

To: Jackson, Ryan[jackson.ryan@epa.gov]
From: Bloomberg BNA
Sent: Tue 5/23/2017 12:25:01 PM
Subject: [SPAM] May 23 -- EHS Federal Regulatory Alert



EHS Federal Regulatory Alert

May 23, 2017 - Number 98

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Summaries

AIR

CASAC Sulfur Oxides Panel Meeting

AIR

Notice of the EPA Science Advisory Board announces a meeting of the Clean Air Scientific Advisory Committee (CASAC) and the CASAC Sulfur Oxides Panel. The agenda includes discussion of the EPA's integrated science assessment for sulfur oxides-health criteria (second external review draft–December 2016). The meeting is scheduled for June 20, 2017, via teleconference. Comments are due June 13, 2017. Contact: Tom Long; EPA Office of Research and Development; 919-541-1880; long.tom@epa.gov

82 FR 23563 (05/23/2017)

Regulatory Update

AIR

Texas/Clean Air Act Consent Decree

AIR

Notice of the Department of Justice announces a proposed consent decree in *United States v. Vopak Terminal Deer Park Inc.* (Civil Action No.: 4:17-cv-1518), lodged May 17, 2017, with the U.S. District Court for the Southern District of Texas. The consent decree addresses allegations that the defendants violated new source performance standards, national emission standards for hazardous air pollutants, operating permit requirements, the state implementation plan and the facility's operating permit at a bulk chemical storage tank facility located on the Houston Ship Channel. The consent decree requires the defendants to pay \$2.5 million in civil penalties and \$40,000 in attorney's fees. The consent decree also requires the defendants to construct and operate emission controls at its wastewater treatment system, to implement an advanced tank inspection program at its tank terminal, to engage a third-party auditor to review their waste minimization practices and monitor compliance with the settlement, and to undertake various measures to bring the facility into compliance. Comments are due June 22, 2017. Contact: DOJ, Environment and Natural Resources Division; 202-514-2701

82 FR 23595 (05/23/2017)

Regulatory Update

ENDANGERED SPECIES

Alaska/Unalaska Dock Replacement Marine Mammals Incidental Take
ENDANGERED SPECIES

Notice of the National Oceanic and Atmospheric Administration, National Marine Fisheries Service, announces the issuance of an incidental harassment authorization to the city of Unalaska, Alaska, to take marine mammals incidental to construction activities as part of a dock expansion project at the existing Unalaska Marine Center. The authorization allows take in the form of Level B harassment, specified as disturbance of a marine mammal by causing disruption in behavioral patterns, of the harbor seal, humpback whale, killer whale and Steller sea lion. The authorization is effective April 28, 2017, through April 27, 2018. Contact: Jolie Harrison; NMFS, Office of Protected Resources; 301-427-8401

82 FR 23534 (05/23/2017)

Regulatory Update

ENDANGERED SPECIES

North Carolina/Red Wolf Nonessential Experimental Population
ENDANGERED SPECIES

Advance notice of proposed rulemaking of the U.S. Fish and Wildlife Service would amend regulations under 50 CFR 17 to revise the nonessential experimental population (NEP) designation of red wolves (*Canis rufus*) in Dare County, N.C. The proposed rule would change the goal of the current NEP project from solely that of establishing a self-sustaining wild population to a goal of also supporting viability of the captive wolves of the red wolf breeding program. The rule also would authorize the movement of animals between the captive and wild populations in order to increase the number of wolves in the captive-breeding program and maintain genetic diversity for both captive and wild wolves and provide for the management of captive wolves and the NEP as one single meta-population. The notice also announces the intention of the USFWS to prepare an environmental review under the National Environmental Policy Act. The USFWS seeks comments on population management tools and strategies, take provisions, and contribution of the NEP to recovery goals as well as environmental impacts of the proposed revision. Meetings are scheduled for June 6 and 8, 2017, in Swan Quarter and Manteo, N.C., respectively. Comments are due July 24, 2017. Contact: Pete Benjamin; USFWS, Raleigh Ecological Services Field Office; 919-856-4520

82 FR 23518 (05/23/2017)

Regulatory Update

GENERAL ENVIRONMENT AND SAFETY

Biomass Research and Development Technical Advisory Committee
GENERAL ENVIRONMENT AND SAFETY

Notice of the Department of Energy, Office of Energy Efficiency and Renewable Energy,

announces a meeting of the Biomass Research and Development Technical Advisory Committee. The tentative agenda includes updates concerning the Department of Agriculture and DOE biomass research and development activities. The tentative agenda also includes discussion of near-term motivations for and benefits of accelerated development of a bio-based economic engine. The meeting is scheduled for June 15-16, 2017, in Arlington, Va. Comments may be submitted at any time. Contact: Mark Elless; DOE, Office of Energy Efficiency and Renewable Energy; 410-997-7778; Mark.Elless@EE.Doe.Gov

82 FR 23559 (05/23/2017)

Regulatory Update

GENERAL ENVIRONMENT AND SAFETY

Biomass Research and Development Technical Advisory Committee

GENERAL ENVIRONMENT AND SAFETY

Notice of the Department of Energy, Office of Energy Efficiency and Renewable Energy, announces a request for nominations for membership on the Biomass Research and Development Technical Advisory Committee. The committee advises the DOE and the Department of Agriculture points of contact regarding the Biomass R&D Initiative and priority technical biomass R&D needs and makes recommendations to the Biomass R&D Board. Nominations are due June 30, 2017. Contact: Mark Elless; DOE, Office of Energy Efficiency and Renewable Energy; 202-586-1476; Mark.Elless@ee.doe.gov

82 FR 23558 (05/23/2017)

Regulatory Update

GENERAL ENVIRONMENT AND SAFETY

Cosmetic Labeling Requirements

GENERAL ENVIRONMENT AND SAFETY

Notice announces the intention of the FDA to seek OMB approval for a continuing information collection request concerning four cosmetic labeling requirements (21 CFR 701). The collection addresses requirements that cosmetic products bear a declaration of ingredients in descending order of predominance; a statement of the identity of the product; the name and place of business of the manufacturer, packer or distributor; and the net quantity of contents of the product. Comments are due July 24, 2017. Contact: Ila Mizrachi; FDA, Office of Operations; 301-796-7726; PRAStaff@fda.hhs.gov

82 FR 23576 (05/23/2017)

Regulatory Update

GENERAL ENVIRONMENT AND SAFETY

Drug and Biological Products/User Fee Waivers, Reductions and Refunds

GENERAL ENVIRONMENT AND SAFETY

Notice announces the intention of the Food and Drug Administration to seek OMB approval for a continuing information collection request concerning a guidance for industry regarding user fee waivers, reductions and refunds for drug and biological products. The collection addresses the

types of waivers and reductions permitted under the Food, Drug and Cosmetic Act and specifies the procedures for submitting requests for waivers or reductions. The collection also addresses user fee exemptions for orphan drugs. The notice specifies that the Small Business Administration intends to submit a revised burden estimate to the OMB due to a processing change that requires waiver applicants to submit documentation directly to the FDA. Comments are due July 24, 2017. Contact: JonnaLynn Capezzuto; FDA, Office of Operations; 301-796-3794

82 FR 23581 (05/23/2017)

Regulatory Update

GENERAL ENVIRONMENT AND SAFETY

FDA Advisory Committee Nominations

GENERAL ENVIRONMENT AND SAFETY

Notice of the Food and Drug Administration announces the submission of a new information collection request to the OMB regarding the nominations process for FDA advisory committees. The collection addresses the advisory committee membership application, an online portal to apply for academician/practitioner, consumer representative and industry representative membership types. Comments are due June 22, 2017. Contact: Jonnalynn Capezzuto; FDA, Office of Operations; 301-796-3794; PRAStaff@fda.hhs.gov

82 FR 23583 (05/23/2017)

Regulatory Update

GENERAL ENVIRONMENT AND SAFETY

Michigan/Boyne River Dam Hydroelectric Project

GENERAL ENVIRONMENT AND SAFETY

Notice of the Federal Energy Regulatory Commission announces the filing of a notice of intent to file a license application and a request to use the traditional licensing process for the Boyne River Dam Hydroelectric Project on the Boyne River in Charlevoix County, Mich. The project is proposed by Boyne USA Inc., of Boyne Falls, Mich. The notice specifies that the agency is initiating consultation with the U.S. Fish and Wildlife Service regarding joint agency requirements. Contact: Chelsea Hudock; FERC; 202-502-8448; chelsea.hudock@ferc.gov

82 FR 23561 (05/23/2017)

Regulatory Update

GENERAL ENVIRONMENT AND SAFETY

NAFTA Modernization

GENERAL ENVIRONMENT AND SAFETY

Notice of the Office of the U.S. Trade Representative seeks comments on the proposed modernization and renegotiation of the North American Free Trade Agreement (NAFTA) with Canada and Mexico. The notice requests information on general and product-specific negotiating objectives, economic costs and benefits to U.S. producers and consumers of removal of tariffs, treatment of specific goods, customs and trade facilitation issues, and possible modifications to rules of origin or origin procedures. The notice also requests information on unwarranted

sanitary and phytosanitary measures and technical barriers to trade imposed by Canada and Mexico. In addition, the notice requests information on barriers to trade in services and issues related to digital trade, investment, government procurement, the environment and labor. Finally, the notice requests information on competition-related matters, issues relevant to small and medium-sized businesses, and state-owned enterprises. A hearing is scheduled for June 27, 2017, in Washington, D.C. Comments are due June 12, 2017. Contact: Yvonne Jamison; USTR; 202-395-3475

82 FR 23699 (05/23/2017)

Regulatory Update

GENERAL ENVIRONMENT AND SAFETY

Postmarketing Periodic Safety Reports

GENERAL ENVIRONMENT AND SAFETY

Notice announces the intention of the Food and Drug Administration to seek OMB approval for a revised information collection request regarding the International Conference on Harmonisation's (ICH) Periodic Benefit-Risk Evaluation Report (PBRER). The PBRER provides a common standard for periodic postmarketing safety reporting on approved drugs or biologics among the ICH regions. The revisions reflect a Nov. 29, 2016, guidance for industry (81 FR 85976) that describes the conditions under which the FDA will exercise its waiver authority to permit applicants to submit an ICH PBRER in lieu of an ICH periodic safety update report, a U.S. periodic adverse drug experience report or a U.S. periodic adverse experience report to satisfy periodic safety reporting requirements. Comments are due July 24, 2017. Contact: Domini Bean; FDA, Office of Operations; 301-796-5733; PRAStaff@fda.hhs.gov

82 FR 23578 (05/23/2017)

Regulatory Update

GENERAL ENVIRONMENT AND SAFETY

Prescription Drug Advertisements

GENERAL ENVIRONMENT AND SAFETY

Notice announces the intention of the Food and Drug Administration to seek OMB approval for a continuing information collection request regarding requirements for prescription drug and biological product manufacturers, packers and distributors to disclose in advertisements certain information about the advertised product's uses and risks (21 CFR 202.1). The collection addresses requirements regarding disclosures, waiver requests, prior approval of advertisements and programs for assuring significant new adverse information about the drug is publicized promptly and adequately to the medical profession. Comments are due July 24, 2017. Contact: JonnaLynn Capezzuto; FDA, Office of Operations; 301-796-3794

82 FR 23574 (05/23/2017)

Regulatory Update

GENERAL ENVIRONMENT AND SAFETY

Strategic National Stockpile/Labeling Requirement Exceptions and Alternatives

GENERAL ENVIRONMENT AND SAFETY

Notice announces the intention of the Food and Drug Administration to seek OMB approval for a continuing information collection request regarding exceptions or alternatives to labeling requirements for products held by the Strategic National Stockpile (SNS) during national health emergencies. The collection addresses requirements for SNS officials or entities that manufacture, distribute or store SNS products to submit to an FDA center director a written request for exceptions or alternatives to labeling requirements for human drug products, biological products, medical devices and in vitro diagnostic products for human use (21 CFR 201.26, 610.68 and 809.11). The collection also addresses requirements for manufacturers to report changes to the new drug applications, biologics license applications, premarket approval applications or premarket notifications to the FDA if the request is granted. Comments are due July 24, 2017. Contact: Jonnalynn Capezzuto; FDA, Office of Operations; 301-796-3794; PRASStaff@fda.hhs.gov

82 FR 23584 (05/23/2017)

Regulatory Update

HAZARDOUS MATERIALS TRANSPORTATION

Entry-Level Commercial Motor Vehicle Operators Training

HAZARDOUS MATERIALS TRANSPORTATION

Final rule of the Federal Motor Carrier Safety Administration delays until June 5, 2017, the effective date of a final rule (81 FR 88732; 12/08/2016) that amends regulations under 49 CFR 383.51, 383.71, 383.73 and 384.301 and adopts regulations under 49 CFR 380.600 through 380.609 (Subpart F), 380.700 through 380.725 (Subpart G), 384.230 and 384.235 to revise training requirements for entry-level operators of commercial motor vehicles in interstate and intrastate operations who are required to possess a commercial driver's license. The agency previously delayed (82 FR 14476; 03/21/2017) the effective date until May 22, 2017. Contact: Richard Clemente; FMCSA, Driver and Carrier Operations Division; 202-366-4325; MCPD@dot.gov

82 FR 23516 (05/23/2017)

Regulatory Update

OCCUPATIONAL SAFETY AND HEALTH

Federal Mine Safety and Health Review Commission Meeting

OCCUPATIONAL SAFETY AND HEALTH

Notice of the Federal Mine Safety and Health Review Commission announces a meeting to consider Secretary of Labor v. Pocahontas Coal Co. LLC (Docket No. WEVA 2014-395-R) regarding whether the judge erred in concluding that the Mine Safety and Health Administration had established that a pattern of violations existed at the operator's mine. The meeting is scheduled for June 15, 2017, in Washington, D.C., and via teleconference. Contact: Emogene Johnson; FMSHRC; 202-434-9935

82 FR 23571 (05/23/2017)

Regulatory Update

OCCUPATIONAL SAFETY AND HEALTH

Nationally Recognized Testing Laboratories/Curtis-Strauss
OCCUPATIONAL SAFETY AND HEALTH

Notice of OSHA announces the receipt of 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 would add one test standard to the applicant's existing scope of recognition. Comments are due June 7, 2017. Contact: Kevin Robinson; OSHA, Directorate of Technical Support and Emergency Management; 202-693-2110; robinson.kevin@dol.gov

82 FR 23611 (05/23/2017)

Regulatory Update

OCCUPATIONAL SAFETY AND HEALTH
Portable Fire Extinguishers/Hydrostatic Testing
OCCUPATIONAL SAFETY AND HEALTH

Notice announce the intention of OSHA to seek OMB approval for a continuing information collection request regarding the hydrostatic testing requirements of the portable fire extinguishers standard for general industry (29 CFR 1910.157). The collection addresses requirements to maintain testing certification records that include the date of the inspection, the signature of the tester, and the serial number of the tested equipment. Comments are due July 24, 2017. Contact: Theda Kenney; OSHA; 202-693-2222

82 FR 23609 (05/23/2017)

Regulatory Update

OIL AND GAS INDUSTRY
Gas Pipeline Advisory Committee Meeting
OIL AND GAS INDUSTRY

Notice of the Pipeline and Hazardous Materials Safety Administration announces a meeting of the Gas Pipeline Advisory Committee. The meeting will include discussion of an April 8, 2016, proposed rule (81 FR 20722) concerning standards for onshore gas transmission and gathering pipelines. The meeting is scheduled for June 6-7, 2017, in Arlington, Va. Comments are requested, but a due date is not specified. Contact: Cheryl Whetsel; PHMSA; 202-366-4431; cheryl.whetsel@dot.gov

82 FR 23714 (05/23/2017)

Regulatory Update

RADIATION
Environmental Management Advisory Board/Oak Ridge Reservation
RADIATION

Notice of the Department of Energy announces a meeting of the Environmental Management Site-Specific Advisory Board, Oak Ridge Reservation. The board makes recommendations to DOE-EM and site management in the areas of environmental restoration, waste management and related activities. The agenda includes comments from the deputy designated federal officer (DDFO) and

various governmental agency liaisons and a presentation on key materials disposition activities. The agenda also includes discussion of the status of outstanding recommendations and the alternate DDFO report and committee reports. The meeting is scheduled for June 14, 2017, in Oak Ridge, Tenn. Comments are requested, but a due date is not specified. Contact: Melyssa Noe; DOE, Oak Ridge Office of Environmental Management; 865-241-3315; Melyssa.Noel@orem.doe.gov

82 FR 23560 (05/23/2017)

Regulatory Update

WATER

New York/Lower Niagara River Safety Zone

WATER

Final rule of the U.S. Coast Guard adopts regulations under 33 CFR 165.902 to establish a permanent safety zone within the Captain of the Port Zone Buffalo on the lower Niagara River, in Niagara Falls, N.Y. The safety zone is necessary to protect the public and vessels from the hazards associated with the heavy rapids in the narrow waterway of the lower Niagara River. The rule restricts vessels from a portion of the lower Niagara River considered not navigable as listed in the U.S. Coast Pilot Book 6. The rule is effective June 22, 2017. Contact: Michael Collet; USCG, Sector Buffalo; 716-843-9322; sectorbuffalomarinesafety@uscg.mil

82 FR 23514 (05/23/2017)

Regulatory Update

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EHS Federal Regulatory Alert

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EHS State Regulatory Alert

May 23, 2017 - Number 98

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California

HAZARDOUS WASTE MANAGEMENT

Used Oil Recycling Program

California HAZARDOUS WASTE MANAGEMENT

Final rule of the Department of Resources Recycling and Recovery amends regulations under 14 CCR 18600 through 18656.0 (nonconsecutive); adopts regulations under 14 CCR 18651.10, 18657.0 and 18657.1; and repeals regulations under 14 CCR 18615 through 18659.5 (nonconsecutive) regarding the used oil recycling program. The rule requires sellers of lubricating oil in volumes of 100 gallons or greater to inform their customers what entity paid the initial oil fee to CalRecycle for the volume of oil being sold. The rule also revises requirements for refunds, manifest receipts, advertising and operational procedures for certified collection centers. In addition, the rule establishes procedures for the certification of used oil refining facilities, registration of out-of-state used oil recycling facilities, filing and processing of rerefined oil incentive claims, and appeals. Finally, the rule updates definitions and references. The rule is effective July 1, 2017. Contact: Ron Darbee; DRRR; 916-341-6695; Ron.Darbee@calrecycle.ca.gov

—California Regulatory Notice Register (05/19/2017)

Regulatory Update

OIL AND GAS INDUSTRY

Underground Gas Storage Projects

California OIL AND GAS INDUSTRY

Proposed rule of the Department of Conservation adopts regulations under 14 CCR 1726 through 1726.10 and repeals regulations under 14 CCR 1724.9 concerning underground gas storage (UGS) projects. The rule establishes well construction standards and mechanical integrity testing requirements for gas storage wells and standards and specifications for risk management plans and emergency response plans for UGS projects. The rule also establishes standards and specifications for UGS project data requirements, including protocols for operators' retention and management of records. In addition, the rule specifies monitoring and inspection requirements for gas storage wells and UGS projects and standards and specifications for inspection, testing

and maintenance of wellheads and valves. Finally, the rule establishes protocols for the decommissioning of UGS projects and addresses well reporting and response requirements. Hearings are scheduled for July 10 and 12, 2017, in Sacramento and Los Angeles, respectively. Comments are due July 13, 2017. Contact: Tim Shular; Department of Conservation; 916-322-3080; DOGGR_GasStorageRegs@conservation.ca.gov

—California Regulatory Notice Register (05/19/2017)

Regulatory Update

TOXIC SUBSTANCES

Safe Drinking Water and Toxic Enforcement Act/Glyphosate
California TOXIC SUBSTANCES

Notice of the Office of Environmental Health Hazard Assessment announces a hearing on and extension of the comment period for an April 7, 2017, proposed rule to amend regulations under 27 CCR 25705(b) to adopt a no significant risk level of 1,100 micrograms per day for the herbicide glyphosate (CAS No. 1071-83-6) under the Safe Drinking Water and Toxic Enforcement Act (Proposition 65). The hearing is scheduled for June 7, 2017, in Sacramento. Comments now are due June 21, 2017. Contact: Esther Barajas-Ochoa; OEHHA; 916-322-2068; esther.barajas-ochoa@oehha.ca.gov

—California Regulatory Notice Register (05/19/2017)

Regulatory Update

TOXIC SUBSTANCES

Safe Drinking Water and Toxic Enforcement Act/Notices of Violation
California TOXIC SUBSTANCES

Proposed rule of the Office of Environmental Health Hazard Assessment amends regulations under 27 CCR 25903 and Appendices A and B regarding the content required in notices of violation served on alleged violators of the Safe Drinking Water and Toxic Enforcement Act (Proposition 65). The rule relocates the special compliance procedure proof of compliance form to Appendix B to clarify that this special procedure is only required for specified exposures and need not be included with all notices of violation. Hearing requests are due June 19, 2017. Comments are due July 3, 2017. Contact: Monet Vela; OEHHA; 916-323-2610; monet.vela@oehha.ca.gov

—California Regulatory Notice Register (05/19/2017)

Regulatory Update

TOXIC SUBSTANCES

Safe Drinking Water and Toxic Enforcement Act/Styrene
California TOXIC SUBSTANCES

Final rule of the California EPA, Office of Environmental Health Hazard Assessment, amends regulations under 27 CCR 25705 regarding specific regulatory levels for chemicals posing no significant risk of cancer under the Safe Drinking Water and Toxic Enforcement Act (Proposition 65). The rule adopts a no significant risk level of 27 micrograms per day for styrene, which is

used in construction materials, fiberglass, automobile parts, synthetic rubbers, lighting fixtures, packaging materials and disposable food containers. The rule is effective July 1, 2017. Contact: Esther Barajas-Ochoa; OEHHA; 916-322-2068; esther.barajas-ochoa@oehha.ca.gov

—California Regulatory Notice Register (05/19/2017)

Regulatory Update

TOXIC SUBSTANCES

Safe Use Determination/Diisononyl Phthalate
California TOXIC SUBSTANCES

Notice of the Office of Environmental Health Hazard Assessment announces the receipt of a request for a safe use determination as provided under the Safe Drinking Water and Toxic Enforcement Act (Proposition 65) for diisononyl phthalate (DINP) in Interface GlasBac® and GlasBac® RE modular carpet tile. The request, submitted by Interface Inc., asks the agency to determine that exposures to DINP in the carpet tile do not present significant cancer risks and do not require a warning. Hearing requests are due June 5, 2017. Comments are due June 19, 2017. Contact: Michelle Ramirez; OEHHA; 916-445-6900; Michelle.Ramirez@oehha.ca.gov

—California Regulatory Notice Register (05/19/2017)

Regulatory Update

Florida

WATER

Innovative Nutrient and Sediment Reduction and Conservation Pilot Project Program
Florida WATER

Notice of the Department of Environmental Protection announces a change to a March 17, 2017, proposed rule to adopt regulations under FAC 62-570.100, .200 and .300 to establish procedures for participation in the Innovative Nutrient and Sediment Reduction and Conservation Pilot Project program. The program funds pilot projects to test the effectiveness of innovative or existing nutrient reduction or water conservation technologies, programs or practices designed to minimize nutrient pollution or restore flows in state bodies of water. The rule also sets forth provisions concerning definitions, general program requirements and project selection criteria. The change revises general program requirements to specify that solicitations for proposals by the department will specify the weight to the criteria for ranking proposals received. Contact: Kate Merchant; DEP, Division of Water Restoration Assistance; 850-245-2952

—Florida Administrative Weekly (05/19/2017)

Regulatory Update

WATER

Southwest Florida WMD/Minimum Flows for the Crystal River/Kings Bay System
Florida WATER

Notice announces the intention of the Southwest Florida Water Management District to amend regulations under FAC 40D-8.041 to establish minimum flows for the Crystal River/Kings Bay System in Citrus County. A comment due date is not specified. Contact: Melissa Gulvin; SWFWMD; 352-796-7211; melissa.gulvin@watermatters.org

—Florida Administrative Weekly (05/19/2017)

Regulatory Update

Massachusetts

COASTAL ZONE

Ocean Sanctuaries

Massachusetts COASTAL ZONE

Proposed rule of the Department of Conservation and Recreation repeals regulations under 302 CMR 5.00 to reflect the transition of authority over ocean sanctuaries from the department to the Executive Office of Energy and Environmental Affairs' Office of Coastal Zone Management. Comments are due June 23, 2017. Contact: Robert Boeri; EOEEA, Office of Coastal Zone Management; 617-626-1200; Robert.Boeri@state.ma.us

—Massachusetts Register (05/19/2017)

Regulatory Update

COASTAL ZONE

Office of Coastal Zone Management/Ocean Sanctuaries

Massachusetts COASTAL ZONE

Proposed rule of the Executive Office of Energy and Environmental Affairs, Office of Coastal Zone Management, amends regulations under 301 CMR 27.00 to reflect the transition of authority over ocean sanctuaries from the Department of Conservation and Recreation to the Office of Coastal Zone Management. Comments are due June 23, 2017. Contact: Robert Boeri; EOEEA, Office of Coastal Zone Management; 617-626-1200; Robert.Boeri@state.ma.us

—Massachusetts Register (05/19/2017)

Regulatory Update

West Virginia

GENERAL ENVIRONMENT AND SAFETY

Practice of Public Health Sanitation

West Virginia GENERAL ENVIRONMENT AND SAFETY

Final rule of the State Board of Sanitarians amends regulations under 20 WVCSR 4 regarding the practice of public health sanitation. The rule specifies that for the renewal of a permit, certificate or license, applicants have an additional 60 days in which to acquire continuing education for the calendar year. The rule also requires payment of a \$50 late fee. The rule is effective May 16, 2017. Contact: Office of Environmental Health Services, State Board of Sanitarians; 304-356-4328

—West Virginia Register (05/19/2017)

Regulatory Update

Wyoming

OCCUPATIONAL SAFETY AND HEALTH

Practice and Procedure/Enforcement

Wyoming OCCUPATIONAL SAFETY AND HEALTH

Final rule of the Department of Workforce Services, OSHA Commission, amends regulations under Chapter 3 regarding practice and procedure and enforcement. The rule increases penalty fees and incorporates by reference federal penalties, as of July 1, 2016. The rule also updates terminology and makes editorial revisions. The rule is effective May 16, 2017. Contact: Marcia Price; DWS; 307-777-6746; marcia.price@wyo.gov

—Wyoming Regulations (05/18/2017)

Regulatory Update

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EHS State Regulatory Alert

To: Jackson, Ryan[jackson.ryan@epa.gov]
From: InsideEPA.com
Sent: Tue 5/23/2017 11:15:05 AM
Subject: The Morning Headlines from InsideEPA.com -- May 23, 2017

TRUMP'S EPA: Agency at a crossroads -- Complete coverage

May 23, 2017

Latest News

Experts Say Eased Vehicle GHG Rules May Threaten Domestic Automakers

The Trump administration's decision to revisit EPA's vehicle greenhouse gases regulations carries potential risks for long-term competitiveness of automakers and auto part suppliers, according to several technology experts and economists who say the current standards help to make U.S. goods more competitive abroad.

DOJ Seeks To Stay Suit On Trump's 2-For-1 Order Pending Legal Findings

The Justice Department (DOJ) is urging a federal district court to stay litigation filed by environmentalists and others challenging the legality of President Donald Trump's executive order (EO) that requires EPA and other agencies to identify two rules to repeal for every new rule issued until threshold jurisdictional and other legal issues are resolved.

Pruitt Creates EPA Task Force To Streamline, Overhaul Superfund Cleanups

EPA Administrator Scott Pruitt is creating a task force of agency officials to provide him within 30 days detailed recommendations on how to streamline and overhaul the Superfund program, following on his recent decision to remove from regional offices some decisionmaking authority on cleanups.

Environmentalists Claim 'Exceptional Events' Rule Will Boost Air Pollution

Environmentalists in a new legal filing claim that Obama-era changes to EPA's rule on when air pollution associated with "exceptional" events such as wildfires can be exempted from states' Clean Air Act compliance will boost emissions levels by "vast amounts," and are urging a federal appeals court to narrow the allowable exemptions.

Industries Seek Host Of EPA CERCLA Policy Changes To Speed Cleanups

Major industry groups that are liable for hazardous waste releases are urging EPA to ease its Superfund cleanup requirements, set deadlines for making cleanup decisions and make a host of other changes to the program's policy documents as part of its broad review of existing measures, signaling support for changes that could help

achieve Administrator Scott Pruitt's goal of speeding cleanups.

Waste Generators Urge EPA To Narrow RCRA Corrective Action Program

A group representing industry parties subject to EPA waste rules is urging the agency to rescind or revise various components of its Resource Conservation & Recovery Act (RCRA) program and to significantly pare back its RCRA corrective action program, urging the agency to shift a host of manufacturing sites currently regulated under an "interim" status by the program to Superfund or state cleanups.

EPA Plan To Scrap Pesticide Rules Threatens Alliance Seeking Funding Bill

Farmworker representatives are threatening to pull out of a long-standing coalition with industry that helps secure federal funds for streamlined EPA pesticide registrations if the Trump administration follows through on plans to scrap agency pesticide programs and scale back Obama-era rules for reducing farmworkers' exposures to pesticides.

Daily Feed

Carper presses Pruitt for enforcement data

The data Carper is seeking could play a role in the confirmation of EPA enforcement nominee Susan Bodine.

NAS panel slated to review coal mines' health impacts

The panel is seeking to resolve contradictory findings on whether surface coal mining in Central Appalachia is harmful to human health.

Our most read: Pruitt (now and then), Bodine nomination, other personnel issues

Some think Pruitt has sights on higher office. Plus, Bodine's nomination, Pruitt's centralization of Superfund decision-making and more.

White House seeks to block release of ethics waivers

The White House is questioning whether EPA and other agencies are required to turn over information on ethics waivers they have granted that allow former lobbyists to work on regulatory matters they previously advocated on.

Ewire: A daily news roundup

President Trump's EPA transition chief laments the administration's progress in implementing deregulatory agenda and campaign promises. Plus: oil and gas industry is already seeing benefits from Pruitt's EPA.

EPA offers support for expanded CWA integrated plans

The Trump EPA is offering support for integrated wastewater and stormwater planning, suggesting regional offices could be open to including the plans in water permits.

Read all the latest EPA news, analysis and documents →

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