

Message

From: Laura Sneeringer [lsneeringer@cbuilding.org]
Sent: 11/30/2017 11:52:21 PM
To: cmoore@mediate.org; Sharkey, Susan [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=0322973faaf14964b3d1897ef5d0a4a0-Sharkey, Susan]
Subject: Additional Info: Comment Period ends Dec 11, 2017 for Chemical Data Reporting (CDR) Requirements for Inorganic Byproducts

We apologize for the additional e-mail, but thought it may be helpful to provide more detailed directions (available at: <https://www.regulations.gov/document?D=EPA-HQ-OPPT-2016-0597-0072>). There is more information provided on the website than pasted below so we encourage you to visit the site.

Summary

EPA published a document in the Federal Register of August 18, 2017 (82 FR 39402) concerning meetings of the Negotiated Rulemaking Committee (Committee). This document cancels the meeting scheduled for October 25-26, 2017. The Committee decided at the September 13-14, 2017, meeting that it could not reach consensus, has concluded its discussions, and that the fourth meeting, scheduled for October 25-26, 2017, is not needed. Though the Committee has concluded its discussions, 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. The docket established for the negotiated rulemaking public meetings will be open to receive public input for 60 days following publication of this document.

Dates

Comments must be received on or before December 11, 2017.

Addresses

Submit your comments, identified by docket identification (ID) number EPA-HQ-OPPT-2016-0597, by one of the following methods:

Federal eRulemaking Portal: <http://www.regulations.gov>. Follow the online instructions for submitting comments. Do not submit electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.

Mail: Document Control Office (7407M), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, 1200 Pennsylvania Ave. NW., Washington, DC 20460-0001.

Hand Delivery: To make special arrangements for hand delivery or delivery of boxed information, please follow the instructions at <http://www.epa.gov/dockets/contacts.html>.

Additional instructions on commenting or visiting the docket, along with more information about dockets generally, is available at <http://www.epa.gov/dockets>.

For Further Information Contact

Any member of the public wishing to obtain information concerning the cancellation of this meeting may contact Jonah Richmond, Designated Federal Officer (DFO), Conflict Prevention and Resolution Center, Office of General Counsel, 1200 Pennsylvania Ave. NW., Washington, DC 20460-0001; telephone number: (202) 564-0210; email address: Richmond.jonah@epa.gov. General information about the Committee, as well as any updates concerning the information included in this document, may be found at <https://www.epa.gov/chemical-data-reporting/negotiated-rulemaking-committee-chemical-data-reporting-requirements>.

For technical information contact: Susan Sharkey, Chemical Control Division (7405M), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave. NW., Washington, DC 20460-0001; telephone number: (202) 564-8789; email address: sharkey.susan@epa.gov.

For general information contact: The TSCA-Hotline, ABVI-Goodwill, 422 South Clinton Ave., Rochester, NY 14620; telephone number: (202) 554-1404; email address: TSCA-Hotline@epa.gov.

From: Laura Sneeringer <lsneeringer@cbuilding.org>

Date: Thursday, November 30, 2017 at 4:41 PM

To: "cmoore@mediate.org" <cmoore@mediate.org>, Susan Sharkey <Sharkey.Susan@epa.gov>

Subject: Reminder: Comment Period ends Dec 11, 2017 for Chemical Data Reporting (CDR) Requirements for Inorganic Byproducts

Hello,

This e-mail is being sent to prior Committee Members of the EPA Chemical Data Reporting (CDR) Inorganic Byproducts Negotiated Rulemaking and people who were interviewed early in the process, observed meetings or asked to be on the communication distribution list.

We are sending a reminder that the public comment period ends December 11, 2017. EPA requests input on approaches that would reduce reporting burden while maintaining the Agency's ability to receive the information it needs to understand exposure. You can attach comments directly to the docket at: <https://www.regulations.gov/docket?D=EPA-HQ-OPPT-2016-0597>.

If you have any questions, please contact Susan Sharkey, EPA (202-564-8789; sharkey.susan@epa.gov). More information about the Negotiated Rulemaking Committee and relevant resources is included in the below e-mail.

Thanks!

Laura and Chris


Facilitators

Laura Sneeringer, Senior Associate, Consensus Building Institute, 720-251-9842, lsneeringer@cbuilding.org
Christopher Moore, Ph.D., Partner, CDR Associates, 303-918-2677, cmoore@mediate.org

EPA is cancelling the remaining scheduled meeting of the Negotiated Rulemaking Committee to Negotiate a Proposed Rule to Limit Chemical Data Reporting (CDR) Requirements for Certain Inorganic Byproducts. The meeting was scheduled for October 25 to 26, 2017. EPA is cancelling this meeting because the Committee determined that it was not able to reach consensus on regulatory approaches and concluded its discussions, which were required by TSCA and which were conducted in good faith. While the negotiated rulemaking process is concluding and will not be reopened, EPA is providing additional opportunity for the public to offer input for 60 days about approaches that would reduce reporting burden while maintaining the Agency's ability to receive the information it needs to understand exposure.

The objective of the Committee was to negotiate a proposed rule that would limit chemical data reporting requirements, under subsection 8(a) of the Toxic Substances Control Act (TSCA), for manufacturers of any inorganic byproducts when such byproducts are subsequently recycled, reused, or reprocessed. This negotiation process was required by TSCA, as amended by the Frank R. Lautenberg Chemical Safety for the 21st Century Act.

The Committee was formally convened as a Federal Advisory Committee in June 2017, following a six-month process of public notification, identification and engagement with potential Committee members, and development of a balanced membership. It met three times from June through September 2017. Information about the Committee, including past meeting agendas and presentations have been posted to the Committee webpage: <https://www.epa.gov/chemical-data-reporting/negotiated-rulemaking-committee-chemical-data-reporting-requirements>. These materials, as well as additional materials such as the Committee's charter and meeting summaries, are available in docket EPA-HQ-OPPT-2016-0597 in [regulations.gov](https://www.regulations.gov). The docket established for the negotiated rulemaking public meetings will be open for any additional public input for 60 days following the publication of the Federal Register Notice.

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