

## Meeting Minutes

### 2005 Mid-Year Meeting, Board of Directors

**February 27, 2005**

President George Saxton called the meeting to order at 1:08 pm and thanked National Pest Management Association (NPMA) for supplying the room and refreshments.

Steve Dwinell gave the Annual Meeting Planning Committee report. The annual meeting is planned for August 29 - 31, 2005, and will be held at the Hilton Hotel in downtown Indianapolis, Indiana. A recent copy of the tentative agenda was submitted to the Board for review and comment. A brief description of the agenda was then given. This year the meeting has the theme "Improving Professionalism". This theme involves both the regulator as well as the regulated community.

Future annual meetings are planned for New Orleans, LA for 2006 and in Charleston, South Carolina in 2007. To date, those are the only sites that have contracted hotels. Next year's meeting in New Orleans will be ASPCRO's 50th anniversary. President and Historian George Saxton will publish the complete up-to-date historical record for that meeting.

Introductions were then made around the room. Board members present were: President George Saxton, Vice President Steve Dwinell, Secretary Raymond Siegel, Immediate Past President Carl Falco, Treasurer Grant Bishop, At-Large members, Bonnie Rabe, Derrick Lastinger, and Bob Bailey. Others in attendance were: L. Matthews, F. Gasperini, T. Diederich, J. Wright, J. McCauley, J. Harron, B. Simoneaux, M. Kyle, A. Krygsman, L. Gervase, R. Rosenberg, A. James, J. Hott, J. Case, and N. Goldenberg.

Ray Siegel reported that there was no activity to report on for the E-Commerce and New Technologies Committee.

Carl Falco reported on the Building Codes Committee. The committee has not accomplished what they were initially commissioned to do, review current building codes and identify problem codes with respect to pesticide treatments. The International Code Council (ICC) code hearings are being held this week. Ray Siegel will be representing ASPCRO and commenting on a proposal submitted by NPMA. Carl gave a brief background on how ASPCRO became involved with reviewing and commenting on building codes. It initially started with commenting on rigid foam board issues and went to all three major code councils. Historically, termite control has not been an agenda item on these three codes and the new combined International code, International Residential Code (IRC). ASPCRO will also comment on other proposals to be presented such as issues regarding preservative treated wood and foam board installation.

No report was made for IPM in Schools Committee.

Carl Falco reported that the Termiticide Label Review Committee (TLRC) has provided comments to EPA on one product this past fall. The committee is quite busy now reviewing two to three products over the past six to eight months. The TLRC has also been scheduling quarterly meetings and have been meeting jointly with the Termiticide Standards Committee at these meetings as well.

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Steve Dwinell reported that the Termiticide Standards Committee (TSC) has also been active recently. The TSC has been meeting quarterly with the TLRC and with US EPA OPP. The first joint meeting was held in December and the next joint meeting is scheduled for February 28, 2005. The TSC has proposed a revision to the current standards, 810.3600. US EPA is now looking at these revisions to comment. These revisions consist of standards for efficacy on soil applied termiticides and incorporate other termite control methods as well. EPA needs guidelines established to assist states with efficacy standards questions that arise. There is a mechanism in place to allow interaction between the TLRC, TSC and the Termiticide Scientific Review Panel (TSRP). This interaction assists in providing answers or guidance with evaluating data without compromising confidentiality issues. The TSRP only makes comments if the product in question has been seen by the TSRP and if the data protocol approved by them was followed. ASCPRO is also going to host US EPA OPP at a week long termite training program. This training is scheduled to be held in Georgia during June. This training is to assist US EPA with their understanding of the issues presented to states and to foster the good working relationship that ASPCRO has developed with EPA. There will be industry involvement as well as researchers and state regulators.

No report was presented for the Termite Pretreat Committee. President Saxton reported that he will take a long look at the direction this committee is currently taking and may refocus the committee or take other action as needed.

President Saxton gave a brief history on the Structural Training for Inspectors Committee and how this committee came into being. The committee has evolved and Frank Crull is developing an interactive CD/DVD to address the basics for new inspector training. The budget for this committee has already been exhausted on software supplies and Frank Crull will be requesting additional funding for this committee to produce a product. The consensus of the Board was to review a syllabus for the CD/DVD before the committee goes any further. Also, the Board would like to see a presentation at the next Board meeting or to have access to the committee at the next scheduled meeting, presumably at the annual meeting in August. President Saxton will contact Frank Crull to inform him of the Board's wishes and to determine the committee's progress and direction.

Secretary Siegel reported that the August Executive Board Minutes and the annual meeting minutes were posted on the web page for review and comment.

Treasurer Bishop reported on the status of the Association's funds. Dues requests were sent out with 22 states responding to date. The current balance is \$37,850. This balance is \$8,800 up from last year at the same time due largely to a decrease in travel between the annual meeting and the mid-year Board meeting.

President Saxton commented that Indiana has constructed applicator training throughout the state and used ASPCRO as treasurer. This is due in large part to the State Chemist Office's difficulty in receiving money and paying for expenses. This traveling training program was beneficial to both sides. It gave Indiana the ability to provide the training sessions and it made ASPCRO money. If there were accompanying sponsorships for the training program, it potentially could make thousands of dollars of revenue for ASPCRO. This idea is going to be presented at the annual meeting to describe what states can do to help provide required training to applicators while allowing ASPCRO to handle the money. This program would need a contact person or a committee

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to facilitate this and monitor the training. There may need to be requirements from the State Lead Agency in order to use ASPCRO in this manner.

Lonnie Matthews was introduced as our new Executive Secretary. Bob Wulforth stepped down as Executive Secretary due to personal time constraints. Lonnie has established a rapport with Tracy Begley, KRS web page consultant, to change and update the ASPCRO website. There is a new link on the main page called "What's New in ASPCRO." This link will go to hot topic issues that are currently being discussed within ASPCRO. Lonnie is also attempting to update the directory on an annual basis. The on-line payment and registration for the annual meeting will also be available for the meeting in Indianapolis, Indiana. The on-line payment should be able to be split between registration and other expenditures and with more than one method of payment.

### **NEW BUSINESS**

#### **Exterior Perimeter Treatments and ASPCRO's Involvement**

As a result of the actions US EPA took last fall, the TLRC and TSC have joint quarterly meetings with US EPA OPP. This is an effort to keep the lines of communication open and to ensure ASPCRO's involvement in the registration process. EPA has committed to attend these quarterly meetings to foster communication and discuss any issues or concerns that may arise. Pest control operators have been surveyed to determine how they typically make liquid soil termiticide treatments. Approximately 1/3 of the respondents indicate that standard practice is to perform mostly perimeter only termiticide treatments.

#### **Chlorpyrifos Phase-Out**

US EPA published a registration revocation notice in 2000 delineating the terms of the chlorpyrifos phase-out. Manufacturers were to stop making chlorpyrifos products for preconstruction termiticide treatments as of December 31, 2004. As of December 31, 2005, chlorpyrifos products are no longer available for use as preconstruction treatments. The question was raised on how states will enforce this revocation notice since this information is not on the label. Carl Falco moved and Ray Siegel seconded that Steve Dwinell draft a letter to US EPA requesting assistance and guidance on enforcing this aspect of the cancellation of chlorpyrifos. The motion passed unanimously.

#### **Ethics Policy**

From time to time at ASPCRO meetings, members have had the opportunity to accompany industry representatives to dinner and other functions. This has evolved from a few ASPCRO members to inviting the entire Board and selected committees along with spouses to dinner or other functions. Industry has begun competing to take the Board out at meetings. This has resulted in ASPCRO's image being tarnished. A proposal of a policy was given to Board members with several provisions for Board and committee members on accepting dinner/gifts while representing ASPCRO. The policy does not prohibit sponsorship of ASPCRO from regulated entities. If there is a question as to if the Board and/or committee is to be "sponsored" by a regulated entity, it would be addressed by the President with consultation by the Board. This policy is designed to make sponsorship and ASPCRO's position more transparent. Several comments were voiced by the Board and by the audience. There is a perception among some members of the regulated community that the only

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way to get a fair hearing from ASPCRO is to entertain the Board and/or committee. Carl Falco moved to adopt the policy as written. Bob Bailey seconded the motion. The motion carried and the policy was adopted.

### **Rodenticides**

John Hott with Syngenta addressed the issue of the current Interim Reregistration Eligibility Decision on rodenticides. EPA is reportedly making a risk assessment without the input of industry. Rodenticide manufacturers and other interested parties have made an ecological risk assessment but EPA has not reviewed this assessment. The industry is requesting ASPCRO to sign a letter crafted by USDA addressing this issue as a member of the user group. ASPCRO needs a copy of the letter and will circulate it among the Board members for comment.

### **NPMA 33 Inspection Form**

There have been some problems arise for states that have state mandated forms and that don't recognize the NPMA 33 form. Some articles or guidance does not clearly delineate those states that require state forms. ASPCRO has been requested to address this problem and discuss alterations in NPMA's guidance and information. Steve Dwinell moved that Carl Falco write a letter to NPMA requesting clearer information on what states allow the use of the NPMA 33 form and what states have state mandated forms. The motion was seconded by George Saxton and the motion passed.

### **ASPCRO Hall of Fame**

James Arceneaux, former regulator from Louisiana, was placed on the ballot for nomination to the ASPCRO Hall of Fame. Jimmy Arceneaux was with the Louisiana Department of Agriculture & Forestry for over thirty years from 1958. He began his employment as an inspector and worked his way up through the ranks to his final position of Assistant Director of Pesticide Waste and Director of the Structural Pest Control Commission. During his many years of service, Jimmy was involved in ASPCRO, serving as Vice President in 1982 and 1983 and as President in 1984 and 1985. Derrick Lastinger moved to accept the nomination and Carl Falco seconded. The motion was passed unanimously. The induction ceremony will take place during the annual meeting in Indianapolis, Indiana.

### **Generic Termiticides**

Generic termiticides have become a real problem with states being able to enforce label claims and efficacy. EPA doesn't address generic products as a new product even when the generic is not the same as the parent. These products are often registered with EPA regardless of the data. The issue is going to be compounded when the non-repellant termiticides come off patent. Generic compounds from the Far East are coming and there are some questions as to the purity and contamination of these products and therefore are potentially problematic due to efficacy concerns. It will continue to become a bigger issue when considering use patterns, amounts of active ingredient available in the product, etc. Labels have a tendency to change on the generic products without being addressed by EPA or by the TLRC. The TLRC views this issue that each generic product is a new product and is subject to the MOU between ASPCRO and US EPA, requiring efficacy data and label review. This problem is also present in the fumigants that are coming off patent, especially in regard to product

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stewardship. This issue will be addressed at the next joint EPA, TSC, TLRC meeting. ASPCRO will help EPA develop a protocol to deal with these products in order to address these concerns.

Steve Dwinell moved that the meeting be adjourned. Bonnie Rabe seconded the motion and the motion passed.

A closed meeting was then held between the Board and Syngenta