

**To:** Jackson, Ryan[jackson.ryan@epa.gov]  
**From:** Bloomberg BNA  
**Sent:** Wed 6/21/2017 1:22:51 PM  
**Subject:** June 21 -- EHS State Regulatory Alert



## **EHS State Regulatory Alert**

June 21, 2017 - Number 118

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### California Regions

*AIR*

#### New Source Review of Toxic Air Contaminants California Regions AIR

Proposed rule of the South Coast Air Quality Management District amends regulations under Rule 1401 regarding new source review of toxic air contaminants. The rule requires spray booths and gasoline dispensing facilities to begin using Version 8.1 of the district's risk assessment procedures. The rule also updates the list of toxic air contaminants by adding caprolactum (CAS No. 105-60-2) and carbonyl sulfide (CAS No. 463-58-1); adding health risk values for butadiene, 1,3- (CAS No. 106-99-0) and toluene diisocyanates (CAS Nos. 26471-62-5, 584-84-9, and 91-08-7); and clarifying applicability of requirements to certain compounds and their parent compounds. A workshop and hearing are scheduled for July 12 and Sept. 1, 2017, respectively, both in Diamond Bar. Comments are due July 17, 2017. Contact: Kalam Cheung; South Coast AQMD; 909-396-3281; kcheung@aqmd.gov

—California RegionsRegulations (06/16/2017)

#### Regulatory Update

*AIR*

#### Permit and Other Fees California Regions AIR

Proposed rule of the Antelope Valley Air Quality Management District amends regulations under Rules 301 and 302 to increase permit fees by 7.5 percent and other fees associated with various activities, documents, and services by 15 percent, effective Jan. 1, 2018. A hearing is scheduled for July 18, 2017, in Lancaster. Comments are due July 17, 2017. Contact: Barbara Lods; Antelope Valley AQMD; 661-723-8070; blods@avaqmd.ca.gov

—California RegionsRegulations (05/30/2017)

#### Regulatory Update

**WATER**

**Pyrethroid Pesticide Discharges**  
**California Regions WATER**

Notice of the Central Valley Regional Water Quality Control Board announces the adoption of a resolution (R5-2017-0057) to amend the water quality control plan for the Sacramento and San Joaquin river basins to establish a pyrethroid pesticide control program. The amendment establishes total maximum daily loads for pyrethroid pesticides in nine urban water body segments and requires agricultural dischargers of pyrethroids to five water body segments with known pyrethroid impairments to develop and implement management plans. The amendment also sets forth a conditional prohibition of discharges of pyrethroid pesticides above certain concentrations into surface waters with aquatic life beneficial uses unless dischargers implement a management plan. In addition, the amendment includes a commitment by the board to consider the adoption of numeric pyrethroid water quality objectives no later than 15 years after the amendment's effective date and specifies monitoring requirements. The resolution is dated June 8, 2017. Contact: Tessa Fojut; Central Valley RWQCB; 916-464-4691; Tessa.Fojut@waterboards.ca.gov

—California RegionsRegulations (06/08/2017)

**Regulatory Update**

**WATER**

**Waste Discharge Requirements General Orders/Confined Bovine Feeding Operations**  
**California Regions WATER**

Notice of the Central Valley Regional Water Quality Control Board announces the adoption of a general order (R5-2017-0058) regarding waste discharge requirements for confined bovine feeding operations. The order incorporates provisions requiring the monitoring of surface water and groundwater to identify discharges resulting from runoff or leaching of irrigation water and/or stormwater from cropland, and from drift of chemicals to cropland, associated with confined bovine feeding operations. The order also specifies excluded operations and establishes a three-tiered regulatory system, consisting of a limited time operation tier, limited population operation tier, and a full general order coverage tier. In addition, the order establishes prohibitions; pond, production area, land application area, and composting operation specifications; receiving water limitations; and other provisions to protect the quality of surface water and groundwater. The order is dated June 8, 2017. Contact: Charlene Herbst; Central Valley RWQCB; 916-464-4724; charlene.herbst@waterboards.ca.gov

—California RegionsRegulations (06/08/2017)

**Regulatory Update**

**Connecticut**

**OCCUPATIONAL SAFETY AND HEALTH**

**Occupational Exposure to Beryllium**

**Connecticut OCCUPATIONAL SAFETY AND HEALTH**

Proposed rule of the Department of Labor amends regulations under RCSA 31-372-101-1910, -102-1915, and -107-1926 to adopt by reference Jan. 9, 2017, amendments to federal standards for occupational exposure to beryllium. The rule establishes new permissible exposure limits for beryllium and includes requirements for exposure assessments, methods for controlling exposure, respiratory protection, personal protective clothing and equipment, medical surveillance, hazard communication, and recordkeeping. A hearing is scheduled for July 17, 2017, in Wethersfield. Comments are due July 17, 2017. Contact: Anne Rugens; DOL, Office of Program Policy; 860-263-6755

—Connecticut Law Journal (06/19/2017)

Regulatory Update

**OCCUPATIONAL SAFETY AND HEALTH**

Walking-Working Surfaces and Personal Protective Equipment  
**Connecticut OCCUPATIONAL SAFETY AND HEALTH**

Proposed rule of the Department of Labor amends regulations under RCSA 31-372-101-1910 to adopt by reference Nov. 18, 2016, revisions to federal general industry standards on walking-working surfaces to increase consistency between general industry and construction standards. A hearing is scheduled for July 17, 2017, in Wethersfield. Comments are due July 17, 2017. Contact: Anne Rugens; DOL, Office of Program Policy; 860-263-6755

—Connecticut Law Journal (06/19/2017)

Regulatory Update

**Florida**

**WATER**

Total Maximum Daily Loads/Ochlockonee River Basin  
**Florida WATER**

Notice of the Department of Environmental Protection announces changes to a Dec. 16, 2016, proposed rule to amend regulations under FAC 62-304.305 to establish nutrient total maximum daily loads (TMDLs) and their allocations for Lake Tallavana and Lake Talquin in the Ochlockonee River Basin. The changes update the proposed TMDL for Lake Talquin to reflect revised computer modeling, round the percentage reductions to the first digit, and delete the geographical reference in the load allocation. Contact: Erin Rasnake; DEP, Division of Environmental Assessment and Restoration; 850-245-8338

—Florida Administrative Weekly (06/19/2017)

Regulatory Update

**Louisiana**

**AIR**

**Oil and Gas Well Testing Regulatory Permit**  
**Louisiana AIR**

Proposed rule of the Department of Environmental Quality, Office of the Secretary, amends regulations under 33 LAC III.307 regarding regulatory permits for oil and gas well testing. The rule provides for authorization to use well testing equipment for longer than 10 operating days. A hearing is scheduled for July 26, 2017, in Baton Rouge. Comments are due Aug. 2, 2017. Contact: Deidra Johnson; DEQ; 225-219-3985; deidra.johnson@la.gov

—Louisiana Register (06/20/2017)

**Regulatory Update**

**AIR**

**Regional Haze SIP/Electrical Generating Units**  
**Louisiana AIR**

Notice announces the intention of the Department of Environmental Quality, Office of Environmental Services, to submit to the EPA a proposed revision to the state implementation plan for the regional haze program. The revision addresses best available retrofit technology requirements for an electrical generating unit at the Entergy Gulf States facility in Westlake. Hearing requests are due July 26, 2017. Comments are due July 7, 2017. Contact: Vivian Aucoin; DEQ, Office of Environmental Services; 866-896-5337; vivian.aucoin@la.gov

—Louisiana Register (06/20/2017)

**Regulatory Update**

**AIR**

**Rescission of Prevention of Significant Deterioration Permits**  
**Louisiana AIR**

Proposed rule of the Department of Environmental Quality, Office of the Secretary, amends regulations under 33 LAC III.509 to specify that the department must provide adequate notice via the department's website of the rescission of a prevention of significant deterioration permit within 60 days of the rescission. A hearing is scheduled for July 26, 2017, in Baton Rouge. Comments are due July 26, 2017. Contact: Deidra Johnson; DEQ; 225-219-3985; deidra.johnson@la.gov

—Louisiana Register (06/20/2017)

**Regulatory Update**

**AIR**

**Storage Vessel Regulatory Permit**  
**Louisiana AIR**

**Proposed rule of the Department of Environmental Quality, Office of the Secretary, adopts**

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regulations under 33 LAC III.321 to establish a regulatory permit for storage vessels to authorize air emissions resulting from the storage of volatile organic liquids in tanks, reservoirs, and containers. The rule includes emission limitations; monitoring, recordkeeping, and reporting requirements; and storage vessel standards. The rule also addresses restrictions on floating roofs, fees, emissions inventories, notification requirements, and definitions. A hearing is scheduled for July 26, 2017, in Baton Rouge. Comments are due Aug. 2, 2017. Contact: Deidra Johnson; DEQ; 225-219-3985; deidra.johnson@la.gov

—Louisiana Register (06/20/2017)

Regulatory Update

**ENDANGERED SPECIES**

Shark Harvest Regulations

**Louisiana ENDANGERED SPECIES**

Final rule of the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, amends regulations under 76 LAC VII.357 to increase the daily possession limit of commercially harvested sharks from the large coastal species group to match the established default federal possession limit of 45. The rule also establishes secretarial authority to modify such commercial possession limits within a defined range if notified by the National Marine Fisheries Service that an in-season change has been implemented. The rule is effective June 20, 2017. Contact: Jason Adriance; DWF, Office of Fisheries; 225-765-0219; jadriance@wlf.la.gov

—Louisiana Register (06/20/2017)

Regulatory Update

**HAZARDOUS WASTE MANAGEMENT**

Hazardous Waste Delisting

**Louisiana HAZARDOUS WASTE MANAGEMENT**

Final rule of the Department of Environmental Quality, Office of the Secretary, amends regulations under 33 LAC V.4999, Appendix E, regarding hazardous waste delisting. The rule revises a hazardous waste delisting of Dynawave Scrubber Effluent to revise the description of the wastes excluded and to reflect the change in the name of the company to Denka Performance Elastomer LLC, of Laplace. The rule is effective June 20, 2017. Contact: Deidra Johnson; DEQ; 225-219-3168; deidra.johnson@la.gov

—Louisiana Register (06/20/2017)

Regulatory Update

**HAZARDOUS WASTE MANAGEMENT**

Hazardous Waste Program Regulations

**Louisiana HAZARDOUS WASTE MANAGEMENT**

Final rule of the Department of Environmental Quality, Office of the Secretary, amends regulations under 33 LAC V.108 through .4999 (nonconsecutive) to maintain equivalency with federal hazardous waste standards and authorization for the state hazardous waste program. The rule clarifies definitions, notification requirements, permitting procedures, financial requirements,

generator waste analysis, recordkeeping requirements, and procedures for submissions to the EPA. The rule is effective June 20, 2017. Contact: Deidra Johnson; DEQ; 225-219-3985; deidra.johnson@la.gov

—Louisiana Register (06/20/2017)

Regulatory Update

**HAZARDOUS WASTE MANAGEMENT**

Secondary Hazardous Materials

**Louisiana HAZARDOUS WASTE MANAGEMENT**

Final rule of the Department of Environmental Quality, Office of the Secretary, amends regulations under 33 LAC V.105, .109, and .322 regarding secondary hazardous materials, defined as materials that are recycled or re-used in industrial processes. The rule requires secondary hazardous materials to be managed as if they were already hazardous wastes that have been discarded. The rule also requires that the uses of secondary hazardous materials as ingredients and the products created with the materials be evaluated for legitimacy. In addition, the rule requires facilities that use hazardous secondary materials to conduct evaluations of their industrial uses and practices for managing such materials. The rule is effective June 20, 2017. Contact: Deidra Johnson; DEQ; 225-219-3985; deidra.johnson@la.gov

—Louisiana Register (06/20/2017)

Regulatory Update

**Minnesota**

**OCCUPATIONAL SAFETY AND HEALTH**

Electrical Code

**Minnesota OCCUPATIONAL SAFETY AND HEALTH**

Final rule of the Department of Labor and Industry, Board of Electricity, amends regulations under MNR 1315.0200 regarding the electrical code. The rule incorporates by reference the 2017 National Electrical Code. The rule is effective June 26, 2017. Contact: Suzanne Todnem; Board of Electricity; 651-284-5006; dli.rules@state.mn.us

—Minnesota State Register (06/19/2017)

Regulatory Update

**New Jersey**

**COASTAL ZONE**

Coastal Management Program

## **New Jersey COASTAL ZONE**

Notice announces the intention of the Department of Environmental Protection, Division of Land Use Regulation, to submit a routine program change to the National Oceanic and Atmospheric Administration to modify the Coastal Management Program. The revisions reflect a June 7, 2010, final rule that amended regulations under NJAC 7:7E concerning residential parking requirements throughout the coastal zone and development in Atlantic City. The revisions also reflect a July 6, 2015, final rule that amended regulations under NJAC 7:7 and :7E to consolidate and standardize coastal management program provisions. Comments are due July 10, 2017. Contact: DEP, Office of Policy Implementation; 609-633-2201

—New Jersey Register (06/19/2017)

### Regulatory Update

## **COMMUNITY RIGHT-TO-KNOW**

### Radiological Emergency Response Plan

## **New Jersey COMMUNITY RIGHT-TO-KNOW**

Notice of the Department of Environmental Protection, Division of Energy Security and Sustainability, announces meetings concerning the radiological emergency response plan. The meetings will include representatives of the Bureau of Nuclear Engineering, the Department of Health, and the Division of State Police's Office of Emergency Management. The meetings are scheduled for July 12, 18, and 19, 2017, in Bridgeton, Toms River, and Woodstown, respectively. Contact: Ann Pfaff; DEP, Bureau of Nuclear Engineering; 609-984-7451; ann.pfaff@dep.nj.gov

—New Jersey Register (06/19/2017)

### Regulatory Update

## **ENDANGERED SPECIES**

### Division of Fish and Wildlife/Marine Fisheries

## **New Jersey ENDANGERED SPECIES**

Notice of the Department of Environmental Protection, Division of Fish and Wildlife, announces administrative changes to regulations under NJAC 7:25-14.10, -14.11, -18.1, and -18.12 regarding marine fisheries. The changes modify recreational and commercial Jonah crab fishery requirements, recreational seasons and minimum size limit limits for black sea bass, and commercial trip limits for black sea bass. Contact: DEP, Division of Fish and Wildlife; 609-292-2965

—New Jersey Register (06/19/2017)

### Regulatory Update

## **ENDANGERED SPECIES**

### Division of Fish and Wildlife/Marine Fisheries

## **New Jersey ENDANGERED SPECIES**

Notice of the Department of Environmental Protection, Division of Fish and Wildlife, announces administrative changes to regulations under NJAC 7:25-18.1 regarding marine fisheries. The

changes modify possession limits and recreational seasons for flounder. Contact: DEP, Division of Fish and Wildlife; 609-292-2965

—New Jersey Register (06/19/2017)

Regulatory Update

**HAZARDOUS WASTE CLEANUP**

Annual Site Remediation Reform Act Program Fees  
New Jersey HAZARDOUS WASTE CLEANUP

Notice of the Department of Environmental Protection, Site Remediation and Waste Management Program, announces the availability of the annual Site Remediation Reform Act (SRRA) Program Fee Calculation Report for fiscal year 2018 under NJAC 7:26C-4. The SRRA Program administers brownfield and contaminated site remediation. The report identifies the annual remediation and remedial action permit-related fees for FY 2018 and compares the input data for FY 2017 with the input data for FY 2018. Contact: DEP, Site Remediation and Waste Management Program; 609-633-0701

—New Jersey Register (06/19/2017)

Regulatory Update

**WATER**

Individual Subsurface Sewage Disposal Systems, Well Construction and Maintenance, Sealing of Abandoned Wells  
New Jersey WATER

Proposed rule of the Department of Environmental Protection amends regulations under NJAC 7:9A-4.3, :9A-5.9, :9A-9.7, :9A-12.6, and :9D-1.1 through :9D-4.8 (nonconsecutive); adopts regulations under NJAC 7:9D-1.17, -3.5, and 7:9D, Appendix; and repeals and readopts regulations under NJAC 7:9D-1.8 concerning individual subsurface sewage disposal systems, well construction and maintenance, and sealing of abandoned wells. The rule establishes a continuing education program for all licensed well drillers and pump installers to reflect the use of closed loop geothermal systems and to clarify and add specific activities for license classes. The rule also updates provisions for oversight of individuals who are in violation of standards and clarifies the procedures for the suspension or revocation of licenses. In addition, the rule updates requirements for proper location, design, construction, installation, alteration, repair, and operation of individual subsurface sewage disposal systems. Finally, the rule updates definitions, terminology, and fees. A hearing is scheduled for Aug. 10, 2017, in Trenton. Comments are due Aug. 18, 2017. Contact: Colin Emerle; DEP; 609-777-0155

—New Jersey Register (06/19/2017)

Regulatory Update

**WATER**

Water Supply Authority/Manasquan Basin  
New Jersey WATER

Final rule of the Department of Environmental Protection, Water Supply Authority, amends

regulations under NJAC 7:11-4.3, -4.4, -4.5, and -4.6 regarding the sale of water from the Manasquan Basin System. The rule reduces certain debt service assessment rates, including the Environmental Infrastructure Financing Program debt component rate for fiscal year 2018. The rule also increases the source water protection fund assessment rate and maintains the operations and maintenance assessment rate for fiscal 2018. The rule is effective June 19, 2017. Contact: Henry Patterson; DEP, Water Supply Authority; 908-638-6121

—New Jersey Register (06/19/2017)

Regulatory Update

**WATER**

Water Supply Authority/Raritan Basin  
New Jersey WATER

Final rule of the Department of Environmental Protection, Water Supply Authority, amends regulations under NJAC 7:11-2.3, -2.4, -2.5, and -2.6 regarding the sale of water from the Raritan Basin System. The rule increases the operations and maintenance assessment rate and the debt service assessment rate for the Environmental Infrastructure Financing Program loans for fiscal year 2018. The rule also maintains the capital fund assessment and the source water protection fund assessment for fiscal 2018. The rule is effective June 19, 2017. Contact: Henry Patterson; DEP, Water Supply Authority; 908-638-6121

—New Jersey Register (06/19/2017)

Regulatory Update

**Ohio**

**AIR**

Inspection and Maintenance Program Rules  
Ohio AIR

Final rule of the Ohio EPA, Division of Air Pollution Control, amends regulations under OAC 3745-26-01 and -12 concerning the motor vehicle inspection and maintenance program. The rule defines and permanently exempts four unconventional vehicle types from state vehicle emissions testing requirements, namely low-speed vehicles, mini-trucks, under-speed vehicles, and utility vehicles. The rule is effective June 23, 2017. Contact: Paul Braun; OEPA, Division Air Pollution Control; 614-644-2270; paul.braun@epa.ohio.gov

—Ohio Regulations (06/19/2017)

Regulatory Update

**RADIATION**

Radioactive Material Standards—Well Logging  
Ohio RADIATION

Final rule of the Department of Health, Radiation Control, amends regulations under OAC 3701:1-49-08, -10, and -11 concerning radiation material standards for well logging. The rule clarifies that physical inventory inspection and source and source holder visual inspection and maintenance should be conducted “at intervals not to exceed six months.” The rule is effective June 23, 2017. Contact: Kaye Norton; Department of Health, Office of the General Counsel; 614-644-8184; Kaye.Norton@odh.ohio.gov

—Ohio Regulations (06/19/2017)

Regulatory Update

## Pennsylvania

*AIR*

Control of VOC Emissions from Industrial Cleaning Solvents  
Pennsylvania AIR

Proposed rule of the Environmental Quality Board amends regulations under 25 PAC 121.1, 129.96, 129.97, 129.99, and 129.100 and adopts regulations under 25 PAC 129.63a to establish reasonably available control technology (RACT) requirements and emissions limitations for stationary sources of volatile organic compound (VOC) emissions from industrial cleaning solvents. The rule sets VOC emission limitations and other requirements based on the EPA's 2006 Industrial Cleaning Solvents Control Techniques Guidelines and specifies that compliance may be achieved by alternative methods on the basis of equal volumes of solids. The rule also provides for exceptions and adds industrial cleaning solvent work practice standards and recordkeeping and reporting requirements. In addition, the rule updates RACT requirements for major sources of nitrogen oxides and VOCs and updates the list of presumptive VOC RACT requirements. If adopted, the rule will be submitted to the EPA as a revision to the state implementation plan. Hearings are scheduled for July 18, 19, and 20, in Norristown, Pittsburgh, and Harrisburg, respectively. Comments are due Aug. 21, 2017. Contact: Kirit Dalal; Department of Environmental Protection, Bureau of Air Quality; 717-772-3436

—Pennsylvania Bulletin (06/17/2017)

Regulatory Update

## Vermont

**OCCUPATIONAL SAFETY AND HEALTH**

Occupational Exposure to Respirable Crystalline Silica in Construction  
Vermont OCCUPATIONAL SAFETY AND HEALTH

Final rule of the Department of Labor amends the VOSHA occupational exposure to respirable crystalline silica in construction rule. The rule revises exposure limits for respirable crystalline silica so that they are in line with current science. The rule is effective June 14, 2017. Contact: Daniel Whipple; DOL; 802-828-5084; dan.whipple@state.vt.us

—Vermont Regulations (06/15/2017)

Regulatory Update

**OCCUPATIONAL SAFETY AND HEALTH**

Occupational Exposure to Respirable Crystalline Silica in General Industry  
Vermont OCCUPATIONAL SAFETY AND HEALTH

Final rule of the Department of Labor amends the VOSHA occupational exposure to respirable crystalline silica in general industry rule. The rule revises exposure limits for respirable crystalline silica so that they are in line with current science. The rule is effective June 14, 2017. Contact: Daniel Whipple; DOL; 802-828-5084; dan.whipple@state.vt.us

—Vermont Regulations (06/15/2017)

Regulatory Update

**OCCUPATIONAL SAFETY AND HEALTH**

Occupational Exposure to Respirable Crystalline Silica in Maritime Industry  
Vermont OCCUPATIONAL SAFETY AND HEALTH

Final rule of the Department of Labor amends the VOSHA occupational exposure to respirable crystalline silica in maritime industry rule. The rule revises the exposure limits for respirable crystalline silica so that they are in line with current science. The rule is effective June 14, 2017. Contact: Daniel Whipple; DOL; 802-828-5084; dan.whipple@state.vt.us

—Vermont Regulations (06/15/2017)

Regulatory Update

## West Virginia

**OCCUPATIONAL SAFETY AND HEALTH**

Proximity Detection Systems and Haulage Safety  
West Virginia OCCUPATIONAL SAFETY AND HEALTH

Notice of the Board of Coal Mine Health and Safety announces a correction to a May 22, 2017, final rule that amended regulations under 36 WVCSR 57 regarding proximity detection systems and haulage safety. The rule, among other changes, establishes requirements for proximity detection systems on newly purchased place-change continuous miners, rebuilt place-change miners, and existing place-change continuous miners and requires cameras or proximity detection systems on scoop cars and battery-powered section haulage equipment by Sept. 1, 2017. The correction clarifies that existing place-change continuous miners in operation must be refitted with a proximity detection system by March 16, 2018, the compliance date specified in the federal standards under 30 CFR 75.1732(a). The correction is effective June 12, 2017. Contact: BCMHS; 304-957-2306

—West Virginia Register (06/16/2017)

Regulatory Update

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EHS State Regulatory Alert

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### Summaries

*AIR*

California SIP/Sources of Volatile Organic Compounds and Nitrogen Oxides  
**AIR**

Direct final rule of the EPA amends regulations under 40 CFR 52.220 to approve revisions to the Mojave Desert Air Quality Management District (AQMD), Northern Sierra AQMD, and San Diego County Air Pollution Control District portions of the California SIP regarding sources of volatile organic compounds and nitrogen oxides. The revisions address aerospace assembly, rework, and component manufacturing operations. The revisions also address definitions, emissions statements, and recordkeeping requirements. The rule is effective Aug. 21, 2017, unless adverse comments are received July 21, 2017. Contact: Arnold Lazarus; EPA Region 9; 415-972-3024; Lazarus.Arnold@epa.gov

82 FR 28240 (06/21/2017)

Regulatory Update

*AIR*

California SIP/Sources of Volatile Organic Compounds and Nitrogen Oxides  
**AIR**

Proposed rule of the EPA amends regulations under 40 CFR 52.220 to approve revisions to the Mojave Desert Air Quality Management District (AQMD), Northern Sierra AQMD, and San Diego County Air Pollution Control District portions of the California SIP regarding sources of volatile organic compounds and nitrogen oxides. The revisions address aerospace assembly, rework, and component manufacturing operations. The revisions also address definitions, emissions statements, and recordkeeping requirements. A concurrent direct final adopts the revisions, effective Aug. 21, 2017. Comments are due July 21, 2017. Contact: Arnold Lazarus; EPA Region 9; 415-972-3024; Lazarus.Arnold@epa.gov

82 FR 28292 (06/21/2017)

Regulatory Update

**AIR**

**Cross-State Air Pollution Rule/New Unit Set-Aside Allowances**

**AIR**

Notice of the EPA announces the availability of preliminary lists of units eligible for allocations of emission allowances for new electricity generating units under the Cross-State Air Pollution Rule (CSAPR). The notice specifies that spreadsheets posted on the agency's website show first-round 2017 new unit set-aside allocations of CSAPR NOx Annual, CSAPR NOx Ozone, and CSAPR SO2 Trading Programs and that the agency will record the allocated allowances in sources' Allowance Management System accounts by Aug. 1, 2017. Objections are due July 21, 2017. Contact: Robert Miller; EPA; 202-343-9077; miller.robertl@epa.gov

82 FR 28243 (06/21/2017)

Regulatory Update

**ENDANGERED SPECIES**

**Baiji/Chinese River Dolphin/Yangtze River Dolphin and Saimaa Subspecies of Ringed Seal**

**Five-Year Status Review**

**ENDANGERED SPECIES**

Notice of the National Oceanic and Atmospheric Administration, National Marine Fisheries Service, announces the initiation of a five-year status review for the endangered Baiji/Chinese River Dolphin/Yangtze River Dolphin and the endangered Saimaa subspecies of ringed seal to determine if the current listing classification of endangered is still accurate. Comments are due Aug. 21, 2017. Contact: Ron Dean; NMFS, Office of Protected Resources; 301-427-8403; Ron.Dean@noaa.gov

82 FR 28304 (06/21/2017)

Regulatory Update

**ENDANGERED SPECIES**

**Oklahoma/American Burying Beetle Incidental Take Permits**

**ENDANGERED SPECIES**

Notice of the U.S. Fish and Wildlife Service announces the receipt of two applications for incidental take permits under the amended oil and gas industry conservation plan in Oklahoma for the endangered American burying beetle. The applications, from Council Oak Resources LLC and Corterra Energy Operating LLC, both of Tulsa, Okla., relate to geophysical exploration (seismic) and construction, maintenance, operation, repair, decommissioning, and reclamation of oil and gas well field infrastructure and pipelines in the state. Comments are due July 21, 2017. Contact: Marty Tuegel; USFWS, Environmental Review Division; 505-248-6651

82 FR 28349 (06/21/2017)

Regulatory Update

**GENERAL ENVIRONMENT AND SAFETY**

**Clinical Investigations/Use of Electronic Records and Electronic Signatures Guidance**

**GENERAL ENVIRONMENT AND SAFETY**

Notice of the Food and Drug Administration announces the availability of a draft guidance for industry concerning the use of electronic records and electronic signatures in clinical investigations (21 CFR 11, 312, and 812). The document provides questions and answers for sponsors, clinical investigators, institutional review boards, and contract research organizations on the use of electronic records and signatures in clinical investigations concerning new drugs and medical devices. Comments are due Aug. 21, 2017. Contact: Cheryl Grandinetti; FDA, Center for Drug Evaluation and Research; 301-796-2500

82 FR 28277 (06/21/2017)

Regulatory Update

**GENERAL ENVIRONMENT AND SAFETY**

**Montana/Spartan US Presidential Permit**

**GENERAL ENVIRONMENT AND SAFETY**

Notice of the Federal Energy Regulatory Commission announces the receipt of an application for the importation of natural gas and a presidential permit to operate and maintain import facilities at the international boundary between the U.S. and Canada at Monchy, Saskatchewan, and Phillips County, Montana. The application, submitted by Alberta Ltd. and Spartan US, of Calgary, concerns the transfer to Spartan US of 30 feet of 8-inch diameter pipeline with a capacity of 10 million cubic feet per day, extending from the international boundary to a non-FERC regulated pipeline that is currently owned by Alberta Ltd. in Montana. The notice specifies that the agency will complete an environmental assessment or issue a notice of schedule for environmental review by Sept. 13, 2017. Comments are due July 6, 2017. Contact: FERC, 866-208-3676; FERCOOnlineSupport@ferc.gov

82 FR 28309 (06/21/2017)

Regulatory Update

**GENERAL ENVIRONMENT AND SAFETY**

**Ohio/Columbia Gas Transmission Pavonia Storage Field**

**GENERAL ENVIRONMENT AND SAFETY**

Notice of the Federal Energy Regulatory Commission announces the filing of a prior notice request by Columbia Gas Transmission LLC, of Houston, to construct and operate a new storage well and related appurtenances at its Pavonia Storage Field in Ashland and Richland counties in Ohio. The notice specifies that the agency will complete an environmental assessment or issue a notice of schedule of environmental review by Sept. 13, 2017. Protests and motions to intervene are due Aug. 14, 2017. Contact: FERC; 866-208-3676; FERCOOnlineSupport@ferc.gov

82 FR 28309 (06/21/2017)

Regulatory Update

**GENERAL ENVIRONMENT AND SAFETY**

Ohio/Cowan Creek Reservoir Hydroelectric Project  
**GENERAL ENVIRONMENT AND SAFETY**

Notice of the Federal Energy Regulatory Commission announces the filing of a declaration of intention to file a license application by Cole Rhoten, of Milford, Ohio, for the Cowan Creek Reservoir Hydroelectric Project to be located near Wilmington, Ohio. The proposed project consists of an existing reservoir dam and concrete conduit, a conduit extension with flow gates, a powerhouse with a generating capacity of 300 to 500 kilowatts, a transmission line connecting to Dayton Power and Light Co.'s electric distribution system, and appurtenant facilities. Comments, motions to intervene, and protests are due July 14, 2017. Contact: Jennifer Polardino; FERC; 202-502-6437; Jennifer.Polardino@ferc.gov

82 FR 28310 (06/21/2017)

Regulatory Update

**GENERAL ENVIRONMENT AND SAFETY**

Oklahoma/Midcontinent Supply Header Interstate Pipeline Project  
**GENERAL ENVIRONMENT AND SAFETY**

Notice of the Federal Energy Regulatory Commission announces the filing of an application concerning the proposed Midcontinent Supply Header Interstate Pipeline Project in Bryan, Canadian, Carter, Garvin, Grady, Johnson, Kingfisher, and Stephens counties in Oklahoma. The applicant, Midship Pipeline Co., of Houston, proposes to construct, own, and operate a new 199.4-mile natural gas pipeline system, three mainline compressor stations, a 20.3 mile lateral pipeline and a 13.6 mile lateral pipeline, one lateral booster station, metering and regulating stations, and appurtenant facilities with a total system capacity of 1,440 million cubic feet/day. The system would provide firm transportation capacity from the South Central Oklahoma Oil Province and the Sooner Trend Anadarko Basin Canadian and Kingfisher plays to existing pipelines near Bennington, Okla. The agency will complete an environmental assessment or issue a notice of schedule of environmental review by Sept. 19, 2017. Comments are due July 5, 2017. Contact: FERC; 866-208-3676; FERCOOnlineSupport@ferc.gov

82 FR 28313 (06/21/2017)

Regulatory Update

**GENERAL ENVIRONMENT AND SAFETY**

Oregon/Ochoco Wild and Free-Roaming Herd Management Plan  
**GENERAL ENVIRONMENT AND SAFETY**

Notice announces the intention of the U.S. Forest Service to prepare an environmental impact statement to analyze the effects of revisions to the 1975 Ochoco Wild and Free-Roaming Herd Management Plan. The plan addresses management of wild and free-roaming horses in the Big Summit Territory on the Lookout Mountain Ranger District in the Ochoco National Forest, near Prineville, Ore. The revisions provide for the assessment of the current appropriate management level (AML) of a maximum 60 head, updates to the territory boundary map, and management for genetic diversity. The revisions also provide for an emergency action framework and an off-range plan, set forth methods to slow the herd's reproductive rate, and specify that a forest plan amendment will be required if a different AML is deemed appropriate. The issuance of a draft EIS is scheduled for June 2018, and the issuance of a final EIS is scheduled for September 2018. Comments are due July 21, 2017. Contact: Tory Kurtz; USFS; 541-416-6500; tlkurtz@fs.fed.us

82 FR 28301 (06/21/2017)

Regulatory Update

**GENERAL ENVIRONMENT AND SAFETY**

Tuberculosis Treatment Development Workshop

**GENERAL ENVIRONMENT AND SAFETY**

Notice of the Food and Drug Administration announces a workshop on scientific and clinical trial design considerations for the development of new tuberculosis treatment regimens. The workshop will focus on drug development programs and studies that evaluate shorter and better tolerated TB drug regimens and new regimens that have efficacy for treatment of sensitive and drug-resistant TB. The agenda includes discussions of current challenges in TB drug development, in vitro and in vivo nonclinical models, biomarkers, surrogate endpoints, TB diagnostics, individual drug assessments, and clinical trial design challenges in pediatric and special populations. The workshop is scheduled for July 19, 2017, in Silver Spring, Md., and via webcast. Comments are due Aug. 1, 2017. Contact: Lori Benner; FDA, Center for Drug Evaluation and Research; 301-796-1300

82 FR 28321 (06/21/2017)

Regulatory Update

**GENERAL ENVIRONMENT AND SAFETY**

Washington State/Priest Rapids Hydroelectric Project

**GENERAL ENVIRONMENT AND SAFETY**

Notice of the Federal Energy Regulatory Commission announces the filing of a hydroelectric application by Public Utility District No. 2 of Grant County, Wash., for a recreation plan update for the Priest Rapids Hydroelectric Project on the mid-Columbia River in portions of Benton, Chelan, Douglas, Grant, Kittitas, and Yakima counties. The plan update involves removal of the Priest Rapids Dam picnic area, reduction of the number of campsites at the Priest Rapids recreation area, and the continued reservation of the Airstrip site and Wanapum recreation area for potential development. Comments, motions to intervene and protests are due July 17, 2017. Contact: Mary Karwoski; FERC; 678-245-3027; mary.karwoski@ferc.gov

82 FR 28311 (06/21/2017)

Regulatory Update

**GENERAL ENVIRONMENT AND SAFETY**

Withdrawal of Approval of New and Abbreviated New Drug Applications

**GENERAL ENVIRONMENT AND SAFETY**

Notice of the Food and Drug Administration announces the withdrawal of approval of 121 new drug applications and 161 abbreviated new drug applications from multiple applicants. The notice specifies that the applicants have requested the withdrawal because the drug products are no longer marketed. The withdrawal is effective July 21, 2017. Contact: Florine Purdie; FDA, Center for Drug Evaluation and Research; 301-796-3601

82 FR 28322 (06/21/2017)

Regulatory Update

**HAZARDOUS MATERIALS TRANSPORTATION**  
Applications for Special Permits  
**HAZARDOUS MATERIALS TRANSPORTATION**

Notice of the Pipeline and Hazardous Materials Safety Administration announces the receipt of 24 applications for special permits related to specified hazardous materials transportation regulations under 49 CFR 172 through 180 (nonconsecutive). Comments are due July 21, 2017. Contact: Ryan Paquet; PHMSA, Office of Hazardous Materials Approvals and Permits; 202-366-4535

82 FR 28378 (06/21/2017)

Regulatory Update

**HAZARDOUS WASTE CLEANUP**  
Nebraska/Beatrice Former Manufactured Gas Plant Superfund Site  
**HAZARDOUS WASTE CLEANUP**

Notice of the EPA announces a proposed cost recovery settlement agreement under CERCLA with the city of Beatrice, Neb., and Centel Corp., for the compromise of past response costs regarding the Beatrice Former Manufactured Gas Plant Superfund site in Beatrice. The proposed agreement also includes a covenant from the EPA not to sue or to take administrative action against the settling parties concerning the response costs. Comments are due July 21, 2017. Contact: Barbara Peterson; EPA Region 7; 913-551-7277; peterson.barbara@epa.gov

82 FR 28314 (06/21/2017)

Regulatory Update

**MINING**  
Entry Upon Lands for Reclamation Purposes  
**MINING**

Notice of the Office of Surface Mining Reclamation and Enforcement announces the submission of a continuing information collection request to the OMB regarding entry upon lands or property by the office, states, and Indian tribes for reclamation purposes (30 CFR 877.11). The collection addresses procedures for nonconsensual entry upon private lands for the purpose of abandoned mine land reclamation activities or exploratory studies when the landowner refuses consent or is not available. Comments are due July 21, 2017. Contact: John Trelease; OSMRE; 202-208-2783; jtrelease@osmre.gov

82 FR 28351 (06/21/2017)

Regulatory Update

**MINING**

Restrictions on Financial Interests of State Employees

**MINING**

Notice of the Office of Surface Mining Reclamation and Enforcement announces the submission of a continuing information collection request to the OMB regarding restrictions on financial interests of state employees (30 CFR 705). The collection addresses reporting requirements (OSM-23) for compliance with the prohibition on state regulatory authority employees or members of advisory boards or commissions having financial interests in underground or surface coal mining operations. Comments are due July 21, 2017. Contact: John Trelease; OSMRE; 202-208-2783; jtrelease@osmre.gov

82 FR 28352 (06/21/2017)

Regulatory Update

**MINING**

Surface Coal Mining/Federal Inspections and Monitoring

**MINING**

Notice announces the intention of the Office of Surface Mining Reclamation and Enforcement to seek OMB approval for a continuing information collection request concerning federal inspection and monitoring of surface coal mining operations (30 CFR 842). The collection addresses procedures for persons to notify OSMRE in writing of any violation that may exist at a surface coal mining operation and to request a federal inspection. Comments are due Aug. 21, 2017. Contact: John Trelease; OSMRE; 202-208-2783; jtrelease@osmre.gov

82 FR 28353 (06/21/2017)

Regulatory Update

**MINING**

Surface Mining Customer Surveys

**MINING**

Notice of the Office of Surface Mining Reclamation and Enforcement announces the submission of a continuing information collection request to the OMB regarding a series of customer surveys evaluating how the agency is meeting annual performance goals. The surveys assess the usefulness of agency technical assistance activities, technology transfer activities, and technical forums for a variety of surface mining stakeholders. Comments are due July 21, 2017. Contact: John Trelease; OSMRE; 202-208-2783; jtrelease@osmre.gov

82 FR 28351 (06/21/2017)

Regulatory Update

**OCCUPATIONAL SAFETY AND HEALTH**

Health Effects of Occupational Exposure to Chemical Hazards/Banding Process

**OCCUPATIONAL SAFETY AND HEALTH**

Notice of the Centers for Disease Control and Prevention, National Institute for Occupational Safety and Health, announces an extension of the comment period for a March 15, 2017, notice

(82 FR 13809) regarding a draft document concerning the occupational exposure banding process for evaluating chemical hazards. The document addresses the process for quickly assigning chemicals into specific categories/bands based on potency and negative health outcomes associated with exposure to the chemical. The document also provides guidance based on available toxicological data to determine a potential range of chemical exposure levels that can be used as targets for exposure controls to reduce risk among workers. Comments now are due July 21, 2017. Contact: Melissa Seaton; NIOSH, Education and Information Division; 513-533-8248; MSeaton@cdc.gov

82 FR 28320 (06/21/2017)

Regulatory Update

**OCCUPATIONAL SAFETY AND HEALTH**

Nationally Recognized Testing Laboratories/Curtis-Strauss

**OCCUPATIONAL SAFETY AND HEALTH**

Notice of OSHA announces the receipt of and the preliminary finding to grant an application from Curtis-Strauss LLC, of Littleton, Mass., for expansion of its recognition as a nationally recognized testing laboratory under 29 CFR 1910.7. The expansion involves the addition of five test standards to the scope of recognition. Comments are due July 6, 2017. Contact: Kevin Robinson; OSHA, Directorate of Technical Support and Emergency Management; 202-693-2110; robinson.kevin@dol.gov

82 FR 28356 (06/21/2017)

Regulatory Update

**OCCUPATIONAL SAFETY AND HEALTH**

Nationally Recognized Testing Laboratories/SGS North America

**OCCUPATIONAL SAFETY AND HEALTH**

Notice of OSHA announces a final decision to grant an application from SGS North America Inc., of Rutherford, N.J., for expansion of its recognition as a nationally recognized testing laboratory under 29 CFR 1910.7. The expansion involves the addition of two test standards to its scope of recognition. The decision is effective June 21, 2017. Contact: Kevin Robinson; OSHA, Directorate of Technical Support and Emergency Management; 202-693-2110; robinson.kevin@dol.gov

82 FR 28358 (06/21/2017)

Regulatory Update

**OCCUPATIONAL SAFETY AND HEALTH**

Nationally Recognized Testing Laboratories/TUV SUD

**OCCUPATIONAL SAFETY AND HEALTH**

Notice of OSHA announces a final decision to grant an application from TUV SUD America Inc., of Peabody, Mass., for expansion of its recognition as a nationally recognized testing laboratory under 29 CFR 1910.7. The expansion involves the addition of two recognized testing and certification sites to its scope of recognition. The decision is effective June 21, 2017. Contact: Kevin Robinson; OSHA, Directorate of Technical Support and Emergency Management; 202-693-

2110; robinson.kevin@dol.gov

82 FR 28359 (06/21/2017)

Regulatory Update

**RADIATION**

Inspection and Investigation Notices, Instructions, and Reports to Workers

**RADIATION**

Notice announces the intention of the Nuclear Regulatory Commission to seek OMB approval for a continuing information collection request regarding notices, instructions, and reports to workers on inspections and investigations (10 CFR 19). The collection addresses requirements for notices, instructions, and reports on inspections and investigations prepared by licensees and regulated entities for workers participating in NRC-licensed and regulated activities, and options available to such individuals in connection with commission inspection and compliance activities. The collection also addresses the rights and responsibilities of the commission and individuals during subpoenaed interviews as part of inspections or investigations of matters within the commission's jurisdiction. Comments are due Aug. 21, 2017. Contact: David Cullison; NRC; 301-415-2084; INFOCOLLECTS.Resource@NRC.GOV

82 FR 28360 (06/21/2017)

Regulatory Update

**RADIATION**

Material Control and Accounting of Special Nuclear Material

**RADIATION**

Notice announces the intention of the Nuclear Regulatory Commission to seek OMB approval for a continuing information collection request regarding material control and accounting of special nuclear material (SNM) (10 CFR 74). The collection addresses material control plans and control plan amendments and revisions for SNM of moderate and low strategic significance. The collection is used to satisfy U.S. obligations to the International Atomic Energy Agency. Comments are due Aug. 21, 2017. Contact: David Cullison; NRC, Office of the Chief Information Officer; 301-415-2084; INFOCOLLECTS.Resource@NRC.GOV

82 FR 28361 (06/21/2017)

Regulatory Update

**RADIATION**

NRC Financial Assistance Program

**RADIATION**

Notice announces the intention of the Nuclear Regulatory Commission to seek OMB approval for a continuing information collection request regarding grants and cooperative agreements. The collection addresses information gathered from recipients by the Acquisition Management Division for administration of the NRC financial assistance program, including semiannual technical performance reports and other occasional submissions. Comments are due Aug. 21, 2017. Contact: David Cullison; NRC, Office of the Chief Information Officer; 301-415-2084;

Infocollects.Resource@nrc.gov

82 FR 28362 (06/21/2017)

Regulatory Update

**WATER**

Inland Waterways Users Board Meeting

**WATER**

Notice of the U.S. Army Corps of Engineers announces a meeting of the Inland Waterways Users Board. The agenda includes a status discussion of fiscal year 2017 funding and the FY 2018 budget for the Navigation Program, discussion of the Inland Waterways Trust Fund and project updates, and a demonstration of the final modifications to the web viewer of the Lock Performance Monitoring System. The agenda also includes updates on the Olmsted Locks and Dam Project; the Locks and Dams 2, 3, and 4 on the Monongahela River Project; the Chickamauga Lock Project; and the Kentucky Lock Project. In addition, the agenda includes a status update of the Brazos River Floodgates and Colorado River Locks Study and a presentation on the standardization efforts within the USACE. The meeting is scheduled for July 19, 2017, in Portland, Ore. Comments are due July 12, 2017. Contact: Mark Pointon; USACE, Institute for Water Resources; 703-428-6438; Mark.Pointon@usace.army.mil

82 FR 28306 (06/21/2017)

Regulatory Update

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