

Tribal Pesticide Program Council Executive Committee
Monthly Conference Call
12/20/17
Call Notes – Final
Call information: 1-866-299-3188; code: 415-947-4242#

Roll call:

Tribes

- Fred Corey, Aroostook Band of Micmacs
- Les Benedict, St. Regis Mohawk Tribe
- Joe Herrera, Yakama Nation
- Dan Hoyt, Gila River Indian Community
- James Williams, Muscogee Creek Nation
- Diania Caudell, California Indian Basketweavers Association
- Nina Hapner, Kashia Band of Pomo Indians

Tribal Organizations

- Africa Avalos, ITCA

Reported in advance as absent:

- Tony McCandless, Gila River Indian Community

EPA

- Emily Ryan, U.S. EPA, OPP
- Zoe Emdur, U.S. EPA, OPP
- Cindy Wire, U.S. EPA, OPP
- Kevin Keaney, U.S. EPA, OPP
- Lance Wormell, U.S. EPA, OPP
- Nick Hurwit, U.S. EPA, Region 10
- Carol Galloway, U.S. OECA
- Amanda Hauff, U.S. EPA, OCSPP
- Jeff Herndon, U.S. EPA, OPP
- Stephanie Olsen, U.S. EPA, OPP
- Stephanie McCormack, TBD

Other

- Suzanne Forsyth, University of California Davis Extension
- Bob Gruenig, TPPC

AGENDA

1. Welcome/Introductions (Fred)

Fred Corey, TPPC Chairperson, facilitated the roll call. Attendance was logged throughout the call for 8 member tribes and tribal organization representatives.

2. EPA Updates (Cindy, Emily, Carol, Nick, Amanda, et. al.)

- a) Questions concerning Tribal attendance at PREP (Cindy). Cindy asked Dea Zimmerman, PREP Coordinator, if it's true that if tribes don't hold an EPA cooperative enforcement agreement then they may not attend PREPs. Dea explained that PREP courses are designed for tribes who have cooperative agreements. If this needs to change in the future then this policy could change and the tribes would need to demonstrate that they have an active pesticide program. Another

questions was asked that if tribes could pay for themselves, could they attend? Dea further explained that it's a capacity issue and there's a selection process for each course. Often EPA HQ and EPA Regional people want to attend. Nobody can ever attend just because they want to, as they have to pass a selection process. There are often not slots for EPA people as they are already taken by faculty and other attendees. This process is established and there are always more applicants than can be accommodated.

Africa asked if there would be tribal seats funded for PREPs in 2018. EPA requested tribal funding for PREP in 2018 and once EPA has a budget then they can announce how tribes can be accommodated.

Dan Hoyt has been working with planning the compliance PREP in March 20-23, 2018 in Arkansas. Dan asked the question at the start of the planning meetings. Two tribal seats would be available if they meet the selection criteria. Africa is on the Sr. Exec planning team and will ask if there's funding for tribal seats. EPA has put the request forward but WSU has not yet received funding for tribal attendance in 2018.

Action item: Cindy to clarify with Dea if the 2 seats for Compliance are predicated on OPP funding.

b) Update on the Certification and Training and the Worker Protection Standard Rules (Kevin Keaney)

Late last week EPA pesticide program updates went out about the two rules and FR notices went about the new rules. They are notices about the WPS regulation. At the end of 2018 EPA plans to put out a notice of proposed rule-making to accept comments on 3 parts of the revised WPS: designated representative, AEZ (application exclusion zone), and the minimum age. The bulk of the Rule is in effect and there will be a regulatory process.

C&T – EPA initiated the process to revise the minimum age and plans to initiate a notice of proposed rule-making to revise the rule by the end of 2018. Revised rule is effective May 22, 2018, and by March 4, 2020 certification plans must be submitted to EPA. EPA will keep states and tribes apprised on their progress along with aspects of the lawsuit brought against EPA for changing the dates. Fred asked if there will be changes in the date for tribal certification. Kevin said that tribes would need to recertify their C&T plans with the dates consistent in the current rule.

c) Brief update on the bed bug webpage and distribution of the package (Emily)

Yesterday UCDE sent out the bed bug educational package to the TPPC listserv and the website is all updated. Next step is to share the content with EPA Regions, USDA, and others. Emily asks that the tribes share the packages as widely as possible. Thanks to Larry Scrapper for being on the tribal bed bug management webinar which drew over 500 people. Fred asked the demographics of the folks who registered and was curious about how many tribes were present. 221 tribal representatives attended. 270 schools, 117 health departments get the demographics from Emily. They are covered a lot of questions they will be responding to. Webinar is recorded and Emily will share the link once it's posted.

Dan Hoyt asked if the tribal identities could be shared with the TPPC. Dan is interested in which Gila River folks were on the call. Emily will ask the center for IPM for the data and then will let Dan know if she can share. Dan asked about the bed bug educational package. Emily was fine if tribes wanted to post it on their own website if it will more hits and asks if they could help

d) Other Updates (OECA, Regional, etc.)

OECA: Direct implementation discussion will be next month.

There have been more regional administrators appointed. Up to 8 regional administrators have been selected- Region 6 and 9 are the final ones.

3. TPPC Tribal Administrator Update (Suzanne)

Efforts from this past month include:

- a) The TPPC cooperative agreement is final for 2018 and the amount was made in full for \$195,000. There is ~\$45,000 carryover for FY2016-17 and this will be a good cushion in the face of anticipated cuts to agreements in FY 19.
- b) Finalized October in-person meeting updates (posted meeting notes, evaluation, images, PPTs).
- c) Finalized monthly TPPC Executive meeting call notes for October and November.
- d) Completed web updates for the bed bug educational package in addition to sharing with TPPC.
- e) Completed web updates for the pollinator protection workgroup and resources.
- f) Completed web updates for various calendar items in 2018.
- g) Sent out numerous membership inquiries and received positive responses.
- h) Logged new authorization letter for Jarrett Pfrimmer of the Sac and Fox Nation of the Mississippi in Iowa and will save to the DropBox folder. He attended to October 2017 meeting and was very engaged. Sent a welcome message with an invitation to attend the March meeting. His is the only current letter and representative for a Region 7 tribe.

Action item: Fred Corey to add his email to the TPPC list serve

- i) Sent updates to Fred for the TPPC mailing list (additions and deletions).
- j) Convened a visioning call on 11/30 with Fred, Jasmine and Bob Gruenig about how to leverage Bob's skills in 2018. Fred to provide a detailed list of bullets with specifics. But the 2018 budget will allow UCDE to expand Bob's effort for next year and is available to assist.
- k) March 2018 meeting planning. Cindy Wire confirmed reservations for meeting rooms in OPP at South Potomac Yards (Crystal City). UCDE has set up a lodging block at the Residence Inn in Arlington, VA (the same location as last year). Timeline for planning:
 - o Dec 15, 2017: Deadline for travel funding requests via registration portal CLOSED
 - o Dec 21, 2017: UCDE to notify travelers about funding request - all will be accommodated (for the 6th consecutive meeting)
 - o Jan 3 UCDE will send out travel planning info about airline tickets and the hotel (we fear it may get lost if we send it out before the Holidays.)
 - o New ticketing deadline will be Jan 12, 2018: (funded travelers only)
 - o Feb 6, 2018: Deadline to reserve hotel room in block (all attendees)
 - o Feb 12, 2018: Deadline to register to attend
- l) Held agenda planning call on December 10
 - o set out a poll for top 5 topics and 3 of the top ranked ones are on the current draft agenda
 - o need to post a draft for travel planning purposes and it can still flex until the next call

4. Pollinator Protection Workgroup Update (Jasmine, Mary, et. al.)

Mary and Jasmine were not on the call so this will be covered next month.

5. TPPC Policy Development Update (Fred) (01:00 – 01:05)

Jasmine is ready to send this out to the group for their review. In January they will have a call to discuss and hopefully approve after that.

6. Western Region Managers Meeting Discussion (Fred, Suzanne) (01:15 – 01:35)

Last month we talked about this meeting, hosted by the North Dakota Dept of Agriculture in May, 2018. Jim Mossett requested tribal topic(s) on the agenda. The meeting host will be looking for someone from TPPC to participate in a tribal panel and this will happen whether or not TPPC has a meeting in conjunction with this forum.

Last month, the group discussed the possibility of having a TPPC Executive Committee meeting in conjunction with the Western Region meeting. UCDE presented its research for discussion. The host hotel has no meeting space availability for a TPPC 1-day meeting the week of the Western Region Managers Meeting. The meeting space is completely rented out to the meeting host, insurance companies, and other clients. The meeting host confirmed that they do not have extra space to offer us. In the event meeting spaces frees up there, the estimated travel and staffing costs to add a third meeting in North Dakota in 2018 would be approximately \$25,000 and would use more than half of the carryover funds (~\$45,000) to FY18.

If the Executive Committee identifies critical items which are necessary to discuss in person, then some options are:

1. The next Executive Committee meeting is planned for a half-day on Friday, March 9. We could extend that meeting by a couple of hours after lunch. Some of the west coast folks may need to leave by 3 PM to catch the last flights home, or stay an additional night. The estimated cost is about \$3,000 if the westerners need to stay an additional night. Kristy and I would need to know this right away so it can be reflected in the travel approvals underway.
2. We could try and insert an evening Executive Committee meeting on either March 7 or March 8 and hold it at the Residence Inn (where members will be lodging). The estimated cost is about \$1,000, pending meeting space availability. Kristy and I would need to know this right away so she can make an inquiry with the hotel.

There was little support for holding the Executive Committee meeting in North Dakota. Fred suggested that the timing financially isn't ideal and that we should consider extending the October meeting if more time is desired. The consensus was that we should only consider adding an evening session, if one is needed, as this won't affect the necessary travel planning which needs to wrap up in mid-January.

Fred attended the National Intertribal Council Meeting. Fred was there representing his tribe and agricultural programs. They do a trade show there. EPA did not attend but USDA was there, NRCS, rural development and other parts of USDA attended the trade show. There were other vendors as well. Fred would like to put this on the radar to perhaps invest in this opportunity in future years. Dan stated that the training/meeting calendar in the spring is really full. Fred said there is a TPPC brochure that's outdated. EPA could be handing things out for bed bugs and other literature for various pesticide related issues.

7. TPPC Spring Meeting Agenda Development (Suzanne)

Discussion began with the 10-45-12:00 session on Day 1. Amanda Hauff said that last week the NTC was in DC and they used that time to talk about open discussion about new TSCA and risk assessments and evaluation. The discussions went really well. They were very impressed by all the work the TPPC has done and is interested in continuing to work together. Amanda brought up some interesting questions to pose to OECA and fill some gaps. Carol said that OECA is pulling together information on how regions are implementing the plan and they we should have good discussion in January and beyond. Include the value of TPPC and what it has to offer EPA, accomplishment and the hard work, collaborations with EPA and how successful.

Special tribal caucus – brainstorming session for tribal pesticides forward in the future. We want to make sure that whatever we put our resources in will result in the most effective use of our time. Partnering with AAPCO, NASDA; funding issues and how to move forward; think through what the best opportunities through to move forward tribal pesticide partners. The idea of the closed session is so that folks could feel free to speak and throw out ideas. After this session and figure out strategy then we go back to federal partners. Will make good use Bob Gruenig's time and has been involved in goal-setting and strategy-setting. TPPC has faced with an impasse for several years of no increase in funding. That's the purpose of this session is to talk about where the opportunities are. Amanda asked if there are

other resources TPPC considered to leverage in DC. Fred is worried that they only have 90 minutes and wants Bob to guide folks to come up with strategies and direction. NASDA is another one where Fred feels there could be some synergy with experiences similar issues to Tribes. But before we go down that road we should have all the TPPC members engage and brainstorm and have consensus about action they can take.

Kaci Buhl was proposed to deliver a session on the Toxicology of Pesticides. The TPPC was impressed with her scholarship and presentation skills and ability to talk about the technical content. Consensus was to invite her to present in March 2018 on this topic.

Tribal-FERST. It was beta tested by a tribe in Maine and EPA is getting ready to roll it out. Amanda would invite other ORD folks to be there to start conversations there as well. If Steve cannot travel then the HQ folks can deliver the presentation. It's about building capacity at the local level for risks your community can face and how to use tools such as GIS and others. Amanda will suggest some folks who should attend this session as well.

Suzanne to ask Steve if he needs more background information. He is familiar with a broad range of environmental issue they have been facing. It would be worthwhile to discuss with him the unique risks. Issues of CA basketweavers and this tool could be very useful to them.

Bob Gruenig joined to talk about suggestions for Status of Pesticide in Indian Country Report: WPS, Pesticides in Water, Certification & Training are the sections proposed for breakouts in March. There are still other sections that need to be added to the report.

The group was reminded that if we want EPA to present at a meeting that we do it at this meeting because they won't be able to attend in the fall.

8. TPPC Action Item Discussion (Suzanne) (01:30 – 01:50)

We ran out of time to discuss this month.

9. Other Issues/Concerns/Hot Topics (All) (01:50 – 02:00)

10. Next TPPC Conference Call (Wednesday, January 17 or 24, 2018, 2-4 p.m. EST)

Fred is not available on 1/17 so there was a proposal to move the meeting to 1/24. Gila River and Amanda Hauff could not attend if the date was moved. Fred will ask Jasmine if she wants to run the meeting on 1/17. He will report back after that. Cindy will make the change on everyone's calendar if there's a change.

ANNOUNCEMENTS

- Grantsmanship Training Program hosted by ITCA. Feb 5-9, 2018 in Phoenix, AZ
- Association of American Pesticide Control Officials (AAPCO) Spring 2018 Meeting: March 5-7, 2018, Alexandria, VA
- TPPC Spring 2018 Meeting: March 7-9, 2018, Arlington, VA
- SFIREG Joint POM and EQI Working Committee Meeting: April 9-10, Crystal City, VA
- ASPCRO Mid-Year Board Meeting: April 16-17, 2018, Franklin, TN