

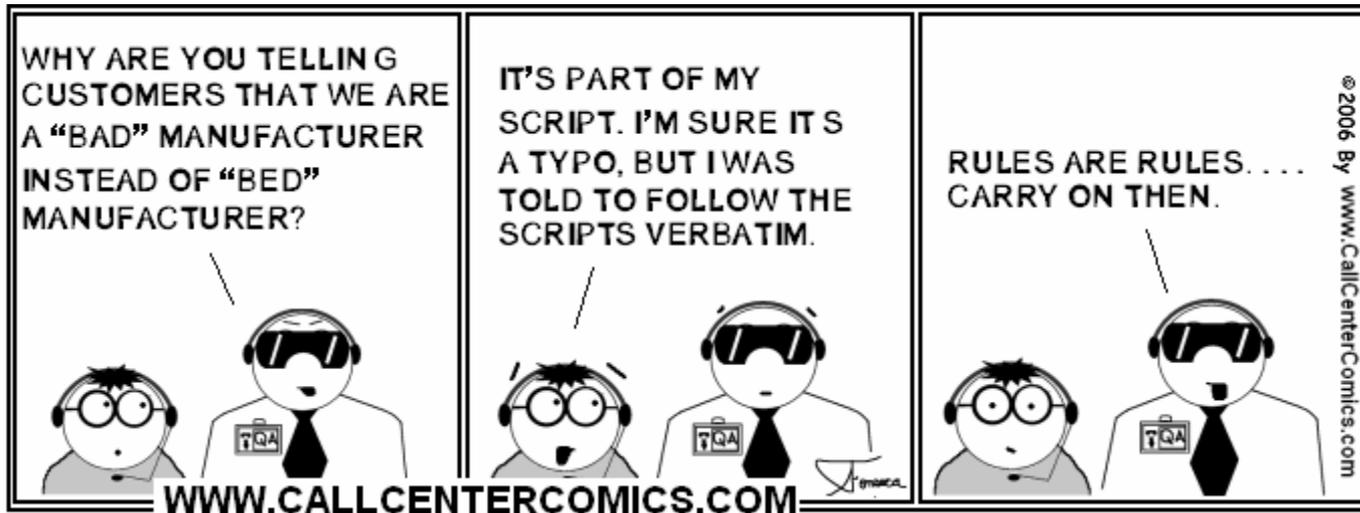


Bayer CropScience

## Registration and Reregistration: State Lead Agency Involvement Prior to Finalizing Label Language

The Pesticide Stewardship Alliance  
Karen Cain

## SLA Involvement Prior to Finalizing Label Language



## SLA Involvement Prior to Finalizing Label Language The History

- States have been raising concerns over label language for multiple years
- EPA offered states the opportunity to comment on label language prior to EPA approval of the labels.
- Intent was to prevent product labels from creating enforcement issues for SLAs due to unenforceable label language
- EPA to submit labels to states for review when EPA was nearing the completion of the review of products

### Axiom DF

#### CORN (FIELD AND SEED)

Axiom® DF Herbicide is a selective herbicide for control of most annual grasses and selected annual broadleaf weeds in corn. A single or split application program may be used and the product may be applied alone or in tank-mix combination with certain registered herbicides. The following types of applications are allowed: preplant surface, preplant incorporated and preemergence. Most effective weed control will occur when the applied product is moved into the soil by rainfall, sprinkler irrigation or mechanical tillage prior to weed emergence from the soil.

**Special Precautions (Field Seedcorn Inbreds):** Field seedcorn inbred lines may vary in their response to Axiom®. Do not apply Axiom® to inbreds without first verifying with your local seedcorn company (supplier) the Axiom® selectivity on your inbred line.

Recommended application timing for Axiom® on field seedcorn inbreds are **only preplant surface and preemergence. Do not apply preplant incorporated.**

Do **not** apply Axiom® on field seedcorn inbreds grown on coarse textured soils with less than 1.0% organic matter.

## SLA Involvement Prior to Finalizing Label Language

- **Bayer's new AI undergoing review at EPA was selected for 1<sup>st</sup> project**
- **Thiencarbazono-methyl (herbicide)**
  - ⇒ **Three labels reviewed (ag, turf and technical)**
- **4 members of POM volunteered (?):**
  - ⇒ **Laura Quakenbush (CO),**
  - ⇒ **Cary Giguere (VT),**
  - ⇒ **Steve Foss (WA),**
  - ⇒ **Dave Scott (IN)**
- **Cooperative initiative by EPA and SFIREG to allow SLAs more input on label language. 1<sup>st</sup> project phase target new AIs**
- **EPA intends to continue process using the POM for various types of label reviews (review for general use directions, review for specific chemical-related issues, review for enforceability)**
- **EPA to expand to new uses of existing products**

## SLA Involvement Prior to Finalizing Label Language

### ➤ POM Comments (L. Quakenbush)

- ⇒ The review took much longer than anticipated.
- ⇒ Much of the review focused on enforceable vs unenforceable language for protection of human health and/or the environment.
- ⇒ Some comments focused on label format consistency (not language)
- ⇒ Need labels in editable format to facilitate review process
  - Direct interaction with the registrant would be useful.
- ⇒ The registrant and EPA must consider the intent and enforceability of statements containing “should”, “may”, “avoid”, etc. and rephrase where necessary.
- ⇒ EPA should specify at the beginning what is in scope and out of scope
  - too much time spent reviewing standardized sections (WPS, Ag use recommendations)
- ⇒ SLAs would like feedback from EPA on which suggestions were incorporated into the final label, and the reasoning for those not accepted by the Agency.

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### ➤ EPA Comments

(D. Kenny, D. Stubbs)

- ⇒ Found the comments from POM valuable.
- ⇒ Noted that many were incorporated by the registrant (BCS) in revised draft label.
- ⇒ Will incorporate SLA comments into the training being planned for EPA product reviewers and for the industry.
- ⇒ Not all suggestions by the SLAs could be required by EPA, even tho they were valuable



## SLA Involvement Prior to Finalizing Label Language

### ➤ Bayer's response

- ⇒ Valuable exercise – initial concerns that this would delay the approval process by EPA but the States met the deadline and EPA's review was not delayed
- ⇒ Many of suggestions by SLAs were incorporated
- ⇒ Some of the suggestions were not feasible
  - EPA mandated language
- ⇒ Helped convince business to rethink historical language
- ⇒ For future projects – trilateral discussions between EPA, SLAs and registrant at beginning.



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