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From: Bloomberg BNA
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Subject: June 16 -- EHS Federal Regulatory Alert



EHS Federal Regulatory Alert

June 16, 2017 - Number 115

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Summaries

AIR

Nevada SIP/Particulate Matter from Fugitive Dust

AIR

Final rule of the EPA amends regulations under 40 CFR 52.1470 to approve revisions to the Clark County Department of Air Quality and Washoe County Health District portions of the Nevada SIP. The revisions address emissions of particulate matter from fugitive dust and wood burning. The rule is effective July 17, 2017. Contact: Christine Vineyard; EPA Region 9; 415-947-4125; vineyard.christine@epa.gov

82 FR 27622 (06/16/2017)

Regulatory Update

AIR

Oil and Natural Gas Sector NSPS/Methane and VOC Emissions

AIR

Proposed rule of the EPA stays for three additional months portions of a June 3, 2016, final rule (81 FR 35824) that amended regulations under 40 CFR 60.17 and 60.5360 through 60.5430 (Subpart OOOO) and adopted regulations under 40 CFR 60.5360a through 60.5499a (Subpart OOOOa) to revise the NSPS for the oil and natural gas sector. The rule stays the effectiveness of the fugitive emissions requirements, the standards for pneumatic pumps at well sites, and the certification by a professional engineer requirements. The agency previously stayed these provisions through Aug. 31, 2017 (82 FR 25730). The additional short-term stay is intended to provide the agency time to finalize a longer-term stay during which the agency plans to reconsider issues related to low-production well sites, technical infeasibility exemptions, new construction known as "greenfield," and alternative means of emission limitation. A concurrent proposed rule addresses the two-year stay. The stay is effective June 16, 2017, and expires Sept. 14, 2017. Hearing requests are due June 21, 2017. Comments are due July 17, 2017. Contact: Peter Tsirigotis; EPA, Sector Policies and Programs Division; 888-627-7764; airaction@epa.gov

82 FR 27641 (06/16/2017)

Regulatory Update

AIR

Oil and Natural Gas Sector NSPS/Methane and VOC Emissions

AIR

Proposed rule of the EPA stays until June 16, 2019, portions of a final rule (81 FR 35824; 06/03/16) that amended regulations under 40 CFR 60.17 and 60.5360 through 60.5430 (Subpart OOOO) and adopted regulations under 40 CFR 60.5360a through 60.5499a (Subpart OOOOa) to revise the NSPS for the oil and natural gas sector. The rule stays the effectiveness of the fugitive emissions requirements, the standards for pneumatic pumps at well sites, and the certification by a professional engineer requirements. The stay is intended to provide the agency time to reconsider issues related to low-production well sites, technical infeasibility exemptions, new construction known as "greenfield," and alternative means of emission limitation. A concurrent rule adds to an existing short-term stay while the two-year is finalized. Hearing requests are due June 21, 2017. Comments are due July 17, 2017. Contact: Peter Tsirigotis; EPA, Sector Policies and Programs Division; 888-627-7764; airaction@epa.gov

82 FR 27645 (06/16/2017)

Regulatory Update

FOOD SAFETY

Compliance Guidelines for Small Meat and Poultry Establishments

FOOD SAFETY

Notice of the Food Safety and Inspection Service announces the availability of two updated compliance guidelines for small and very small meat and poultry establishments. The guidelines address regulatory requirements associated with the destruction of salmonella and other pathogens in ready-to-eat (RTE) products and the control of pathogen growth in heat-treated RTE and not-ready-to-eat products during cooling and hot-holding. The guidelines also contain time-temperature tables and cooling options. Comments are due Aug. 15, 2017. Contact: Roberta Wagner; FSIS, Office of Policy and Program Development; 202-205-0495

82 FR 27680 (06/16/2017)

Regulatory Update

FOOD SAFETY

Eligibility of the People's Republic of China to Export Poultry to the U.S.

FOOD SAFETY

Proposed rule of the Food Safety and Inspection Service amends regulations under 9 CFR 381.196 to add the People's Republic of China (PRC) to the list of countries eligible to export poultry and poultry products to the U.S. The rule specifies that the PRC is eligible to export slaughtered poultry, its parts, or other products, processed in certified PRC establishments. The rule also specifies that such products must comply with all other applicable U.S. requirements and are subject to re-inspection at U.S. ports of entry. Comments are due Aug. 15, 2017. Contact: Daniel Engeljohn; FSIS, Office of Policy and Program Development; 202-205-0495

82 FR 27625 (06/16/2017)

Regulatory Update

FOOD SAFETY

Inspection Coverage at Siluriformes Fish Establishments

FOOD SAFETY

Notice of the Food Safety and Inspection Service announces the extension for the comment period for a May 17, 2017, notice (82 FR 22609) regarding the proposed adjustment of inspection coverage at official establishments that slaughter Siluriformes fish, including catfish, from all hours of operation to once per production shift, beginning Sept. 1, 2017. The proposed change reduces the initial frequency of inspection coverage provided for in the Dec. 2, 2015, final rule (80 FR 75590) that established a mandatory inspection program for Siluriformes fish. The extension is in response to a request from a consumer advocacy organization. Comments now are due July 17, 2017. Contact: Rachel Edelstein; FSIS, Office of Policy and Program Development; 202-205-0495

82 FR 27679 (06/16/2017)

Regulatory Update

GENERAL ENVIRONMENT AND SAFETY

Basic Energy Sciences Advisory Committee Meeting

GENERAL ENVIRONMENT AND SAFETY

Notice of the Department of Energy, Office of Science, announces a meeting of the Basic Energy Sciences Advisory Committee (BESAC). The agenda includes updates from the Office of Science and the Office of Basic Energy Sciences and reports concerning the next generation electrical energy storage basic research needs workshop and the catalysis-science to transform energy technologies basic research needs workshop. The agenda also includes discussions concerning quantum information science, neuromorphic computing, new BESAC charges, and a report from the Chemical Sciences, Geosciences, and Biosciences Committee of Visitors. The meeting is scheduled for July 13-14, 2017, in Rockville, Md. Comments are requested, but a due date is not specified. Contact: Katie Runkles; DOE, Office of Basic Energy Sciences; 301-903-6529; katie.runkles@science.doe.gov

82 FR 27703 (06/16/2017)

Regulatory Update

GENERAL ENVIRONMENT AND SAFETY

California/Defense Distribution Center San Joaquin

GENERAL ENVIRONMENT AND SAFETY

Notice of the Department of Defense, Defense Logistics Agency, announces the availability of the finding of no significant impact for the environmental assessment regarding implementation of the real property master plan (RPMP) at the Defense Distribution Center, in San Joaquin, Calif. The RPMP, which is the proposed action, includes the siting and design of energy-efficient sustainable building and infrastructure to supplement and replace existing structures. The notice

summarizes the results of the EA, including those of the no-action alternative, and specifies the agency's decision to implement the RPMP and its component plans. Contact: Ira Silverberg; Defense Logistics Agency; 703-767-0705; ira.silverberg@dla.mil

82 FR 27701 (06/16/2017)

Regulatory Update

GENERAL ENVIRONMENT AND SAFETY

Consumer Product Safety Commission/Reducing Regulatory Burdens

GENERAL ENVIRONMENT AND SAFETY

Notice of the Consumer Product Safety Commission announces a request for information regarding ways to potentially reduce burdens and costs of existing rules, regulations, or practices without increasing the risk of deaths or injuries to consumers. Submissions should include information and data in support of suggestions and, as appropriate, answers to questions posed in the commission's April 2016 Plan for Retrospective Review of Existing Rules. Comments are due Sept. 30, 2017. Contact: DeWane Ray; CPSC; 301-504- 7547; jray@cpsc.gov

82 FR 27636 (06/16/2017)

Regulatory Update

GENERAL ENVIRONMENT AND SAFETY

Environmental Impact Statements

GENERAL ENVIRONMENT AND SAFETY

Notice of the EPA announces the availability of environmental impact statements filed June 5-9, 2017, under 40 CFR 1506.9. Contact: Dawn Roberts; EPA, Office of Federal Activities; 202-564-7146

82 FR 27704 (06/16/2017)

Regulatory Update

GENERAL ENVIRONMENT AND SAFETY

NEPA Environmental Questionnaire and Checklist

GENERAL ENVIRONMENT AND SAFETY

Notice of the Department of Commerce, Office of Facilities and Environmental Quality, announces the submission of a continuing information collection request to the OMB concerning the environmental questionnaire and checklist (Form CD-593). The collection addresses online collection of data from federal financial assistance applicants concerning potential environmental impacts of projects to facilitate department environmental analysis. Comments are due July 17, 2017. Contact: Department of Commerce; 202-395-6881; OIRA_Submission@omb.eop.gov

82 FR 27685 (06/16/2017)

Regulatory Update

GENERAL ENVIRONMENT AND SAFETY
Smart Grid Advisory Committee Meeting
GENERAL ENVIRONMENT AND SAFETY

Notice of the National Institute of Standards and Technology announces a meeting of the Smart Grid Advisory Committee. The agenda includes updates on NIST Smart Grid activities and the intersections with Cyber-Physical Systems program activities. The agenda also includes discussion of the NIST Framework and Roadmap for Smart Grid Interoperability Standards revision and the NIST Smart Grid research program. The meeting is scheduled for Aug. 17-18, 2017, in Gaithersburg, Md. Comments are due Aug. 3, 2017. Contact: Cuong Nguyen; NIST, Smart Grid and Cyber-Physical Systems Program Office; 301-975-2254; cuong.nguyen@nist.gov

82 FR 27692 (06/16/2017)

Regulatory Update

HAZARDOUS MATERIALS TRANSPORTATION
Applications for Special Permits
HAZARDOUS MATERIALS TRANSPORTATION

Notice of the Pipeline and Hazardous Materials Safety Administration announces the receipt of 16 applications for new and modification special permits related to specified hazardous materials transportation regulations under 49 CFR 72 through 180 (nonconsecutive). Comments are due July 17, 2017. Contact: Ryan Paquet; PHMSA, Office of Hazardous Materials Approvals and Permits; 202-366-4535

82 FR 27757 (06/16/2017)

Regulatory Update

HAZARDOUS MATERIALS TRANSPORTATION
Applications for Special Permits
HAZARDOUS MATERIALS TRANSPORTATION

Notice of the Pipeline and Hazardous Materials Safety Administration announces the receipt of 19 applications for new special permits related to specified hazardous materials transportation regulations under 49 CFR 172 through 180 (nonconsecutive). Comments are due July 3, 2017. Contact: Ryan Paquet; PHMSA, Office of Hazardous Materials Approvals and Permits; 202-366-4535

82 FR 27760 (06/16/2017)

Regulatory Update

HAZARDOUS MATERIALS TRANSPORTATION
Applications for Special Permits
HAZARDOUS MATERIALS TRANSPORTATION

Notice of the Pipeline and Hazardous Materials Safety Administration announces the receipt of three applications for modifications of special permits and 13 applications for new special permits related to specified hazardous materials transportation regulations under 49 CFR 171

through 180 (nonconsecutive). Comments are due April 5, 2017. Contact: Ryan Paquet; PHMSA, Office of Hazardous Materials Approvals and Permits; 202-366-4535

82 FR 27759 (06/16/2017)

Regulatory Update

HAZARDOUS MATERIALS TRANSPORTATION

Passenger Motor Carriers/Lease and Interchange of Vehicles

HAZARDOUS MATERIALS TRANSPORTATION

Notice announces the intention of the Federal Motor Carrier Safety Administration to amend regulations under 49 CFR 390 regarding lease and interchange of passenger-carrying commercial motor vehicles (CMVs). The proposed revisions are in response to petitions for reconsideration of a May 27, 2015, final rule (80 FR 30164) and an Oct. 31, 2016, meeting with industry representatives (81 FR 66243; 09/27/2016). The revisions would exclude "chartering," or subcontracting, from the leasing requirements. The revisions also would extend the emergency 48-hour delay in preparing a lease when an event occurs on a passenger-carrying commercial motor vehicle and remove the requirement that passengers actually be on board when the event occurs. A concurrent temporary final rule extends the compliance date for the May 2015 final rule to Jan. 1, 2019. Comments are due July 31, 2017. Contact: Loretta Bitner; FMCSA, Office of Compliance and Enforcement; 202-385-2428; loretta.bitner@dot.gov

82 FR 27768 (06/16/2017)

Regulatory Update

HAZARDOUS MATERIALS TRANSPORTATION

Passenger Motor Carriers/Lease and Interchange of Vehicles

HAZARDOUS MATERIALS TRANSPORTATION

Temporary final rule of the Federal Motor Carrier Safety Administration amends regulations under 40 CFR 390.300T to further extend the compliance date for a May 27, 2015, final rule (80 FR 30164) regarding the lease and interchange of passenger-carrying commercial motor vehicles (CMVs). The 2015 rule requires identification of the motor carrier operating a passenger-carrying CMV that is responsible for compliance with all applicable federal standards and requires that a lessor surrender control of the CMV for the full term of the lease or temporary exchange of CMVs and drivers. The compliance date was previously extended for one year in a March 16, 2016, temporary rule (81 FR 13998) and is now being extended for an additional year. A concurrent notice announces the intention of the FMCSA to amend regulations under 40 CFR 390 in response to petitions for reconsideration and an Oct. 31, 2016, meeting with industry representatives (81 FR 66243; 09/27/2016). Compliance now is required by Jan. 1, 2019. The extension is effective June 16, 2017. Contact: Loretta Bitner; FMCSA, Office of Compliance and Enforcement; 202-385-2400; loretta.bitner@dot.gov

82 FR 27766 (06/16/2017)

Regulatory Update

OCCUPATIONAL SAFETY AND HEALTH

Coal Mine Refuse Piles and Impoundment Structures

OCCUPATIONAL SAFETY AND HEALTH

Notice announces the intention of the Mine Safety and Health Administration to seek OMB approval for a continuing information collection request regarding recordkeeping and reporting requirements for coal mine refuse piles and impoundment structures (30 CFR 77, Subpart C). The collection addresses standards for the design, construction, and maintenance of such structures; certifications; inspections; and methods of abandonment. Comments are due Aug. 15, 2017. Contact: Sheila McConnell; MSHA, Office of Standards, Regulations and Variances; 202-693-9440

82 FR 27730 (06/16/2017)

Regulatory Update

OCCUPATIONAL SAFETY AND HEALTH

Coal Mines/Examination and Testing of Electrical Equipment, High-Voltage Longwalls
OCCUPATIONAL SAFETY AND HEALTH

Notice announces the intention of the Mine Safety and Health Administration to seek OMB approval for a continuing information collection request concerning examination and testing of electrical equipment, including examination, testing, and maintenance of high-voltage longwalls (30 CFR 75 and 77) for coal mines. The collection addresses recordkeeping requirements for electrical maintenance programs by mine operators to address minimum requirements for examinations of electrical equipment, high-voltage circuit breakers, low- and medium-voltage circuits, and tests and calibrations of automatic circuit interrupting devices. Comments are due Aug. 15, 2017. Contact: Sheila McConnell; MSHA, Office of Standards, Regulations, and Variances; 202-693-9440

82 FR 27728 (06/16/2017)

Regulatory Update

OCCUPATIONAL SAFETY AND HEALTH

Mine Accident Recordkeeping and Reporting
OCCUPATIONAL SAFETY AND HEALTH

Notice announces the intention of the Mine Safety and Health Administration to seek OMB approval for a continuing information collection request concerning requirements to report mine accidents, injuries, and illnesses within 10 working days of any such incident (30 CFR 50.20) and requirements to file quarterly mine employment and coal production (30 CFR 50.30). The requirements apply to all mine operators and independent contractors working on mine property. The reports are used to improve agency safety and health enforcement programs, focus agency education and training efforts, and establish technical assistance activities in mine safety and health. Comments are due Aug. 15, 2017. Contact: Sheila McConnell; MSHA, Office of Standards, Regulations, and Variances; 202-693-9440; MSHA.information.collections@dol.gov

82 FR 27727 (06/16/2017)

Regulatory Update

OCCUPATIONAL SAFETY AND HEALTH

Transportation Workplace Drug and Alcohol Testing
OCCUPATIONAL SAFETY AND HEALTH

Notice of the Department of Transportation announces the submission of a continuing information collection request to the OMB regarding procedures for transportation workplace drug and alcohol testing programs (49 CFR 40). The collection includes alcohol testing form DOT F 1380 that provides the employee's name, the type of test taken, the date of the test, and the name of the employer. The collection also includes management information system form DOT F 1385 used by DOT agencies and the U.S. Coast Guard to provide employer specific drug and alcohol testing information, such as the reason for the test and the cumulative number of test results for the negative, positive, and refusal tests. Comments are due July 17, 2017. Contact: Bohdan Baczara; DOT, Office of Drug and Alcohol Policy and Compliance; 202-366-3784; bohdan.baczara@dot.gov

82 FR 27762 (06/16/2017)

Regulatory Update

TOXIC SUBSTANCES

Tert-Butanol and ETBE Draft Assessment Toxicological Reviews
TOXIC SUBSTANCES

Notice of the EPA announces meetings of the Science Advisory Board Chemical Assessment Advisory Committee Augmented for the Review of the Draft Ethyl Tertiary Butyl Ether (ETBE) and tert-Butyl Alcohol (tert-butanol) Assessments. The first meeting agenda includes discussion of the development of the draft assessments and draft charge questions. It is scheduled for July 11, 2017, via teleconference. The second meeting agenda includes a peer review of the assessments and is scheduled for Aug. 15-17, in Arlington, Va. Comments are due June 30 and Aug. 8, 2017, for the teleconference and meeting, respectively. Contact: Shaunta Hill-Hammond; EPA; 202-564-3343; hillhammond.shaunta@epa.gov

82 FR 27703 (06/16/2017)

Regulatory Update

WATER

Army Corps of Engineers Environmental Advisory Board Meeting
WATER

Notice of the U.S. Army Corps of Engineers announces a meeting of the Chief of Engineers, Environmental Advisory Board. The agenda includes an update on implementation of past board recommendations and how the host USACE district is implementing the environmental operating principles. The agenda also includes discussions and presentations on ongoing work plan efforts and future tasks, such as invasive species, aging infrastructure and aquatic ecosystem integrity, and monitoring and adaptive management. The meeting is scheduled for July 12, 2017, in Traverse City, Mich. Comments are due July 5, 2017. Contact: Mindy Simmons; USACE; 202-761-4127; Mindy.M.Simmons@usace.army.mil

82 FR 27700 (06/16/2017)

Regulatory Update

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EHS Federal Regulatory Alert