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Via Electronic Mail

Subject: HCPA Comments on Guidance for Products Adding Residual Efficacy Claims and SOP No.'s MB-41-00 and MB-40-00

The Household & Commercial Products Association¹ (HCPA) thanks the U.S. Environmental Protection Agency (EPA) for the consideration of these comments on the Agency's *Guidance for Products Adding Residual Efficacy Claims*, SOP No. MB-40-00, and SOP No. MB-41-00.

HCPA recognizes the importance of EPA guidance and test methods in providing the regulated community with essential direction on evaluating products to ensure consistent and measurable assessment of their benefits to public health. Our comments identify areas of ambiguity that require further clarification and consideration as EPA works to refine these documents.

Beyond the specific comments detailed in the attachment, HCPA requests that EPA update the following Pesticide Registration Improvement Act (PRIA) codes referenced in the guidance to reflect the new PRIA 5 codes and fees.

- PRIA protocol review (A520/521);
- PRIA A570 action;
- PRIA A570 action fee amount;
- PRIA A540 action and fee amount;
- PRIA A572 action and fee amount.

Furthermore, HCPA requests that EPA consider splitting SOP No. MB-40-00 and SOP No. MB-41-00 into individual SOP's each as follows: one for bacterial testing and one for viral testing. Splitting the SOP's as

¹ The Household & Commercial Products Association (HCPA) is the premier trade association representing companies that manufacture and sell \$180 billion annually of trusted and familiar products used for cleaning, protecting, maintaining, and disinfecting homes and commercial environments. HCPA member companies employ 200,000 people in the U.S. whose work helps consumers and workers to create cleaner, healthier and more productive lives.

such would facilitate the use of the test methods and avoid confusion of the methods as they apply to both bacteria and viruses.

Proposal for Section on Retesting Guidance

Lastly, HCPA requests that EPA add retesting guidance sections to both SOP No. MB-40-00 and SOP No. MB-41-00. This section should cover performance success and include a repeat testing policy consistent with AOAC Use-Dilution Methods 955.14, 955.15, and 964.02, AOAC Retesting Guidance in Series 810 Guidelines FAQ.

As written, it is unclear if the tests are still valid if the control carrier levels are above the maximum number of carriers. Clarification regarding the failure of individual controls is necessary to determine whether the control must be repeated or whether the entire test needs to be repeated to demonstrate that a product passes the efficacy requirements. Additionally, HCPA requests clarification on whether a registration with a limited disinfectant use label would be allowed if efficacy is not achieved following testing against one or two of the chemical treatments outlined in SOP No. MB-41-00.

HCPA thanks EPA in advance for its consideration of these comments. Please do not hesitate to contact us if you wish to discuss further.

Sincerely,

A handwritten signature in black ink, appearing to read 'Ligia Duarte Botelho', with a large, stylized flourish extending to the right.

Ligia Duarte Botelho
Senior Director, Regulatory Affairs
Household & Commercial Products Association

CC: Anne Overstreet, Biological and Economic Analysis Division Director
Anita Pease, Antimicrobials Division Director
Kristen Willis, Antimicrobials Division Acting Deputy Director