

Special Local Need (SLN) Labels & Registration Review

**STATE FIFRA ISSUES RESEARCH & EVALUATION GROUP (SFIREG)
JOINT MEETING OF THE ENVIRONMENTAL QUALITY ISSUES (EQI) AND
PESTICIDE OPERATIONS AND MANAGEMENT (POM) COMMITTEES**

Virtual

April 11-12, 2022

**Amy N. Brown (FL), POM Chair
Matthew Bucy (OR), POM member**

Registration Review

Registrants must submit amended FIFRA Section 3 and 24(c) (i.e., SLN) labels as a part of the registration review process to the EPA's Pesticide Re-evaluation Division (PRD)

Registrants have 60 days from the issuance of the Interim or Final Decision to submit their amended labels with the required mitigation language

Issue Summary

- Registrants received EPA requests to add mitigation label language, as required by Registration Review, onto SLN labeling
 - Language is duplicative of what is already required on the Section 3 label
 - SLN labels already have a statement referring the users to the Section 3 label for full use directions
 - Disconnect with state process
 - Registrants are concerned that amended SLN labels are being submitted to EPA without notifying the states
 - Do registrants need to have their SLNs approved by the state prior to submitting them to EPA?
 - 60-day timeline could be difficult for registrants to receive state approval prior to submitting to labels to EPA
- Registrants would like to understand the process, between PRD, RD and States, regarding registration review mitigation language requirements for SLNs
- Many states were unaware of the registration review process included SLN labels

Issue Summary

- SLA was cc'd on SLN acknowledgement letter from EPA to registrant
 - SLN label was amended to comply with Interim Decision
 - SLA was not aware that this label was being amended
 - The letter did not advise registrants to work with the state
- Two major questions
 - Which updates must be made to the SLN label?
 - What is the role of the SLA in this process?

For State Local Need (SLN) registrations, registrants are responsible for submitting the labels to EPA. Determine whether the labels need to be amended. At the very least, EPA requires the inclusion of the Mode of Action box for resistance management. Contact your state agency before submitting the SLN labels to EPA. Your state agency may require additional actions prior to submitting your labels to EPA.

EPA/PRD Response

Above is the language regarding SLN submissions that EPA added to the letters Chemical Review Managers send to the registrants after Interim Decision publication

EPA Acknowledgement Letter

Dear **Mr./Ms. LAST NAME or FIRST NAME LAST NAME**:

The Agency acknowledges receipt of the label for the above-listed Special Local Need (SLN) registration pursuant to Section 24(c) of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, submitted to support the Registration Review of **CHEMICAL**. The Agency has completed its review of the SLN label and acknowledges that the label, as amended, complies with the **CHEMICAL [CHOOSE EITHER Final OR Interim] Decision(s)**.

We have placed a copy of the amended SLN label in our files. Please inform your state agency and work with them if additional actions are needed. If you have any questions, please contact **name** by phone at **(703) XXX-XXXX** or via email at **last.first@epa.gov**.

Sincerely,

Cc: RD PM contact
RD MUERB PM contact
State regulatory contact

Additional Information

Label Content

- Amended SLN labels submitted to PRD are only required to have the Mode of Action, if they have a statement referring to the Section 3 label for full use directions
- If the SLN label “mimics” the section 3 label, the amended SLN must include all the required mitigation language

Submission and Review Process

- PRD does NOT require the SLN application (8570-25) to be submitted with the amended SLN labels
- No new uses/changes should be submitted to PRD as part of registration review. Any changes/revisions to the SLN should be submitted through the Registration Division’s (RD) Minor Use and Emergency Response Branch (MUERB)
- PRD should approve the amended section 3 labels prior to the amended SLN labels
- PRD will upload the amended SLN label into the Pesticide Product and Label System (PPLS)
- RD/MUERB does not need states to re-submit the PRD acknowledged SLN labels. They only need to submit them if there are additional changes/revisions to the SLN label

Expiration Dates? Response From EPA

1. When a SLN label expires and **has been submitted** under Registration Review:
 - PRD will check with RD if there is a pending action regarding label
 - If there is pending action, PRD and RD will coordinate and combine actions if necessary. PRD will inform registrant of action
 - If there is no pending action in RD, RD will work with the State. State would coordinate with registrant to make sure reg review language is on label with updated expiration date and this label would be submitted to RD/24(c) mailbox. RD will coordinate with PRD to make sure reg review language is updated correctly
2. When a SLN label expires but **has NOT been submitted** under Registration Review:
 - State and registrant should work together to update the expiration date
 - If changes to the label include only the expiration date and the reg review mitigation, registrant would submit the SLN to PRD under Reg Review
 - If changes to the label beyond the expiration date and reg review changes are needed, States should submit those revisions through RD. PRD and RD will coordinate to review the label

Process Summary

EPA/PRD notifies registrant to submit SLN labels and to contact the SLA



Registrant contacts SLA



Registrant submits SLN labels to EPA/PRD



EPA/PRD sends acknowledgement letter to the registrant



Registrant works with SLA if additional actions are needed



If additional revisions are needed SLA submits revised SLN to
EPA/RD/MUERB

Ideas for Capturing Process

- Add to EPA's Guidance on FIFRA 24(c) Registrations Webpage
- Add to the AAPCO's FIFRA Section 24(c) Draft Guidance
- Any Other Ideas?