

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.

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## 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

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## 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.”.

