

Message

From: Beck, Nancy [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=168ECB5184AC44DE95A913297F353745-BECK, NANCY]
Sent: 10/27/2017 11:21:59 AM
To: Dunlap, David [David.Dunlap@kochind.com]
Subject: Re: CDR Inorganic By-Products FACA - FR Notice

No worries.

Nancy B. Beck, Ph.D., DABT
Deputy Assistant Administrator, OCSPP
P: [202-564-1273](tel:202-564-1273)
M: Ex. 6
Beck.Nancy@epa.gov

On Oct 27, 2017, at 5:31 AM, Dunlap, David <David.Dunlap@kochind.com> wrote:

Yes, I received her VM. I apologize for not responding immediately but hope to do that today.

DDD

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From: Beck, Nancy <Beck.Nancy@epa.gov>
Sent: Thursday, October 26, 2017 10:02:12 PM
To: Dunlap, David
Subject: RE: CDR Inorganic By-Products FACA - FR Notice

Sent by an external sender

Hi David,
Thanks for your message the other day—I appreciate the support.

My understanding is that Tanya has reached out to you to discuss this. Please let me know if you have followup concerns.

Regards,
Nancy

Nancy B. Beck, Ph.D., DABT
Deputy Assistant Administrator, OCSPP
P: [202-564-1273](tel:202-564-1273)
M: Ex. 6
Beck.Nancy@epa.gov

From: Dunlap, David [<mailto:David.Dunlap@kochind.com>]
Sent: Thursday, October 12, 2017 8:36 AM
To: Beck, Nancy <Beck.Nancy@epa.gov>
Subject: CDR Inorganic By-Products FACA - FR Notice

Nancy,

In today's FR.

<https://www.gpo.gov/fdsys/pkg/FR-2017-10-12/pdf/2017-22113.pdf>

EPA is providing an opportunity for the public to offer input about approaches that would reduce burden associated with the reporting of inorganic byproducts while maintaining the Agency's ability to receive the information it needs to understand exposure.

Note that the actual LCSA text says the following (emphasis added):

*The Administrator shall enter into a negotiated rulemaking pursuant to subchapter III of chapter 5 of title 5, United States Code, to develop and publish, not later than 3 years after the date of enactment of the Frank R. Lautenberg Chemical Safety for the 21st Century Act, a proposed rule providing for limiting the reporting requirements, under this subsection, **for manufacturers** of any inorganic byproducts, when such byproducts, whether by the byproduct manufacturer or by any other person, are subsequently recycled, reused, or reprocessed.*

This FR notice misrepresents the intent of Congresses request and the FACA's effort. The Agency should clarify.

Regards,

DDD

David D. Dunlap | Director, Environmental Regulatory Affairs
Koch Industries, Inc.

It's never too late to have a happy childhood. - Berkeley Breathed