Talking Points for Nancy Beck's Meeting with CropLife America

PRIA

- The Pesticide Registration Improvement Act has benefitted from a broad coalition of stakeholder groups, representing seven pesticide industry trade groups and two non-governmental organizations. This stakeholder support has paved the way to expedited approval processes in Congress to pass the original law and its amendments to extend.

- Since PRIA initially became law in March 2004, the EPA has approved over 20,000 pesticide applications, meeting or beating mandated due dates for over 98% of those actions.

- The PRIA 4 pending in the Senate extends the authorization to collect maintenance fees, at $31M/yr through FY'20. These fees supplement pesticide reevaluation activities, review of substantially similar new registrations and amendments, and review of inert clearances.

- H.R. 1029 was unanimously passed in the House on March 20, 2017, extending authorization of PRIA for 7-years. On June 29, 2017, the Senate Agriculture Committee unanimously forwarded an amended bill extending authorization for 3 years. Currently, a hold is delaying vote by the full Senate. If PRIA is not reauthorized, effective September 30, 2019, PRIA fee requirements would be terminated.

- EPA strongly supports PRIA 4 and has been working with Senate staff to respond to concerns raised in association with the hold. PRIA 4 brings together a coalition of divergent interests that permits market access of pesticides, benefitting both the pesticides and agricultural industries, while safeguarding the environment and human health.

- The expiration date of PRIA 3 was extended through the continuing resolution through February 8, 2018. If the expiration date is not further extended or if PRIA 4 is not passed by that date, pesticide applications will no longer be subject to decision time periods. The two-year sunset provision specifies fees be reduced in FY'18 by 40% below the levels in effect during FY2017, and by 70% in FY'19. Effective September 30, 2019, fee requirements are terminated.

WPS

- The Worker Protection Standard seeks to protect and reduce the risks of injury or illness to agricultural workers and pesticide handlers, resulting from use and contact with pesticides on farms, forests, nurseries and greenhouses.

- The EPA issued the final rule in November 2015, establishing staggered compliance dates for implementation of the changes to the Agricultural Worker Protection Standard. The majority of the new requirements went into effect on January 2, 2017; the remaining requirements went into effect on January 2, 2018.

- The EPA has been meeting with the state departments of agriculture and other stakeholders to identify which aspects of the rule might need clarification and, if necessary, revision. During the November 2017, Pesticide Program Dialogue Committee (PPDC) Meeting, three issues were raised:1) minimum age for agricultural handlers, 2)

the designated representative provision, and 3) the application exclusion zone.

- Based upon consideration of the feedback received over the past several months, the agency has determined that it is not necessary to extend the compliance dates for the revised WPS. However, in light of the concerns raised in the public comments submitted in response to Executive Order 13771 ("Reducing Regulation and Controlling Regulatory Costs" and Executive Order 13777 ("Enforcing the Regulatory Reform Agenda"), as well as some of the targeted suggestions for change expressed at the PPDC meeting, the EPA intends to issue a proposed rule for public comment that would reconsider targeted aspects of the worker protection standard, namely the provisions related to minimum age, the designated representative provision, and the application exclusion zone.
- On December 14, 2017, EPA released a Federal Register Notice to initiate the process to revise certain requirements in the Agricultural Worker Protection Standard. By the end of FY 2018, EPA expects to publish a Notice of Proposed Rulemaking to solicit public input on proposed revisions to the WPS requirements for minimum ages, designated representatives, and application exclusion zones.

C&T

- Certification and training programs, approved by the EPA, are administered by the states and ensure that applicators are properly trained and competent to apply restricted use pesticides, the most acutely toxic pesticides registered by the EPA.

- EPA issued the final C&T rule on January 4, 2017. Since then, the agency has delayed the effective date of the rule until May 22, 2018, in order to consider whether further revisions should be made before the rule becomes effective. Original effective date was March 4, 2017. The effective date was moved several times for review of questions of fact, law and policy.

- The rule gives the certifying authority until 3/4/2020 to submit revised certification plans demonstrating their compliance with the new requirements. If submitted by 3/4/2020, existing plans remain in effect until EPA approves revised plan.

- The time frame for implementation and compliance with revised certification plan will be decided on a case-by-case basis as part of EPA's review and approval of each revised state certification plan.
- EPA requested input on regulations appropriate for repeal, replacement or modification and conducted outreach and received regulatory reform comments and recommendations from the public and advisory committee members at the November 2017, Pesticide Program Dialogue Committee meeting.
- Any substantive change made to the rule will require a proposal and comment rulemaking before it would be final.
- On December 14, 2017, EPA released a Federal Register Notice to initiate the process to revise certain requirements of the certification and training rule. By the end of 2018, EPA expects to publish a notice of proposed rulemaking to solicit public input on proposed revisions to the pesticide applicator certification rule requirements for minimum age.

NMFS BiOp and ESA

- Historically, the EPA and the Services (Fish and Wildlife Service and National Marine Fisheries Service), have been unable to reach consensus on a risk assessment approach, resulting in numerous lawsuits against the EPA and the Services.

- The National Academy of Sciences April 2013 report provided recommendations to the EPA, the Services, and USDA on a common, interagency approach for assessing the risks of pesticides to endangered species.

- EPA's biological evaluations implementing these methods are the first step in the consultation process, not regulatory determinations. The Services may then adopt, modify, or reject EPA's conclusions when developing biological opinions to determine if species are jeopardized. Then, the EPA may take regulatory action to address such risks.

- Under court-ordered settlements, the Services were to issue BiOps for chlorpyrifos, diazinon, and malathion by December 2017, and for carbaryl and methomyl by December 2018. For the Services to meet these settlement dates, the EPA initiated consultation in January 2017, by issuing first ever nation-wide BEs for the first three pesticides (chlorpyrifos, diazinon, and malathion).

- On December 29, 2017, the National Marine Fisheries Service provided EPA with the final Biological Opinion relative to the potential effects of chlorpyrifos, diazinon, and malathion on federally listed threatened or endangered species and their designated critical habitat. NMFS issued the final Biological Opinion in response to a court order although NMFS had sought, but was not provided with, additional time to complete the BiOp. Draft biological opinions have not yet been received from the Fish and Wildlife Service.

- The NMFS final Biological Opinion was issued to meet a court-ordered deadline that could not be altered, and the timing of the submission did not allow for the full process to occur as planned when the methodologies were being developed due to the scope and complexity of the analysis, including:
    - Input from stakeholders and the public on a draft Biological Opinion
    - Robust discussion and Inter-Agency agreement on the Step 3 interim methods
    - Consideration of additional information that is currently being generated for the Fish and Wildlife Service for their Biological Opinion for the same three chemicals

- The methods developed in support of the chlorpyrifos, diazinon, and malathion biological opinion process were intended to be iterative, and they continue to evolve. For example, Fish and Wildlife Service recently requested use and usage information to incorporate into their biological opinion on the first three organophosphates. Therefore, EPA plans to initiate consultation on subsequent pesticides (carbaryl and methomyl) after the consultation process on the first three pesticides has occurred so that the experience from the first three pilot chemicals can be fully realized and used to inform process improvements, and so that the process can benefit from public input and lessons learned.

- The carbaryl and methomyl BiOps are scheduled to be completed in December 2018. However, consultation has not yet been initiated on these pesticides.

- The agency is committed to meeting the statutory mandates under both FIFRA and ESA. The EPA is collaborating with the Services to develop interim scientific approaches and create a sustainable process for completing consultations that meet requirements of both statutes.

- The EPA aims to streamline the process to a point where it is protective of species, timely for FIFRA registration review decisions, feasible within the agencies' resource constraints, and transparent to the public.

To: Bertrand, Charlotte[Bertrand.Charlotte@epa.gov]; Beck, Nancy[Beck.Nancy@epa.gov]; Wise, Louise[Wise.Louise@epa.gov]
Cc: Keller, Kaitlin[keller.kaitlin@epa.gov]; Dinkins, Darlene[Dinkins.Darlene@epa.gov]
From: Keigwin, Richard
Sent: Wed 2/28/2018 10:39:07 PM
Subject: OPP Update for March 5th AAPCO Meeting
Keigwin AAPCO March 2018.pptx

Attached are the slides that I intend to use at next Monday's (3/5) AAPCO meeting. Ex. 5 - Deliberative Process

Ex. 5 - Deliberative Process

Please let me know if you have any comments, questions, or concerns.

Rick Keigwin

Director, Office of Pesticide Programs

US Environmental Protection Agency

To: Beck, Nancy[Beck.Nancy@epa.gov]
From: Jakob, Avivah
Sent: Mon 9/18/2017 10:36:38 PM
Subject: RE: MS Farm Bureau Mtg Tomorrow?

The meeting is happening. I'm pulling together information now.

I doubt Rick will be available, did you want anyone else from OPP to attend?

From: Beck, Nancy
Sent: Monday, September 18, 2017 6:13 PM
To: Jakob, Avivah <Jakob.Avivah@epa.gov>
Subject: RE: MS Farm Bureau Mtg Tomorrow?

Yes—on all fronts (except WOTUS- not our issue)

Thank you!!

Nancy B. Beck, Ph.D., DABT

Deputy Assistant Administrator, OCSPP

P: 202-564-1273

M: Ex. 6 - Personal Privacy

beck.nancy@epa.gov

From: Jakob, Avivah
Sent: Monday, September 18, 2017 6:10 PM
To: Beck, Nancy <Beck.Nancy@epa.gov>
Subject: MS Farm Bureau Mtg Tomorrow?

Nancy – The following was scheduled by Preston and labeled as "Tentative" Want to me to check with Preston to see if it's on? And if it is, would you like for me to pull info on the pesticide issues for you.

Meeting: **Tuesday, 9/19, 10-10:30am- MS Farm Bureau and MDAC Meeting (TENTATIVE)**

"Here are the tentative items we'd like to visit on:

- WOTUS
- Dicamba
- WPS
- State Pollinator Plans
- Kaput Feral Hog Bait
- Section 18's

Feel free to loop in your group from OPP, as we work very closely with Rick and his team there, and have a great relationship with those folks, I might add.

I've copied John Campbell, Deputy Commissioner at MDAC, and Andy Whittington, MS Farm Bureau Environmental Programs Coordinator and member of the EPA PPDC (Pesticide Program Dialogue Committee), on this e-mail.

To: Bertrand, Charlotte[Bertrand.Charlotte@epa.gov]; Beck, Nancy[Beck.Nancy@epa.gov]
From: Keller, Kaitlin
Sent: Tue 2/20/2018 6:29:32 PM
Subject: AAPCO-2/26 agenda item
2018 final agenda Feb 16.docx

Did either of you receive a request to speak at AAPCO meeting on Monday (2/26)? Neither Derrick or I have any emails on an AAPCO speaking request but I want to be sure before conveying that back to the program.

Per the attached agenda circulating in OPP (and below), there is an EPA leadership speaker listed on the agenda before Rick's talk. **Ex. 5 - Deliberative Process**

Ex. 5 - Deliberative Process

9:00 am EPA Report –

EPA leadership will provide an update on the activities related to pesticides of the agency in the last year and provide insight into the challenges and activities of the coming year.

Thanks,

Kaitlin

To: Jakob, Avivah[Jakob.Avivah@epa.gov]
From: Beck, Nancy
Sent: Tue 9/19/2017 12:15:13 AM
Subject: Re: MS Farm Bureau Mtg Tomorrow?

Thanks.

Nancy B. Beck, Ph.D., DABT
Deputy Assistant Administrator, OCSPP
P: 202-564-1273
M: Ex. 6 - Personal Privacy
Beck.Nancy@epa.gov

On Sep 18, 2017, at 8:08 PM, Jakob, Avivah <Jakob.Avivah@epa.gov> wrote:

FYI - Here's some general info on the topics as they relate to MI. I'll finalize/pring you a one pager tomorrow morning (and am checking w/ OPP to see if there's anything else)

TOPICS

- Ex. 5 - Deliberative Process

- WPS

Ex. 5 - Deliberative Process

- Ex. 5 - Deliberative Process

Ex. 5 - Deliberative Process

- Ex. 5 - Deliberative Process

- Ex. 5 - Deliberative Process

FYI ONLY

Ex. 5 - Deliberative Process

From: Beck, Nancy
Sent: Monday, September 18, 2017 6:37 PM
To: Jakob, Avivah <Jakob.Avivah@epa.gov>
Subject: RE: MS Farm Bureau Mtg Tomorrow?

I think if you join me that's fine. It will mostly be listening…

Nancy B. Beck, Ph.D., DABT

Deputy Assistant Administrator, OCSPP

P: 202-564-1273

M: Ex. 6 - Personal Privacy

beck.nancy@epa.gov

From: Jakob, Avivah
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Thank you!!

Nancy B. Beck, Ph.D., DABT

Deputy Assistant Administrator, OCSPP

P: 202-564-1273

M: Ex. 6 - Personal Privacy

beck.nancy@epa.gov

From: Jakob, Avivah
Sent: Monday, September 18, 2017 6:10 PM
To: Beck, Nancy <Beck.Nancy@epa.gov>
Subject: MS Farm Bureau Mtg Tomorrow?

Nancy – The following was scheduled by Preston and labeled as "Tentative" Want to me to check with Preston to see if it's on? And if it is, would you like for me to pull info on the pesticide issues for you.

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"Here are the tentative items we'd like to visit on:

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- Dicamba
- WPS
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- Kaput Feral Hog Bait
- Section 18's

Feel free to loop in your group from OPP, as we work very closely with Rick and his team there, and have a great relationship with those folks, I might add.

I've copied John Campbell, Deputy Commissioner at MDAC, and Andy Whittington, MS Farm Bureau Environmental Programs Coordinator and member of the EPA PPDC (Pesticide Program Dialogue Committee), on this e-mail.

To: Bertrand, Charlotte[Bertrand.Charlotte@epa.gov]
From: Beck, Nancy
Sent: Wed 2/14/2018 11:32:47 PM
Subject: FW: 2/16 Presentation to the National Agricultural Aviation Association
Keigwin NAAA Februray 2018.pptx

WIF Ex. 5 - Deliberative Process

FYI—there are some WPS/C&T slides in here. Can you take a look to ensure they are consistent with the changes you suggested previously?

Thanks.

Nancy B. Beck, Ph.D., DABT

Deputy Assistant Administrator, OCSPP

P: 202-564-1273

M: (b) (6)

beck.nancy@epa.gov

From: Keigwin, Richard
Sent: Wednesday, February 14, 2018 6:40 AM
To: Bertrand, Charlotte <Bertrand.Charlotte@epa.gov>; Beck, Nancy <Beck.Nancy@epa.gov>; Wise, Louise <Wise.Louise@epa.gov>
Cc: Keller, Kaitlin <keller.kaitlin@epa.gov>; Dinkins, Darlene <Dinkins.Darlene@epa.gov>
Subject: 2/16 Presentation to the National Agricultural Aviation Association

Attached is the presentation I intend to give at this Friday's Board Meeting of the National Agricultural Aviation Association.

Ex. 5 - Deliberative Process

Ex. 5 - Deliberative Process

Ex. 5 - Deliberative Process

Ex. 5 - Deliberative Process

Please let me know if you have any questions/comments/concerns.

--Rick

Rick Keigwin

Director, Office of Pesticide Programs

US Environmental Protection Agency

To: Richard Keigwin (Keigwin.Richard@epa.gov)[Keigwin.Richard@epa.gov]
Cc: Bertrand, Charlotte[Bertrand.Charlotte@epa.gov]; Mary Hanley (Hanley.Mary@epa.gov)[Hanley.Mary@epa.gov]; Keller, Kaitlin[keller.kaitlin@epa.gov]
From: Beck, Nancy
Sent: Fri 2/2/2018 5:17:09 PM
Subject: NASDA meeting

Rick,

Was Jackie on the agenda to speak at the NASDA meeting this week?

Can we see a copy of her remarks?

From: Eilperin, Juliet [mailto:Juliet.Eilperin@washpost.com]
Sent: Friday, February 2, 2018 11:44 AM
To: Bowman, Liz <Bowman.Liz@epa.gov>; Wilcox, Jahan <wilcox.jahan@epa.gov>
Subject: RE: Administrator Pruitt Signs Endangered Species Act Memorandum with State Agriculture Commissioners

Dear Liz,

Just to follow up on this—and I understand that you may not comment further—I am writing on the Administrator's push to get NOAA Fisheries to revisit its Dec. 29 Biological Opinion on three pesticides and their impact on endangered and species fish, but the memorandum per se. Speaking to both industry and environmentalists, there seems to be confusion as to a) whether this request has been formally made and b) whether there is a legal process to do this. So if you have a comment on that let me know, and if not, I can write off of Pruitt's comments. If you have a transcript of his remarks that would be great, but I can manage without.

I also saw this Politico report, off comments Jackie Mosby told the same group yesterday—is it accurate, and is there any statement you can say on it? I don't know if I will include it, but I may:

— Update on EPA pesticide rule-making: The EPA by the end of fiscal 2018 intends to issue a notice of proposed rule-making to solicit input on revisions to

two pesticide rules: agricultural worker protection safety standards and the certification/training of pesticide applicators. That's according to Jackie Mosby, director of EPA's Office of Pesticide Programs, told NASDA members. **The agency will be changing minimum age requirements in both rules**, among other revisions.

And I'm working remotely today, so email or cell is best.

****

Nancy B. Beck, Ph.D., DABT

Deputy Assistant Administrator

Office of Chemical Safety and Pollution Prevention

P: 202-564-1273

M: Ex. 6 - Personal Privacy

beck.nancy@epa.gov

To: Keigwin, Richard[Keigwin.Richard@epa.gov]
Cc: Cleland-Hamnett, Wendy[Cleland-Hamnett.Wendy@epa.gov]; Wise, Louise[Wise.Louise@epa.gov]; Bennett, Tate[Bennett.Tate@epa.gov]; Jakob, Avivah[Jakob.Avivah@epa.gov]; Kaiser, Sven-Erik[Kaiser.Sven-Erik@epa.gov]
From: Beck, Nancy
Sent: Thur 6/8/2017 1:12:09 AM
Subject: Re: Quick de-brief from this afternoon's meeting with the PRIA Coalition

Thanks! Perhaps your openness helped to resolve concerns (she says optimistically...)

Nancy B. Beck, Ph.D., DABT
Deputy Assistant Administrator, OCSPP
P: 202-564-1273
M: Ex. 6 - Personal Privacy
Beck.Nancy@epa.gov

On Jun 7, 2017, at 8:48 PM, Keigwin, Richard <Keigwin.Richard@epa.gov> wrote:

Earlier today, I met with members of the PRIA Coalition. In attendance were: Steve Goldberg (BASF), Phil Klein (consultant to the PRIA Coalition), Mae Wu (NRDC), Virginia Ruiz (Farmworker Justice), Beau Greenwood (CropLife America), Paul Schlegel (American Farm Bureau Federation), Dudley Hoskins (NASDA), and Ray McAllister (CropLife America). The purpose of the meeting was to hear any concerns that the PRIA Coalition might have.

The principle issue raised had to deal with the process that would be followed should the agency pursue substantive changes to either the worker protection standard and/or the certification of pesticide applicators rule. In particular, Coalition members wanted to understand what opportunities there would be for public engagement in the process, should changes be pursued. I discussed the legal processes required for APA and FIFRA rulemakings.

Questions were also asked about the Regulatory Reform process currently underway at EPA. I described the requirements under the President's Executive Order, the Administrator's memo to implement the Executive Order, and OPP's efforts to solicit input from stakeholders in areas for possible regulatory reform. While some members expressed concern/doubt with some of the suggestions provided, I stressed that we were still in the phase of considering the suggestions submitted on what changes (if any) should be pursued for either or both of these rules and that there were statutory requirements to be followed should the agency decide to make any substantive changes.

Coalition members have a call with the Senate Ag Committee at 4pm tomorrow (Thursday). At that time, I'm told that the Committee will ask the Coalition about where things stand. Afterward, the Committee will decide about next steps for moving this legislation forward.

Sven, please fill in any blanks I may have left.

--Rick

Rick Keigwin
Sent from my iPhone

To: Bennett, Tate[Bennett.Tate@epa.gov]
From: Beck, Nancy
Sent: Tue 6/6/2017 5:22:49 PM
Subject: RE: PRIA meeting tomorrow

Yes—at my desk now 564-1273. But only if I will at least laugh at what you are going to tell me!

Nancy B. Beck, Ph.D., DABT

Deputy Assistant Administrator, OCSPP

P: 202-564-1273

M Ex. 6 - Personal Privacy

beck.nancy@epa.gov

From: Bennett, Tate
Sent: Tuesday, June 6, 2017 1:17 PM
To: Beck, Nancy <Beck.Nancy@epa.gov>
Subject: RE: PRIA meeting tomorrow

Can I give you a 30 second buzz?

From: Beck, Nancy
Sent: Tuesday, June 6, 2017 12:54 PM
To: Bennett, Tate <Bennett.Tate@epa.gov>
Subject: FW: PRIA meeting tomorrow

FYI—details on tomorrow's meeting at Potomac Yards (there is an EPA shuttle or you should have access to a car if its not too late to book).

I have too many TSCA meetings but it would be great to have you as a fly on the wall..

I believe our plan is to just listen.

Nancy B. Beck, Ph.D., DABT

Deputy Assistant Administrator, OCSPP

P: 202-564-1273

M: Ex. 6 - Personal Privacy

beck.nancy@epa.gov

From: Keigwin, Richard
Sent: Tuesday, June 6, 2017 12:50 PM
To: Beck, Nancy <Beck.Nancy@epa.gov>
Subject: RE: PRIA meeting tomorrow

The meeting is tomorrow from 2pm-4pm at Potomac Yards. The group will be Steve Goldberg (BASF), Phil Klein (consultant to the PRIA Coalition), Beau Greenwood (CropLife America), Mae Wu (NRDC), Virginia Ruiz (Farmworker Justice), Dudley Hoskins (NASDA), and Paul Schlegel (American Farm Bureau Federation). The group needs to report back to Senator Roberts and his staff by Thursday at 4:30pm.

From: Beck, Nancy
Sent: Tuesday, June 06, 2017 10:36 AM
To: Keigwin, Richard <Keigwin.Richard@epa.gov>
Subject: Fwd: PRIA meeting tomorrow

Rick- is this even scheduled? Would you like OCIR there? I'm inclined to say yes.

Nancy B. Beck, Ph.D., DABT
Deputy Assistant Administrator, OCSPP
P: 202-564-1273
M: Ex. 6 - Personal Privacy
Beck.Nancy@epa.gov

Begin forwarded message:

From: "Bennett, Tate" <Bennett.Tate@epa.gov>
Date: June 6, 2017 at 10:25:34 AM EDT
To: "Beck, Nancy" <Beck.Nancy@epa.gov>
Subject: PRIA meeting tomorrow

Will you be there? Do you need me to attend? Figured you might want someone political there.

To: Mosby, Jackie[Mosby.Jackie@epa.gov]; Keigwin, Richard[Keigwin.Richard@epa.gov]; Schroeder, Carolyn[Schroeder.Carolyn@epa.gov]; Kasai, Jeanne[Kasai.Jeanne@epa.gov]; Park, Jennifer[park.jennifer@epa.gov]; Davis, Kathy[Davis.Kathy@epa.gov]; Fitz, Nancy[Fitz.Nancy@epa.gov]; Pont, Richard[Pont.Richard@epa.gov]; Rivera-Lupianez, Ana[Rivera-Lupianez.Ana@epa.gov]
From: Keaney, Kevin
Sent: Wed 4/12/2017 12:29:48 PM
Subject: April 11 NASDA News

Today NASDA held a meeting with the Administrator of the U.S. Environmental Protection Agency, Scott Pruitt and Ray Starling, Special Assistant for Agriculture, Trade and Food Assistance at the White House. A regionally diverse group of NASDA Members attended including Louisiana Commissioner of Agriculture & Forestry and NASDA President Dr. Mike Strain, Indiana Director of Agriculture Ted McKinney, Connecticut Commissioner of Agriculture Steve Reviczky, and New Mexico Secretary of Agriculture Jeff Witte.

NASDA Members conversed with Administrator Pruitt on one of the association's key priorities for the year: cooperative federalism. NASDA highlighted the need for a more robust partnership and role for the states in federal policymaking and full funding for federal mandates for which states act as co-regulators. NASDA members also thanked the administrator for recent actions on Chlorpyrifos and the Waters of the United States.

NASDA members also highlighted the importance of programs under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). With 44 NASDA Members as the FIFRA lead agency, it is critically important the EPA carries out science-based processes for decision making when it comes to critical issues such as the Worker Protection Standards (WPS).

With water quality being a critical tenet of EPA's mission, NASDA Members stressed the importance of volunteer, incentive-based nutrient management programs and the need for robust consultation and sufficient resources to assist in the maintenance and health of agriculture's most important resource. Finally, NASDA members, Administrator Pruitt and Mr. Starling discussed how the new administration and NASDA can work to continue advancing American agriculture.

To: Keigwin, Richard[Keigwin.Richard@epa.gov]
From: Mosby, Jackie
Sent: Fri 1/12/2018 3:08:09 AM
Subject: Re: Leo Reed - Regulator in Residence (RIR) Visit to OPP January 22-25, 2018

Ex. 5 - Deliberative Process Thanks

Sent from my iPhone

On Jan 11, 2018, at 8:42 PM, Keigwin, Richard <Keigwin.Richard@epa.gov> wrote:

Ex. 5 - Deliberative Process

From: Mosby, Jackie
Sent: Thursday, January 11, 2018 4:43 PM
To: Keigwin, Richard <Keigwin.Richard@epa.gov>
Subject: FW: Leo Reed - Regulator in Residence (RIR) Visit to OPP January 22-25, 2018

Hi Rick, Are you okay with this meeting I am setting up with Leo Reed. In particular we are launching a speaker series which FEAD is spearheading called "FEAD for Thought Speaker Series", and I want to make sure you're okay with it. Thanks, Jackie

Email Subject Line: FEAD for Thought Speaker Series: Leo Reed, Office of Indiana State Chemist

Recipients: OPP AD <OPP_AD@epa.gov>; OPP BEAD <OPP_BEAD@epa.gov>; OPP BPPD <OPP_BPPD@epa.gov>; OPP EFED <OPP_EFED@epa.gov>; OPP FEAD <OPP_FEAD@epa.gov>; OPP HED <OPP_HED@epa.gov>; OPP IO <OPP_IO@epa.gov>; OPP ITRMD <OPP_ITRMD@epa.gov>; OPP PRD <OPP_PRD@epa.gov>; OPP RD <OPP_RD@epa.gov>

Date/Time: Tuesday, January 23rd, 2:00-3:00pm EST

Location: 10100

Description:

OPP contacts: Emily Ryan (ryan.emily@epa.gov), Zoe Emdur (emdur.zoe@epa.gov)

Please join FEAD in welcoming Leo Reed, the manager of the Certification and Licensing Section of the Office of Indiana State Chemist (OISC), to OPP to speak and answer your questions about the work of state pesticide lead agencies (SLA).

Leo has been with OISC for 24 years, and started his regulatory career as an investigator (after 14 years as a police officer). He quickly became involved in efforts to improve pesticide labels, as it was apparent that enforceable language and advisory language was confusing and intertwined. He spent several years on the State FIFRA Issues Research and Evaluation Group's Pesticide Operations and Management Committee, focusing on label improvement. He served on the Association of American Pesticide Control Officials' WPS committee and C&T committee, developing comments for submission to the docket(s). For the last 12 years Leo has been the manager of the Certification and Licensing Section. His area of interest is competency assessment and the science of assessment. He has been a part of 4 exam development workshops, in which he taught colleagues across the country how to develop better job-related exams.

The FEAD for Thought Speaker Series, spearheaded by FEAD's Government and International Services Branch, provides opportunities for OPP staff to build networks with and increase awareness of individuals outside of OPP who play a role in pesticide regulation. Speakers will represent a diverse array of external partner organizations and government offices, including, but not limited to: state lead agencies (SLAs), tribal pesticide programs, the Association of American Pesticide Control Officials (AAPCO), the Association of Structural Pest Control Regulatory Officials (ASPCRO), the State FIFRA Issues, Research, and Evaluation Group (SFIREG), the United States Department of Agriculture Foreign Agricultural Service (USDA-FAS), and the Peace Corps. FEAD will announce upcoming speaking engagements as they are scheduled.

From: Mosby, Jackie
Sent: Thursday, January 11, 2018 11:49 AM
To: Wormell, Lance <Wormell.Lance@epa.gov>
Cc: Herndon, George <Herndon.George@epa.gov>; Ryan, Emily <ryan.emily@epa.gov>; Emdur, Zoe <Emdur.Zoe@epa.gov>
Subject: RE: Leo Reed - Regulator in Residence (RIR) Visit to OPP January 22-25, 2018

Would you adjust the note with the series plans – don't need to include names since uncertain, but theme (e.g. state reps - SLA, - ASPRO, AAPCO, SFIREG; tribal rep; etc.). Thanks

From: Wormell, Lance
Sent: Thursday, January 11, 2018 10:02 AM
To: Mosby, Jackie <Mosby.Jackie@epa.gov>
Cc: Herndon, George <Herndon.George@epa.gov>; Ryan, Emily <ryan.emily@epa.gov>; Emdur, Zoe <Emdur.Zoe@epa.gov>
Subject: RE: Leo Reed - Regulator in Residence (RIR) Visit to OPP January 22-25, 2018

Great – we'll go with the title as is.

Ex. 5 - Deliberative Process

Thanks,

Lance

From: Mosby, Jackie
Sent: Thursday, January 11, 2018 9:44 AM
To: Wormell, Lance <Wormell.Lance@epa.gov>
Cc: Herndon, George <Herndon.George@epa.gov>; Ryan, Emily <ryan.emily@epa.gov>; Emdur, Zoe <Emdur.Zoe@epa.gov>
Subject: RE: Leo Reed - Regulator in Residence (RIR) Visit to OPP January 22-25, 2018

Hi Lance, What is the series – is it possible to list what's in it. I like "FEAD for Thought"

Thanks, Jackie

Jacqueline E. Mosby, MPH

Director, Field & External Affairs Division

Office of Pesticide Programs

U.S. Environmental Protection Agency

Phone: 703-308-2226, Ex. 6 - Personal Privacy Fax: 703-305-6244

1200 Pennsylvania Avenue, N.W.

Mailstop: 7506P

Washington, DC 20460

Mosby.jackie@epa.gov

From: Wormell, Lance
Sent: Thursday, January 11, 2018 8:23 AM
To: Mosby, Jackie <Mosby.Jackie@epa.gov>
Cc: Herndon, George <Herndon.George@epa.gov>; Ryan, Emily <ryan.emily@epa.gov>; Emdur, Zoe <Emdur.Zoe@epa.gov>
Subject: FW: Leo Reed - Regulator in Residence (RIR) Visit to OPP January 22-25, 2018

Jackie,

As promised, please see below for the info you'll need to schedule Leo Reed's presentation to OPP.

The branch agreed on "FEAD for Thought" as a title for the speaker series, but you can edit or remove as appropriate if you have something else in mind. Emily will send a separate

note to Shannon asking her to add Leo's visit to the OPP Staff Meeting agenda. I'll also be sending the draft branch SOP in a separate message FYI in case you'd like more details on how we'll conduct the series.

Thanks,

Lance

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Email Subject Line: FEAD for Thought Speaker Series: Leo Reed, Office of Indiana State Chemist

Recipients: OPP AD <OPP_AD@epa.gov>; OPP BEAD <OPP_BEAD@epa.gov>; OPP BPPD <OPP_BPPD@epa.gov>; OPP EFED <OPP_EFED@epa.gov>; OPP FEAD <OPP_FEAD@epa.gov>; OPP HED <OPP_HED@epa.gov>; OPP IO <OPP_IO@epa.gov>; OPP ITRMD <OPP_ITRMD@epa.gov>; OPP PRD <OPP_PRD@epa.gov>; OPP RD <OPP_RD@epa.gov>

Date/Time: Tuesday, January 23rd, 2:00-3:00pm EST

Location: 10100

Description:

OPP contacts: Emily Ryan (ryan.emily@epa.gov), Zoe Emdur (emdur.zoe@epa.gov)

Please join FEAD in welcoming Leo Reed, the manager of the Certification and Licensing Section of the Office of Indiana State Chemist (OISC), to OPP to speak and answer your questions about the work of state pesticide lead agencies (SLA).

Leo has been with OISC for 24 years, and started his regulatory career as an investigator (after 14 years as a police officer). He quickly became involved in efforts to improve pesticide labels, as it was apparent that enforceable language and advisory language was confusing and intertwined. He spent several years on the State FIFRA Issues Research and Evaluation Group's Pesticide Operations and Management Committee, focusing on label improvement. He served on the Association of American Pesticide Control Officials' WPS committee and C&T committee, developing comments for submission to the docket(s). For the last 12 years Leo has been the manager of the Certification and Licensing Section. His area of interest is competency assessment and the science of assessment. He has been a part

of 4 exam development workshops, in which he taught colleagues across the country how to develop better job-related exams.

The FEAD for Thought Speaker Series, spearheaded by FEAD's Government and International Services Branch, provides opportunities for OPP staff to build networks with and increase awareness of individuals outside of OPP who play a role in pesticide regulation.

From: Wormell, Lance
Sent: Wednesday, January 10, 2018 10:06 AM
To: Mosby, Jackie <Mosby.Jackie@epa.gov>
Cc: Ryan, Emily <ryan.emily@epa.gov>
Subject: RE: Leo Reed - Regulator in Residence (RIR) Visit to OPP January 22-25, 2018

Jackie,

Please see below for the updated RIR email to send to the DDs. Emily is also preparing information for a meeting invite for you to send to the OPP divisions for his overview presentation. I'll send along shortly.

Thanks,

Lance

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Hello all,

Leo Reed (Office of Indiana State Chemist) will be visiting OPP from January 22nd-25th, 2018, as part of the Regulator in Residence program, which is intended to foster communication between OPP staff and pesticide program managers of participating states/tribes. During their residency at OPP, state and tribal co-regulators will have the opportunity to observe meetings, discuss issues relevant to their states, and have individual sit-downs with OPP managers and staff.

In order to facilitate the development of the agenda for Leo Reed's visit, the following information is needed from each division:

1. Please indicate any meetings scheduled in your division during the 1/22-1/25 timeframe that Leo would benefit from attending (Leo is visiting OECA on Wednesday, Jan. 24th, and will **not** be available that day)

2. Please indicate which topics your division would like to discuss with Leo during his residency (including scheduling options for meetings)

3. Regulatory divisions: please indicate a day/time that staff in your division is available to provide Leo with an overview of your division's structure/registration processes)

Leo's visit is relatively informal in the sense that he is primarily interested in learning more about registration processes by shadowing branch chiefs/PMs and having discussions with staff. His residency is intended to be an exchange, and Leo can also share his perspective on issues as a state regulator.

Below is Leo's biography:

Le Reed is a 24-year employee of the Office of Indiana State Chemist, and started his career as an Investigator (after 14 years as a police officer). He quickly became involved in efforts to improve pesticide labels as it was apparent that enforceable language and advisory language was confusing and intertwined. He spent several years on the SFIREG POM committee, focusing on label improvement. He served on the AAPCO WPS committee and the C&T committee developing comments for submission to the docket(s). For the last 12 years Leo has been the Manager of the Certification and Licensing section. His area of interest is competency assessment and the science of assessment. He has been a part of 4 exam development workshops, teaching colleagues across the country how to develop better job related exams.

Leo has expressed interest in:

•□□□□□□□□ Shadowing branch chiefs and product managers (with particular interest in the registration process)

•□□□□□□□□ OECA coordination (25(b) issues in particular)

•□□□□□□□□ Spanish labeling (timeline and motivation behind the project)

•□□□□□□□□ Overview of EPA/OPP

•□□□□□□□□ C&T

•□□□□□□□□ WPS

•□□□□□□□□ All-hands meetings

•□□□□□□□□ Label consistency

•□□□□□□□□ Understanding the registration process and how changes occur (using dicamba as an example)

•□□□□□□□□ Regulatory reform agenda and timeline

As a reminder, Leo **will not** have CBI clearance. Please have your staff contact Emily Ryan (ryan.emily@epa.gov) to coordinate meetings with Leo, or with any questions regarding the Regulator in Residence program.

From: Mosby, Jackie
Sent: Tuesday, January 09, 2018 3:52 PM
To: Wormell, Lance <Wormell.Lance@epa.gov>
Subject: Leo Reed - Regulator in Residence (RIR) Visit to OPP January 22-25, 2018

Hello All,

Leo Reed (Office of Indiana State Chemist) will be visiting OPP from January 22nd-25th, 2018, as part of the Regulator in Residence program, which is intended to foster

communication between OPP staff and pesticide program managers of participating states/tribes. During their residency at OPP, state and tribal co-regulators will have the opportunity to observe meetings, discuss issues relevant to their states, and have individual sit-downs with OPP managers and staff.

In order to facilitate the development of the agenda for Leo Reed's visit, the following information is needed from each division:

1. Please indicate if there are any meetings scheduled in your division during the 1/22-1/25 timeframe that Leo would benefit from attending

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Below is Leo's biography:

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Leo has expressed interest in:

•□□□□□□□□ Shadowing branch chiefs and product managers (with particular interest in the registration process)

•□□□□□□□□ OECA coordination (25(b) issues in particular)

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•□□□□□□□□ WPS

•□□□□□□□□ All-hands meetings

•□□□□□□□□ Label consistency

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•□□□□□□□□ Regulatory reform agenda and timeline

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