

Monsanto

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SUBJECT : Weekly Highlights - PCBs

REFERENCE :

TO : W. B. Papageorge

PCB Consensus Rulemaking

To break the impasse between environmentalists and utilities industry representatives discussing a consent decree to resolve the challenges in the electrical equipment rule, representatives of the EPA Enforcement Division unexpectedly offered a proposal for a spill-cleanup rule.

The EPA proposal included the following provisions:

- PCB spills shall be cleaned up to background level or 25 ppm, whichever is greater (with some exceptions).
- A presumption that removal of all visible traces of spilled fluid is adequate cleanup.
- A presumption that impervious surfaces are adequately cleaned if washed, scrubbed and wiped three times with an appropriate cleaner or solvent.

Other issues were subsequently discussed. The group will meet in early August before reporting back to the Court.


J. H. Craddock

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