

119TH CONGRESS
1ST SESSION

S. 1999

To amend the Federal Insecticide, Fungicide, and Rodenticide Act to provide for improved coordination between the Administrator of the Environmental Protection Agency and the Secretary of Agriculture, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 9, 2025

Mr. MARSHALL introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

A BILL

To amend the Federal Insecticide, Fungicide, and Rodenticide Act to provide for improved coordination between the Administrator of the Environmental Protection Agency and the Secretary of Agriculture, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “USDA Communication
5 Regarding Oversight of Pesticides Act of 2025” or the
6 “USDA CROP Act of 2025”.

1 **SEC. 2. COORDINATION.**

2 Section 3 of the Federal Insecticide, Fungicide, and
3 Rodenticide Act (7 U.S.C. 136a) is amended by adding
4 at the end the following:

5 “(i) COORDINATION.—

6 “(1) RISK MITIGATION MEASURES.—If any risk
7 mitigation measures are required for any pesticide
8 registered under this Act, the Administrator shall—

9 “(A) develop such measures in coordina-
10 tion with the Secretary of Agriculture; and

11 “(B) conduct, and publish in the docket,
12 with the corresponding action, an economic
13 analysis determining the cost (including with
14 respect to changes to use requirements and cost
15 of making any associated labeling changes) to
16 growers, State lead agencies, and other affected
17 entities of the implementation of such meas-
18 ures.

19 “(2) DATA AND INFORMATION.—

20 “(A) COORDINATION OF DATA AND INFOR-
21 MATION.—With regard to the registration or
22 registration review of a pesticide under this Act
23 and for making a determination under section
24 408 of the Federal Food, Drug, and Cosmetic
25 Act (21 U.S.C. 346a) with respect to any action
26 that impacts the sale, distribution, or use of a

1 pesticide, the Administrator shall coordinate
2 with the Secretary of Agriculture, acting
3 through the Director of the Office of Pest Man-
4 agement Policy, so that the Administrator has
5 for the Administrator's use and consideration
6 for such processes—

7 “(i) agronomic use data from—

8 “(I) the Department of Agri-
9 culture; and

10 “(II) industry; and

11 “(ii) any information relating to the
12 availability and economic viability of alter-
13 natives to such pesticide.

14 “(B) DATA AND INFORMATION.—When
15 issuing any decision resulting from the proc-
16 esses referred to in subparagraph (A), the Ad-
17 ministrator shall publish in the docket—

18 “(i) a description of the use by the
19 Administrator of any data or information
20 provided by the Secretary of Agriculture
21 under subparagraph (A); and

22 “(ii) the determination of the Admin-
23 istrator on whether to use such data or in-
24 formation, including, as applicable, the

1 reasons that the data or information was
2 not used.

3 “(3) REASONABLE AND PRUDENT ACTIONS AND
4 MEASURES.—For the implementation of reasonable
5 and prudent actions and measures identified by the
6 Secretary of the Interior and the Secretary of Com-
7 merce pursuant to section 7 of the Endangered Spe-
8 cies Act of 1973 (16 U.S.C. 1536) with respect to
9 the use of a pesticide registered under this Act, the
10 Administrator shall coordinate with the Secretary of
11 Agriculture, the Secretary of the Interior, and the
12 Secretary of Commerce—

13 “(A) to review the development of any such
14 actions and measures that are a result of con-
15 sultations relating to actions under this Act;

16 “(B) to fully consider the options for rea-
17 sonable and prudent actions and measures in a
18 manner consistent with practices established to
19 evaluate the risks and benefits of a pesticide
20 registered under this Act and to use that infor-
21 mation to inform the final selection of reason-
22 able and prudent actions and measures to be
23 used to evaluate such risks and benefits and the
24 implementation of such selection; and

1 “(C) to provide feedback to the Secretary
2 of the Interior and the Secretary of Commerce
3 on decisions relating to any such actions and
4 measures that may affect end users of a pes-
5 ticide registered under this Act.

6 “(4) WAIVER.—The coordination requirements
7 imposed by this subsection may be waived or modi-
8 fied for a specific action to the extent agreed upon
9 by the Administrator, the Secretary of Agriculture,
10 and the registrant so long as such agreement is pub-
11 lished by the Administrator in the docket for the
12 corresponding action.”.

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