

STATE FIFRA ISSUES, RESEARCH & EVALUATION GROUP (SFIREG)
Full Committee Meeting

June 13, 2016	EPA POTOMAC YARDS, ARLINGTON, VA	8:00 am
Called by	Cary Giguere, SFIREG Chairperson	
Note Taker	Amy Bamber, AAPCO – SFIREG Executive Secretary	
Attendees		
Agenda		

YVETTE HOPKINS, EPA/OPP/FEAD	OPP UPDATE
Description	<i>Report on status of current activities of OPP that affect pesticide registration and label interpretation issues, and other “hot topics”.</i>

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Discussion

- Third quarter of registration review, coming out around June 29th: malathion reregistration, copper reregistration is also coming up
- Resistance management PR Notices. Presented to PPDC last month. One is for all ag pesticides, one for just herbicides. Comment period August 2nd.
- Hopkins introduced Lance Wormell, acting GISB chief. Has been in OPP for 13 years, mostly in regulatory divisions. Came to EPA in rereg/reg review (msma, catadylic acid, and antimicrobials, cca in wood), then moved into the IT division, systems design. From there stayed in AD as IT, then branch chief in AD registrations—one thing he saw missing is opportunity to work on implementation side. Another reason he is here is to discuss the future of FEAD, and GISB...they are staffing up and they do realize that folks have left and they haven't backfilled for the key people. But the message he is passing on is that EPA is investing in this program. Starting some new folks this summer, interviews are done. Looking forward to increasing service. Very open to communicating.

Giguere asked about SLITS response times, which seems to have increased. Another concern is the label accountability workgroup, which appears to have been let go since Nicole Zinn/Jim Roloefs left. It was an incredible resource and state use of the SLITS has gone down because the responses have been lacking in quality and consistency. Giguere asked that this be reprioritized as Lance takes on his new role. Rabe echoed the need. Jones brought up a situation with a blackberry case where the SLITS response to a state question was incorrect. Giguere added that he has received several other examples of incorrect answers.

Moses agreed that SLITS is very important. He added that he would like a 25b contact to verify that a product is appropriately labeled as a 25b. Wormell agreed that GISB will review slits requests. Wormell agreed to review 25b products or to send them directly to the product manager for the a.i. How to best communicate?

DENNIS HOWARD, MD, AAPCO PRESIDENT	AAPCO REPORT
Description	
Discussion	<ul style="list-style-type: none"> • The BOD will be meeting soon to replace John Peckham as our liaison to PPDC. • We will be meeting this afternoon with EPA upper management, please see Howard with any concerns. • Howard, Corey, and Giguere will be attending the national program managers meeting tomorrow afternoon.

BONNIE RABE, SFIREG POM CHAIR, NM	PESTICIDE OPERATIONS AND MANAGEMENT WORKING COMMITTEE REPORT
Description	<i>Report on committee activity. Goal is provision of information and identification of any further action needed by POM.</i>
Discussion	<p>Rabe began by discussing the JWC meeting in April in Denver. Aside from Cannabis, Rabe reviewed the topics covered at POM, and specifically brought up Enlist duo and Extend and the issue of having the seed available but not the labeled products. Still waiting to see that issue resolved. Also mentioned that there will be a survey related to training for credentials coming out soon.</p> <p>Moses asked about the MP3 measures...Rabe stated they are final and posted and are suggested.</p>
Action Items	

KIRK COOK, SFIREG EQI CHAIR, OR	ENVIRONMENTAL QUALITY ISSUES WORKING COMMITTEE REPORT
Description	<i>Report on committee activity and current issue papers under development. Goal is provision of information and identification of any further action needed by EQI or Full SFIREG.</i>
Discussion	Please see attachment.

LEO REED, IN	METHOMYL
Description	<i>Is the methomyl agreement working? State issues with the graphics on the label.</i>

<p>Discussion</p>	<p>Reed brought the committee up to speed on the issue. Originally POM requested RUP due to misuse on raccoons. Eventually the agency determined they didn't want to utilize the RUP classification, and agreed to work with the registrant (WellMark is the primary registrant) to put mitigation measures in place. The measures were to reduce the product package size, and to change label language. This resulted in a symbol using a raccoon in a red circle with a line through it (similar to a no smoking symbol). The states believed this actually advertised the use as effective against raccoons, rather than discouraging use against raccoons. After speaking to the registrant, Reed told the committee that the registrant is willing to take the symbol off the label, but needs EPA's agreement. SFIREG voted to formally request EPA allow the symbol to be taken off. Reed motioned, Bailey seconded. There were none opposed and the motion carried.</p> <p>An additional issue Reed brought up is the lack of a communication pathway between the USFWS and EPA regarding misuse of pesticides on TES. In his research Reed has found a press release from USFWS detailing with enforcement actions taken due to the death of bald eagles by methomyl poisoning. EPA was not aware of the case. Indiana has put in a Freedom of Information Act request to USFWS, which is the only way the agency will release information on the case. This is a continuing issue, and at this time neither federal agency appears to be very interested in bridging this communication gap. Unfortunately this significantly hampers understanding of pesticide misuse impacts on wildlife species. Other states said that they have had similar issues with communication disconnects with both federal and state wildlife agencies.</p> <p>Giguere asked for clarification regarding if the mitigation measures (new label language and larger packaging) are not found to be effective, is RUP status still on the table? EPA responded yes, if after 5 years there are still misuse issues, the registrant and EPA agreed that the product will be RUP.</p>
<p>Action Items</p>	

<p>KIRK COOK, SFIREG EQI CHAIR, OR CARY GIGUERE, SFIREG CHAIR, VT</p>	<p style="text-align: center;">PESTICIDE USE ON MARIJUANA</p>
<p>Description</p>	<p><i>Should SFIREG or AAPCO facilitate a process for States to pool resources to help make risk assessment decisions with regard to pesticide use on medicinal, recreational, and industrial cannabis?</i></p>
<p>Discussion</p>	<p>Nicole Zinn, EPA, joined the table for epa in cannabis update. Giguere: states have been meeting to discuss steps forward for a 24c submission. Risk assessment is being put together. Moses submitted a list of products to EPA to ask for feedback for 24c use. Nevada has set action levels for the presence of pesticides in the harvested materials. They use a Red, Yellow, Green system to describe the issues related to some of the products on their approved list. The NV list has been submitted to EPA for review, but they haven't received feedback at this time. Other states are approving labels, and not active ingredients. Each state that has developed a list of approved products for use on cannabis, but they have utilized their own criteria in doing so. Currently OR, CO, WA, CA, and NV are regularly meeting. Zinn requested that she be included or updated as the states meet on cannabis issues. Zinn emphasized that she wants to work collaboratively with the states as we move forward. Moses also brought up the need for hemp labels. The committee looked at EPA Reg. No. xxxxxxxx, which allows use on hemp. On this label hemp is included as an oil crop, although it is not part of the oil crop grouping. The label is being reviewed by EPA currently. Laura Mensch, DE, asked about tobacco overlap? CO requires approved products have an a.i. that has been labeled for use on tobacco, but they also require a food use. As we move into products with tolerances, food use is an issue. See the April 2016 Joint Working Committee meeting minutes for more. Comstock asked about FDA's involvement? Zinn agreed, and said that EPA and FDA have begun discussing some of these issues.</p>
<p>Action Items</p>	
<p>SFIREG COMMITTEE MEMBERS</p>	<p style="text-align: center;">REGIONAL REPORTS</p>

Description	<i>Each SFIREG member will be given 5-6 minutes to provide a report on key issues raised at the pre-SFIREG meetings. Goal is provision of information and identification of any further action needed by SFIREG.</i>
Discussion	Region 1; Region 2; Region 3; Region 4; Region 5; Region 6; Region 7; Region 8; Region 9; Region 10
Action Items	

ALAN BOUT MARDI KLEVS, EPA R5 DAVE SCOTT, IN, POM	LABEL COMPARISON TOOL DEMONSTRATION AND DISCUSSION
Description	
Discussion	Please see presentation.
Action Items	

JUNE 14, 2015	EPA POTOMAC YARDS, ARLINGTON, VA	8:30 am
Called by	Cary Giguere, SFIREG CHAIR, VT	
Note Taker	Amy Bamber, AAPCO SFIREG Executive Secretary	

MIKE GOODIS, EPA/OPP	UPDATE ON DRAFT PROPOSAL TO MITIGATE EXPOSURE TO BEES	
Description		
Discussion	<p>Goodis the proposal issued last summer, 113000 comments, just shy of 500 unique comments. Have been going through them. We have completed that review and are at the stage now conducting internal management discussion on steps forward and are working on finalizing this policy by the end of this calendar year. A couple other things, some of the comments....MP3 symposium organized to help share experiences and provide information to others. Afterwards had a survey following ght symposium ad received positive feedback. About 130 participants. About 47 states have stated they intend to or have completed their MP3 plans, which is encouraging.</p> <p>More flexibility regarding applications under certain conditions, taking a more calculated risk based approach which would not exceed a tox threshold for bees, also heard from growers, esp cucurbits/seed/stone fruits/pome fruits, nuts and berries. Also looking for flexibility to accommodate their requests. Right now working within a framework and filling it in. Policy and implementation plan should be completed by end of year.</p> <p>Questions? Jones, looking at the USDA census data with a 44% death—has that been mined to understand the numbers better ? Goodis, we are looking at it, but don't have some of that information.</p> <p>Goodis also mentioned that one of the issues the agency is trying to work through. And how to evaluate the success of the plans? Each plan is state /tribal specific. How can EPA evaluate nationwide success? Still trying to work through that.</p> <p>Jones...follow up, states have spent considerable resources to put so many things into place to help this effort. Would be nice to see success. Goodis agreed and offered that the states have done a terrific ajob and it seems just right. Positive.</p> <p>Constock—some discussion from regional folks about the stages of the imidocloprid risk assessment plan is by the end of the calendar year to have the complete eco assemssments, and in addition pollinator specific risk ass for the other neonics, and following hthat they would have the remainder of the taxa as well. Its is a staged process moving forward, general concept is as we receive data they will update the risk assessment . So the pollinator subsection will be done first, then the rest of the taxa, and any new info will be incorporated in the updated assessment.</p>	

CORY COOLEY, SFIREG REGION 10, OR	DISINFECTANT RTU LABELS AND PPE
Description	
Discussion	See presentations
Action Items	

LIZA FLEESON, VA	ZIKA-SURVEY SUMMARY AND UPDATE
Description	
Discussion	See presentation
Action Items	

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SHIRLEY FAN, EPA/OECA	OECA UPDATE
Description	<i>Report on OECA activities that affect SLA enforcement programs. Goal is provision of information and identification of any further action needed by SFIREG</i>
Discussion	
Action Items	

LEO REED, SFIREG REGION 5, IN ANTHONY LAMANNO, SFIREG REGION 2, NY KEVIN KEANEY, EPA/OPP	DISCUSSION: CERTIFICATION AND TRAINING RULE, WPS RESOURCES, GOALS, AND EXPECTATIONS
Description	
Discussion	See presentation
Action Items	

LIZA FLEESON, ASPCRO PRESIDENT, VA	ASPCRO UPDATE
Description	See presentation