



ASPCRO BOARD OF DIRECTORS MEETING
TUESDAY April 4, 2023
1:00 PM EST
HILTON DOWNTOWN LEXINGTON, KY

The ASPCRO Board of Directors meeting was held in person at the Hilton Downtown Lexington in Lexington, KY on April 4, 2023. Those in attendance were:

Board Members:

- ASPCRO President - Ryan Okey, Clemson University Department of Pesticide
- ASPCRO Vice President - Allison Cuellar, Texas Department of Agriculture
- ASPCRO Secretary - John Pitcock, Kentucky Department of Agriculture
- ASPCRO Past President - Liza Fleeson Trossbach, Virginia Department of Agriculture and Consumer Services
- ASPCRO Treasurer – Grant Bishop, West Virginia Department of Agriculture
- ASPCRO BOD Member at Large - Courtney Frazier, Florida Department of Agriculture
- ASPCRO Member at Large - Jerry Seabolt, Tennessee Department of Agriculture
- ASPCRO Member at Large - Christine Wicks, Minnesota Department of Agriculture
- ASPCRO Executive Secretary - Mike Page, Florida

State Lead Agencies:

- Derrick Lastinger, GA Dept of Agriculture
- Dave Huber, VT Agency of Agriculture
- Jon Goodman, KY Dept of Agriculture
- Ryan King, OH Dept of Agriculture
- Joe Parks, OH Dept of Agriculture
- Kevin Gibson, Office of IN State Chemist
- Bill Reid, Office of IN State Chemist
- George Saxton, Office of IN State Chemist
- Amy Brown, FL Dept of Agriculture
- Jay Kelley, Office of IN State Chemist
- Mike Weyman, Clemson University Dept of Pesticides

Industry Representatives:

- Erika Womak, MS State Chemical Lab
- J.D. Darr, NPMA

- E.S. Hoonover, Bell Labs
- Bonnie Rabe, Rollins
- Jim Fredericks, NPMA
- Chris Gorecki, Rollins
- Chris Davis, Rentokil Terminix
- Alvin Harris, DOEE
- Marie Horner, NCPMA
- Jay Brill, ENVU
- Jim Wright, BASF
- Rick Bell, Arrow
- Effie Toren, BASF
- Staci Jo Johnston, Ecolab

President Ryan Okey opens the meeting promptly at 1:00pm. After Board Introductions and a brief welcome from the host state we began with the agenda items.

Treasurers' Report – Grant Bishop:

- Accounts
 - Checking Account: \$22,236
 - Last year we cashed out our CD
- Our budget needs to increase because all expenses that revolve around hosting meetings are going up.
- Last year while at the Annual Meeting the board made the decision to switched banks. We were using a local bank close to Grant Bishop for the convenience of proximity. We are now banking with Chase Bank.
- We have already put \$8,769 towards this Year's Annual Conference in Reno.

Planning Committee Report – Allison Cuellar

- Planning Committee will be traveling the state of Kentucky the next two days to visit locations of interest for the 2024 Annual Meeting.
- Annual Meeting 2023
 - Location and Dates - Reno, NV, August 21-25, at the Whitney Peak Hotel and Casino.
 - There will be a rooming block on our website ASPCRO.org and you can expect to see that around May timeframe.
 - Tuesday 22nd will be filled with committee meetings, Inspector Training, Board of Directors Meeting, and the Welcome Reception – hosted by Rollins
 - Wednesday 23rd –Friday 25th – General Session
 - There will be a Spouse Tour and Pest Tour.
 - Individuals who attend the Inspector Training will have the pleasure of attending the General Session at no additional cost.

2022 Annual Board of Directors Meeting Minutes – Ryan Okey:

- The 2022 Annual BOD Meeting Minutes have been available for review on our website for a few weeks now.

- No comments or questions were brought before the Board.
- Motion made by Allison Cuellar to accept the minutes from the 2022 ASPCRO Annual BOD Meeting.
 - Seconded by Jerry Seabolt
 - After a board vote, the motion passed.

Executive Secretary Report – Mike Page:

- It is a continual effort to correspond with SLA’s requesting points of contact or forwarding requests.
 - To assist with this there is an email distribution list that we have updated and it seems to be working well.
- At this moment all news announcements have been forwarded to SLA’s and Industry
- Filed the articles of incorporation for our 501.C6 on March 30, 2023
- Annual Dues notice and reminders have been sent out
 - We currently have 36 states that have paid their dues.
- Mid Year and Annual Notices have went out
- Still working on SOP’s at this time

Committee Reports

Inspector Training Committee – George Saxton:

PROPOSED ITC AGENDA TOPICS AND SPEAKERS FOR ASPCRO MEETING IN RENO, 2023
 ASPCRO Board topic suggestions:

1. EPA – Ed Messina
 - a. Interacting with EPA/OPP/CID
2. What is the complaint? Does it fall under your purview?
3. Label interpretation
4. **Risk communication, de-escalation techniques – everyone thought this would be a good topic.**
 - a. **Jay Kelley story?**
5. Sampling, what to sample and when?

ITC Committee suggestions

1. Interviewing/interrogations
2. Written statement analysis – evidence of deception in a written statement
3. Report writing
4. Testifying at a hearing
5. Pest biology from a regulatory perspective
6. Administrative Law, criminal vs civil enforcement

Very Rough Proposed Agenda

		Proposed Speakers/Not Confirmed
8:00 – 8:30	Sign in – Welcome and House Keeping	Board member or George
8:30 – 9:30	EPA – Interacting with EPA/OPP/CID	Ed Messina
9:30 – 9:45	Break for all the coffee drinkers or old guys like me!	
9:45 – 11:00	Risk Communication and De-escalation	Jay Kelley
11:00 – 12:00	Definition of a complaint and do you have jurisdiction?	Suggestion for speaker?

	Pest biology for regulatory process and/or sampling	
12:00 – 1:00	Lunch paid for by ASCPRO?	
1:00 - 5:00	Interviewing/interrogations	Mike Ferjak ¹

Rodenticide Committee – Alvin Harris

- The Rodenticide committee is please to inform the Board that the anticipated Propose Interim Registration Review Decision for Rodenticides was finally publisher at the end of November 2022. The Rodenticide Committee held several meeting and working session which produced the final ASCPRO rodenticide comments (attached) which was submitted to the ASCPRO President (Ryan Okey) on February 8, 2023. The committee was informed that the final comments were submitted to EPA on February 13, 2023.
- Areas of concerns that the comment documents highlighted are:
 - Application requirement for Restricted Use Products
 - Restricted Use Pesticide Classification
 - Financial Burden to Professional Pest Management Companies
 - Carcass Search, Collection, and Disposal
 - Pilot Endangered Species Mitigation
- During the 2023 Mid-year meeting the committee met with approximately 20 persons participating. Discussions were centered on meeting or satisfying certification demands created by the high influx of applicants as a result of satisfying the expected rule. For example, 14 states requires that only certified applicators are allowed to apply RUPS. Direct supervision of technicians is not allowed in these jurisdictions.
- Other concerns put forth was once the rule is finalized, how will states deal with coming across product that might have been stocked piled that are classified as GUP? Will the label language apply?
- Notwithstanding, the committee will wait and not continue to second guess any possibilities that may be thought of.
- The Rodenticide Committee Members:
 - **Alvin Harris, Chair, (DC Department of Environment)**
 - Stephen Baca, (NM)
 - David Bryson, (WA)
 - Jonathon Berger, (BASF)
 - Brian Clark (MN)
 - Katherine Fedder, (Neogen Corporation)
 - Jim Fredericks, (NPMA)
 - Derrick Lastinger (GA)
 - Kylli PaavolaCRO , (Liphatech)
 - Jack Peterson, (AZ)
 - John Scott, (CO)
 - Katie Swift, (Liphatech)
 - Jim Wright (BASF)

¹ Mike is a C.L.E.A.R. instructor who would charge us for his time. – (Board decision) or, do we have someone else who could do a good job for free?

Structural Fumigation Committee – Derrick Lastinger

- Members: John Scott (CO), Kelly Friend (FL), Bonnie Rabe (Rollins), Ken Kendall (Ensystem), Norman Goldenberg (Namron Business Associates), Jim Fredericks (NPMA), Chris Gorecki (Rollins), Michael Kelly (TX), Allen Fugler (Capitol Risk), Ryan Okey (SC), Rick Bell (Arrow Exterminators), Ken Everett (CA) Tim McPherson, (Douglas Products), Chris Davis (Rentokil), Dale Dubberly (Ensystem), Courtney Frazier (FL), Derek Johnson (Cardinal Products), Adam Yamamoto (HI), Allison Cuellar (TX).
- The purpose of the ASPCRO Structural Fumigation Committee was established in 2014 to be a resource for US EPA as the non-soil fumigants go through registration review. The committee will maintain open communication and dialogue with other associations to most efficiently and effectively coordinate and collaborate on committee work.
- Activities
 - Membership
 - Allison Cuellar, TX
 - Meetings
 - The committee met prior to the mid-year board meeting on April 4, 2023 in Lexington, Kentucky
 - Meeting Agenda:
 - Committee report & membership
 - U.S. EPA Update
 - September 2022 U.S. EPA Fumigation Workshop
 - NPMA Update – JD Darr and Jim Fredericks
 - California Air Resource Board (CARB) Update – Cortney Frazier and Ken Everett
 - Sulfuryl fluoride draft early mitigation
 - Clearance devices
 - Registrant Updates – Douglas & Enystex
 - 2023 Annual conference
 - Future activities and meetings
- U.S. EPA
 - The agency was contacted to submit an update to ASPCRO. On March 30th, U.S. EPA PRD fumigation lead reported the following to the committee:
 - OPP is working to finalize Interim Decisions (ID) for the structural/commodity fumigants. The inorganic sulfites ID was completed and published to the Federal Register on Apr 28, 2021. The Draft Risk Assessment (DRA) and Proposed Interim Decision (PID) for propylene oxide (PPO) were completed and released for public comment in fall 2020. After a 30-day comment period extension, the comment period ended in January 2021. The PPO ID was completed in June 2021. EPA released an update to the PPO ID in December 2021 to clarify ambiguous language in the original ID. The phosphine and

aluminum and magnesium phosphides (the metal phosphides) DRA and PID were completed and released for public comment in fall 2020. After a 30-day comment period extension, the comment period ended in January 2021. The Agency is working to amend the phosphine and metal phosphide PID and anticipates releasing it for public comment later this summer. As for ETO, the DRA addendum and PID should be released for public comment soon.

- On May 25, 2021, EPA published an early mitigation proposal, the *Sulfuryl Fluoride Draft Interim Re-entry Mitigation Measures Memorandum*, in response to the Office of Inspector General's 2016 report, *Additional Measures Can Be Taken to Prevent Deaths and Serious Injuries From Residential Fumigations* (No. 17-P-0053). This early mitigation addresses potential re-entry risks from use of sulfuryl fluoride in residential fumigations in advance of the regular Registration Review schedule for this chemical. The early mitigation included a proposal to: Remove ineffective clearance devices from product labels and require Fumigant Management Plans, enhance signage, stewardship, and aeration procedures for residential fumigations. The comment period for the early mitigation closed in September 2021, resulted in over 130 comments which lead to changes in some of the mitigation. EPA's Pesticide Re-evaluation Division (PRD) is currently communicating with stakeholders on the changes and plans to issue the final early mitigation in the June 2023 publication of the "Revised Mitigation and Response to Comments on the Sulfuryl Fluoride Draft Interim Mitigation Measures Memorandum." Once this document publishes, sulfuryl labels will be required to be submitted to the Agency with the new language for residential fumigations. The Registration Review of sulfuryl fluoride for all the uses of this chemical will be completed once the dietary assessment is finalized.
- Tiffany Green is the fumigant coordinator for EPA.
- Workshop for US EPA
 - ASPCRO and NPMA hosted a 2.5-day structural fumigation workshop on September 20-22, 2022 at the University of Florida Fumigation School in Davie, Florida. 5 U.S. EPA Officials from PRD, HED and BEAD attended.
 - Workshop agenda included a full fumigation of the hurricane house including the preparation, SF introduction, aeration and clearance. There was also a discussion about state regulation and inspections.
- March 2023 Early Mitigation Response: Revised Mitigation and Response to Comments on the Draft Interim Re-entry Mitigation Measures Memorandum.
 - In response to a request to review revised early mitigation to the 2021 memo, ASPCRO reconvened a workgroup of SLA members to focus on a review and dialogue with EPA. The workgroup members represented 6 states (GA, SC, FL, CA, and TX).
 - On March 30th, ASPCRO and NPMA met with EPA to discuss the revised early mitigation.
 - Residential
 - Warning sign language
 - Residential Fumigation Management Plan
 - Efficacy Monitoring
 - Stewardship Requirements

- Portable Clearance Devices
- Aeration and Reentry Requirements
- Future activities
 - Drafting comments on the revised early mitigation to the 2021 memo for the board to consider and submit to EPA by next week. The committee plans to meet again prior to the annual board meeting scheduled to be held in Reno on August 2023. The committee will also be prepared to meet when EPA publishes the Sulfuryl Fluoride Final Re-entry Mitigation Measures Memorandum scheduled for June 2023.

Next Meeting is May 17, 2:00pm EST

End of Minutes