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**From:** Bloomberg BNA  
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## **EHS Federal Regulatory Alert**

December 06, 2017 - Number 233

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### Summaries

#### *ENDANGERED SPECIES*

#### Endangered/Threatened Status Petitions

#### **ENDANGERED SPECIES**

Notice of the U.S. Fish and Wildlife Service announces the availability of 12-month findings on petitions to list the blackfin sucker, the Mohave shoulderband snail, the white-tailed prairie dog, and the Woodville Karst cave crayfish as threatened or endangered. The agency has determined that listing any of the species is not warranted at this time. Comments on the petition findings may be submitted at any time. Contact: Lee Andrews; USFWS, Kentucky Ecological Services Field Office; 502-695-0468. Citations: 50 CFR 17

82 FR 57562 (12/06/2017)

#### Regulatory Update

#### *ENDANGERED SPECIES*

#### Northwest Atlantic DPS/Leatherback Turtle Status Review

#### **ENDANGERED SPECIES**

Notice of the National Marine Fisheries Service announces a 90-day finding and listing determination on a petition to identify the Northwest Atlantic subpopulation of the leatherback turtle as a distinct population segment (DPS) and list it as threatened. The agency has determined that the petition presents substantial information indicating that listing the DPS may be warranted and announces the initiation of a status review. Comments are due Feb. 5, 2018. Contact: Jennifer Schultz; NMFS, Office of Protected Resources; 301-427-8443; jennifer.schultz@noaa.gov. Citations: 50 CFR 223, 224

82 FR 57565 (12/06/2017)

#### Regulatory Update

**GENERAL ENVIRONMENT AND SAFETY**  
California/Don Pedro Hydroelectric Project  
**GENERAL ENVIRONMENT AND SAFETY**

Notice of FERC announces that a new major license application for the Don Pedro Hydropower Project, on the Tuolumne River in Tuolumne County, Calif., is ready for environmental analysis. The application, filed by the Modesto and Turlock irrigation districts concerns the existing Don Pedro dam, reservoir, and spillway; outlet works; a power intake and tunnel; and a powerhouse with an average annual generation of about 550,000 megawatt-hours. The applicants propose to conduct coarse sediment augmentation, provide certain gravel mobilization flows, conduct experimental gravel cleaning, implement a boulder placement program, and contribute \$50,000 to assist with the removal of water hyacinth and other non-native flora. The applicants also propose to conduct fall-run Chinook spawning improvement and restoration activities and implement a predator control and suppression program, flow-related measures, and various management plans. A draft environmental impact statement is expected to be issued in July 2018, and a final EIS is expected in February 2019. Comments and motions to intervene are due Jan. 29, 2018. Contact: Jim Hastreiter; FERC; 503-552-2760; james.hastreiter@ferc.gov

82 FR 57596 (12/06/2017)

Regulatory Update

**GENERAL ENVIRONMENT AND SAFETY**  
California/La Grange Hydropower Project  
**GENERAL ENVIRONMENT AND SAFETY**

Notice of FERC announces that a new major license application for the La Grange Hydropower Project on the Tuolumne River in Stanislaus and Tuolumne counties, in California, is ready for environmental analysis. The application, filed by the Modesto and Turlock irrigation districts, concerns the existing La Grange dam, reservoir, and spillway and a powerhouse with an average annual generation of 19,638 megawatt-hours. The applicants propose to provide a specified minimum flow to the plunge pool downstream of the La Grange diversion dam, install a fish exclusion barrier, and conduct dissolved oxygen monitoring near the powerhouse. The applicants also propose to construct a recreational foot trail and develop an historic properties management plan. A draft environmental impact statement is expected to be issued in August 2018, and a final EIS is expected in March 2019. Comments and motions to intervene are due Jan. 29, 2018. Contact: Jim Hastreiter; FERC; 503-552-2760; james.hastreiter@ferc.gov

82 FR 57592 (12/06/2017)

Regulatory Update

**GENERAL ENVIRONMENT AND SAFETY**  
FDA Centers and Offices/Regulatory Reform  
**GENERAL ENVIRONMENT AND SAFETY**

Notice of the FDA announces the extension of the comment period for seven requests for comments and information published on Sept. 8, 2017 (82 FR 42492, 82 FR 42494, 82 FR 42497, 82 FR 42499, 82 FR 42501, 82 FR 42503, and 82 FR 42506) concerning regulations and related paperwork requirements of multiple FDA centers or offices that could be modified, repealed, or replaced. The comments are intended to help the agency implement Executive Order 13771 (82 FR 9339; 02/03/2017) and Executive Order 13777 (82 FR 12285; 03/01/2017), which provide

guidance and direction to federal agencies to evaluate existing regulations and make recommendations based on factors including impacts on job creation, necessity, effectiveness, cost-benefits, and consistency with other regulatory reform initiatives. Comments now are due Feb. 5, 2018. Contact: Megan Velez; FDA, Office of Policy; 301-796-4830; [megan.velez@fda.hhs.gov](mailto:megan.velez@fda.hhs.gov). Citations: 21 CFR 1 through 1299

82 FR 57560 (12/06/2017)

Regulatory Update

**GENERAL ENVIRONMENT AND SAFETY**

Louisiana, Texas/Louisiana Connector Project

**GENERAL ENVIRONMENT AND SAFETY**

Notice of FERC announces the filing of an amendment to an application for a certificate of public convenience and necessity by Port Arthur Pipeline LLC, of Houston, regarding the Louisiana Connector Project in Jefferson and Orange counties in Texas and Allen, Beauregard, Calcasieu, Cameron, Evangeline, and St. Landry parishes in Louisiana. The project involves a 131-mile-long pipeline and appurtenant facilities that would provide about 2,000 million cubic feet per day of natural gas to supply a proposed natural gas liquefaction and export project in Jefferson County. The applicant proposes to revise the rate schedules and general terms and conditions to reflect the pro forma tariff for the project. The applicant also proposes to revise the allowance for funds used during construction, the rate for service under the proposed rate schedule enhanced hourly firm transportation, and the precedent agreement between Port Arthur Pipeline and Port Arthur LNG LLC, which was executed in association with the open seasons conducted in November 2016 and in August and September 2017. The agency plans to complete an environmental impact statement or issue a notice of schedule of environmental review by Feb. 18, 2018. Comments are due Dec. 21, 2017. Contact: FERC, Office of External Affairs; 866-208-3676; [FercOnlineSupport@ferc.gov](mailto:FercOnlineSupport@ferc.gov)

82 FR 57593 (12/06/2017)

Regulatory Update

**GENERAL ENVIRONMENT AND SAFETY**

New Jersey/Gateway Expansion Project

**GENERAL ENVIRONMENT AND SAFETY**

Notice of FERC announces the filing of an application requesting a certificate of public convenience and necessity authorizing the Gateway Expansion Project in Essex and Passaic counties in New Jersey. The project, proposed by Transcontinental Gas Pipe Line Co., of Houston, would expand existing interstate gas transmission and enable Transco to provide an additional 65,000 dekatherms per day of firm transportation service. The project would consist of installing 27,500 of additional horsepower at Transco's Station 303 and replacing a 12-inch diameter header, meter skid, and associated equipment with two six-inch diameter ultrasonic meter skids and associated equipment at the Paterson meter and regulator (M&R) facility. The project also would provide for the installation of a 36-inch-diameter mainline block valve at the Roseland M&R facility and an electric transformer at the Roseland electric substation. The agency will complete an environmental assessment or issue a notice of schedule of environmental review by March 6, 2018. Comments are due Dec. 21, 2017. Contact: FERC, Office of External Affairs; 866-208-3676; [FercOnlineSupport@ferc.gov](mailto:FercOnlineSupport@ferc.gov)

82 FR 57594 (12/06/2017)

Regulatory Update

**GENERAL ENVIRONMENT AND SAFETY**

Oregon Air National Guard Military Airspace Expansion

**GENERAL ENVIRONMENT AND SAFETY**

Notice of the Federal Aviation Administration announces its record of decision for the proposed establishment and modification of the military operation areas, air traffic controlled assigned airspace, and warning areas for the Oregon Military Training Airspace. The FAA adopts the U.S. Air Force's final environmental impact statement for the modification to existing airspace and the establishment of new airspace in Nevada, Oregon, and Washington to support the Oregon Air National Guard's F-15 training operations and to implement practicable mitigation (82 FR 42803; 09/12/2017). The FAA conducted an independent review for the FEIS and has determined that it adequately assesses and discloses the environmental impacts of the FAA's proposed aeronautical action. Contact: Paula Miller; FAA, Office of Airspace Services; 202-267-7378

82 FR 57643 (12/06/2017)

Regulatory Update

**GENERAL ENVIRONMENT AND SAFETY**

Use of Serological Tests/Trypanosoma Cruzi Infection

**GENERAL ENVIRONMENT AND SAFETY**

Notice of the FDA announces the availability of a revised guidance for industry regarding use of serological tests to reduce the risk of transmission of Trypanosoma cruzi infection in whole blood and blood components. The amended guidance expands the scope of the existing guidance to include the collection of such components, other than source plasma, for use in manufacturing a product, including donations intended as a component of, or used to manufacture, a medical device. The amended guidance also removes the recommendation to ask donors about a history of Chagas disease. In addition, the amended guidance provides a recommendation for a reentry algorithm for donors deferred on the basis of screening test results for antibodies to T. cruzi or on the basis of a positive response to the Chagas screening question. The guidance supersedes a Dec. 6, 2010, guidance for industry (75 FR 75809) on the same topic. Comments may be submitted at any time. Contact: Tami Belouin; FDA, Center for Biologics Evaluation and Research; 240-402-7911

82 FR 57601 (12/06/2017)

Regulatory Update

**HAZARDOUS MATERIALS TRANSPORTATION**

Assessment of Truck Parking Facilities

**HAZARDOUS MATERIALS TRANSPORTATION**

Notice announces the intention of the Federal Highway Administration to seek OMB approval for a new information collection request regarding an evaluation of the capability of states to provide adequate parking and rest facilities for commercial motor vehicles engaged in interstate transportation. The collection concerns a survey of state officials, private sector facility

operators, trucking companies, and truck drivers regarding the location, number of spaces, and availability and demand for truck parking in their state at rest facilities. The survey also will address truck parking information systems, truck parking plans, and any impediments to providing adequate truck parking capacity. Comments are due Feb. 5, 2018. Contact: Jeff Purdy; FHWA, Office of Operations; 202-366-6993

82 FR 57645 (12/06/2017)

Regulatory Update

**RADIATION**

Standard Review Plan for Nuclear Power Plant Safety Analysis Reports

**RADIATION**

Notice of the NRC announces the availability of a draft standard review plan for the review of safety analysis reports for nuclear power plants (NUREG-0800). The plan provides guidance to NRC staff for the review of combined construction and operating licenses and operating license applications and amendments for environmental qualification of mechanical and electrical equipment. Comments are due Feb. 5, 2018. Contact: Mark Notich; NRC, Office of New Reactors; 301-415-3053; Mark.Notich@nrc.gov. Citations: 10 CFR 52

82 FR 57625 (12/06/2017)

Regulatory Update

**WATER**

Guam, Navajo Nation/NPDES Permits

**WATER**

Notice of the EPA announces the availability of two proposed National Pollutant Discharge Elimination System general permits for discharges from facilities with discharges classified as low threat in the Navajo Nation (NNG990001) and for discharges from bulk fuel storage facilities in Guam (GUG000001). The new Navajo Nation permit would provide coverage to entities that discharge wastewater that is relatively pollutant free, below a specified volume, and/or for a limited time, within the territory. The new Guam permit would replace individual NPDES permits for five bulk fuel storage facilities and provide coverage for new eligible bulk fuel facilities. Comments are due Feb. 5, 2018. Contact: Gary Sheth; EPA Region 9, Water Division; 415-972-3516; sheth.gary@epa.gov

82 FR 57598 (12/06/2017)

Regulatory Update

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