SUMMARY OF PUBLIC HEARING

Proposed Rule
LSA #22-329

357 IAC 1

References:
LSA Document #22-329, DIN: 22021207-IR-357220329PRA; December 8, 2022

Time and Place of Hearing:
January 3, 2023, 10:00 AM to 12:00 PM, at the Office of Indiana State Chemist (OISC), 175 South University Street, Biochemistry Building, West Lafayette, Indiana.

Place and Date of Hearing Notice:
Indianapolis Star and News, December 8, 2022, in both the newspaper and website.

Summary of Hearing:
The proposed rule and all data, studies, or analyses referenced in the justification of requirements or costs on regulated entities were available for inspection and copying at the public hearing.

All documents associated with the rulemaking docket for this rule have been posted to the OISC website at https://oisc.purdue.edu/oisc_rules_regs_laws.html within two business days of formal notice of the specified individual action to IPRB. In addition, access to the rulemaking docket was also made available for inspection and copying at the hearing.

There were two people in attendance at the hearing. Leo Reed was present representing OISC. David Scott was present representing IPRB.

No oral or written comments were made at the public hearing, but the attached written comments were filed prior to the hearing by Bob Andrews, Executive Director, Indiana Professional Lawn and Landscape Association, and by Jeff Cummins, Associate Director for Policy Engagement, Indiana Farm Bureau. Those comments have been posted to the rulemaking docket at https://oisc.purdue.edu/oisc_rules_regs_laws.html .

Hearing Officer **Date**

1-3-23

David Scott
Secretary, Indiana Pesticide Review Board
(765) 494-1593
scottde@purdue.edu

Scott, David E

From: Bob Andrews <rea@thegreenskeeper.com>
Sent: Friday, December 30, 2022 12:12 PM
To: Scott, David E
Cc: Gregg Pulley; Pierre Bridger; 'RPerdue@engledow.com'; Steve Wolff
Subject: Proposed Rule LSA Document #22-329

---- **External Email**: Use caution with attachments, links, or sharing data ----

I would like the following entered into the record of the Public Hearing scheduled for January 3, 2023 regarding LSA Document #22-329.

1. We believe the inclusion of the use of telephone text message to deliver post-treatment customer notification is a much needed change, reflects the use of technology in our industry, and also reduces the use of sometimes excessive paper. In the original, language, you included "within seven (7) days" as a timeframe for delivery. The new proposal omits this and I believe it should be reinserted as it does establish a timeline for such notifications to be transmitted.
2. "Harm vs Adverse Effect" We have had this discussion several times and my comment here is that using the term "adverse effect" instead of the term "harm", is going to cause a great deal of confusion as it is interpreted by different people in different ways as the definitions of these terms seem very different.

   The term to cause harm is defined as causing physical or mental damage or injury, or causing someone to be hurt, broken, or made less valuable. Creating an adverse effect to a non-target site, seems to be taking a broad paint brush to this issue that may require more specifics.

Sorry that I could not be at the hearing but look forward to seeing you at the February PRB meeting.

Bob Andrews
Executive Director
IPLLA

Reed, Leo A

From: Cummins, Jeff <JCummins@infarmbureau.org>
Sent: Tuesday, January 3, 2023 9:52 AM
To: Scott, David E
Subject: LSA #22-329

---- **External Email**: Use caution with attachments, links, or sharing data ----

Dave,

Just want to reiterate no concerns from us on today's rule. Have been in touch with you and others on this on numerous occasions. Thanks for your efforts. Feel free to include this brief email in your hearing packet.

Thanks!

Jeff Cummins
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