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**TRUMP'S EPA: Agency at a crossroads -- Complete coverage**

June 8, 2017

**Latest News**

**Environmentalists, States See Major Legal Barriers To EPA's Ozone Delay**

Environmentalists and some states say EPA Administrator Scott Pruitt faces major legal barriers to his plan for delaying by one year designations for whether areas are attaining the 2015 ozone ambient air standard, and suggest Pruitt is aware of the hurdles and that his move aims to “buy time” for EPA to formally undo the 2015 limit.

**EPA Anticipates Expedited OMB Review For TSCA Framework Regulations**

EPA's acting toxics chief remains confident the agency will meet a looming June 22 statutory deadline for finalizing the trio of framework rules that implement the new Toxic Substances Control Act (TSCA), in part because the agency expects the Office of Management and Budget (OMB) will conduct expedited reviews for the two rules that require it.

**Sessions' Ban On Third-Party Monetary Deals Could 'Cripple' SEPs, EIP Says**

Attorney General Jeff Sessions' new policy barring monetary payments to third parties as part of civil settlements could “cripple” supplemental environmental projects (SEPs) that have been part of such deals for 40 years and provide additional benefits beyond directly cleaning up pollution at issue in enforcement actions, environmentalists say.

**Democrats' Fears Over OIRA Nominee Take Back Seat To Oversight Worries**

Democrats appear to have few substantive concerns with the Trump administration's pick to head the White House regulatory review office, even while expressing concern that the nominee, Neomi Rao, could play a major role in rolling back EPA and other agency regulations that protect the environment and public health.

**Power Supplier Warns Air Rule Waiver Decision Will Prevent Compliance**

A power supplier is warning that an appellate court ruling backing an EPA air toxics rule that does not allow for emissions limit violations even during unit malfunctions will make compliance with other air toxics rules impossible, because the agency will

follow the decision in rulemakings unless the Supreme Court overturns it.

### **OTC Warns Designations Delay Will Stop 'Momentum' On Reducing Ozone**

SARATOGA SPRINGS, NY -- Members of the Ozone Transport Commission (OTC) of Northeast and Mid-Atlantic states are warning that early data show 2017 ozone levels are worsening and that EPA's one-year delay for implementing the 2015 ozone ambient air limit risks stopping the states' "momentum" on tackling ozone air pollution.

### **9th Circuit Ruling Could Slow EPA Nanomaterial Conditional Registrations**

Environmentalists and industry sources agree that an appellate court's striking down EPA's conditional registration of a pesticide containing nanosilver could slow future registrations, as it raises the bar for granting such approvals and could also prompt the agency to revisit prior policy choices for how it handles nano registrations.

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