

TENTATIVE MINUTES (PENDING COMMISSION APPROVAL)

MEETING OF THE

ADVISORY COMMISSION ON PESTICIDES

FEBRUARY 4, 2025, 9:30 A.M.

**LOUISIANA DEPARTMENT OF AGRICULTURE AND FORESTRY
VETERANS' MEMORIAL AUDITORIUM
5825 FLORIDA BOULEVARD
BATON ROUGE, LA**

NOTE: THESE ARE TENTATIVE MINUTES FROM THE FEBRUARY 4, 2025 MEETING OF THE ADVISORY COMMISSION ON PESTICIDES. A FINAL VERSION OF THESE MINUTES WILL BE MADE AVAILABLE AFTER APPROVAL OF THE COMMISSION AT THE NEXT REGULARLY SCHEDULED MEETING.

CALL TO ORDER

The meeting was called to order by Mr. Billy Guthrie at 9:31 a.m.

ROLL CALL

Members present: Mr. Billy Guthrie, Mr. George Bragg, Dr. Blaine Viator, Mr. Johnny Landry, Mr. Scotty Meador, Mr. Roby Shields, and Ms. Rebecca Triche

Mr. Floyd Fowler arrived at 9:34 am.

Members absent: Ms. Jenny Buller

A quorum was present.

Others present: Dr. Ansel Rankins – LDAF, Terrel Kent – Hearing Officer, Tabitha Irvin – LDAF Executive Counsel, Angela Jackson – LDAF Attorney, Lyndon Leonards – LDAF, Joe Ingrao – LDAF, Ashley LaBorde – LDAF, Bethany Gonzales – LDAF, Ryan Hackett – LDAF, and Jason Starns – LDAF.

PUBLIC COMMENTS

There were no public comments.

APPROVAL OF THE MINUTES

Motion: Mr. George Bragg made a motion to approve the minutes from the August 14, 2024 meeting. The motion was seconded by Mr. Roby Shields and passed unanimously.

ADJUDICATORY HEARINGS

Hearing Officer Ms. Terrel Kent conducted the adjudicatory hearings. LDAF Attorney, Ms. Angela Jackson, presented the following matters:

STIPULATED CASES

Case No. 24-ACP-2569 Chase Pearson
2575 Highway 496
Meridian, MS 39301

The Department charged Mr. Pearson with:

One (1) violation of La. R.S. 3:3252(A)(18), specifically LAC 7:XXIII.1101(I)

One (1) violation of La. R.S. 3:3252(A)(2), specifically LAC 7:XXIII.1103.

The stipulation was presented by Ms. Angela Jackson.

Mr. Pearson was not present. The department and Mr. Pearson entered a stipulation in which Respondent admits to the allegations and agrees to pay the penalty of \$1,000.00 with \$500.00 being suspended within 30-days after receipt of the Commissioner's acceptance. The stipulation was signed by all parties.

Ms. Kent admitted LDAF Exhibits 1 and 2 into the record.

Motion: Mr. George Bragg made a motion to accept the facts set forth in the stipulation and that the penalty be accepted. The motion was seconded by Mr. Johnny Landry and passed unanimously.

Case No. 25-ACP-0101 Jacob Perry

196 White Island Drive

Rayville, LA 71269

The Department charged Mr. Perry with:

One (1) violation of La. R.S. 3:3252(A)(18), specifically LAC 7:XXIII.1101(I)

The stipulation was presented by Ms. Angela Jackson.

Mr. Perry was not present. The department and Mr. Perry entered a stipulation in which Respondent admits to the allegations and agrees to pay the penalty of \$5,000.00 within 30-days after receipt of the Commissioner's acceptance. The stipulation was signed by all parties.

Ms. Kent admitted LDAF Exhibits 1 and 2 into the record.

Motion: Mr. Roby Shields made a motion to accept the facts set forth in the stipulation and that the penalty be accepted. The motion was seconded by Ms. Rebecca Triche and passed unanimously.

Case No. 25-ACP-0102 Thomas Burdick

PO Box 575

Port Barre, LA 70577

The Department charged Mr. Burdick with:

One (1) violation of La. R.S. 3:3252(A)(18), specifically LAC 7:XXIII.1101(I)

One (1) violation of La. R.S. 3:3252(A)(2)

The stipulation was presented by Ms. Angela Jackson.

Mr. Burdick was not present. The department and Mr. Burdick entered a stipulation in which Respondent admits to the allegations and agrees to pay the penalty of \$750.00 with \$375.00 being suspended within 30-days after receipt of the Commissioner's acceptance. The stipulation was signed by all parties.

Ms. Kent admitted LDAF Exhibits 1 and 2 into the record.

Motion: Mr. Goerge Bragg made a motion to accept the facts set forth in the stipulation and that the penalty be accepted. The motion was seconded by Mr. Scotty Meador and passed unanimously.

Case No. 25-ACP-0103 Stephen Broussard

4970 Northeast Evangeline Thruway
Carencro, LA 70520

The Department charged Mr. Broussard with:
One (1) violation of La. R.S. 3:3252(A)(2)

The stipulation was presented by Ms. Angela Jackson.

Mr. Broussard was not present. The department and Mr. Broussard entered a stipulation in which Respondent admits to the allegations and agrees to pay the penalty of \$500.00 within 30-days after receipt of the Commissioner's acceptance. The stipulation was signed by all parties.

Ms. Kent admitted LDAF Exhibits 1 and 2 into the record.

Motion: Mr. Johnny Landry made a motion to accept the facts set forth in the stipulation and that the penalty be accepted. The motion was seconded by Mr. Roby Shields and passed unanimously.

Case No. 25-ACP-0104 Chad Tupper

2510 Grey Fox Highway
Iota, LA 70543

The Department charged Mr. Tupper with:
One (1) violation of La. R.S. 3:3252(A)(18), specifically LAC 7:XXIII.1101(I)

The stipulation was presented by Ms. Angela Jackson.

Mr. Tupper was not present. The department and Mr. Tupper entered a stipulation in which Respondent admits to the allegations and agrees to pay the penalty of \$1,000.00 with \$500.00 being suspended within 30-days after receipt of the Commissioner's acceptance. The stipulation was signed by all parties.

Ms. Kent admitted LDAF Exhibits 1 and 2 into the record.

Motion: Mr. George Bragg made a motion to accept the facts set forth in the stipulation and that the penalty be accepted. The motion was seconded by Mr. Scotty Meador and passed unanimously.

Case No. 25-ACP-0105 Timothy Yap

113 Mojave Trail
Carrollton, KY 41008

The Department charged Mr. Yap with:
One (1) violation of La. R.S. 3:3252(A)(18), specifically LAC 7:XXIII.1101(I)

The stipulation was presented by Ms. Angela Jackson.

Mr. Yap was not present. The department and Mr. Yap entered a stipulation in which Respondent admits to the allegations and agrees to pay the penalty of \$1,000.00 with \$500.00 being suspended within 30-days after receipt of the Commissioner's acceptance. The stipulation was signed by all parties.

Ms. Kent admitted LDAF Exhibits 1 and 2 into the record.

Motion: Mr. Johnny Landry made a motion to accept the facts set forth in the stipulation and that the penalty be accepted. The motion was seconded by Mr. Roby Shields and passed unanimously.

Case No. 25-ACP-0106 Simplot Grower Solutions - Rayville

89 Industrial Loop
Rayville, LA 71269

The Department charged Simplot Grower Solutions - Rayville:
Ten (10) violations of La. R.S. 3:3252(A)(7) and La. R.S. 3:3252(A)(8)

The stipulation was presented by Ms. Angela Jackson.

Simplot Grower Solutions - Rayville was not present. The department and Simplot Grower Solutions - Rayville entered a stipulation in which Respondent admits to the allegations and agrees to pay the penalty of \$5,000.00 within 30-days after receipt of the Commissioner's acceptance. The stipulation was signed by all parties.

Ms. Kent admitted LDAF Exhibits 1 and 2 into the record.

Motion: Mr. George Bragg made a motion to recommend a fine of \$1,000.00 per violation for a total of \$10,000.00 in accordance with the penalty matrix. The motion was seconded by Dr. Blaine Viator. Mr. Scotty Meador recused. A roll call vote was taken:

Mr. Billy Guthrie	yes
Mr. George Bragg	yes
Dr. Blaine Viator	yes
Mr. Floyd Fowler	no
Mr. Johnny Landry	yes
Mr. Scotty Meador	recused
Mr. Roby Shields	yes
Ms. Rebecca Triche	yes

The motion passed by a roll call vote of 6 yes – 1 no – 1 recusal

Case No. 25-ACP-0107 Blair Parker

38 Bradley Road
Rayville, LA 71269

The Department charged Mr. Parker with:
Three (3) violations of La. R.S. 3:3252(A)(2)
Four (4) violations of La. R.S. 3:3252(A)(9)

The stipulation was presented by Ms. Angela Jackson.

Mr. Parker was not present. The department and Mr. Parker entered a stipulation in which Respondent admits to the allegations and agrees to pay the penalty of \$3,500.00 with \$1,750.00 being suspended within 30-days after receipt of the Commissioner's acceptance. The stipulation was signed by all parties.

Ms. Kent admitted LDAF Exhibits 1 and 2 into the record.

Motion: Mr. George Bragg made a motion to accept the facts set forth in the stipulation and that the penalty be accepted. The motion was seconded by Mr. Johnny Landry. Mr. Scotty Meador recused. A roll call vote was taken:

Mr. Billy Guthrie	yes
Mr. George Bragg	yes
Dr. Blaine Viator	yes
Mr. Floyd Fowler	yes
Mr. Johnny Landry	yes
Mr. Scotty Meador	recused
Mr. Roby Shields	yes
Ms. Rebecca Triche	yes

The motion passed by a roll call vote of 7 yes – 1 recusal

Case No. 25-ACP-0108 Lloyd Newman

2702 Highway 4
Newellton, LA 71357

The Department charged Mr. Newman with:
One (1) violation of La. R.S. 3:3252(A)(18), specifically LAC 7:XXIII.1101(I)

The stipulation was presented by Ms. Angela Jackson.

Mr. Newman was not present. The department and Mr. Newman entered a stipulation in which Respondent admits to the allegations and agrees to pay the penalty of \$1,000.00 with \$500.00 being suspended within 30-days after receipt of the Commissioner's acceptance. The stipulation was signed by all parties.

Ms. Kent admitted LDAF Exhibits 1 and 2 into the record.

Motion: Mr. Roby Shields made a motion to accept the facts set forth in the stipulation and that the penalty be accepted. The motion was seconded by Mr. Scotty Meador and passed unanimously.

NEW BUSINESS

New Examinations Testing Platform:

Dr. Ansel Rankins updated the commission on the pesticide certification remote examination program. Applicants will have the ability to test remotely or continue to test in-person at the main LDAF office in Baton Rouge.

Motion: Mr. George Bragg made a motion to approve the new online testing platform. The motion was seconded by Mr. Floyd Fowler and passed unanimously.

LDAF Report:

Mr. Lyndon Leonards announced the promotion of Mr. Ryan Hackett to the position of Pesticide Registration Program Coordinator.

Mr. Leonards updated the commission on the Unwanted Pesticide Program. The next pesticide disposal pick-up event is scheduled for February 18, 2025 at Simplot Grower Solutions in Crowley.

Mr. Leonards updated the commission on a two-day AES Training for administrative staff and inspectors scheduled for April 2025 and the May 2025 EPA Region 6 inspector training scheduled for Baton Rouge.

Mr. Leonards updated the commission that there are no Dicamba Over-The-Top products registered or labeled for use in 2025.

Mr. Leonards updated the commission on ESA mitigation label requirements. New product labels may require a minimum level of mitigation measures in order to apply the products in the future.

OLD BUSINESS

There was no old business.

Chairman Guthrie called for a break at 10:51 am.

Chairman Guthrie called the meeting back to order at 10:59 am.

CONSIDERATION OF AG CONSULTANT EXAM APPLICATIONS

Mr. Joe Ingrao presented to the commission the recommendation of the Ad Hoc Committee of the Advisory Commission on Pesticides to approve for testing Robert Fortenberry, Category 4a, Agriculture Field Soil Management; John Rivet, Category 3a, Agricultural Weed Control; James Thurman, Category 1a, Agricultural Entomology and Category 4a, Agriculture Field Soil Management; and Logan Vallee, Category 2a, Agricultural Plant Pathology.

Motion: Dr. Blaine Viator made a motion to approve the recommendation of the Ad Hoc Committee. The motion was seconded by Mr. George Bragg and passed unanimously.

FUTURE MEETING

Mr. Lyndon Leonards confirmed the future meeting date of August 27, 2025.

PUBLIC COMMENTS

Ms. Kim Brown, Louisiana AG Aviation and Kim Brown Consulting spoke to the commission regarding the Endangered Species Act and labels that are available with ESA language available and that it would be a slow process, fifteen to twenty years, for labels to be updated. Ms. Brown stated that digital labels should be available in the next few years.

ADJOURNMENT

Motion: Mr. George Bragg moved to adjourn the meeting. The motion was seconded by Mr. Scotty Meador and passed unanimously. The meeting adjourned at 11:07 a.m.

Chairman Signature

Printed Name

