

To: Jackson, Ryan[jackson.ryan@epa.gov]
From: Bloomberg BNA
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Subject: Nov. 15 -- EHS State Regulatory Alert



EHS State Regulatory Alert

November 15, 2017 - Number 219

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California Regions

WATER

Waiver of Waste Discharge Requirements/Disaster-Related Wastes California Regions WATER

Notice of the North Coast Regional Water Quality Control Board announces a proposed order (R1-2017-0056) concerning conditional waiver of waste discharge requirements for emergency disposal of disaster-related wastes. The waiver also addresses temporary waste piles at regulated and nonregulated facilities, temporary surface impoundments at nonregulated facilities, discharges of diseased mass mortality wastes to emergency landfills, and emergency wastes not from emergency-declared disaster areas. The waiver is intended to facilitate prompt disposal of waste generated during the emergency response and cleanup of federally- or governor-declared disaster areas and local state of emergencies. A hearing is scheduled for Dec. 13, 2017, in Santa Rosa. Comments are due Nov. 27, 2017. Contact: North Coast RWQCB; 707-576-2220

—California Regions Regulations (11/10/2017)

Regulatory Update

Mississippi

WATER

Primary Drinking Water Regulation Mississippi WATER

Proposed rule of the Department of Health would amend regulations under Title 15, Part 20, Subpart 72, Chapter 1, Rules 1.1.2, 1.3.1, and 1.5.1, to align primary drinking water requirements to the federal Revised Total Coliform Rule. The rule would revise coliform sampling, analyses, treatment technique triggers, and assessment requirements to update references to federal

standards. The rule also would update the definition of “clean compliance history” and update reporting requirements. A hearing is scheduled for Dec. 11, 2017, in Jackson. Comments are due Dec. 4, 2017. Contact: Mitchell Adcock; DOH; 601-576-7847; madcock@msdh.ms.gov

—Mississippi Regulations (11/13/2017)

Regulatory Update

Rhode Island

GENERAL ENVIRONMENT AND SAFETY

Expedited Permit Process

Rhode Island GENERAL ENVIRONMENT AND SAFETY

Final rule of the Department of Environmental Management repeals regulations regarding the expedited permit process because they are obsolete. The rule is effective July 27, 2017. Contact: Sarah Gousie; DEM, Office of Legal Services; 401-222-6607; sarah.gousie@dem.ri.gov

—Rhode Island Regulations (11/07/2017)

Regulatory Update

GENERAL ENVIRONMENT AND SAFETY

RIDEM Uniform Appeal Period

Rhode Island GENERAL ENVIRONMENT AND SAFETY

Direct final rule of the Department of Environmental Management amends various regulations to comply with the statutory uniform appeal period of 20 days for enforcement appeals and 30 days for denial of license or permit. The rule updates provisions concerning requests for adjudicatory hearings, administrative penalties, individual sewage disposal systems, composting and solid waste management facilities, freshwater wetlands, sewage sludge, water quality, and fish and wildlife. The rule is effective July 27, 2017. Contact: Sarah Gousie; DEM, Office of Legal Services; 401-222-6607; sarah.gousie@dem.ri.gov

—Rhode Island Regulations (11/07/2017)

Regulatory Update

Washington

AIR

Puget Sound Clean Air Agency/Public Records

Washington AIR

Final rule of the Puget Sound Clean Air Agency amends Regulation 1, Sections 14.03 through

14.07, regarding the availability of public records. The rule allows the agency to request customized service charges in the amount of actual cost of service used. The rule also clarifies that members of the public may request records orally or through the agency's website. In addition, the rule provides that the agency may request members of the public to prioritize requests if more than one is submitted within a 30-day period and adds requirements concerning response burden estimates. Finally, the rule updates the list of exemptions applicable to public records and fees. The rule is effective Dec. 1, 2017. Contact: Kyle Ponton-Welty; PSCA; 206-689-4040

—Washington State Register (11/15/2017)

Regulatory Update

AIR

Spokane Regional Clean Air Agency/Intimidation of Staff

Washington AIR

Proposed rule of the Spokane Regional Clean Air Agency would adopt regulations under Regulation I, Section 2.15, to allow for the issuance of a notice of violation if agency staff are directly or indirectly assaulted, intimidated, threatened, coerced, harassed, or unlawfully imprisoned. The rule would allow the notices to be issued regardless of any criminal charges or convictions related to the conduct and allow a civil penalty of \$5,000 to be assessed for violations. The rule also would add related definitions. A hearing is scheduled for Dec. 7, 2017, in Spokane. Comments are due Dec. 7, 2017. Contact: Margee Chambers; SRCAA; 509-477-4727; publiccomment@spokanecleanair.org

—Washington State Register (11/15/2017)

Regulatory Update

OCCUPATIONAL SAFETY AND HEALTH

Citation and Notice Appeals

Washington OCCUPATIONAL SAFETY AND HEALTH

Final rule of the Department of Labor and Industries amends regulations under WAC 296-900-17005 to update procedures for appealing a citation and notice for workplace safety and health violations. The rule increases the appeal extension period to up to 45 working days and increases the total reassumption time period to up to 75 working days if all parties agree to the 45-day extension. The rule also allows appeals to be filed electronically. The rule is effective Jan. 1, 2018. Contact: Chris Miller; DLI; 360-902-5516; christopher.miller@lni.wa.gov

—Washington State Register (11/15/2017)

Regulatory Update

OCCUPATIONAL SAFETY AND HEALTH

Safety Standards, Permissible Exposure Limits for Airborne Contaminants/Crystalline Silica

Washington OCCUPATIONAL SAFETY AND HEALTH

Proposed rule of the Department of Labor and Industries would amend regulations under WAC296-307-62625 and -841-20025 and adopt regulations under WAC 296-840-095 through -165

regarding air contaminant standards and permissible exposure limits for respirable crystalline silica. The rule would incorporate June 23, 2016, federal amendments to standards under 29 CFR 1910 and 1926 regarding occupational exposure to respirable crystalline silica for construction, general industry, and maritime workers. The amendments establish workplace exposure limits and requirements for exposure control methods, respiratory protection, hazard communication, and medical surveillance. A hearing is scheduled for Dec. 15, 2017, in Tumwater. Comments are due Dec. 22, 2017. Contact: Chris Miller; DLI; 360-902-5090; christopher.miller@lni.wa.gov

—Washington State Register (11/15/2017)

Regulatory Update

RADIATION

Radiation Protection/Air Emissions

Washington RADIATION

Proposed rule of the Department of Health would amend regulations under WAC 246-247-010 through -120 (nonconsecutive) and repeal regulations under WAC 246-247-045 to incorporate national emission standards for hazardous air pollutants for radionuclides under 40 CFR 61, Subparts H and I. The rule also would update agency contact information, make technical corrections, and remove a discontinued national publication. A hearing is scheduled for Dec. 5, 2017, in Tumwater. Comments are due Dec. 5, 2017. Contact: John Martell; DOH; 509-946-3798

—Washington State Register (11/15/2017)

Regulatory Update

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