

Minutes
Pesticide Advisory Committee (PAC) Meeting
April 28, 2014

Present: PAC Members: Leonard Felix, Scott Armbrust, Thia Walker, Joyce Van Horn, Tina Booten, Terry Abbott, James Cope, Colorado State Attorney General representative David Joeris, and Colorado Department of Health and Environment representative Leah Colton and John Nieland; EPA (*Environmental Protection Agency*) *Region 8* representatives *Peg Perrault and David Golden*; *Interested Public Guest Angela Medbery; Bryan Jameson, DORA*; and Colorado Department of Agriculture (CDA) representatives: Mitch Yergert, John Scott, Matt Lopez, Mike Rigirozzi, Cheryl Shoup and Mary Jo Dennis.

Committee Chairperson Leonard Felix opened the meeting at 9:25 a.m. with introduction of the attendees. Mr. Felix recognized the two newest PAC members, Jim Cope, representing the General Public and Terry Abbott, representing formulators. Tina Booten and Bobby Goeman were welcomed back as re-appointed members, both representing Elected Public Applicators.

CDPHE/CO PGP Update

John Nieland, CDPHE

The NPDES permit went out for public notice April 25, 2014. The notice is posted on the CDPHE website under pesticide links. There is a 60-day notice period for public comments. John will have 30 days to compile and respond to comments.

Mr. Nieland has received seventy compliance certifications.

The permit is to be issued by September 2014 and will be effective January 2015.

Update - C & T Program

Thia Walker

Agricultural Weed Control Study Guide Development

The Ag Weed guide development is on schedule. The deadline goal for completion is September 2014.

Potato Storage Category

Thia met a group from the potato industry to discuss proposed changes to the potato storage treatment study guide. For the potato storage study guide development, Thia will utilize the Washington State Guide exam.

Worker Protection Standards Workgroup

Mike Rigiroszi, CDA Enforcement Specialist

Peg Perreault, EPA

A meeting was held March 19, 2014 with shareholders affected by WPS and the new Rules. The purpose of the meeting was to discuss EPA proposed Rules to the Federal Worker Protection Standard. The EPA proposed changes can be found at www.epa.gov/pesticides.

Comments on the proposed rule are due August 18, 2014 and can be made on the EPA website. All this information can be found on www.epa.gov/pesticides/ - search Worker Protection Standard.

The group developed an action plan on how to get the word out to the industry.

- Members of the group will take the information to associations.
- Mike is willing to make presentations (smaller groups work better)
- Set up a teleconference with industry – Mike can set this up
- Email the date of docket to industry

This has held one-day workshops on "How to Train the Trainer." She trains the trainer on How to Train Their Employees.

School IPM

The school IPM program now has 34 schools participating in 14 school districts.

There are new materials and teaching methods which can be found on the website at: <http://ipm.agsci.colostate.edu>

CDA Update – CDA Staff

CDA Location Move

Mitch Yergert, CDA Division Director

The move date to the new location is the weekend of May 17-18, 2014. We will report to the new office at 305 Interlocken on May 19, 2014. Written notice will be sent with the updated phone numbers as soon as possible.

The location is just north of the Rocky Mountain Regional Airport (formerly Jefferson County Airport) and south of highway 36 (sometimes referred to as the Boulder Turnpike).

Emerald Ash Borer (EAB)

Mitch Yergert

The emerald ash borer quarantine is in place. No additional sites have been identified with EAB. An EAB Treatment and Decision Guide can be found on the CDA website at www.colorado.gov/ag/dpi. The guide can assist homeowners in making a decision as to how to treat their trees that may be affected by the EAB. A zone map is going on the website soon.

Pesticide List for Marijuana Rule

Mitch Yergert

By Executive Order the Governor tasked CDA with developing a list of products that would not be in violation for use on marijuana and meets the criteria based on label language.

To provide guidance to marijuana growers, it was suggested that a marijuana grower be added to the Pesticide Advisory Committee.

John Scott

A topic at an EPA meeting a year ago discussed that 23 states now have medicinal marijuana and there are no products currently specific for treatment of pests on marijuana. Marijuana pests include spiders, mites and mildew.

CDA will maintain a list of products that will not be a violation to use on marijuana. CDA will be developing this list based on criteria derived from discussions with EPA. Criteria are based on label language that is broad enough that the product can be used on marijuana plants. Products that are tolerance exempt is another consideration CDA has proposed.

Initial discussions determined that we need to educate the growers and focus on inspections.

Licensed Private Applicators are farmers/ranchers who have agricultural commodities. Currently, nothing in Rule requires licensure because of GUPs.

Workshop Providers Meeting

John Scott, CDA

The annual workshop providers' meeting was held April 24, 2014. We had about 20 participants (on-site and on the web). The time of the year of the annual meeting has been moved from the fall to the spring. The purpose of the meeting is to relay information regarding workshop procedures. It is also an opportunity to discuss issues from previous workshops.

Jonathan Handy explained the CDA requirements for approval. Further discussions on the requirements and proposed updates were discussed. John Scott also explained what the CDA staff's role when attending a workshop, which is to monitor the CEC sessions, speakers, content and time requirements within the CDA Rules.

CEC approval policies were talked about and the need to update them. These will be sent out to workshop providers when CDA finalizes them.

Sunset Update

John Scott, CDA

Brian Jameson, DORA, explained that the sunset process encourages public participation with an open dialogue. Brian has heard from several groups regarding Pesticide Sensitive, overspray drift – organic comment, IPM in public schools.

Brian's role is to review law and how it works with industry and community.

John Scott commented the provision is already in place regarding concerns with pre-emption.

Colorado Pesticide Report Coalition

Guest Rich Andrews

Guest Rich Andrews presented a paper from his group with recommendations for legal reforms to Colorado Pesticide Law.

With no further discussion the meeting was adjourned at 2:15 p.m.
Respectfully submitted to and edited by John Scott.

The contact list for CDA with the new phone numbers is attached.