

Report to SFIREG (June 2025): Activities of the Pesticide Operations and Management (POM) Working Committee. Amy Brown, POM Chair, Florida Department of Agriculture and Consumer Services

Submitted May 29, 2025, by Amy Brown

The POM Working Committee is focused on registration, certification, and enforcement related pesticide issues of national or regional importance.

POM has met 3 times (virtual), January 9th, March 27th and May 13, 2025, to discuss our topics, actions items, agenda for the Spring JWC and June Full SFIREG.

The Spring Joint Working Committee (JWC) meeting was held, April 7-8, 2025, at the North Carolina Department of Agriculture and Consumer Services, Raleigh, NC. The POM, EQI and ESI working committees met together, toured the laboratory and had breakout sessions to discuss issues in detail within each committee. POM welcomed 4 new members. Current POM members are Amy Brown, Chair (FL), Jimmy Hughes (DE) (2027), Sarah Caffery (IN) (2025), Morgan Griffith (VT) (2025), Alexander Peacock (ME) (2026), Ernesto Lugo (AZ) (2026), Patrick Farquhar (NC) (2026), Matt Cochran (OH) (2027), Joshua Ogawa (CA) (2027), Brittney Owen (OR) (2027) and Matt Sunseri (WA) (2027).

Topics Discussed and Presentations at the Spring 2025 JWC Meeting:

Special thanks to NCDACS for hosting and providing the laboratory tour, especially Pat Jones and Pat Farquhar for making the meeting such a success.

Please refer to the meeting materials for papers, presentations and minutes from the Spring JWC meeting on the AAPCO website <https://aapco.org/2015/07/29/working-committees/> compiled by Amy Sullivan, AAPCO Executive Secretary. An outline of the various topics/presentations covered in the POM and JWC joint sessions are as follows:

POM/EQI/ESI Joint Meeting Summary

- AAPCO President Update (Gretchen Paluch, IA, AAPCO President)
- SFIREG Chair Update (Steve Dwinell, VT, SFIREG Chair)
- Office of Pesticide Programs (OPP) Update (Kaitlin Picone, US EPA)
- EPA Office of Enforcement and Compliance Assurance (OECA) Update (Kelly Engle, US EPA)

- **Welcome and Remarks from NCDACS** (Chrissy Waggett, Assistant Commissioner)

- **Pesticides and the Monarch Butterfly Proposed Decision** (Hotze Wijnja, MA, Amy Brown, FL, Kevin Kern, MI Committee Chairs, and Kimberly Nesci, USDA, Office of Pest Management Policy (OPMP))
 - Kimberly Nesci, USDA OPMP presented on their comments/concerns regarding USFWS monarch butterfly proposed rule (comments available on the website)

- **Glufosinate-P Registration** (Hotze Wijnja, MA, Amy Brown, FL, Kevin Kern, MI Committee Chairs and Janet Hou, BASF and Dillon Gabbert, CLA and Kaitlin Picone, EPA Office of Pesticide Programs (OPP))
 - Kaitlin Picone, EPA provided information about the registration
 - Janet Hou, BASF, provided information on the training and outreach requirement outlined as condition in Notice of Pesticide Registration (presentation available on the website)

- **Digital Labeling** (Hotze Wijnja, MA, Amy Brown, FL, Kevin Kern, MI Committee Chairs, and Michelle Arling, EPA/OPP/ Immediate Office (IO), Dan Schoeff, EPA/OPP/IO)
 - Michelle Arling, EPA provided an update of activities related to digital labeling and overview of the new pesticide Metamitron's structured Label (presentation available on the website)

- **Web Distributed Labeling** (Hotze Wijnja, MA, Amy Brown, FL, Kevin Kern, MI Committee Chairs, and Michelle Arling, EPA/OPP/ IO)
 - Michelle Arling, EPA will provided an overview of web distributed labeling and included the differences between web- distributed and digital labeling
- **Rodenticides** (Hotze Wijnja, MA, Amy Brown, FL, Kevin Kern, MI Committee Chairs, and Katie Swift, Rodenticide Task Force Chair)
 - Katie Swift, Rodenticide Task Force gave an update on the activities of the Task Force (presentation available on the website)
- **Pesticide Registration Improvement Act (PRIA) 5 – Bilingual labeling Update** (Hotze Wijnja, MA, Amy Brown, FL, Kevin Kern, MI Committee Chairs, and Dillon Gabbert, Director, State Regulatory Affairs CropLife America (CLA) and Responsible Industry for a Sound Environment (RISE))
 - Dillion Gabbert, CLA gave an update on PRIA Coalition Bilingual labeling Workgroup activities (presentation available on the website)
- **Agricultural Retailer Outreach Program** (Hotze Wijnja, MA, Amy Brown, FL, Kevin Kern, MI Committee Chairs, and Dillon Gabbert, CLA, Industry Reps, TBD)
 - Dillion Gabbert, CLA presented information on the outreach program (presentation available on the website)

POM Session topics, action items and status:

Digital Labeling topic

Amy Brown, FL, Committee members, and Michelle Arling, EPA/OPP/IO, Dan Schoeff, EPA/OPP/IO, Mark Lewis, Caliper

- Discussion on state registration processes and pain points
- Review the new pesticide Metamitron's structured Label – Registrant submitted the label to EPA as a PDF

Action items:

- 1) Show examples of marketplace labels (made from digital labeling process), where a multi-label search can be done – Mark Lewis, Caliper
- 2) Share Caliper's response to white paper with POM – Michelle Arling, EPA
- 3) Recirculate links and benefits for digital labeling – Michelle Arling, EPA
- 4) Set up next meeting with EPA and Caliper – Amy Brown, FL

Status: Ongoing

Michelle Arling, EPA will reach out to POM when Caliper is able to provide the demonstration of a digital system's ability to search across labels and schedule our next meeting. Additionally, we are waiting on the white paper, links and benefits for digital labeling.

Web Distributed labeling topic

Amy Brown, FL, Committee members, and Michelle Arling, EPA/OPP/IO

- Continued discussions between POM and EPA
- Answers to PRE-SFIREG Questions

Action items:

- 1) Provide answers to PRE-SFIREG Questions and share with EPA for confirmation – Amy Brown, FL

Status: Completed

Amy Brown, FL drafted answers to questions and shared with Michelle Arling, EPA for her review and feedback. Michelle provided feedback and the answers are part of the June 2025 Full SFIREG meeting materials titled "POM Answers to Questions - Web Distributed Label Concerns and Questions from SFIREG Regional reports Dec. 2024."

Feed and Pesticides Guidance

Sarah Caffery, IN, Morgan Griffith, VT, and POM committee members

- Update on progress towards the guidance – Shared DRAFT Feed Through Pesticide Regulations Decision Tree

Action Items:

- 1) For PRE-SFIREG, share decision tree with updates from POM session - Morgan Griffith, VT
- 2) Volunteers to help Morgan and Sarah - Ernesto Lugo, AZ and Matt Sunseri, WA

Status: Ongoing

The topic and DRAFT Feed Through Pesticide Regulations Decision Tree was shared with regional SFIREG reps to include in their PRE-SFIREG meetings to consider in preparation for the June Full SFIREG. The following information was provided to the reps:

The POM Working Committee has been looking at the issue of pesticides added to feed to control animal pests (e.g. flies in manure). The regulation of these "feed-through" pesticides can present challenges to SLAs because some of these products may be combined with FDA regulated drugs in feed. The POM WC has developed a draft decision tree regarding the regulatory status of these products (attached). POM is working on expanded introductory language and a set of FAQs.

- Are SLAs encountering any issues with these products?
- If so, can you provide examples of labels that are at issue
- Please provide any FAQ suggestions to Amy Brown, POM Chair, at amy.brown@fdacs.gov.

Currently awaiting feedback from the PRESFIREG reports.

Non-Notification Topic

Amy Brown, FL, Sarah Caffery, IN, POM committee members

- Review collaborations between POM and EPA
 - Non-notification related to bilingual labeling topic
 - Discuss progress of revising the Pesticide Labeling Q & A to reflect that when it comes to QR codes, only Spanish labeling can be done by non-notification.
 - Notes: From our last meeting with PRD (Nov. 2024), they were working with the EPA labeling committee to update the Q & A. POM requested EPA share the draft Q & A prior to posting on the website.
 - Pesticide Registration Notice (PRN) 98-10: Notifications, Non-Notifications and Minor Formulation Amendments revisions topic.
 - Discuss progress of revising PRN 98-10
 - Notes: From our last meeting with RD (Nov. 2024), EPA is planning to revise PRN 98-10 by the end of 2025. It will go out for public comment. POM shared issues with the notice and requested EPA share draft and continue to engage POM with the revision process.

Action items:

- 1) For Full SFIREG – List out what is needed from EPA – Amy Brown, FL and Sarah Caffery, IN

Status: Ongoing

EPA RD met with POM on May 22, 2025, and share revisions to PRN 98-10, and POM provided feedback at the meeting. The next step is to send to EPA upper management and OGC for their review. Therefore, it is likely to change prior to being put out for public comment.

EPA also plans to update the Pesticide Labeling Q & A to reflect the revised PRN 98-10 once it is final.

POM would still like to review the Pesticide Labeling Q & A prior to it being posting on the website. There is nothing outstanding from EPA currently, the PRN and Q & A will need to continue through the EPA regulatory process.

EPA Label Amendment Cover/Acceptance Letters Topic

Amy Brown, FL, Sarah Caffery, IN, POM committee members

- Review discussions between POM and EPA
 - Oxadiazon example -POM raised concerns regarding oxadiazon going to RUP without states being notified (except for the label amendment cover letter). Moving forward, EPA PRD will flag anything changing to RUP in the quarterly reg review action summaries that are distributed to AAPCO members.
 - Are there any additional ideas for state notification?
 - [Restricted Use Products \(RUP\) Report | US EPA](#)
 - Follow-up to the topic and question, what are states supposed to do with the label amendment cover letters regarding enforcement?
 - What are states currently doing with the letters regarding enforcement?
 - Does POM need a discussion with EPA OECA regarding when would states need to utilize the information from acceptance letters for enforcement activities.

Action Items:

- 1) Check with EPA to see if quarterly reg review action summaries will still be distributed to AAPCO members -Cindy Wire, EPA
- 2) Draft information for Amy Sullivan to send to AAPCO members and for Steve Dwinell to include in PRE-SFIREG meeting information. [Restricted Use Products \(RUP\) Report | US EPA](#) - Amy Brown, FL
- 3) Draft Question for PRE-SFIREG meetings regarding what states are doing with letters regarding enforcement letters for awareness only – Amy Brown, FL and Steve Dwinell, VT

Status: Ongoing

- 1) POM is waiting to see if quarterly registration review action summaries will be provided to share with AAPCO members. Amy Brown, FL e-mailed EPA for a status update on the action item.
- 2) Amy Brown, FL drafted the RUP information, and it was shared with regional SFIREG reps to include in their PRE-SFIREG meetings to consider in preparation for the June Full SFIREG. The following information was provided to the reps:

POM has been looking into the issue of how states are notified by EPA when a general use pesticide is reclassified to a Restricted Use Pesticide (RUP). This may occur during the EPA registration review process. For oxadiazon [US EPA, Pesticide Product Label, 52287-24](#), the EPA identified the need for this product to be classified as RUP, the acceptance cover letter was the only notification.

POM identified that EPA provides a [RUP Report](#) it was last updated on March 17, 2025. The RUP report includes the following items for active restricted-use registrations:

- registration number;
- product name;
- company number;
- company name;
- percent active ingredient(s); and
- active ingredient(s).

This report can be a helpful tool for states to use, for example as a cross reference to their state registration systems ensuring products are classified correctly. This information is provided for states awareness only and there is no requirement to utilize it.

POM reached out to EPA and asked, “How often is the RUP report updated?” EPA responded that they could not give an exact answer, but said, it looks like it was updated approximately quarterly. If states want to look up particular active pesticide products, they can consult the EPA’s Active Pesticide Product Registration Informational Listing (APPRIL) database. It is updated daily.

https://ordspub.epa.gov/ords/pesticides/f?p=APPRIL_PUBLIC:2

- 3) Amy Brown, FL drafted the EPA label acceptance cover letters information, and it was shared with regional SFIREG reps to include in their PRE-SFIREG meetings to consider in preparation for the June Full SFIREG. The following information was provided to the reps:

POM has been looking into the issue of EPA label acceptance cover letters. New and amended pesticide product labels include acceptance cover letters addressed to the registrant from EPA. These letters include terms and conditions of product registration (i.e. reclassified to RUP, required timeframes to distribute or sell must bear approved amended label). There has been much discussion between EPA and POM on what states are required to do with the letters regarding enforcement.

Examples:

- [US EPA, Pesticide Product Label, 279-9614](#)
- [US EPA, Pesticide Product Label, 52287-24](#)

EPA has stated that the terms and conditions of product registration and registration review decisions are always case-specific. However, EPA agrees that the examples provided include terms and conditions outside of the timeframe of 18 months for typical label amendments and 12 months for label amendments coming out of registration review (see 40 CFR 152.130). Unique case-specific decisions like these are likely to continue as EPA encounters unique situations and implements Biological Opinions. Registrants are required to comply with these terms and conditions that accompany the registration of their products.

No change in frequency or tracking of marketplace inspections is expected or requested of SLAs to address these specific circumstances. More broadly, EPA has no expectations beyond considering federal terms and conditions of registration as SLAs currently do through core activities.

- What are states currently doing with the registration cover letters regarding enforcement?

Currently awaiting feedback from the PRESFIREG reports.

Respirator PPE Topic

Chapter 10 (WPS, including PPE) of the Label Review Manual needs updating to reflect proper respirator statements for labels. Committee discusses status of revisions to manual.

Action Items:

- 1) Waiting for EPA to revise Chapter 10, Chapter 11 updated in December 2024 – keep on JWC agenda for Fall 2025– Ernesto Lugo, AZ

Status: Ongoing

Will be a topic for the POM session at the JWC Fall meeting

Pesticide Devices Making Public Health Claims – Issue Paper

Issue paper submitted December 2019 https://aapco.org/wp-content/uploads/2021/06/sfireg-issue-paper-pesticide-devices-and-public-health-claims_01_16_2020.pdf.

Action items:

- 1) For Full SFIREG agenda, why is this taking so long? This is a serious public health issue. – Amy Brown, FL

Status: Ongoing

The issue paper was submitted to EPA December 2019, we are still waiting on a formal response to the paper, this is a serious public health issue, will be a topic for the POM session at the JWC Fall meeting

25(b) Rulemaking Topic

There has been no movement on rule making. The AAPCO 25(b) workgroup was meeting the following day to discuss drafting a white paper requesting updates/movement to the rulemaking process.

Action items:

- 1) Connect with Daniel Duer, workgroup chair to offer POM assistance with the white paper – Sarah Caffery, IN
- 2) Ask for a AAPCO 25(b) workgroup update at the Fall JWC – Ernesto Lugo, AZ

Status: Ongoing

The AAPCO 25(b) workgroup is the lead on this topic, POM can assist if needed.

Biostimulant topic

Question for states does Beneficial Substances which includes biostimulants come under Fertilizer or Pesticides in your state?

POM had a Round Robin discussion, most Beneficial Substances will be in the Fertilizer world and are adopting the Association of American Plant Food Control Officials (AAPFCO) model Beneficial Substances bill.

Action Items:

- 1) Provide Josh Ogawa, CA's contact information to Jon Krei, ND. Josh can provide a pesticide perspective at an upcoming meeting in CA – Sarah Caffery, IN

Status: Completed

Bilingual labeling Survey topic

With all the questions from registrants regarding state approval of amended labels, in regard to bilingual labeling, Amy Brown, FL. suggested a survey that would capture state requirements, this would help states and registrants.

Action Items:

- 1) PRIA Coalition Bilingual labeling Workgroup has a list of questions for states regarding approval process of amended labels via non-notification, they can share with POM for a survey – Shannon Whitlock, Corteva and workgroup co-chair
- 2) POM will share questions with the AAPCO Industry workgroup and solicit feedback– Amy
- 3) POM will compile survey for Amy S. to send out to AAPCO members – Amy

Status: Completed

Amy Brown, FL reached out to Shannon Whitlock, Corteva to see if the workgroup was still interested in a survey or have registrants already polled states themselves. The response was, we did survey the CLA/RISE LWG in April about outstanding questions and priority topics for discussion amongst the LWG. Based on responses, most of the group seems to feel comfortable with Bilingual Labeling implementation at this point as most of our questions are being answered in real time as we work through the submissions with the respective states.

The consensus is that an SLA survey is not needed currently.

Bullzeye Label topic

Jimmy Hughes, DE shared the issue; while reviewing the Bullzeye Label with EPA Reg. No. 42750-61-534 he noticed under section 8.1 – Drift Precaution it has listed one buffer of 100 feet and then buffers of 500 feet or more. Based on other glyphosate labels we believe these buffers were supposed to be under the aerial drift precautions and not under “all uses”. Currently how the label is worded these buffers apply to all applications, which would basically make it impossible to apply this product according to label in the state of Delaware based on the size of our fields and their proximity to non-target vegetation.

This was an error and should only apply to aerial and not all uses.

Jimmy had put the label issue into slits, with no reply.

Action items:

- 1) Follow up with registrant – Jimmy Hughes, DE

Status: Completed

Jimmy Hughes, DE sent the registrant correspondence with EPA to POM members and Kaitlin Picone, EPA. EPA responded the pesticide product, Bullzeye, Label 42750-61-534 topic, RD received the non-PRIA amendment submission from the registrant on this product related to making those edits to the aerial buffer language, and currently the action is being processed. If the agent has more questions, they can reach out to Emily Schmid at Schmid.Emily@epa.gov.

Apitablet topic:

Pat Farquhar, NC shared that a product called Apitablet was being analyzed by their lab. The ingredients on the label include thymol which is a pesticide. They have shared the results with OECA. No action Item for information only

There are many topics/issues POM continues to follow and discuss, however at this time, we do not have any items requiring action to be taken by Full SFIREG.

POM Resources

- Location on AAPCO website:
 - <https://aapco.org/documents/>
- **SFIREG Multiple Products Packaged Together (MPPT) Registration Review Guidance**
 - the term “MPPT” includes all versions of kits, co-packs and multipacks that contain at least one federally registered pesticide product. MPPT can contain one or more FIFRA-regulated products or in some cases, FIFRA-regulated products along with one or more non-FIFRA products.
 - <https://aapco.org/wp-content/uploads/2022/10/Oct-MPPT-Guidance-Document-POM-revisions-08-08-22-2.pdf>
- **SFIREG FIFRA Section 24(c) Guidance**
 - https://aapco.org/wp-content/uploads/2024/03/aapco-sfireg-pom-section-24c-guidance_final.pdf
- **SFIREG New Requirements for Paraquat-Containing Products Frequently Asked Questions**
 - https://aapco.org/wp-content/uploads/2023/05/Paraquat-FAQ-Document_5-22-23_rev_1.pdf

Save the Date:

Fall Joint Working Committee Meeting:

September 15-16, 2025

Location: Grand Rapids, Michigan Department of Environment, Great Lakes and Energy



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