



March 27, 2021

Leo Reed
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Re: Concerns with Delay in Pesticide Product Registrations

Dear Mr. Reed,

On behalf of the Household & Commercial Products Association¹ (HCPA) and its members, I wanted to thank you and the AAPCO Board for taking the time to listen about the impending challenges associated with label changes required by Interim Registration Review Decisions and the impact this could have upon the states in general but especially to states, like yours, struggling with a backlog of registrations. We also wanted to compliment your Office for granting conditional registrations for Section 3 pesticidal products and pesticide devices to proactively address the backlog that resulted from the substantial increase in new pesticide product registration applications as identified in the Pesticide Product Registration Response to COVID Influences, dated February 12, 2021.

Given your efforts to alleviate backlog and to minimize the time spent by your staff addressing question, we would like to provide the following questions that have been collected from our members to minimize the amount of outreach directed to your Office (i.e., further stretching the available resources) focused on the conditional registration process:


- If there is a label change required after the conditional registration is granted, how long will a registrant have to bring the label into compliance?

¹ HCPA is the premier trade association representing the interests of companies engaged in the manufacture, formulation, distribution and sale of more than \$180 billion annually in the U.S. of familiar consumer products that help household and institutional customers create cleaner and healthier environments. HCPA member companies employ hundreds of thousands of people globally. HCPA represents products including disinfectants that kill germs in homes, hospitals and restaurants; air fresheners, room deodorizers, and candles that eliminate odors; pest management products for pets, home, lawn, and garden; cleaning products and polishes for use throughout the home and institutions; products used to protect and improve the performance and appearance of automobiles; aerosol products and a host of other products used every day.

- If there is a label change required after the conditional registration is granted, how long will sub-registrant(s) have to bring the label into compliance (either after base registrant makes necessary change(s) or in total)?
- If product is distributed based on a conditional registration and an identified issue cannot be resolved to Indiana's satisfaction, what expectation will Indiana have for removal of product from channels of trade in the state?
- How long is the conditional registration policy going to be in effect? Are there criteria for when the policy will be revoked?
- How will a registrant know that a Conditional Registration has been granted? Will they receive confirmation or certification from OISC?
- If a registrant uploads label(s) directly to ALSTAR, will that meet the requirement #3 or should they also submit a CD with the pdf label to OISC?
- It is our understanding that the conditional registration does not apply to minimum risk (25(b)) products. Our members are concerned that the review and approval timelines which already exceeding those for conventional products will continue to grow if left unaddressed. Would OISC consider extending the conditional registration program to 25(b) products as well or how will the backlog for those registrations be addressed?

We would appreciate a response to these questions at your earliest convenience to better assist you and your staff as you register products. We would also be happy to engage in a conversation with your Department to understand the root cause of these delays and work together to uncover opportunities for improvement, share best practices and coordinate on what we as an industry can do to assist your team in the performance of your regulatory activities. We thank you for this opportunity to share our comments on this important issue.

Sincerely,



Steven Bennett, Ph.D.
Executive Vice President, Scientific & Regulatory Affairs

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