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## Join Us in Portland, OR

Once again ACA and NASOP have organized an excellent opportunity for certifier training and discussion. Join your fellow certification agency staff for three information packed days – February 7 – 9, 2011. The National Organic Program staff will be conducting a training session on February 7 from 8:30 am to 4:30 pm. The ACA/NASOP Professional Development Training will be on February 8 – 9 from 8 am to 5 pm each day.

All sessions will be held at the [Doubletree Hotel](#), 1000 NE Multnomah, Portland, OR. The Doubletree is Portland's first [sustainable hotel](#) and is Green Seal Certified. The hotel has instituted recycling programs, a composting program, is Energy Star certified, and purchases 65% of food products seasonally within a 500-mile region.

Beginning February 10 – 12 Oregon Tilth, Organic Seed Alliance, the Food Trade Sustainability Leadership Association and Organically Grown Company have organized [Organicology](#) which brings 3 days of learning intensive sessions, workshops and impressive keynote speakers, along with a trade show and lots of entertainment.

The ACA / NASOP Professional Development Training sessions include:

- Evaluation of Handling Materials
- International Issues
- Livestock Issues – Implementing Access to Pasture, Livestock Materials Review
- Pesticide Residue Sampling
- Crop Rotation
- ISO 17065 Ready, Set, Change
- Unannounced Inspections
- Being proactive in regard to fraud issues
- Issues surrounding State Agency implementation of a Federal Program
- Cost Share Program Discussion
- Open Forum Discussion – What is the Future Path of Materials Review
- Plus, ACA and NASOP Annual Meeting

**Registration Deadline is January 14, 2011**

# NOSB Meeting in Madison, WI

The National Organic Standards Board (NOSB) met in Madison, WI from October 25-28, 2010. All members were present with the exception of Annette Riherd, Organic Producer Representative. Annette has indicated she must resign due to job related conflicts.

NOP staff present for the meeting included Miles McEvoy, National Organic Program Deputy Administrator; Arthur Neal, Associate Deputy Administrator; Melissa Bailey, Director, Standards Division; Lisa Brines, Standards Division; Emily Brown Rosen, Standards Division; Valerie Frances, Standards Division (and former NOSB Executive Director); and Lisa Ahramjian, the new Executive Director of the NOSB. In addition, Mark Lipson, the Organic Coordinator at USDA was present.

Miles presented a very detailed report on NOP activities, The power point presentation of Mile's presentation can be found at:

<http://www.ams.usda.gov/AMSV1.0/getfile?dDocName=STELPRDC5087263>

Additional topics Miles covered include:

- There is a new Office of Inspector General (OIG) audit in regard to organic milk which will evaluate whether milk marketed as organic meets NOP requirements and assess the adequacy of the AMS oversight provided by certifying agents.
- Update on the status of NOP response to the OIG Audit Report of March 2010
- Update on the status of NOP projects:
  - Working with ATTRA to update Organic System Plans template
  - Pesticide residue testing project – focusing on 6 commodities, results will be available in early 2011
  - Business Process Analysis – prelude to NOP database of certified operations; this is expected to be up and running very soon
  - Development of a penalty matrix
  - Looking at additional contracts for technical reports
  - Assistance with rule writing
  - Cosmetics – collaborating with FDA, market study
- In addition to the Draft Guidance documents published recently, guidance on Nutrient Vitamins and Minerals, and “Made with Organic Ingredients” are in the clearance process.
- Miles noted that the NOP response to the NOSB Recommendations will be presented in a more timely manner. He did address the NOP request for additional documentation on the methionine recommendation, specifically the additional documentation on the figures in the step down process. Board members indicated that perhaps the Methionine Task Force could provide this information, as methionine was not on the current agenda. In addition, it was noted that the NOSB should review GMO vaccines as a class of materials for addition to the National List. Miles noted that the Rule does not permit the use of GMO vaccines, and that most certifiers have not been evaluating GMO vaccines.
- Clarification of what “per violation” can mean in the case of civil penalties. “Per Violation” may be defined as (but not limited to): per regulatory citation violated, per purchase order, invoice, or bill of lading, per shipment, per box, per product label, per package – thus civil penalties can mount up.

*(continued on pg. 4)*

# First Anti-Fraud Initiative Conference in US

The first Anti Fraud Initiative meeting in North America was held October 11-12, 2010 prior to the Expo East. The meeting was an initiative from Robyn Schrader, CEO of the National Cooperative Grocers Association, with the support of International Organic Accreditation Services (IOAS), United Natural Foods Inc., and the European Organic Certifiers Council. Over 40 persons attended; certifiers, traders, distributors, retailers, representatives of the Organic Trade Association, the Accredited Certifiers Assoc., and two staff from the National Organic Program of the USDA.

While the Anti-Fraud Initiative meeting was the first held in the US, European certification agencies, along with distributors and traders have conducted several sessions since 2007. Bo van Elzakker of the Louis Bolk Institute, the Netherlands, which focuses on international advice and research on sustainable agriculture, nutrition and health care, Beate Huber of the Research Institute of Organic Agriculture (FiBL) a research and scientific support organization for organic agriculture, based in Germany, and Jochen Neuendorff of GfRS, an organic certification organization based in Germany, provided a history of European activities to address fraud.

Robert Simmons of ICS/FVO discussed the fraud issue from the US perspective and shared results of a survey of US certification agencies regarding the prevalence of fraud, how this was addressed by certification agencies.

With the diversity of backgrounds and experiences of those attending, much information was shared during the two days. The Stakeholder Panel identified complaints as the prime mechanism for fraud discovery. Also discussed was the need to be proactive in addressing fraud issues in order to preserve the consumer perceptions that organic products are authentic.

The group also noted that fraud resulting from long non-transparent supply chains, which may include multiple countries and multiple products

is very difficult to investigate. While residue testing is a valuable tool, there is also reluctance to have this tool as the only determination of whether a product is produced organically.

Lack of transparency of the certification process was discussed several times during the two days – from the general lack of listings of certified operations; allowed exemptions exclusions in the NOP program; lack of information on traders in the supply chain; lack of a centralized location for results of residue testing.

Small group sessions for various sectors (traders/distributors; certifiers, etc.) were held and results reported back to the larger group. These sessions permitted in depth discussion of the problems and some suggested solutions. A session was also conducted regarding the investigation of fraud.

A session was also conducted regarding the investigation of fraud. It was generally believed that there is a lack of training for organic inspectors in regard to investigation techniques. Forensic audit techniques were discussed, noting that these audits produce evidence to be used in prosecution and specific protocols are required.



Stakeholder Panel Discussion with (l to r):  
John Foster, Earthbound Farms; Jon Fogarty, National  
Cooperative Grocers Assoc.; Jim Pierce, Oregon Tilth

*(continued on page 4)*

## Anti-Fraud Initiative Conference in US (cont.)

In conclusion there was general agreement that a proactive approach to fraud issues would best protect the organic market. Specific suggestions included: increased unannounced inspections; product trace back with cross checks; input/output balance; a centralized complaint system; spot checks of noncertified entities; increase in product residue testing. There is a proposed program, The Sherlock Program, which includes an online database registration for those involved in the supply chain. This requires the support of all involved

in the production, certification and marketing of organic products. The program would include monitoring of certification bodies, coordination of investigation and residue testing, and a central complaint system.

There was agreement to host additional discussions and a small team was identified to take the initiative further. The **ACA Guidewire** will provide updates when they are available.

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## National Organic Standards Board Meeting (cont.)

As this meeting of the NOSB was four days long, there was a lot of time for public comment. Many commenters signed up, and the days ran long as is the usual case. Notable events of the meeting were the Board recognition of Valerie Frances' service in the past years; the NOP recognition of the retiring Board members' service, and the Corn Steep Liquor song – you heard correctly. Every day long meeting should have a bit of brevity injected, and Jim Pierce and Gwendolyn Wyard from Oregon Tilth incorporated the Corn Steep Liquor song into Jim's public comments.

As you will notice in the following voting results tables, there are re-affirmation votes on Sunset Materials voted on at the April 2010 meeting. This came about due to the deadline for public comment on the Federal Register notice regarding the Sunset materials extending beyond the date of the April meeting. The Board voted at the meeting, and then completed the review of the public comments after the comment deadline. The vote at this meeting was to re-affirm the votes of the April 2010 meeting.

In the contentious debate over classification of Corn Steep Liquor, a not so pretty picture materialized involving bringing a minority

committee opinion to the Board for a full vote, after the committee voted to withdraw the recommendation on Corn Steep Liquor from consideration. The request to bring the opinion to the vote of the full Board was denied by the Chair. The sponsor of the motion, then challenged the Chair decision; which then requires a vote of the Board to overrule the Chair. The Board supported the challenge to the Chair decision by a 7 – 6 vote with the Chair abstaining. During discussions, NOP's Miles McEvoy requested the motion be withdrawn from consideration. After continuing discussion, a member of the Board asked that the motion be withdrawn. The motion's sponsor reluctantly withdrew the motion. There was no vote taken on Corn Steep Liquor. It was also noted that the use of this material is still in compliance with NOP. Bringing a minority opinion to the full Board for a vote, after the committee withdrew the recommendation from consideration, is not the normal process for the NOSB.

The Policy and Development Committee is planning to review the voting process as stated in the Board Procedure Manual.

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# National Organic Standards Board Meeting (cont.)

The results of the National Organic Standards Board Votes follow.

**Crops Committee**

**Petitioned Materials**

Topic	Comments	Classification Vote	Vote to add to National List	Result
<b>Ethylene glycol</b>	Ethylene glycol was petitioned as an inert. The Committee classified the material as synthetic	Yes: 14 No: 0 Absent: 0 Abstain: 0	Yes: 0 No: 14 Absent: 1 Abstain: 0	Motion Failed. Ethylene glycol will not be added to the National List.
<b>Ethylene DDS</b>	The Committee withdrew this petition until the NOP can EPA can collaborate regarding the review of the List 3 inerts. Petitioner may re-petition without prejudice.			No vote taken.
<b>Tall Oils</b>	Tall oils were petitioned as inert. The Committee classified this as a synthetic. Failed the environmental criteria.	Yes: 14 No: 0 Absent: 0 Abstain: 0	Yes: 0 No: 14 Absent: 1 Abstain: 0	Motion Failed. Tall Oils will not be added to the National List.
<b>2,4,7,9-Tetramethyl-5-decyne - 4,7-diol</b>	Failed all three criteria in evaluation. The Committee classified as synthetic.	Yes: 14 No: 0 Absent: 0 Abstain: 0	Yes: 0 No: 14 Absent: 1 Abstain: 0	Motion Failed. 2,4,7,9-Tetramethyl-5-decyne -4,7-diol will not be added to the National List.



NOSB  
Members  
2010

## The results of the National Organic Standards Board Votes (cont.)

### Crops Committee (cont.)

Topic	Comments		Vote	Result
<b>§205.601 Sunset 2012 Re-affirmation</b>	The following §205.601 Sunset Materials were voted on at the April 2010 meeting. Because the public comment period for these materials extended beyond the meeting date, the Board re-affirmed their April 2010 vote after considering additional public comments. The following materials were voted on as a single vote to relist:		Yes: 14 No: 0 Absent: 0 Abstain: 0	These materials will remain on the National List.
206.601(a)(4)	Hydrogen Peroxide	206.601(i)(3)	Hydrated Lime	
§205.601(a)(7)	Soap-based algicide/demossers	§205.601(i)(4)	Hydrogen Peroxide	
§205.601(b)(1)	Herbicides, soap based	§205.601(i)(5)	Lime sulfur	
§205.601(d)	Soap ammonium	§205.601(i)(6)	Oils, horticultural	
§205.601(e)(1)	Ammonium carbonate	§205.601(i)(8)	Potassium carbonate	
§205.601(e)(2)	Boric acid	§205.601(i)(9)	Elemental sulfur	
§205.601(e)(4)	Elemental sulfur	§205.601(j)(1)	Aquatic plant extracts	
§205.601(e)(5)	Lime sulfur	§205.601(j)(2)	Elemental sulfur	
§205.601(e)(6)	Oils, horticultural	§205.601(j)(3)	Humic acids	
§205.601(e)(7)	Soaps, insecticidal	§205.601(j)(6)(i)	Micronutrients – soluble boron	
§205.601(e)(8)	Sticky traps	206.601(j)(6)(ii)	Sulfates...	
§205.601(e)(5)	Lime sulfur	§205.601(j)(7)	Liquid fish products	
§205.601(e)(9)	Sucrose octanoate esters	§205.601(j)(8)	Vitamins, B <sub>1</sub> C & E	

The results of the National Organic Standards Board Votes (cont.)				
Crops Committee (cont.)				
Topic	Comments	Vote	Result	
<b>§205.602 Sunset 2012 Re-affirmation</b>	The following §205.602 Sunset Materials were voted on at the April 2010 meeting. Because the public comment period for these materials extended beyond the meeting date, the Board re-affirmed their April 2010 vote after considering additional public comments. The following materials were voted on as a single vote to relist:	Yes: 14 No: 0 Absent: 0 Abstain: 0	These materials will remain on the National List.	
	Ash from burning			§205.602(a)
	Arsenic			§205.602(b)
	Lead salts			§205.602(d)
	Potassium chloride			§205.602(e)
	Sodium fluoaluminate			§205.602(f)
	Strychnine			§205.602(h)
	Tobacco dust			§205.602(i)
<b>List 4 Inerts in Pesticides Sunset 2012</b>	The Committee recommended that the EPA List 4 inerts be relisted. This relisting will provide time for the NOP and EPA to collaborate regarding future review of the EPA List 4 materials.	Yes: 14 No: 0 Absent: 0 Abstain: 0	The EPA List 4 Inerts will remain on the National List at §205.601(m)	
Chlorine materials (calcium hypochlorite, chlorine dioxide, sodium hypochlorite)			Materials were withdrawn from consideration as the Technical Report has not been received as yet.	
Copper materials (copper sulfate and fixed coppers)			Materials were withdrawn from consideration as the Technical Report has not been received as yet.	

**The results of the National Organic Standards Board Votes (cont.)**

**Crops Committee (cont.)**

Topic	Comments	Vote	Result
<b>Corn Steep Liquor Recommendation</b>	Due to conflicting information regarding the process used to produce this material, the recommendation was withdrawn from consideration. It was noted that at this time the material is still permitted to be used. Additional information and clarification will be sought; plan to have a recommendation for the Spring 2011 Meeting.		Recommendation withdrawn.

**Livestock Committee**

**Petitioned Materials**

Topic	Comments	Classification Vote	Vote to add to National List	Result
<b>Formic Acid CAS # 164-18-6, for use as a pesticide solely within honeybee hives. §205.603</b>	Formic acid was petitioned as a control for mites in honeybees. It was classified as a synthetic material. The Committee has requested a Technical Report, and the substance will be re-evaluated once the report is received. Action was taken at this time due to the emergency use in Hawaii.	Yes: 14 No: 0 Absent: 0 Abstain: 0	Yes: 14 No: 0 Absent: 0 Abstain: 0	Motion Passed.  Formic acid, for use as a pesticide solely within honeybee hives, will be added to §205.603.

**Sunset Materials**

Topic	Comments	Vote	Result
<b>§205.603 Sunset for 2012 Recommendation</b>	These materials were deferred from the April 2010 meeting awaiting additional information. The following materials were voted on as a single vote to relist:	Yes: 14 No: 0 Absent: 0 Abstain: 0	These materials will remain on the National List.

§205.603(a)(1)	Alcohols	§205.603(a)(10)	Furosemide	§205.603(a)(16)	Magnesium sulfate
§205.603(a)(2)	Aspirin	§205.603(a)(11)	Glucose	§205.603(b)(1)	Copper sulfate
§205.603(a)(7)	Chlorine Materials	§205.603(a)(12)	Glycerin	§205.603(e)(1)	EPA List 4 Inerts

**The results of the National Organic Standards Board Votes (cont.)**

**Livestock Committee (cont.)**

**Sunset Materials (cont.)**

Topic	Comments	Vote	Result
<b>§205.603 &amp; §205.604 Sunset for 2012 Re-affirmation</b>	The following §205.603 Sunset Materials were voted on at the April 2010 meeting. Because the public comment period for these materials extended beyond the meeting date, the Board re-affirmed their April 2010 vote after considering additional public comments. The following materials were voted on as a single vote to relist:	Yes: 14 No: 0 Absent: 0 Abstain: 0	These materials will remain on the National List.

§205.603(a)(3)	Atropine	§205.603(a)(17)	Oxytocin	§205.603(b)(4)	Lime, hydrated
§205.603(a)(4)	Biologics	§205.603(a)(18)	Ivermectin	§205.603(b)(5)	Mineral Oil
§205.603(a)(5)	Butorphanol	§205.603(a)(19)	Peroxyacetic/ peracetic acid	§205.603(b)(6)	Procaine
§205.603(a)(6)	Chlorhexidine	§205.603(a)(20)	Phosphoric acid	§205.603(b)(7)	Sucrose octanoate esters
§205.603(a)(8)	Electrolytes	§205.603(a)(21)	Poloxalene	§205.603(d)(2)	Trace Minerals
§205.603(a)(9)	Flunixin	§205.603(a)(22)	Tolazoline	§205.603(d)(3)	Vitamins
§205.603(a)(13)	Hydrogen Peroxide	§205.603(a)(23)	Xylazine	§205.603(f)	Excipients
§205.603(a)(14)	Iodine	§205.603(b)(2)	Iodine	§205.604(a)	Strychnine
§205.603(a)(15)	Magnesium hydroxide	§205.603(b)(3)	Lidocaine		

<b>Apiculture Recommendation</b>	The Board voted to accept the recommendation with the following changes: §205.240 – insert “if used” prior to foundation; §205.240(b)(3) change GMO crops to “crops produced using excluded methods” §205.240(c) add a requirement to maintain records of all health care products used.	Yes: 14 No: 0 Absent: 0 Abstain: 0	Recommendation forwarded to NOP for action.
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### The results of the National Organic Standards Board Votes (cont.)

#### Livestock Committee (cont.)

Topic	Comments	Vote	Result
<b>Animal Healthcare Products / Clarifying §205.238(c)(2) Recommendation</b>	<p>There was discussion that the proposed recommendation did not specify that only materials listed on the National List could be used as <i>preventives, and pain relief medications</i>.</p> <p>The document was amended as follows – at the end of the “Discussion” section: The Livestock Committee intends the practice and enforcement of this recommendation to be consistent with organic regulations 7 CFR 205 et. Seq.</p> <p>Miles McEvoy noted that NOP will need to review this, as the wording is not in line with the OFPA regulatory language in 6509(d)(1)(c).</p>	Yes: 14 No: Absent: 0 Abstain: 0 0	Recommendation forwarded to NOP for action.

#### Handling Committee

##### Petitioned Materials

Topic	Comments	Vote to add to National List	Result
<b>Yeast (petition to move from §205.605 to §205.606)</b>	<p>The Committee classified yeast as non-synthetic. Yeast will remain on §205.605. The annotation was revised to:</p> <p>Yeast – When used as food, or a fermentation agent, <del>or supplement</del>, yeast must be organic if its end use is for human consumption; nonorganic yeast may be used when equivalent organic yeast is not commercially available. Growth on petrochemical substrate and sulfite waste liquor is prohibited. <u>For smoked yeast, non-synthetic smoke flavoring process must be documented.</u></p> <p>Steve DeMuri recused himself, due to work related issues around yeast.</p>	Yes: 13 No: 0 Absent: 0 Abstain: 0 Recused: 1	Motion Passed.  Yeast will remain on §205.605, with the revised annotation.

The results of the National Organic Standards Board Votes (cont.)			
Handling Committee (cont.)			
Petitioned Materials (cont.)			
Topic	Comments	Vote to add to National List	Result
<p><b>Pectin (low-methoxy)</b></p> <p><b>To move from §205.605 to §205.606</b></p>	<p>There were two motions associated with this petition.</p> <p><u>Motion 1:</u> to classify pectin (non-amidated) be classified as non synthetic, agricultural. This was a 13 to 1 vote in favor.</p> <p><u>Motion 2:</u> three actions are need</p> <ol style="list-style-type: none"> <li>1. Pectin (low-methoxy) be removed from listing on 205.605(b)</li> <li>2. Pectin (high-methoxy) be removed from listing on 205.606</li> <li>3. Pectin (non-amidated forms only) be added to 205.606</li> </ol> <p>Review of the technical report and petitioner information noted that both high and low methoxy pectin are manufactured the same, the only difference being a variation in the extraction period. Amidated forms of pectin are chemically modified with ammonia after the extraction period.</p> <p>Kevin Engelbert voted No.</p>	<p>Yes: 13</p> <p>No: 1</p> <p>Absent: 0</p> <p>Abstain: 0</p>	<p>Motion Passed.</p> <ol style="list-style-type: none"> <li>1. Pectin (low-methoxy) will be removed from listing on §205.605(b)</li> <li>2. Pectin (high-methoxy) will be removed from listing on §205.606</li> <li>3. Pectin (non-amidated forms only) be added to §205.606.</li> </ol>
<p><b>Glucosamine hydrochloride</b></p>	<p>Committee recommends withdrawal of this item.</p> <p>No further discussion.</p>		<p>No action taken.</p>
<p><b>Hops</b></p> <p><b>(petition to remove from §205.606)</b></p>	<p>The Committee revised the original recommendation to recommend the January, 2013 date for removal of hops from the §205.606 listing.</p>	<p>Yes: 14</p> <p>No: 0</p> <p>Absent: 0</p> <p>Abstain: 0</p>	<p>Motion passed.</p> <p>Hops will have an annotation added to read:</p> <p>Hops (<i>Humulus Lupulus</i>) be removed from §205.606 on January 1, 2013.</p>

**The results of the National Organic Standards Board Votes (cont.)**

**Handling Committee (cont.)**

**Sunset Materials**

Comments	Vote	Result
The following §205.605(a), §205.605(b), and §205.606 Sunset Materials were voted on at the April 2010 meeting. Because the public comment period for these materials extended beyond the meeting date, the Board re-affirmed their April 2010 vote after considering additional public comments. The following materials were voted on as a single vote to relist:	Yes: 14 No: 0 Absent: 1 Abstain: 0	These materials will remain on the National List.

Acids	Nitrogen
Bentonite	Oxygen
Calcium carbonate	Perlite
Calcium Chloride	Potassium chloride
Carageenan	Sodium biocarbonate
Dairy Cultures	Sodium carbonate
Diatomaceous earth	Waxes
Kaolin	

Alginates	Magnesium carbonate
Ammonium bicarbonate	Magnesium chloride
Ammonium carbonate	Magnesium stearate
Ascorbic acid	Ozone
Calcium citrate	Potassium acid tartrate
Calcium hydroxide	Potassium carbonate
Calcium phosphates	Potassium citrate
Carbon dioxide	Potassium hydroxide
Ethylene	Potassium phosphate
Glycerin	Xanthan gum
Hydrogen Peroxide	

§205.606(a)	Casings	§205.606(m)	Kelp
§205.606(b)	Celery Powder	§205.606(n)	Konjac Flour
§205.606(c)	Chia	§205.606(p)	Lemongrass
§205.606(e)	Dillweed	§205.606(q)	Orange Shellac
§205.606(f)	Fish Oil	§205.606(s)	Pepper, chipotle
§205.606(h)	Galangal	§205.606(t)(3)	Sweet potato starch
§205.606(i)	Gelatin	§205.606(u)	Turkish bay Leaves
§205.606(j)	Gums	§205.606(v)	Wakame seaweed

<b>The results of the National Organic Standards Board Votes (cont.)</b>			
<b>Handling Committee (cont.)</b>			
<b>Topic</b>	<b>Comments</b>	<b>Vote</b>	<b>Result</b>
<b>§205.605(b) Glycerides (mono &amp; di)</b> <b>Sunset Materials Re-affirmation</b>	These materials were re-considered separately, as several comments were received in favor of removing from §205.605(b), as there is an organic alternative. Comments were also received in favor of retaining on §205.605(b). The Committee expects a petition to remove from §205.605(b) soon. The annotation remains unchanged.	Yes: 14 No: 0 Absent: 0 Abstain: 0	These materials will remain on the National List.
<b>Change in Colors Annotation Recommendation</b>	The Committee recommended an annotation change for colors to clarify that they may not be produced using synthetic solvents. The annotation will now be:  Colors derived from agricultural products - must not be produced using synthetic solvents and carrier systems or any artificial preservative.	Yes: 14 No: 0 Absent: 0 Abstain: 0	The annotation will be added.
<b>Sunset 2012 Recommendations §205.605 (a)</b>			
<b>Flavors</b>	Motion: to relist Flavors, non-synthetic sources only and must not be produced using synthetic solvents and carrier systems or any artificial preservative.	Yes: 14 No: 0 Absent: 0 Abstain: 0	Flavors will remain on the National List.
<b>Magnesium sulfate</b>	Motion: to relist Magnesium sulfate – non-synthetic sources only.	Yes: 14 No: 0 Absent: 0 Abstain: 0	Magnesium sulfate will remain on the National List.
<b>Yeast</b>	The current listing for yeast must be maintained until the recommendation for change of the annotation moves through rulemaking.	Yes: 14 No: 0 Absent: 0 Abstain: 0	Yeast will remain on the National List, with current annotation.

### The results of the National Organic Standards Board Votes (cont.)

#### Handling Committee (cont.)

#### Sunset 2012 Recommendations §205.605 (b)

Topic	Comments	Vote	Result
<b>Chlorine materials</b>	Motion to relist Chlorine materials – disinfecting and sanitizing food contact surfaces, <i>Except</i> , That, residual chlorine levels in the water shall not exceed the maximum residual disinfectant limit under the Safe Drinking Water Act (Calcium hypochlorite; Chlorine dioxide; and Sodium hypochlorite).	Yes: 14 No: 0 Absent: 0 Abstain: 0	These materials will remain on the National List.
<b>Ferrous sulfate</b>	Motion to relist Ferrous sulfate – for iron enrichment or fortification of foods when required by regulation or recommended (independent organization) to §205.60(b)	Yes: 14 No: 0 Absent: 0 Abstain: 0	Ferrous sulfate will remain on the National List.
<b>Pectin (low-methoxy)</b>	Motion: to relist Pectin (low methoxy).  The current listing for pectin (low-methoxy) must be maintained until the recommendation for change of the annotation moves through rulemaking.	Yes: 14 No: 0 Absent: 0 Abstain: 0	Pectin (low-methoxy) will remain on the National List.
<b>Phosphoric acid</b>	Motion to relist Phosphoric acid – cleaning of food-contact surfaces and equipment only on §205.605(b)	Yes: 14 No: 0 Absent: 0 Abstain: 0	Phosphoric acid remain on the National List.
<b>Silicon dioxide</b>	Motion to relist Silicon dioxide on §205.605(b)	Yes: 14 No: 0 Absent: 0 Abstain: 0	Silicon dioxide will remain on the National List.
<b>Sodium citrate</b>	Motion to relist Sodium citrate on §205.605(b)	Yes: 14 No: 0 Absent: 0 Abstain: 0	Sodium citrate will remain on the National List.
<b>Sodium hydroxide</b>	Motion to relist Sodium hydroxide – prohibited for use in lye peeling of fruits and vegetables on §205.605(b)	Yes: 14 No: 0 Absent: 0 Abstain: 0	Sodium hydroxide will remain on the National List.
<b>Sodium phosphates</b>	Motion to relist Sodium phosphates – for use only in dairy foods on §205.605(b)	Yes: 14 No: 0 Absent: 0 Abstain: 0	Sodium phosphates remain on the National List.

<b>The results of the National Organic Standards Board Votes (cont.)</b>			
<b>Handling Committee (cont.)</b>			
<b>Sunset 2012 Recommendations §205.605 (b) (cont.)</b>			
<b>Topic</b>	<b>Comments</b>	<b>Vote</b>	<b>Result</b>
<b>Sulfur dioxide</b>	Motion to relist Sulfur dioxide – for use only in wine labeled “made with organic grapes,” Provided that total sulfite concentration does not exceed 100 ppm. A petition to alter the annotation of sulfur dioxide has been submitted and is moving through the petition process.	Yes: 14 No: 0 Absent: 0 Abstain: 0	Sulfur dioxide will remain on the National List.
<b>Sunset 2012 Recommendations §205.606</b>			
<b>Colors, (2-19) except Annatto</b>	Motion to relist	Yes: 14 No: 0 Absent: 0 Abstain: 0	Colors will remain on the National List.
<b>Annatto (1)</b>	Motion to relist annatto - water and oil soluble.  The Committee will address the forms available in response to the petition for removal of annatto extract color form. Both liquid and powder forms are available.	Yes: 14 No: 0 Absent: 0 Abstain: 0	Annatto will remain on the National List.
<b>Fructo-oligosaccharides</b>	Motion to relist Fructooligosaccharides (CAS # 308066-66-2).	Yes: 14 No: 0 Absent: 0 Abstain: 0	Fructo-oligosaccharides will remain on the National List.
<b>Hops</b>	Motion to relist Hops ( <i>Humulus lupulus</i> ).  The current listing for yeast must be maintained to allow time for the recommendation for annotation change to move through the rulemaking process.	Yes: 14 No: 0 Absent: 0 Abstain: 0	Hops will remain on the National List.
<b>Inulin</b>	Motion to relist Inulin – oligofructose enriched (CAS # 9005-80-5).	Yes: 14 No: 0 Absent: 0 Abstain: 0	Inulin will remain on the National List.

### The results of the National Organic Standards Board Votes (cont.)

#### Handling Committee (cont.)

#### Sunset 2012 Recommendations §205.606 (cont.)

Topic	Comments	Vote	Result
<b>Pectin (high-methoxy)</b>	Motion to relist Pectin ( high-methoxy).  The current listing for Pectin (high-methoxy) must be maintained until the recommendation for change of the annotation moves through rulemaking.	Yes: 14 No: 0 Absent: 0 Abstain: 0	Pectin (high methoxy) will remain on the National List.
<b>Cornstarch (native)</b>	Motion to relist Corn starch (native).	Yes: 14 No: 0 Absent: 0 Abstain: 0	Cornstarch will remain on the National List.
<b>Whey protein concentrate</b>	Motion to relist Whey protein concentrate.	Yes: 14 No: 0 Absent: 0 Abstain: 0	Whey protein concentrate will remain on the National List.

#### Materials Committee

<b>Nanotechnology Recommendation</b>	The Committee and Board was firm in their belief that engineered nanomaterials are not compatible with organic production. The following specific request was added to the recommendation, to urge the NOP to act upon this recommendation as soon as possible.  <i>The NOSB proposes that engineered nanomaterials be prohibited from certified organic products as expeditiously as possible. We respectfully request that the NOP take immediate action to implement this document.</i>	Yes: 14 No: 0 Absent: 0 Abstain: 0	The recommendation is forwarded to the NOP for further action.

The results of the National Organic Standards Board Votes (cont.)			
Compliance, Accreditation and Certification Committee			
Topic	Comments	Vote	Result
<b>“Made With” Organic Claim Recommendation</b>	Public comments did not support this recommendation moving forward.  The Committee made a motion to withdraw the recommendation. The full Board voted on the motion. A “yes” vote was to withdraw.  Kevin Engelbert, Jay Feldman and Dan Giacomini abstained.	Yes: 11 No: 0 Absent: 0 Abstain: 3	Recommendation withdrawn.
<b>Limitations of §205.101(b) Recommendation</b>	The Committee is not recommending a rule change, only that NOP clarify the activities that are covered.  NOP noted that the recommendation will be helpful as they are currently working on Guidance for this area.  Dan Giacomini voted no; Tina Ellor abstained.	Yes: 12 No: 1 Absent: 0 Abstain: 1	The recommendation will be forwarded to NOP for action.
Policy Development Committee			
<b>Section IV: Establishing ad-hoc committees</b>	The following sentence was deleted from Section V of the Board Policy & Procedure Manual, Ad Hoc Committees: <i>Commissioned ad hoc committees will disband when the assigned task(s) is complete, at the discretion of the NOSB chairperson.</i>  The following was added: <u>Ad hoc committees can be dissolved at the recommendation of the NOSB chairperson with the approval of the Executive Committee. The position of the ad hoc committee chair person is a non-voting member of the executive committee.</u>	Yes: 14 No: 0 Absent: 0 Abstain: 0	The recommendation is approved.
<b>Section V: NOP/NOSB Collaboration</b>	The Board accepted the recommendation for NOP/NOSB Collaboration.	Yes: 14 No: 0 Absent: 0 Abstain: 0	The recommendation is approved.

### The results of the National Organic Standards Board Votes (cont.)

#### Policy Development Committee (cont.)

Topic	Comments	Vote	Result
<b>Section VIII: Recommendation on sunset review policy</b>	<p>This recommendation elicited much discussion among the Board members. The Board would like to be able to change existing annotations during the sunset process, if this warrants. The current Board Manual states that annotation changes may not be done in the sunset process. There was concern over the transparency of the process, and also a concern with linking the annotation vote to a listing of the material. If the annotation failed, the material is lost for re-listing.</p> <p>The following revisions were made in the recommendation:</p> <p>The existing # 4 of the recommendation was deleted, and replaced with the following:</p> <p><u>The reviewing NOSB committee provides its recommendation to the full Board and the public no less than 60 days prior to the Board meeting which would include the following:</u></p> <p>i) <u>a simple motion to remove, add, or amend a restricting or clarifying annotation (if applicable)</u></p> <p>ii) <u>a simple motion to renew the existing listing.</u></p> <p>Number 7 of the recommendation was deleted.</p>	Yes: 14 No: 0 Absent: 0 Abstain: 0	The recommendation is approved.
<b>NOSB New Member Guide Update Recommendation</b>	<p>It was noted that personal contact information will be removed from the public document.</p>	Yes: 14 No: 0 Absent: 0 Abstain: 0	The recommendation is approved.

# National Organic Standards Board (cont.)

## The Committee Work Plans:

<p><b>Crops</b></p>	<ul style="list-style-type: none"> <li>• Further work on the Corn Steep Liquor Recommendation</li> <li>• Petitioned Materials</li> <li>• 2012 Sunset Materials – 22</li> <li>• 2013 Sunset Materials</li> <li>• Mushroom Standards</li> <li>• Food Safety</li> </ul>
<p><b>Livestock Committee</b></p>	<ul style="list-style-type: none"> <li>• Finalize Animal Welfare Discussion Document</li> <li>• Finalize Animal Handling, Transit, and Slaughter Discussion Document</li> <li>• No sunset materials for 2012 or 2013</li> </ul>
<p><b>Handling</b></p>	<ul style="list-style-type: none"> <li>• Petitioned Materials</li> <li>• Sunset 2012 – 4 to review</li> <li>• Sunset 2013 – 13 materials</li> <li>• Recommendation – Nutrient Vitamin Minerals</li> <li>• Annotation for chlorine materials</li> <li>• Possible creation of Flavor Task Force</li> </ul>
<p><b>Materials</b></p>	<ul style="list-style-type: none"> <li>• Continue work on Classification of Materials – decision tree/ worksheets</li> <li>• Petitions for other committees</li> <li>• Take from the table petitions of lost materials</li> <li>• Never on the table materials – identify – and determine status</li> <li>• Process improvements for the materials review process; look at evaluation checklist, look at technical review request form to formalize, and customize technical review, define what a good technical review looks like.</li> </ul>
<p><b>Compliance, Accreditation and Certification</b></p>	<ul style="list-style-type: none"> <li>• Moving into a mode of interaction with NOP, rather than taking recommendations to the NOP.</li> <li>• 100% label claim</li> <li>• Made with guidance – wait to see where NOP is going to go.</li> <li>• Retail Certification and what is implied – hesitant to move forward until we see where NOP is going to go.</li> <li>• Look at §205.100(a)</li> </ul>
<p><b>Policy Development</b></p>	<ul style="list-style-type: none"> <li>• Voting procedure and withdrawal of recommendations</li> <li>• Materials committee petitions - for updating the procedure manual</li> <li>• Relook of Section 3 &amp; 4 as the vice-chair and the policy and development committee chair have the same duties.</li> <li>• Clarify the administrative committee duties.</li> <li>• Dan asks that the Committee clarify what the timeframe is for “presentation of material” to the Board.</li> </ul>

# You are invited to the ACA Annual Meeting

February 9, 2011  
1:30 pm

Doubletree Hotel  
Portland Oregon

## Agenda

Recap of 2010 Activities  
Membership and Financial Report  
Results of Board of Directors Election  
Discussion of 2011 Work Plan



**~ Thank You ~  
to the following  
New & Renewing members**

Agricultural Services Certified Organic  
BCS Oeko Garantie  
Botanical Food Company  
CCOF Certification Services  
Georgia Crop Improvement  
International Certification Services  
Kentucky Department of Agriculture  
Northeast Organic Dairy Producers Assoc.  
Minnesota Crop Improvement Assoc.  
Natures International Certification Services  
New Hampshire Depart. of Agriculture

New Mexico Organic Commodity  
Commission  
OCIA International  
OIA North America  
OneCert, Inc.  
Organic Materials Review Institute  
Organic Valley  
Rhode Island Department of Environment  
Washington State Department of Agriculture  
White Wave Foods

# Snapshots

Attendees of the National Organic Standards Board Meeting in Madison, WI, were provided with several extracurricular activities – all involving local and organic food! Organic Valley / Cropp Cooperative organized a tour of R. G. Miller & Sons dairy farm – complete with a catered dinner in an equipment shed, bedded with organic straw, and furnished with white tables and fine linens!

A Welcome Reception for the NOSB was hosted by Midwest Organic and Sustainable Education Services (MOSES), Midwest Organic Services Association (MOSA), Organic Valley Cooperative, and Natures International Certification Services (NICS) at the Monona Terrace Conference Center (designed by Frank Lloyd Wright). A “forkless” dinner consisting of a great variety gourmet bite size appetizers (made from donated, local and organic food) along with deserts, organic wine, coffee and cider was served overlooking Lake Monona.

Thank you Wisconsin organic community for your hospitality.



Retiring NOSB Members (l to r): Jeff Moyer, Joe Smillie, Valerie Frances (retiring NOSB Executive Director) Jennifer Hall, Kevin Engelbert, Dan Giacomini.



Calf Raising Pens, R.G. Miller & Sons



NOSB Welcome Reception Monona Terrace



Dinner at R.G. Miller & Sons Dairy Farm



Multiple calf pens for varying ages R. G. Miller & Sons



NOSB Meeting Attendees, Hard at Work photo by Gwendolyn Wyard