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## Policy Memorandum

**To:** Stakeholders and Interested Parties

**From:** Miles V. McEvoy, Deputy Administrator

**Subject:** Synthetic Algicides, Disinfectants, and Sanitizers Allowed in Organic Crop Production

**Date:** Approved on June 6, 2014

This memorandum clarifies the allowance of synthetic algicides, disinfectants, and sanitizers in organic crop production.

### Issue:

The National Organic Program (NOP) received a request to clarify whether a material allowed under [7 CFR § 205.601\(a\)](#) may be used as an ingredient to control algae *within* a product formulation if the formulated product is not labeled (registered) as an algicide for crop production under the authority of the U.S. Environmental Protection Agency (EPA).

### Policy:

Synthetic materials that are allowed as algicides, disinfectants, and sanitizers in organic crop production are included on the National List of Allowed and Prohibited Substances (National List) at 7 CFR § 205.601(a). Substances listed at § 205.601(a) may be used by organic crop operations only in accordance with the allowances on the National List.

In addition, pesticide products, including algicides, disinfectants, and sanitizers, used in the United States must be registered (licensed) by EPA.<sup>1</sup> Under EPA authority, pesticide use must be consistent with use directions contained on the label or labeling.<sup>2</sup>

This means that in order to comply with both the EPA and USDA organic regulations, pesticide products containing any substance listed at § 205.601(a) as an active ingredient must be registered with the EPA and labeled as an algicide, disinfectant, or sanitizer.

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<sup>1</sup> Minimum risk pesticides are exempt from EPA registration under FIFRA 25(b) criteria. Pesticide devices, such as ozone generators, are also exempt from registration. For more information, see [http://www.epa.gov/oppbppd1/biopesticides/regtools/25b\\_list.htm](http://www.epa.gov/oppbppd1/biopesticides/regtools/25b_list.htm) and <http://www.epa.gov/pesticides/factsheets/devices.htm#2>.

<sup>2</sup> EPA FIFRA Web site: <http://www.epa.gov/oecaagct/lfra.html>.



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The use of an algicide, disinfectant, or sanitizer for a technical or functional effect *within* a product formulation, when the final product is not labeled as an algicide, disinfectant or sanitizer, is not consistent with the allowance of materials listed at § 205.601(a) of the National List.

This policy memo does not affect the use of inert ingredients that are otherwise permitted in pesticide products at § 205.601(m) of the National List.

In compliance with [NOP Policy Memo 11-4: Evaluation of Materials Used in Organic Crop, Livestock, and Handling Operations](#), this memorandum serves as clarification to all certifying agents and material evaluation programs about the status of alginicides, sanitizers, and disinfectants allowed in organic crop production. Prior use of a branded (formulated) input product that was previously approved by an accredited certifying agent is not affected by this memorandum.

Each year, USDA accredited certifying agents (certifiers) must review and approve the use of all crop input products for all applicants for certification and certified operations. During the next review and approval cycle, certifiers must ensure that all crop input products used by organic crop producers comply with this memorandum.

#### **References:**

#### **USDA Organic Regulations ([7 CFR PART 205](#))**

7 CFR § 205.601 Synthetic substances allowed for use in organic crop production.

#### **NOP Program Handbook: Guidance and Instructions for Accredited Certifying Agents and Certified Operations**

PM 11-4 Evaluation of Materials Used in Organic Crop, Livestock, and Handling Operations