

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

June 01, 2017 - Number 104

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Arizona

WATER

Safe Drinking Water/Master Priority List

Arizona WATER

Notice of the Department of Environmental Quality announces the availability of the draft 2018 master priority list for public water systems under R18-4-803. The list identifies public water systems in need of technical, managerial and financial assistance to operate in accordance with federal and state safe drinking water regulations and identifies smaller public water systems needing technical assistance. A hearing is scheduled for June 26, 2017, in Phoenix. Comments are due June 26, 2017. Contact: Linda Taunt; DEQ, Water Quality Division; 602-771-4416; lc1@azdeq.gov

—Arizona Administrative Register (05/26/2017)

Regulatory Update

Maryland

AIR

Control of VOCs from Consumer Products

Maryland AIR

Proposed rule of the Department of the Environment amends regulations under COMAR 26.11.32.01 through .16 (nonconsecutive) and adopts regulations under COMAR 26.11.32.05-1 regarding controlling volatile organic compound (VOC) emissions from consumer products. The rule implements requirements from the 2010 and 2014 Ozone Transport Commission model rules for consumer products to establish VOC standards for 11 consumer products and update VOC standards for 15 consumer products. The rule also prohibits the sale, offer for sale, supply or manufacturing for use in the state of specified products that contain methylene chloride,

perchloroethylene or trichloroethylene. The rule will be submitted to the EPA as a revision to the state implementation plan. A hearing is scheduled for June 27, 2017, in Baltimore. Comments are due June 27, 2017. Contact: Randy Mosier; MDE, Air and Radiation Management Administration; 410-537-4488; randy.mosier@maryland.gov

—Maryland Register (05/26/2017)

Regulatory Update

AIR

SIP Revision/Emission Statements

Maryland AIR

Notice of the Department of Environment, Air and Radiation Management Administration, announces a proposed revision to the state implementation plan (SIP) to certify that regulations under COMAR 26.11.01.05-1 regarding emission statements satisfy federal emission statement requirements for the 2008 ozone national ambient air quality standards. The revision will be submitted to the EPA for approval. A hearing is scheduled for June 27, 2017, in Baltimore. Comments are due June 27, 2017. Contact: Carolyn Jones; MDE; 410-537-4210

—Maryland Register (05/26/2017)

Regulatory Update

OCCUPATIONAL SAFETY AND HEALTH

Elevator Mechanics/Continuing Professional Competency

Maryland OCCUPATIONAL SAFETY AND HEALTH

Final rule of the Department of Labor, Licensing and Regulation, Elevator Safety Review Board, repeals regulations under COMAR 09.35.04.10 regarding continuing professional competency (CPC) for elevator mechanics. The rule removes the phase-in provisions for the completion of CPC credits required for licensure renewal. The rule is effective June 5, 2017. Contact: Robin Bailey; DLLR, Elevator Safety Review Board; 410-230-6160; robin.bailey@maryland.gov

—Maryland Register (05/26/2017)

Regulatory Update

WATER

General Discharge Permit for Marinas

Maryland WATER

Notice of the Department of the Environment announces a final determination to reissue the state National Pollution Discharge Elimination System (NPDES) general discharge permit to authorize stormwater and wastewater discharges from marinas, including boat yards and yacht basins. The permit requires quarterly visual examinations of stormwater discharges, comprehensive annual inspections and an electronic version of a stormwater pollution prevention plan containing specific control measures. The permit also requires electronic submittal of monitoring reports and additional information regarding permit conditions in the notice of intent. In addition, the permit implements best management practices-based compliance options to comply with chlorine limits for dock washing at marinas. Finally, the permit clarifies eligible discharge types

and revises various permit conditions. Petitions for judicial review are due June 26, 2017.
Contact: Robert Pudmericky; MDE, Water Management Administration; 410-537-3323;
rob.pudmericky@maryland.gov

—Maryland Register (05/26/2017)

Regulatory Update

WATER

Susquehanna River Basin Commission Hearing
Maryland WATER

Notice of the Susquehanna River Basin Commission announces a meeting on the proposed Water Resources Program for fiscal years 2018 and 2019 and the proposed FY2018 regulatory program fee schedule. The agenda also includes rulemakings regarding application requirements, standards for project review, mitigation of consumptive uses, registration of grandfathered projects, and hearings and enforcement actions. In addition, the agenda includes requests by specified parties for project waivers, an amendment to the Comprehensive Plan for the Water Resources of the Susquehanna River Basin, a report on delegated settlements, and regulatory program projects and requests for extension of emergency certificates, including for Susquehanna Nuclear LLC. The meeting is scheduled for June 16, 2017, in Entriken, Pa. Comments on certain agenda items were subject to a prior comment period that closed May 22, 2017. Comments on other agenda items are due June 9, 2017. Contact: Jason Oyler; SRBC; 717-238-0423

—Maryland Register (05/26/2017)

Regulatory Update

WATER

Water Quality/Public Bathing Beaches
Maryland WATER

Proposed rule of the Department of the Environment amends regulations under COMAR 26.08.02.03-1 through .09.08 (nonconsecutive) regarding water quality and public bathing beaches. The rule updates the bacteria indicators used for Class I waters, revises the list of Tier II waters, and incorporates corrections to Use Class identifications and Chesapeake Bay boundary units. The rule also defines “beach action value” and adds the term to beach standards. Comments are due June 26, 2017. Contact: Timothy Fox; MDE; 410-537-3958; tim.fox@maryland.gov

—Maryland Register (05/26/2017)

Regulatory Update

Minnesota

AIR

Low-Emitting Aviation and Aircraft Painting and Refinishing Sources General Permit
Minnesota AIR

Notice announces the intention of the Pollution Control Agency to issue an air emission general permit for low-emitting aviation and aircraft painting and refinishing sources. The permit would cover stationary sources required to obtain permits under MNR 7007.0250. The notice specifies that sources for which certain national emission standards for hazardous air pollutants permits exist would not be eligible. Comments are due June 29, 2017. Contact: Amrill Okonkwo; Pollution Control Agency; 651-757-2623; amrill.okonkwo@state.mn.us

—Minnesota State Register (05/30/2017)

Regulatory Update

Mississippi

OIL AND GAS INDUSTRY
Petroleum Products Inspection Law
Mississippi OIL AND GAS INDUSTRY

Proposed rule of the Department of Agriculture and Commerce amends regulations under Title 2, Part 1, Subpart 4, Chapter 8, Sections 106 and 108, regarding petroleum products inspection. The rule establishes provisions for E15 and Ethanol Flex Fuels and specifies labeling, hose, storage, specification and registration requirements. The rule also incorporates by reference labeling requirements for E15 under 40 CFR 80.1501, the National Institute for Standards and Technology requirements for diesel exhaust fluid and fuel nozzles, and the American Society for Testing and Materials standards for Ethanol Flex Fuels. Comments are due June 20, 2017. Contact: Jennifer Thompson; DAC; 601-359-1144; jennifer@mdac.ms.gov

—Mississippi Regulations (05/28/2017)

Regulatory Update

New Mexico

AIR
Municipal Solid Waste Landfills/Emission Guidelines
New Mexico AIR

Final rule of the Environment Department, Air Quality Bureau, repeals and readopts regulations under 20.2.64 NMAC regarding municipal solid waste landfills (MSLWs) to incorporate by reference Aug. 29, 2016, federal emission guidelines for existing MSWLs under 40 CFR 60, Subpart Cf. The rule includes requirements for calculating emissions; installing control technologies; operating control systems; and monitoring, recordkeeping and reporting. The rule will be submitted to the EPA as part of revision to the state plan for implementing the guidelines. The rule is effective May 31, 2017. Contact: Pam Castaneda; Environment Improvement Board;

505-827-2425; pam.castaneda@state.nm.us

—New Mexico Register (05/30/2017)

Regulatory Update

OIL AND GAS INDUSTRY

Oil and Gas/Horizontal Well Completion Reports, Hydraulic Fracturing Disclosures
New Mexico OIL AND GAS INDUSTRY

Proposed rule of the Energy, Minerals and Natural Resources Department, Oil Conservation Commission, amends regulations under 19.15.7.16 and 19.15.16.19 NMAC regarding oil and gas well reporting and disclosures. The rule increases the time frame for reporting completion of horizontal wells to 45 days and requires disclosures concerning hydraulically fractured wells to be made on forms prescribed by the Frac Focus chemical disclosure registry. A hearing is scheduled for June 13, 2017, in Santa Fe. Comments are due June 6, 2017. Contact: Florene Davidson; Oil Conservation Commission; 505-476-3458

—New Mexico Register (05/30/2017)

Regulatory Update

WATER

Wastewater Facility Construction Loans
New Mexico WATER

Final rule of the Environment Department, Water Quality Control Commission, amends regulations under 20.7.5.14 NMAC regarding administration of wastewater facility construction loan program and fund. The rule reduces interest rates for wastewater construction loans and specifies the use of “per capita income” instead of “median household income.” The rule is effective May 30, 2017. Contact: Pam Castaneda; Water Quality Control Commission; 505-827-2425

—New Mexico Register (05/30/2017)

Regulatory Update

North Carolina

WATER

NPDES General Permit/Ready-Mix Concrete Plants
North Carolina WATER

Notice announces the intention of the Department of Environmental Quality, Environmental Management Commission, to reissue a revised National Pollutant Discharge Elimination System (NPDES) general permit (NCG140000) for ready-mix concrete plants. The permit applies to operators of industrial stormwater discharges and on-site vehicle maintenance area stormwater discharges associated with ready-mixed concrete manufacturing activities and authorized

process wastewater discharges. The permit is proposed for reissuance on June 30, 2017. Comments are due June 15, 2017. Contact: Rick Riddle; DEC; 919-807-6376; rick.riddle@ncdenr.com

—North Carolina Register (06/01/2017)

Regulatory Update

Virginia

WATER

Petersburg/Water Control Law Consent Order

Virginia WATER

Notice of the Department of Environmental Quality, State Water Control Board, announces a proposed consent order with John T. Russell Jr., doing business as Russell's Auto Truck Parts, for alleged violations of the stormwater permit for its facility in Petersburg. The consent order requires the settling party to develop a pollution prevention plan; to implement evaluations and recordkeeping requirements; and to pay a civil penalty of \$3,250. Comments are due June 30, 2017. Contact: Frank Lupini; DEQ; 804-698-4000; frank.lupini@deq.virginia.gov

—Virginia Register (05/29/2017)

Regulatory Update

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