# EPA ICR No. 2195.06 OMB Control No. 2070-0169

**ATTACHMENT D**

# Sections 408(b)(2)(A)(ii) and 408(e)(1)(C) of the Federal Food, Drug, and Cosmetic Act

**FFDCA Section 408(b)(2)(A)(ii)**

**(b) AUTHORITY AND STANDARD FOR TOLERANCE.—**

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1. **STANDARD.—**
   1. **GENERAL RULE.—**

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**(ii) DETERMINATION OF SAFETY.**—As used in this section, the term “safe”, with respect to a tolerance for a pesticide chemical residue, means that the Administrator has determined that there is a reasonable certainty that no harm will result from aggregate exposure to the pesticide chemical residue, including all anticipated dietary exposures and all other exposures for which there is reliable information.

# FFDCA Section 408(e)(1)(C)

1. **ACTION ON ADMINISTRATOR’S OWN INITIATIVE.—**
   1. **GENERAL RULE.—**The Administrator may issue a regulation—

\* \* \* \*

**(C)** establishing general procedures and requirements to implement this section.