

**Tribal Pesticide Program Council Executive Committee  
Monthly Conference Call**

12/19/18

Call Notes – Final

Call in number: 1-202-991-0477; Code: 7902730#

Roll call:

**Tribes**

- Fred Corey, Aroostook Band of Micmacs
- Ryan Evans, Confederated Salish and Kootenai Tribes
- James Williams, Muscogee Creek Nation
- Jim Mossett, Three Affiliated Tribes
- Nina Hapner, Kashia Band of Pomo Indians
- Diania Caudell, California Indian Basketweavers Association
- Tony McCandless, Gila River Indian Community

***Reported in advance as absent:***

- Larry Scrapper, Cherokee Nation

**EPA**

- Cindy Wire, U.S. EPA, OPP
- Peter Early, U.S. EPA, Region 9
- Amanda Hauff, U.S. EPA, OCSPP
- Carol Galloway, U.S. EPA, OECA
- Emily Ryan, U.S. EPA, OPP
- Michelle Nukem (sp?), U.S. EPA, OECA

**Other**

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

**1. Welcome/Introductions (Fred) (00:00 - 00:10)**

Fred Corey, TPPC Chairperson, facilitated the roll call. Attendance was logged throughout the call for the 7 member tribes and tribal organization representatives.

**2. FY 2020-2023 National Compliance Initiatives Process (OECA) (00:10-00:30)**

Every three years OECA selects a set of national enforcement initiatives where they will focus their efforts. They are picking up the process now for the next set of initiatives. Proposed changes: 1) make them a four year cycle so they better align with the NPM guidance 2) change name from “national enforcement initiative” to “national compliance initiative”. The FRN document will go out 1/4/19 and will be open for comment for 3 weeks. They are also issuing the National Program Guidance in mid-February. EPA will also ask for comments back then. So tribes will have several opportunities for engagement on this. EPA has really been trying to reach out to states, tribes, associations and other avenues to try and solicit comments and new ideas on what the initiative should be. They have a set of 8 initiatives items designated as national ones in the 2017-18 timeframe. Looking at what they will propose in the 20-23 timeframes. Enforcement has two important measures (increasing the compliance rate plus reducing the timeframe from collection to enforcement.)

1. Preventing animal waste from contaminating surface and ground water.
2. Keeping raw sewage and stormwater out of our nations waters.
3. Reducing air pollution from the largest sources.

4. Keeping industrial pollutants out of the nation's waters.
5. Reducing risks of accidental releases at chemical facilities
6. Cutting hazardous air pollutants.
7. Ensuring energy extraction activities comply with federal laws.
8. Reduce toxic air emissions from hazardous waste facilities.

OECA also considering two additional areas: drinking water program, lead program. These will be part of the FRN in January asking for feedback. Will the current MCIs continued, dropped, modified, or other. In addition to the schedule, they will make a final selection by April 2019, as this is also the timeline for finalizing the NPM. This way these go out at the same time. After April OECA would work to development implementation strategies so they are ready to go by October 1, 2019. They will work with states and tribes on implementing those.

Question: Fred asked for areas without baseline compliance/enforcement data, how does EPA make a decision on allocating resources in those areas?

Ryan Evans asked about initiative 3. Will there be any language about carbon dioxide about climate change? No, because this was never focused on that. None of the issues have contemplated climate as an issue. Fred thanks her for engaging tribes early in the process and that he looks forward to seeing the FRN in January.

### **3. EPA Updates (Emily, Carol, Peter, et. al.) (00:45 – 01:00)**

Cindy:

- EPA will be transitioning the phone number/code for the January 2019 meeting and beyond.

Amanda:

- National Tribal Operations Committee Meeting is scheduled for Thursday, Jan. 24<sup>th</sup>
  - The National Tribal Caucus (NTC), as of today, had not identified OCSPP subject matter as a potential subject
  - Jan. 23 – will be program one-on-one meetings; Jan. 24 – will be the NTOC
  - The NTC should be following up with Fred Corey and Dianne Barton (TPPC/NTTC Chairs) to invite them to participate, but Amanda will share agendas and information when she receives it.
- Thank you to TPPC members that provided feedback on the Tribal Lead Curriculum
  - We are working hard to finalize the modules. Special thank you to James Williams!
  - As a part of the National Tribal Toxics Council/Tribal Science Council Lead Subcommittee efforts, TPPC members also participated in providing input to the *President's Task Force on Environmental Health Risk and Safety Risks to Children* efforts to develop a draft Federal Lead Action Plan – which was published today. Amanda will continue to work with the subcommittee and will use this plan to convene with federal partners to focus on lead in Indian country. If folks would like to participate on the subcommittee, we welcome you.
- Alexandra Dunn, is the nominee for the Assistant Administrator for the Office of Chemical Safety and Pollution Prevention. She has not been confirmed.
- Risk Assessment Workgroup
  - Meeting scheduled for Thursday, Dec. 20<sup>th</sup> from 12:00pm-12:45pm where we will discuss the TSCA/HBCD Tribal Exposure Scenario
  - Meeting scheduled for Friday, Dec. 21<sup>st</sup> from 12:00pm-12:45pm with the California Indian Basketweavers' Association
- DI Assessment Workgroup
  - We are preparing materials to focus conversations

- We will send out monthly meeting invites for both workgroups for the calendar year in mid-January

Question: Jim Mossett asked if it's correct that tribes cannot apply to attend the C&T PREP Course. Cindy concurred that because the scope of the meeting is on state plans that they broke apart the tribal focus and they can focus more on tribal plans in a different forums via a webinar. Jim asked several questions about a checklist and Cindy suggested he works with his regional PO, Blake Huff, on this.

Carol Galloway said she sent a markup of the WPS inspection manual that they would like TPPC to comment on. Suzanne forwarded to the list serve, with comments due to EPA in January, 2019.

Peter Earley with Region 9 is the new tribal sub lead replacing Nick Hurwit. He's been managing the monthly calls, manages grants with 3 tribes in AZ (Gila River, Ak-Chin, plus one other).

#### **4. TPPC Tribal Administrator Update (Suzanne) (0:45 - 01:00)**

- A. Region 9 EC Vacancy. Ballots went out for the Region 9 EC vacancy. Due 12/21. Only 4 ballots of 11 received. I will send out a final reminder today.
- B. March 2019 meeting
  - Full Council Meeting: Wed-Thurs, March 6-7, 2019
  - Executive Committee Meeting: Fri, March 8, 2019 (half day)

#### Timelines

- *Nov 14, 2018: UCDE to email meeting announcement*
- *Dec 14, 2018: Deadline for receipt of travel funding requests via registration portal*
- *Dec 21, 2018: UCDE to notify travelers if funding request can be accommodated*
- *Jan 7, 2019: UCDE sends instructions to funded travelers on how to book travel*
- *Jan 21, 2019: Deadline to book airfare (funded travelers only)*
- *Feb 12, 2019: Deadline to reserve hotel room in block (all attendees)*
- *Feb 12, 2019: Deadline to register to attend (all)*

We received funding requests for 13 members and will be able to accommodate all of those. Suzanne will email them at the end of this week about that and let them know that travel planning would start on January 7, 2019.

- C. Fall 2019 meeting planning

Yakama Nation will host the fall 2019 meeting. It's expanded to Tuesday-Friday, October 8-11, 2019. The hotel confirmed availability and we are moving ahead with the logistics (rooms block and catering).

- This meeting will have a TPPC election associated with it so we cannot hold the Executive Committee meeting for the end of the week. That is because those folks are planning travel well in advance of the election.
- Full Council Meeting: Tues-Wed, October 8-9, 2019
- Executive Committee Meeting: Tues or Wed eve October 8 or 9, 2019.
- Risk Communication training with National Pesticide Information Center (NPIC): Thurs, October 10, 2019.
- Half-day tour of Yakama Nation (optional): Fri, October 11, 2019.

- D. Process for TPPC request for special travel funds (attachment 2)

Last call we talked about the process on how TPPC members can request funding to attend non-TPPC meetings. That information is now on the TPPC website on the Travel tab at <http://tppcwebsite.org/tppc-travel/>

**Action item: Suzanne to send an announcement to TPPC this week about it.** The goal is to get it advertised and have people looking ahead to events so that once the federal government passes a budget after the continuing resolution date of December 21 that we will be poised to carry out this process.

## **5. TPPC Workgroups Updates (Fred, Jasmine, Amanda, et. al.) (01:00 – 1:10)**

Amanda Huff thanks Diania Caudell for helping EPA set up a call with CIBA and the risk assessment workgroup. Call is set for Friday, 12/21 to talk about the workgroup's efforts and objectives there. They will talk about pesticide exposures that CIBA has seen, used as an initial information sharing conversation. All folks are welcome to join to call.

They will walk through the tribal exposure lifeways, with HBCD the exposure pathway is the burning of chemicals and waste disposal. Next step is to walk through this with NTTC and TPPC and get feedback as to where folks want to provide input. Will hear more from the EPA risk assessors and where they should focus next. Solid deadline for output is by January 14.

Direct Implementation (DI) I workgroup – thanks to Jasmine for bringing folks together. Amanda is hoping to establish the bimonthly and then monthly call plans for both workgroups. Be looking for calendar invites to come out January 14<sup>th</sup>.

Jasmine reported that the Pollinator Protection Workgroups just met via webinar earlier today. The guest speaker was Janene Lichtenberg, chair of the Wildlife and Fisheries Department of the Salish Kootenai College. The title of the webinar is "The Bears and the Bees: pollinator projects at Salish Kootenai College".

## **6. Status of Tribal Pesticides Report Update (Bob) (1:10 – 1:20) (see attachment)**

### Timeline

- December 16, 2018 – Bob sends out current draft of the *Status of Pesticides in Indian Country Report*, which captures everything that will go into it (including images, 1-page intro, executive summary). Will include requirements for images plus the link to a commercial image source (Getty) where folks may select from if they don't have images they own. UCDE would purchase the Getty Images at a greatly discounted rate after the image selection was approved by all in March.
- January 16, 2019 – All comments due to Bob along with image submissions/releases.
- February 4, 2019 – Bob sends out next draft to TPPC.
- February 13, 2019 – Final edits due to Bob.
- February 20, 2019 – Bob to send final version to UCDE to have a final draft (black and white) printed for review at the March meeting.
- March 6-7, 2019 – last look and TPPC approval of content/images; UCDE to purchase approved Getty images after this date; review and approval of layout design examples (2-3 page samples).
- TBD, 2019 – Final layout review/approval.

Bob shared the current draft along with a firm timeline of things which need to happen between now and March. Bob is looking for feedback by January 16. We cannot make substantive changes beyond this. If folks want to submit images there are instructions at the end of the email.

We thought the document be more interesting if it was well formatted and had some visuals so people would take a look at it and read it. So that enhancement

Amanda asked if the larger group would be able to consider the group's feedback and have discussions before major revisions are done. She thinks this would be very useful, also to bring up gaps. Suggests the gap between February 4-13. Could work through any dissenting comments. Another option is to have a call before January 16 and have a call on it with the intent to send out the 2/4/19 version. The group favored this and the call is set for 1/22/19.

Action item: Suzanne to send out calendar appt for 1/22/19 from 10-11:30 AM Pacific as a placeholder to discuss comments due back 1/16/19.

#### **7. Agenda Planning for March Meeting (Suzanne) (1:20 - 1:50) (see attachment)**

Suzanne went over the list of suggested items and asked how the group wanted to go about selecting from the list and/or adding any for consideration.

Earlier this month Fred attended SFIREG and there was a NASDA speaker there. And they made funding a priority issue for the upcoming year. They are putting significant staff time into funding for state pesticide programs. Might be a good topic to know what road they are going down and how they plan to address this issue of funding.

Another issue of high concern is cannabis. Fred is hearing the same thing from other tribes. We don't know if there.

Suzanne proposed that the RA and DI workgroups meet on the agenda day 2 in the AM.

Action item: Suzanne to send Liza Fleeson-Trossbach an invite to attend the TPPC meeting in March and present on Thursday.

Action item: Suzanne to send out a revised draft agenda in January with the notice that we need to decide this at the end of the January call.

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

#### **9. Next TPPC Conference Call (Wednesday, January 16, 2019, 2-4 p.m. EST)**

##### **ANNOUNCEMENTS**

- AAPCO (Association of American Pesticide Control Officials) Annual Meeting: March 3-6, 2019, Alexandria, VA
- TPPC Spring 2019 Meeting: March 6-8, 2019, Alexandria, VA