



Central Review of Legislative & Regulatory Actions



The U.S. Army Regional Environmental & Energy Office

February 2013

The **CENTRAL REGION REVIEW** provides current information on government affairs, energy and environment relevant to Department of Defense interests in the 9 states in Federal Regions 6 and 7. The Review is intended to be a tool useful to DoD and Army leaders, planners, and program managers in carrying out their responsibilities. The Central Region Review monitors and targets proposed and final regulations and legislation that may affect Army or DoD operations. For further information please visit the [Army's Regional Environmental and Energy Offices'](#) website.

Army Moves Toward Renewable Energy Goal for 2025

The Army's goal to deploy one gigawatt of renewable energy projects by 2025 will come into focus in 2013, with release of several requests for proposals (RFP) this year. The Army [Energy Initiatives Task Force \(EITF\)](#) identified three projects (**Ft Bliss, TX**; Ft Irwin, CA; and Schofield Barracks, HI) to be released as RFPs or Enhanced Use Leases (EULs) during 2013.

In NOV 12, EITF partnered with the Defense Logistics Agency (DLA)-Energy releasing an RFP for a 15 megawatt (MW) solar photovoltaic project at Ft Detrick, MD and a 28 MW biomass plant at Ft Drum, NY. These two projects represent a 10 fold increase in the Army's renewable energy deployment to date, and move the Army 10 percent toward achieving its one GW goal.

That amount of power is considerable - one GW of solar energy can power up to 750,000 homes, equivalent to about two coal-fired power plants.

DOD as a whole has the goal to produce or consume 25 percent of its total energy use from renewable sources by year 2025.

EITF is the central management office for partnering with Army installations to implement cost-effective, large-scale, renewable energy projects, with a focus on leveraging private sector financing with responsibility for renewable energy projects 10 megawatts or greater using solar, wind, biomass, waste-to-energy, and geothermal energy sources. The Army Regional Environmental and Energy Offices (REEOs) support EITF by providing information on state legislative and regulatory developments affecting EITF's mission.

For additional information on the Army's Renewable Energy projects, visit [Federal Business Opportunities](#), the [EITF](#) website, or contact your local REEO.

Customer's Corner: Please send any comments, questions, lessons learned best practices etc to Dennis Takade at (816) 389-3327.

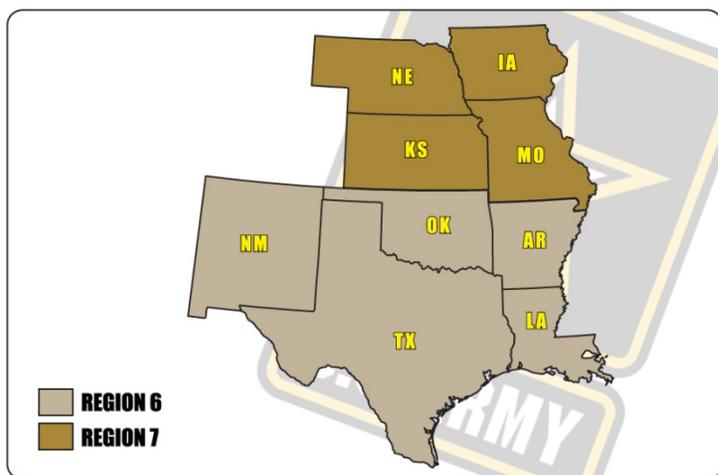


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Region 6



Arkansas

NOTICE: Request command and installation staff contact their Army Regional Environmental Coordinator (or component REC) with information on potential mission/installation impacts of proposed state laws and regulations, or to express interest in participating in a rule writing stakeholder work group.

Legislature convenes 14 Jan 13 and adjourns 6 May 13.

STATE OF ARKANSAS PROPOSED LEGISLATION

(NEW) **HB 1036 Municipal Solid Waste Reusable Bags** prohibits stores from providing a single-use carryout bag to a customer and requires stores to make reusable bags available for purchase. Details at <http://www.arkleg.state.ar.us/assembly/2013/2013R/Bills/HB1036.pdf>. Sponsor: Representative Denny Altes (R)

STATE OF ARKANSAS FINAL RULE

(Effective 8 Feb 13) **Department of Environmental Quality Final Rule: Regulations for State Administration of the National Pollutant Discharge Elimination System (Regulation 6)** adds several terms and defines requirements for pesticides discharges into state waters. DEQ adds permit-by-rule for entities discharging pesticides and deletes Section 6.204(B) as unnecessary under regulations governing NPDES permits. Details at: http://www.statescape.com/RegsText/StaticDownloads/62137_102525.pdf. For more information, please call Water Division at (501) 682-0656.



Louisiana

NOTICE: Request command and installation staff contact their Army Regional Environmental Coordinator (or component REC) with information on potential mission/installation impacts of proposed state laws and regulations, or to express interest in participating in a rule writing stakeholder work group.

Legislature convenes 8 Apr 13 and adjourns 6 Jun 13.

STATE OF LOUISIANA PROPOSED RULES

(NEW) **Department of Environmental Quality Proposed Rule: 2008 Ozone (O₃) National Ambient Air Quality Standards (NAAQS) State Implementation Plan (SIP) Revisions (1301Pot1)**. Office of Environmental Services, Air Permits Division, Manufacturing Section will submit to EPA, a revision, as required by Section 110(a)(1) and (2) of the Clean Air Act (CAA). EPA revised the primary and secondary Ozone NAAQS from a 1997 8-hour standard of 0.08 part per million (ppm) to a 8-hour standard of 0.075 ppm. Pursuant to Sections 110(a)(1) and (2) of the CAA, each State is required to submit a plan to provide for the implementation, maintenance and enforcement of a newly promulgated or revised NAAQS. Details at: <http://www.deq.louisiana.gov/portal/portals/0/planning/regs/pdf/1301Pot1.pdf>. For more information, please call Sonya Eastern at (225) 219-3512.

(NEW) **Department of Environmental Quality Proposed Rule: Control Facilities to be Installed When Feasible (LAC33:III.905.B) (AQ338)** allows DEQ to grant an exemption to owner or operator of an air pollution control facility installed solely to comply with a proposed federal or state regulation provided an owner or operator can comply with all emissions limitations prescribed by the stationary source's air permit without use of the air pollution control facility in question. Details at: <http://www.deq.louisiana.gov/portal/portals/0/planning/regs/pdf/AQ338p.pdf>. For more information, please call Deidra Johnson at (225) 219-3985.



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Legislature convenes 15 Jan 13 and adjourns 16 Feb 13.

STATE OF NEW MEXICO PROPOSED LEGISLATION

(NEW) **House Joint Memorial (HJM) 8 Review Electric Transmission Capacity for Renewable and Conventional Energy Sources.** Legislature requests NM Legislative Council to direct appropriate committee to assess and review electric transmission capacity for renewable and conventional energy sources to:

- Seek comment from all stakeholders;
- Identify existing in state electric transmission capacity;
- Identify existing in state unobligated electric transmission capacity;
- Identify planned in state electric transmission projects, both intrastate and interstate;
- Identify alternatives for financing of the recommended electricity infrastructure; and
- Make a final report.

Details at: <http://www.nmlegis.gov/Sessions/13%20Regular/memorials/house/HJM008.pdf>.

Sponsor: Representative Brian F. Egolf, Jr. (D)

(NEW) **HB 82 Replacement Wells.** Owners of a water right may drill and use a replacement well drilled within one hundred feet of the original well prior to or upon application to and granting of a permit by the state engineer including publication and hearing as described in Section 75-11-3 state statutes. Introduced and referred to House Committees on Agriculture & Water Resources/Judiciary Details at:

<http://www.nmlegis.gov/Sessions/13%20Regular/bills/house/HB0082.pdf>. Sponsor: Representative Lorenzo Larranaga (R)

(NEW) **HB 94 Water Use/Planning.** Measure provides water use planning period for entities serving any customers within municipalities or counties. State further recognizes state engineer's administrative policy of not allowing municipalities, member-owned community water systems, counties and state universities to acquire and hold unused water rights in an amount greater than their reasonable needs. Introduced and referred to House Committees on Agriculture & Water Resources/Judiciary. Details at:

<http://www.nmlegis.gov/Sessions/13%20Regular/bills/house/HB0094.pdf>. Sponsor: Representative Nate Cote (D)

(NEW) **SB 99 Dental Amalgam Waste Act.** A dental office shall install an appropriately sized amalgam separator system and, upon inspection for cause, demonstrate to NM Board of Dental Health Care proper installation, operation, maintenance and amalgam waste recycling or disposal in accordance with an amalgam separator manufacturer's recommendations. NM Board of Dental Health Care shall consider noncompliance with the Dental Amalgam Waste Reduction Act as unprofessional conduct subject to penalties and discipline of the board pursuant to Uniform Licensing Act and Dental Health Care Act. Details at:

<http://www.nmlegis.gov/Sessions/13%20Regular/bills/senate/SB0099.pdf> Sponsor: Senator Peter F. Wirth (D)

(NEW) **SB 108 Dental Amalgam Waste Act.** A dental office shall install an appropriately sized amalgam separator system and, upon inspection for cause, demonstrate to NM Board of Dental Health Care proper installation, operation, maintenance and amalgam waste recycling or disposal in accordance with an amalgam separator manufacturer's recommendations. NM Board of Dental Health Care shall consider noncompliance with the Dental Amalgam Waste

Reduction Act as unprofessional conduct subject to penalties and discipline of the board pursuant to Uniform Licensing Act and Dental Health Care Act. Details at:

<http://www.nmlegis.gov/Sessions/13%20Regular/bills/senate/SB0108.pdf>. Sponsor: Senator Peter F. Wirth (D)

(NEW) **SB 160 Biodiesel and Definition of Special Fuel** relates to taxation and defining blended biodiesel, deduction for receipt of biodiesel fuel to rack operators for blending and resale. Introduced and referred to Senate Committees on Conservation/Finance. Details at:

<http://www.nmlegis.gov/Sessions/13%20Regular/bills/senate/SB0160.pdf>. Sponsor: Senator Stuart Ingle (R)

(NEW) **SB 175 Electric Generation and Transmission Facilities**. An electric transmission facility identified as being eligible for cost allocation through an approved regional planning process shall be built by the public utility or generation and transmission cooperative if that public utility or generation and transmission cooperative elects to construct, own and maintain approved transmission facility. Introduced and referred to Senate Committees on Conservation/Judiciary. Details at:

<http://www.nmlegis.gov/Sessions/13%20Regular/bills/senate/SB0175.pdf>. Sponsor: Senator Carroll H. Leavell (R)

(NEW) **SB 188 Water Rights Under Lease**. An owner may lease to any person all or any part of water use due owner under his/her owner's water right. Owner's water right shall not be affected by use lease. Beneficial use by a lessee of any part of the water use due under owner's water right shall constitute beneficial use of that part of owner's water right. Introduced and referred to Senate Committees on Conservation/Judiciary. Details at:

<http://www.nmlegis.gov/Sessions/13%20Regular/bills/senate/SB0188.pdf>. Sponsor: Senator Phil A. Griego (D)

(NEW) **SB 204 Renewable Energy Certificates**. Public regulation commission shall establish a system of renewable energy certificates to be used by a distribution cooperative to establish compliance with a renewable portfolio standard. Introduced and referred to Senate Committees on Conservation/Corporations & Transportation. Details at:

<http://www.nmlegis.gov/Sessions/13%20Regular/bills/senate/SB0204.pdf>. Sponsor: Senator Phil A. Griego (D)

STATE OF NEW MEXICO FINAL RULE

(Effective 6 Feb 13) **Environment Department Final Rule: Title V Operating Permit Program, State Implementation Plan Revisions (20.2.70, 20.2.74 NMAC)** amendments defer considering carbon dioxide emissions in biogenic sources when determining whether source meets Title V and Prevention of Significant Deterioration (PSD) applicability thresholds until 2014. Rule establishes plantwide applicability limitations (PALs or site-wide emission caps) for greenhouse gas emissions in PSD rule. Details at:

<http://www.nmcpr.state.nm.us/nmregister/xxiv/xxiv02/20.2.70amend.htm> (20.2.70 NMAC) and

<http://www.nmcpr.state.nm.us/nmregister/xxiv/xxiv02/20.2.74amend.htm> (20.2.74 NMAC). For more information, please call Felicia Orth at (505) 827-2836.

STATE OF NEW MEXICO PROPOSED RULE

(NEW) **Albuquerque-Bernalillo County Air Quality Control Board Repeal of Outdated Regulation: Adoption of Regulation for Construction Permits (20.11.41 NMAC)** proposed rulemaking repeals current rule 20.11.41 NMAC, Authority to Construct, adopts a replacement Construction Permit and incorporates it into State Implementation Plan (SIP) for Air Quality. Petitioner (City of Albuquerque) states: The existing 20.11.41 NMAC is an outdated regulation since there have been significant changes made to state Air Quality Control Act (Air Act) since 1994 when 20.11.41 NMAC was last substantively amended. Details at: <http://www.nmcpr.state.nm.us/nmregister/xxiii/xxiii22/AirQualnotice.htm>. For more information, please call Liz Jones, at (505) 768-2601.

OTHER REGULATORY ACTIVITY AND GENERAL INFORMATION

(Effective 21 Feb 13) **EPA Approval and Promulgation of Implementation Plans: Revisions to the New Source Review (NSR) SIP, PSD and Nonattainment New Source Review (NNSR) Permitting**. EPA approves revisions to update NNSR and PSD SIP permitting programs consistent with federal requirements, finding revisions meet Federal CAA and EPA regulations, and are consistent with EPA policies. Details at:

<http://www.regulations.gov/#!documentDetail;D=EPA-R06-OAR-2011-0033-0006>.

(Effective 21 Feb 13) EPA Approval and Promulgation of Air Quality Implementation Plans: Infrastructure and Interstate Transport Requirements for the 2006 PM_{2.5} NAAQS. EPA approves plan pursuant to CAA addressing infrastructure elements specified in CAA necessary to implement, maintain, and enforce 2006 fine particulate matter (PM_{2.5}) (NAAQS or standard). Details at: <http://www.regulations.gov/#!documentDetail;D=EPA-R06-OAR-2009-0710-0010>.



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Legislature convenes 4 Feb 13 and adjourns 31 May 13.

STATE OF OKLAHOMA PROPOSED LEGISLATION

(NEW) **HB 1076 Clarifying Language Relating to Surface Water and Ground Water.** Legislature establishes a moratorium on sale or exportation of surface water and/or groundwater outside state for a five-year period beginning on effective date of this act or until state conducts and completes a comprehensive scientific hydrological study of state water resources. Details at: http://webserver1.lsb.state.ok.us/2013-14HB/HB1076_int.rtf.

Sponsor: Representative Brian Renegar (D)

(NEW) **HB 1274 Regional Water Planning** stipulates state is to be divided into nine regions and delineated to maintain as much continuity as possible between major surface water basins, such as the 13 regional watershed planning regions designated in 2012 Update, while avoiding division of major groundwater basins, prominent water service territories, political subdivision boundaries, existing water planning areas, etc. This creates a total of nine Regional Water Planning Councils, to consist of one council for each of the nine regions. Primary duty and responsibility of Councils is to develop regional water plans and provide recommendations and other input for submission to Water Resources Board and other state environmental agencies. Details at:

http://webserver1.lsb.state.ok.us/2013-14HB/HB1274_int.rtf. Sponsor: Representative Brian Renegar (D)

(NEW) **HB 1279 Diversion of Water.** Water turned into any natural or artificial watercourse by any party entitled to use of water may be reclaimed below and diverted by the party, subject to existing rights and allowance for losses made by Board. Details at: http://webserver1.lsb.state.ok.us/2013-14HB/HB1279_int.rtf.

Sponsor: Representative Lewis H. Moore (R)

(NEW) **HB 1302 Used Tire Recycling.** A used tire recycling fee of \$2.50 per tire will be assessed when any tire with a rim diameter of less than or equal to 19 1/2 inches is sold by a tire dealer. A tire with a rim diameter greater than 19 1/2 inches sold by a tire dealer will be assessed a used tire recycling fee of \$3.50 per tire. A tire sold by a tire dealer for use on a motorcycle, motor-driven cycle or motorized bicycle will be assessed a used tire recycling fee of one dollar (\$1.00) per tire. Details at: http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/hB/HB1302%20INT.PDF.

Sponsor: Representative Donnie Condit (D)

(NEW) **HB 1348 Water and Water Rights** clarifies language relating to irrigation and water rights and effective date of this act. Details at: http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/hB/HB1348%20INT.PDF. Sponsor: Representative Dan Kirby (R)

(NEW) **HB 1497 Ozone Depleting Substances.** A person may possess, use, manufacture, purchase, install, transport or sell chlorofluorocarbons and does not subject person, DEQ, any other agency or official to any penalty, fine, retaliatory action. Details at: http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/hB/HB1497%20INT.PDF.

Sponsor: Representative Mike Ritze (R)

(NEW) **HB 1500 Game and Fish.** Except as otherwise provided in OK Wildlife Conservation Code, no person shall fish, pursue, harass, catch, kill, take in any manner, use, have in possession, sell, or transport all or any portion of fish without having first procured a license for such from the Director or from any of the authorized Department of Wildlife

Conservation agents. Wildlife Conservation Commission may designate two days per year in which residents and nonresidents may fish without first procuring a fishing license pursuant to provisions of this section. Details at: http://webserver1.lsb.state.ok.us/2013-14HB/HB1500_int.rtf. Sponsor: Representative Jason Smalley (R)

(NEW) **HB 1517 Regional Water Cooperation** creates within OK Water Resources Board, five Water Cooperation Boards whose boundaries shall be established by the Water Resources Board, using county boundaries, with emphasis on achieving a commonality of interests regarding water infrastructure projects. Purpose of these boards shall be to advise the Water Resources Board by proposing infrastructure projects and identifying local needs to ensure an adequate water supply to serve each area. Details at: http://webserver1.lsb.state.ok.us/2013-14HB/HB1517_int.rtf. Sponsor: Representative Mark McBride (R)

(NEW) **HB 1582 Water Ownership**. Owner of land owns water standing thereon, or flowing over or under its surface but not forming a definite stream. Water running in a definite stream, formed by nature over or under the surface, may be used by owner of land riparian to stream for domestic uses, but owner may not prevent natural flow of the stream, or natural spring from which it commences its definite course, nor pursue nor pollute same, as such water then becomes public water and is subject to appropriation for benefit and welfare of people of the state, as provided by law. Beginning 1 Nov 13, subject to all preexisting rights and permits, all public water standing or flowing within state shall become property of Regional Water Authorities of respective regions in which public water is located. This water shall be controlled, permitted and managed by each Regional Water Authority for use and benefit of people within the region. Regions are the 13 geographical areas drained by a particular stream or river system and designated as Water Planning Regions as follows: Panhandle Region, Upper Arkansas Region, Middle Arkansas Region, Grand Region, Lower Arkansas Region, Eufaula Region, Southeast Region, Lower Washita Region, Blue Boggy Region, Beaver-Cache Region, Southwest Region, West Central Region and the Central Region. Details at: http://webserver1.lsb.state.ok.us/2013-14HB/HB1582_int.rtf. Sponsor: Representative Seneca Scott (D)

(NEW) **HB 1615 Adjudication of Stream Water Rights**. When OK Water Resources Board determines "best interest of claimants" use of water from a stream system, Board may institute a suit on behalf of state for determination of all rights to use of waters and prosecute same to final adjudication. Costs of such a suit, including costs on behalf of state, shall be charged against each party in proportion to amount of water rights allotted state subject to appropriations. Details at: http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/hB/HB1615%20INT.PDF. Sponsor: Representative Ed Cannaday (D)

(NEW) **HB 1718 Authorization to Inspect Compressed Natural Gas Fueling Stations**. In addition to other powers and duties prescribed by law, Corporation Commission shall have power and duty to issue, renew, deny, modify, suspend, refuse to renew and revoke permits for storage tank systems pursuant to provisions of the OK Storage Tank Regulation Act, promulgate rules and enter at any reasonable time any public or private property for purpose of inspecting and investigating storage tank system monitoring or remediation equipment and taking such samples as may be necessary to determine compliance. Details at: http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/hB/HB1718%20INT.PDF. Sponsor: Representative Leslie Osborn (R)

(NEW) **HB 1724 OK Pollutant Discharge Elimination System** stipulates it shall be unlawful for any facility, activity or entity regulated by DEQ to discharge any pollutant into waters of state or elsewhere without first obtaining a permit from Executive Director. Details at: http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/hB/HB1724%20INT.PDF. Sponsor: Representative Leslie Osborn(R)

(NEW) **HB 1746 Public Water Supply Permit Requirements**. Board shall promulgate rules setting conditions for exceptions including but not limited to a certification of the system upon application for an exception. Certifications shall provide assurances integrity and capacity of the existing system will not or has not been compromised. Details at: http://webserver1.lsb.state.ok.us/2013-14HB/HB1746_int.rtf. Sponsor: Representative Harold Wright (R)

(NEW) **HB 1762 Open Burning Bans** makes it unlawful for any person to set fire to any forest, grass, range, or other wildlands, or to build a campfire or bonfire, or to burn trash or other material that may cause a forest, grass, range, crop or other wildlands fire in any county, counties or area within a county where, there is gubernatorially proclaimed "extraordinary danger from fire," unless setting of any backfire during drought emergency is necessary for saving life or property. Details at: http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/hB/HB1762%20INT.PDF. Sponsor: Representative Tommy Hardin (R)

(NEW) **HB 1768 Construction or Operation of Sewage Treatment Systems.** No small public sewage treatment system or individual sewage treatment system shall be constructed or operated unless system complies with requirements prescribed by the Environmental Quality Board as determined by an inspection performed by DEQ or a person authorized DEQ. Details at: http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/hB/HB1768%20INT.PDF.

Sponsor: Representative Todd Russ (R)

(NEW) **HB 1821** 44 O.S. 2011, Section 1, is amended to read as follows: This act shall be known, and may be cited as "**the Oklahoma Military Code.**" Details at: http://webserver1.lsb.state.ok.us/2013-14HB/HB1821_int.rtf.

Sponsor: Representative Mike Christian (R)

(NEW) **HB 1879 Drinking Water and Water Supply System Treatment.** OK Water Resources Board shall promulgate rules necessary to implement provisions pertaining to water supply systems and treatment and distribution of water to the public, including but not limited to rules for construction and extension of such systems and specifications and directions as to source, manner of storage, purification, treatment and distribution of water supplied to the public. Details at: http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/hB/HB1879%20INT.PDF.

Sponsor: Representative Ken Walker (R)

(NEW) **HB 1922 "Scenic Rivers Act."** Legislature finds some free-flowing streams and rivers possess such unique natural scenic beauty, water conservation, fish, wildlife and outdoor recreational values of present and future benefit to people of the state and policy dictates these areas be preserved for benefit of the people.. For this purpose, there are designated certain "scenic river areas" to be preserved as a part of the state's diminishing resource of free-flowing rivers and streams. Details at:

http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/hB/HB1922%20INT.PDF.

Sponsor: Representative Dale R. DeWitt (R)

(NEW) **HB 2069 Water Cooperation Act.** The OK Water Resources Board shall assist, advise and encourage development of cooperative infrastructure projects and establish mechanisms to distribute its loan and grant funding within each of the states five congressional districts to encourage and reward cooperation and shall consider needs and requests evolving from public stakeholder meetings held as provided for in Section 2 of this act. Details at:

http://webserver1.lsb.state.ok.us/2013-14HB/HB2069_int.rtf. Sponsor: Representative Mike Jackson (R)

(NEW) **HB 2192 Gray Water and Water Reuse.** DEQ shall convene a working group including municipalities, consulting engineers, technical experts, and general public to explore opportunities for water reuse and to review and make recommendations on rules defining indirect potable reuse. Details at:

http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/hB/HB2192%20INT.PDF.

Sponsor: Representative Colby Schwartz (R)

(NEW) **HB 2268 State Renewable Energy Standard.** Legislature declares state intent to increase use of renewable energy by setting a renewable energy standard to serve as a goal to be reached by 2020. Details at:

http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/hB/HB2268%20INT.PDF.

Sponsor: Representative John Trebilcock (R)

(NEW) **HB 2293** has a new section of law not to be codified in OK Statutes reads as follows: This act shall be known and may be cited as the "**Oklahoma Water Usage Act.**" Details at:

http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/hB/HB2293%20INT.PDF.

Sponsor: Representative Anastasia Pittman (D)

(NEW) **Senate Concurrent Resolution (SCR) 3 OK Water Resources Board and Department of Environmental Quality Memorandum of Agreement (MOA) Relating to Water Quality and Reuse.** OK Water Resources Board and Department of Environmental Quality are directed to enter into a MOA no later than 1 Sep 13. MOA shall describe measures agencies individually and collectively shall take to ensure consideration of adoption of water quality standards impacting opportunities for water reclamation and reuse, and implementation of approved standards through permitting and other regulatory actions shall be expedited to maximum extent practicable without compromising public participation as required by law and principles of government openness and transparency. Details at:

http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/SRES/SCR3%20INT.PDF. Sponsor: Senator Susan Paddock (D)

(NEW) **SB 2 Water Rights and Landowner Private Property Right.** Water originating from a natural spring, when spring's point of origin is located on property of the landowner, shall be considered private property right of landowner and shall not be subject to public appropriation nor subject to laws of eminent domain. Details at: http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/SB/SB2%20INT.PDF. Sponsor: Senator Eddie Fields (R)

(NEW) **SB 3 Ownership of Impounded Water.** Any impounded water originating from any natural source shall be considered private property right of the landowner and not subject to eminent domain, provided such impoundment does not impair water rights or property of an adjacent landowner. Details at: http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/SB/SB3%20INT.PDF. Sponsor: Senator Eddie Fields (R)

(NEW) **SB 17 Regional Water Planning Areas.** It is public policy of this state to sustainably develop water resources through creation of Regional Water Planning Areas (RWPA), whose boundaries shall consider factors such as river basin and aquifer delineations, socio-economic characteristics, existing regional water planning areas, public comment, and other factors deemed relevant by the Water Resources Board. RWPA boundaries must be reviewed and updated at least once every 10 years. Introduced and referred to Senate Rules Committee then to Energy Committee. Details at: http://webserver1.lsb.state.ok.us/2013-14SB/SB17_int.rtf. Sponsor: Senator Josh Brecheen (R)

(NEW) **SB 33 Hazardous Waste Recycling.** Facilities recycling hazardous waste shall be exempt from subsection C of Sections 2-7-113 and Section 2- 7-113.1, and Section 2-7-115 of this title with regard to those units exclusively used in recycling. Off-site hazardous waste recycling facilities are subject to requirements specified by Hazardous Waste Management Act, Environmental Permitting Act, and rules promulgated there under, for a permit, and shall also meet design standards as promulgated by the Board. Details at: http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/SB/SB33%20INT.PDF. Sponsor: Senator Ron Justice (R)

(NEW) **SB 83 Water Rights.** It is in the interest of agricultural stability, domestic, municipal, industrial and other beneficial uses, general economy, health and welfare of the state and its citizens, to utilize state ground water resources based upon acres overlying ground water basin or subbasin. Provisions of Section 1020.1 et seq. of this title shall not apply to taking, using or disposal of salt water associated with exploration, production or recovery of oil and gas. Provisions of this act shall not apply to taking, using or disposal of water trapped in producing mines outside of a sensitive sole source groundwater basin or subbasin. Details at: http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/SB/SB83%20INT.PDF. Sponsor: Senator Frank Simpson (R)

(NEW) **SB 189 Beneficial Use, Waters and Water Rights.** Any person has right to take water for domestic use from a stream to which they are riparian or to take stream water for domestic use from wells on their premises. Water for domestic use may be stored in an amount not to exceed two years' supply. Introduced and referred to Senate Committee on Rules. Details at: http://webserver1.lsb.state.ok.us/2013-14SB/SB189_int.rtf. Sponsor: Senator Susan Paddack (D)

(NEW) **SB 227 Moratorium on Use of Groundwater from Certain Sole Source Basins.** A moratorium is hereby established on issuance of any temporary permit leading to any municipal or public water supply use of groundwater from a sensitive sole source groundwater basin or subbasin outside of any county overlaying in whole or in part of basin or subbasin. "Sensitive sole source groundwater basin" means a major groundwater basin or subbasin all or a portion of which has been designated as a "Sole Source Aquifer" by EPA pursuant to Safe Drinking Water Act. Introduced and referred to Senate Committee on Energy. Details at: http://webserver1.lsb.state.ok.us/2013-14SB/SB227_int.rtf. Sponsor: Senator Eddie Fields (R)

(NEW) **SB 255 Electronic Waste.** Every retailer engaged in the sale of covered electronic equipment shall:

- Accept, at no charge, electronic waste from any person during normal business hours of business; or
- Offer to any person at no charge, shipping of electronic waste to a recycling program conducted by such retailer.
- Post a sign open to public view, clearly indicating electronic waste is accepted. Introduced and referred to Senate Committee on Business and Commerce.

Details at: http://webserver1.lsb.state.ok.us/2013-14SB/SB255_int.rtf. Sponsor: Senator Al McAffrey (D)

(NEW) **SB 305 Water Policy.** It is declared to be public policy to utilize state ground water resources and provide reasonable regulations for allocation of use based on hydrologic surveys of fresh ground water basins or subbasins to determine a restriction on production, based upon acres overlying the ground water basin or subbasin. Provisions of this

act shall not apply to taking, using or disposal of water trapped in producing mines outside of a sensitive sole source groundwater basin or subbasin. Operators of mining operations overlying a sensitive sole source groundwater basin or subbasin shall obtain a groundwater use permit from the Oklahoma Water Resources Board for all groundwater removed from producing mines, including pit water and well water. (Also See SB 306). Introduced and referred to Senate Committee on Energy. Details at: http://webserver1.lsb.state.ok.us/2013-14SB/SB305_int.rtf. Sponsor: Senator Susan Paddack (D)

(NEW) **SB 306 Water Policy, Emergency.** It is declared to be public policy to utilize state ground water resources and for that purpose to provide reasonable regulations for allocation of use based on hydrologic surveys of fresh ground water basins or subbasins to determine a restriction on production, based upon acres overlying the ground water basin or subbasin. Surface mining shall be prohibited below water table in sensitive sole source groundwater basins or subbasins. Mining below water table shall be *prima facie* evidence of degradation to and interference with springs and streams emanating from a sensitive sole source groundwater basin or subbasin. Introduced and referred to Senate Committee on Energy. Details at: http://webserver1.lsb.state.ok.us/2013-14SB/SB306_int.rtf. Sponsor: Senator Susan Paddack (D)

(NEW) **SB 348 Groundwater Aquifer.** OK Water Resources Board shall not adopt any proposed Class I Groundwater Aquifer designations prior to a formalized interagency working group meeting to be held in accordance with provisions of Open Meetings Act and Open Records Act for purpose of evaluating potential impacts of such aquifer designation as it relates to other statutory Water Quality Standards or rules governing or implementing Water Quality Standards criteria. Introduced and referred to Senate Committee on Energy. Details at: http://webserver1.lsb.state.ok.us/2013-14SB/SB348_int.rtf. Sponsor: Senator AJ Griffin (R)

(NEW) **SB 358 Water Rights.** Any person has right to take water for domestic use from a stream to which they are riparian or to take stream water for domestic use from wells on their premises. Water for domestic use may be stored in an amount not to exceed two (2) years' supply. Provisions shall not apply to farm ponds or gully plugs which are not located on definite streams and which have been constructed under supervision and specifications of Soil and Water Conservation Districts. Introduced and referred to Senate Committee on Rules. (Also see SB 189) Details at: http://webserver1.lsb.state.ok.us/2013-14SB/SB358_int.rtf. Sponsor: Senator Charles Wyrick (D)

(NEW) **SB 489 Confidential Information Relating to Radiation.** The following information may be kept confidential:

- Investigative evidence of a plan or scheme to commit an act of terrorism;
- Assessments of the vulnerability of government facilities or public improvements to an act of terrorism and work papers directly related to preparing the assessment of vulnerability;
- Records including details for deterrence or prevention of or protection from an act or threat of an act of terrorism; and
- Records including details for response or remediation after an act of terrorism.

Introduced and referred to Senate Committee on Energy. Details at: http://webserver1.lsb.state.ok.us/2013-14SB/SB489_int.rtf. Senator Frank Simpson (R)

(NEW) **SB 491 Prohibiting Smoking in Certain Public Areas and Properties.** Possession of lighted tobacco in any form is a public nuisance and dangerous to public health and is hereby prohibited when such possession is in any indoor place used by or open to the public, all parts of a zoo to which public may be admitted, public transportation, or any indoor workplace, except where specifically allowed by law. Introduced and referred to Senate Committee on Health and Human Services. Details at: http://webserver1.lsb.state.ok.us/2013-14SB/SB491_int.rtf. Sponsor: Senator Frank Simpson (R)

(NEW) **SB 509 Excavation Exemptions and Specifying Excavation Activity.** Nothing in this title shall apply to:

- Any excavation done by a railroad when excavation is made entirely on land which the railroad owns and on which the railroad operates, provided there is no encroachment on any operator's rights-of-way or easements.
- An excavation or demolition during an emergency with an emergency being defined as a sudden or unexpected occurrence involving a clear and imminent danger, demanding immediate action to prevent or mitigate loss of or damage to life, health, property, or essential public services, provided all reasonable precaution has been taken to protect any underground facilities.
- Any excavation for routine pavement maintenance, including patch type paving or milling of pavement surfaces, upon paved portions of any street, road, or highway of the state provided that any such excavation does not exceed a depth of existing pavement or 12 inches, whichever is less.

Introduced and referred to Senate Committee on Transportation. Details at: http://webserver1.lsb.state.ok.us/2013-14SB/SB509_int.rtf. Sponsor: Senator Gary Stanislawski (R)

(NEW) **SB 555 Renewable Energy And Renewable Energy Standards.** It is state's intent to increase use of renewable energy by setting a renewable energy standard goal of 15% and 20% of all installed capacity of state electricity generation by 2020. Introduced and referred to Senate Committee on Rules. Details at: http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/SB/SB555%20INT.PDF. Sponsor: Senator Brian Bingman (R)

(NEW) **SB 641 Water Rights.** Any person has right to take water for domestic use from a stream to which they are riparian or to take stream water for domestic use from wells on their premises. Water for domestic use may be stored in an amount not to exceed two years' supply. (See SB 189 and SB 358). Details at: http://webserver1.lsb.state.ok.us/2013-14SB/SB641_int.rtf. Sponsor: Senator Mike Schulz (R)

(NEW) **SB 654 Water Conservation.** The OK Water Resources Board shall solicit proposals for and make grants for establishment of pilot programs implementing water conservation projects or plans in state communities. Goals and objectives are to:

- Increase awareness through education programs or public information campaigns regarding value of water resources and how water can be used more efficiently;
- Provide assistance to communities or entities initiating water conservation plans, programs, and activities and to research and document potentially improving water use efficiency through demonstration projects and other activities; and
- Assist in development of policies encouraging implementation of water conservation measures.

Details at: http://webserver1.lsb.state.ok.us/2013-14SB/SB654_int.rtf. Sponsor: Senator Nathan Dahm (R)

(NEW) **SB 768 Secretary of Environment to Serve as Executive Director.** The Secretary of Environment or successor cabinet position having authority over DEQ shall serve as Executive Director of DEQ with environmental powers and duties designated by the Governor and will disburse federal funds received by the Secretary of Environment to each state environmental agency and state agency based upon its statutory duties and responsibilities relating to environmental areas as determined by the Secretary of Environment in consultation with the Secretary of Agriculture. Introduced and referred to Senate Energy Committee. Details at: http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/SB/SB768%20INT.PDF. Sponsor: Senator Josh Brecheen (R)

(NEW) **SB 800 Water Cooperation Act.** There shall be created within OK Water Resources Board (OWRB) five Water Cooperation Boards whose boundaries shall be established by OWRB, using county boundaries, with emphasis on achieving a commonality of interests regarding water infrastructure projects. Purpose of these boards shall be to advise OWRB by proposing infrastructure projects and identifying local needs to ensure an adequate water supply to serve each area. Details at: http://webserver1.lsb.state.ok.us/2013-14SB/SB800_int.rtf. Sponsor: Senator Brian A. Crain (R)

(NEW) **SB 870 Annual Service Fees.** Environmental Quality Board shall establish an annual fee for public water supply system regulatory services based on size and type of system and resulting state regulatory cost of services. Annual fee shall not result in an increase of more than \$0.30 per month per residential user of public water supply systems per year. With the exception of state, federal, and non-transient non-community public water systems paying actual costs of public water supply system regulatory services, no system shall pay less than \$0.04 per service connection per month. Details at: http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/SB/SB870%20INT.PDF. Sponsor: Senator John W. Ford (R)

(NEW) **SB 875 Invasive and Nuisance Species.** OK Department of Wildlife Conservation (DWC) is authorized to issue permits to landowners, lessees, or designated agents and to any entity of state, county, or local government to control nuisance or damage by any species of wildlife including, but not limited to beaver, coyote, deer, bobcat, raccoon, elk, and crow under rules promulgated by Wildlife Conservation Commission. Permits may be issued without limitation by statewide season regulations, bag limits or methods of taking. Details at: http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/SB/SB875%20INT.PDF. Sponsor: Senator Bryce Marlatt (R)

(NEW) **SB 926 Recycling Initiative.** Legislature recognizes and declares it is necessary for public interest, health and economic welfare to encourage and promote recycling and reuse of recoverable materials. Recycling and reuse substantially reduces disposal costs and flow of solid waste to state's dwindling solid waste sites while preserving, expanding and encouraging economic growth. Introduced and referred to Senate Rules Committee. Details at: http://webserver1.lsb.state.ok.us/cf_pdf/2013-14%20INT/SB/SB926%20INT.PDF Sponsor: Rob Johnson (R)

(NEW) **SB 964 Volunteer Organizations for Water Planning.** Citizens of this state are authorized to create volunteer organizations at local or regional levels, to gather information and plan for local or regional current and future water needs. Such information shall be transmitted to Water Resources Board members and staff to devise a process to recognize volunteer organizations created pursuant to this section and may provide technical assistance when requested by an organization and upon approval by Water Resources Board. Details at: http://webserver1.lsb.state.ok.us/2013-14SB/SB964_int.rtf3. Sponsor: Senator Bryce Marlatt (R)

STATE OF OKLAHOMA PROPOSED RULE

(NEW) **Department of Environmental Quality Proposed Rule: Rules of Practice and Procedure (OAC 252: Chapter 4)** corrects errors in text of rules, clarifies permit review and corrects opportunities for an applicant prior to issuance of a draft permit by DEQ, to clarify process for a permit applicant who wishes to seek agency review of a final permit decision and what constitutes administrative record for such a review and to clarify a declaratory ruling request is a prerequisite to seeking judicial review of a final permit decision. Public meeting 22 Feb 13, comments due 25 Feb 13. Details at: http://www.oar.state.ok.us/register/Volume-30_Issue-09.htm#a30731. For more information, please call Martha Peniston at (405) 702-7184.



NOTICE: Request command and installation staff contact their Army Regional Environmental Coordinator (or component REC) with information on potential mission/installation impacts of proposed state laws and regulations, or to express interest in participating in a rule writing stakeholder work group.

Legislature convenes 8 Jan 13 and adjourns 27 May 13.

STATE OF TEXAS PROPOSED LEGISLATION

(NEW) **HB 378 Climate Adaptation Plan.** No later than 1 Sep 14 and before end of each successive four-year period after that date, the following entities shall publish a climate adaptation plan assessing entity's role with respect to climate change:

- Department of Agriculture;
- each independent organization certified under Section 39.151, Utilities Code;
- Commission on Environmental Quality;
- General Land Office;
- Department of Housing and Community Affairs;
- Department of Insurance;
- Parks and Wildlife Department;
- Department of Public Safety;
- Public Utility Commission;
- the office of the comptroller;
- Forest Service; and
- Water Development Board.

A climate adaptation plan is a strategy to identify, minimize, and adequately prepare for effects of climate change on state social, economic, and ecological systems and to manage risks associated with a changing climate. A plan under this chapter must be based on current peer-reviewed climate science identifying likely impacts of rising ambient temperatures, rising sea levels, and changes in precipitation patterns on this state. Details at:

<http://www.legis.state.tx.us/tlodocs/83R/billtext/doc/HB003781.doc> Sponsor: Representative Lon Burnam (D)

(NEW) **HB 426 Regulatory Analysis of Proposed TX Commission on Environmental Quality (TCEQ) Rules.** Before adopting an environmental rule, TCEQ shall conduct a regulatory analysis weighing costs and environmental effects expected to result from rule implementation and compliance. TCEQ shall incorporate into a fiscal note, a draft impact analysis describing at a minimum:

- Identify the problem rule is intended to address;
- Identify environmental effects agency expects to result from rule implementation and compliance , including projected level of reduction of pollutants or contaminants in air, water, and soil media;
- Identify and describe costs agency expects state agencies, local governments, public, and affected regulated entities, other than small businesses, will incur from rule implementation and compliance ; and
- Identify and describe in a separate economic impact analysis costs the agency expects small businesses will incur from rule implementation and compliance .

Details at: <http://www.legis.state.tx.us/tlodocs/83R/billtext/doc/HB004261.doc> Sponsor: Representative C. Brandon Creighton (R)

(NEW) **HB 493 General Health and Safety.** Consistent with federal law, a governmental entity entering into a construction contract must require contractor to ensure all employees working on a general construction site have completed construction safety training before an employee works on construction sites. Contractor must receive and provide to governmental entities certificates of training completion for employees. Details at:

<http://www.legis.state.tx.us/tlodocs/83R/billtext/doc/HB004931.doc> Sponsor: Representative Ana E. Hernandez Luna (D)

(NEW) **HB 569 State Environmental Standards.** Commission shall conduct a study of state environmental statutes and agency rules to determine which statutes and rules provide standards or requirements more stringent than minimum acceptable standards or requirements provided by federal laws or regulations adopted to regulate same activity. Study must include recommendations for establishing environmental standards or requirements not more stringent than minimum acceptable standards or requirements provided by applicable federal laws or regulations. Details at:

<http://www.legis.state.tx.us/tlodocs/83R/billtext/doc/HB005691.doc>.

Sponsor: Representative James White (R)

(NEW) **HB 597 Boater Education to Prevent Spread of Exotic Harmful or Potentially Harmful Aquatic Plants, Fish, and Shellfish.** A boater education course or equivalency examination under this section must include information on how to prevent spread of exotic harmful or potentially harmful aquatic plants, fish, and shellfish, including department-approved methods for cleaning:

- a boat;
- a boat's motor;
- fishing and other equipment; and
- a boat trailer.

Details at: <http://www.legis.state.tx.us/tlodocs/83R/billtext/doc/HB005971.doc>. Sponsor: Representative Ryan Guillen (D)

(NEW) **SB 167 Safety Training for Employees of Certain Contractors with a Governmental Entity.** Consistent with federal law, a governmental entity entering into a construction contract must require contractor ensure all employees working on the general construction site have completed construction safety training before an employee works on construction sites. Contractor must receive and provide to governmental entities certificates of training completion for employees. (See HB 493). Details at:

<http://www.legis.state.tx.us/tlodocs/83R/billtext/doc/SB001671.doc>. Sponsor: Senator Robert F. Deuell (R)

(NEW) **SB 198 Drought-Resistant Landscaping or Water-Conserving Turf.** A property owners' association may not include or enforce a provision prohibiting or restricting a property owner from:

- Implementing measures promoting solid-waste composting of vegetation, including grass clippings, leaves, or brush, or leaving grass clippings uncollected on grass;
- Installing rain barrels or a rainwater harvesting system;
- Implementing efficient irrigation systems, including underground drip or other drip systems; or
- Using drought-resistant landscaping or water-conserving turf.

Details at: <http://www.legis.state.tx.us/tlodocs/83R/billtext/doc/SB001981.doc>. Sponsor: Senator Kirk Watson (D)

Region 7



NOTICE: Request command and installation staff contact their Army Regional Environmental Coordinator (or component REC) with information on potential mission/installation impacts of proposed state laws and regulations, or to express interest in participating in a rule writing stakeholder work group.

Legislature convenes 14 Jan 13 and adjourns 3 May 13.

STATE OF IOWA PROPOSED LEGISLATION

(NEW) **HF 48 Geothermal, Solar and Wind Energy Property.** Value added by any new or refitted construction or installation of a geothermal heating or cooling system on or after 1 Jul 12, on property classified as residential, shall be allowed an exemption for 10 consecutive years and shall apply to any value added by addition of mechanical, electrical, plumbing, ductwork, or other equipment, labor, and expenses required for construction or installation of geothermal systems. Introduced and referred to House Committee on Ways & Means. Details at:

<http://coolice.legis.iowa.gov/Cool-ICE/default.asp?Category=billinfo&Service=Billbook&ga=85&hbill=HF48>.

Sponsor: Representative Tyler Olson (D)

(NEW) **Senate Study Bill (SSB) 1005 Stormwater.** A person proposing to conduct activities covered by the General Permit shall provide notice of intent to conduct an activity on a form provided by DNR. A person shall also provide public notice of intent to conduct activities other than stormwater and allowable non-stormwater discharges covered under the General Permit by publishing notice in two newspapers with largest circulation in the area in which facility is located. Notice of the discontinuation of a permitted activity other than stormwater and allowable non-stormwater discharges shall be provided in same manner. Details at:

<http://coolice.legis.iowa.gov/Cool-ICE/default.asp?Category=billinfo&Service=Billbook&ga=85&hbill=SSB1005>

Sponsor: Senator Brian H. Schoenjahn (D)

(NEW) **Senate Study Bill (SSB) 1007 Radon Standards** requires state building code commissioner to adopt statewide radon control standards in residential construction, radon testing, mitigation, or abatement in schoolhouses and certain residential buildings. Also requires notifications, provides an income tax credit, and makes penalties applicable. Details at: http://coolice.legis.iowa.gov/linc/85/external/SSB1007_Introduced.rtf. Sponsor: Senator Matt McCoy (D)

(NEW) **SF 7 Invasive Species.** A person shall not import, sell, offer for sale, or distribute teasel (*Dipsacus*) biennial, the multiflora rose (*Rosa multiflora*), purple loosestrife (*Lythrum salicaria*), purple loosestrife (*Lythrum virgatum*), or oriental bittersweet (*Celastrus orbiculatus*), including seeds of those plants, in any form in this state. However, this section subsection does not prohibit sale, offer for sale, or distribution of the multiflora rose (*Rosa multiflora*) used for understock for either cultivated roses or ornamental shrubs in gardens. Details at:

<http://coolice.legis.iowa.gov/Cool-ICE/default.asp?Category=billinfo&Service=Billbook&ga=85&hbill=SF7>.

Sponsor: Senator Robert M. Hogg (D)

STATE OF IOWA FINAL RULE

(Effective 16 Jan 13) **Department of Public Health Lead-Based Paint - Definition of Minor Repair and Maintenance Activities (641 IAC 70.2)** amends definition of "minor repair and maintenance activities," and increases minimum area of disturbed painted surface triggering regulation. Details at: <https://www.legis.iowa.gov/DOCS/ACO/IAC/LINC/12-12-2012.Bulletin.pdf>. For more information, please call Kane Young at (515) 242-6335.



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Legislature convenes 14 Jan 13 and adjourns 29 Apr 13.

STATE OF KANSAS PROPOSED LEGISLATION

(NEW) **SB 43 Reservoir Water Storage** requires KS Water Office to formulate a plan to address water-related issues through dredging, beginning with John Redmond reservoir, employ streambank stabilization and other methods to reduce sedimentation in watersheds above water supply reservoirs, assure future water storage in KS reservoirs and finance each improvement project. Introduced and referred Senate to Committee on Natural Resources. Details at: http://www.kslegislature.org/li/b2013_14/measures/documents/sb43_00_0000.pdf.
Sponsor: Joint Committee on Energy and Environmental Policy

STATE OF KANSAS PROPOSED RULE

(NEW) **Department of Health and Environment Proposed Rule: Hazardous Waste Management (K.A.R. 28-31-260b, 28-31-268)**. Summary of Regulations:

- K.A.R. 28-31-260b. General provisions and definitions, adoption of technical documents: Regulation adopts technical documents cited in federal hazardous waste regulations adopted state by reference. Adoption of these documents is needed to maintain and update state's authorization to administer the hazardous waste management program in lieu of EPA.
- K.A.R. 28-31-268. Land disposal restrictions, adoption and modification of federal regulations: Proposed amendment corrects an error in K.A.R. 28-31-268, which adopts 40 CFR Part 268, Land Disposal Restrictions, by reference. 40 CFR Part 268 sets standards for treatment of hazardous waste destined for disposal in a municipal solid waste landfill or a hazardous waste landfill. Under federal regulations, land disposal restrictions (LDRs) apply to generators of more than 100 kg of hazardous waste each month; i.e., small quantity generators and large quantity generators.

Hearing scheduled and comments due 2 Apr 13. Details at:

http://www.kssos.org/pubs/register%5C2013%5CVol_32_No_05_January_31_2013_p_111-136.pdf#page=16. For more information, please call Christine Mennicke at 785-296-0724.

OTHER REGULATORY ACTIVITY AND GENERAL INFORMATION

Kansas Water Office Notice of Intent: Preparation of a Programmatic Environmental Impact Statement (EIS) to evaluate potential environmental consequences of removing sediment from John Redmond Reservoir to restore water supply storage for benefit of regional water users and restore lost aquatic habitat for benefit of public recreation and lake ecosystem due to sedimentation. Activities include outdoor operations requiring use of dredge and sediment disposal sites. Meeting 5 Feb 13, comments due 12 Mar 13. Details at: http://www.kssos.org/pubs/register%5C2013%5CVol_32_No_04_January_24_2013_p_75-110.pdf#page=3. For more information, please call Bobbi Wendt at (785) 296-3185.



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Legislature convenes 9 Jan 13 and adjourns 29 Apr 13.

STATE OF MISSOURI PROPOSED LEGISLATION

(NEW) **HB 28 Open Burning Ban** authorizes any municipality or fire protection district to adopt orders, ordinances or resolutions, including burn ban orders, as specifically related to actual or impending occurrence of a natural or man-made disaster of major proportions within county of municipality or fire protection district when safety and welfare of inhabitants are jeopardized. Orders, ordinances, or resolutions may include a penalty for a violation as an infraction or a misdemeanor. Introduced and referred to House Committee on Tourism and natural Resources. Details at: <http://house.mo.gov/billtracking/bills131/sumpdf/HB00281.pdf>. Sponsor: Representative Donna Lichtenegger (R)

(NEW) **HB 44 Hydropower.** This bill allows hydropower produced in any quantity to be used to satisfy renewable energy standard of Section 393.1030, RSMo. Hydropower generated from pumped storage remains ineligible to be counted as renewable energy for purposes of standard. Referred to House Committee on Utilities, reported from committee as "Do Pass." Details at: <http://house.mo.gov/billtracking/bills131/sumpdf/HB00441.pdf>. Sponsor: Representative Bart Korman (R)

(NEW) **HB 74 Repair or Replacement Fee, Residential Lateral Sewer Service Lines** authorizes any city, town, village, sewer district, or water supply district, upon voter approval, to impose a fee of up to \$4 per month or \$48 annually for each lateral sewer service line providing sewer service to a residential property having four or fewer dwelling units for purpose of repair or replacement due to failure of lateral sewer service lines extending from residential dwelling to its connection with public sewer system. Fee may be added to general tax levy bill of property owner and collected in same manner as delinquent real estate taxes and tax bills. Details at: <http://house.mo.gov/billtracking/bills131/sumpdf/HB00741.pdf>. Sponsor: Representative Chuck Gatschenberger (R)

(NEW) **HB 122 Solid Waste Transportation.** Notwithstanding any other provision of law to the contrary, any truck, tractor-trailer or other combination engaged in transporting solid waste, as defined by section 260.200, or engaged in transporting recyclable waste, between any city and a solid waste disposal area or, solid waste processing facility, recycling facility approved by DNR, Department of Health and Senior Services, or Department of Revenue may operate with a weight not to exceed 22,400 pounds on one axle or a weight not to exceed 44,800 pounds on any tandem axle. Introduced and referred to House Committee on Transportation. Details at: <http://www.house.mo.gov/BillSummaryPrn.aspx?bill=HB122&year=2013&code=R>. Sponsor: Representative Tony Dugger (R)

(NEW) **SB 41 Private Nuisance Actions** based on an air emission or water or solid waste discharge, other than placement of nuclear waste, are specifically prohibited if emission or discharge was expressly authorized by and not in violation of a statute or regulation; a license issued by a public body specified in the act; or a court order. However, a person may file suit based on these types of actions if permit or order creates a condition not reasonably foreseeable at the time of issuance or if permit holder fails to disclose certain facts. Referred to Senate Commerce, Consumer Protection, Energy and Environment Committee. Details at: http://www.senate.mo.gov/13info/BTS_Web/Summary.aspx?SessionType=R&SummaryID=17459050&BillID=16944718. Sponsor: Senator Scott Sifton (D)

(NEW) **SB 140 2013 Water Quality Standards** requires EPA Method 1603 or equivalent method be used to measure *E. coli* at state parks' swim beaches. Beaches exceeding geometric mean standard shall post a sign stating "Swimming is Not Recommended." Beaches exceeding statistical threshold value (STV) standard shall be retested twice. If either of retest exceeds STV standard, a sign shall be posted stating "Swimming is Not Recommended." Introduced and referred to Senate Commerce, Consumer Protection, Energy and the Environment Committee. Details at: <http://www.senate.mo.gov/13info/pdf-bill/intro/SB140.pdf>. Sponsor: Senator Dan W. Brown (R)

OTHER REGULATORY ACTIVITY AND GENERAL INFORMATION

EPA Approves Missouri Compliance Water Quality Standards Rules. EPA Region 7 approved changes to state water quality standards rules to provide greater flexibility in National Pollutant Discharge Elimination System (NPDES) program.

State's regulations previously allowed no more than three years for a permittee, such as municipal sewage treatment plants and industrial facilities, to come into compliance with its NPDES permit. Due to the limits of current technology for controlling some pollutants, full compliance is not always possible within a three-year period. MO's new regulation now allows for a longer compliance period, in accordance with federal regulations.

MO DNR submitted rule changes to EPA on 11 Dec 12, for review and approval. The Clean Water Act (CWA) requires EPA to review state's rule changes to determine if they comply with law. More at:

<http://yosemite.epa.gov/opa/admpress.nsf/beebc0b489d357e08525735900400c2f/ac5a07374ce6027485257b010064d99c!OpenDocument>.

EPA Proposed Approval and Promulgation of Implementation Plans: Control of Sulfur Emissions from Stationary Boilers. EPA proposes to approve revisions to State Implementation Plan (SIP) submitted 27 Oct 09. This revision adds a new rule to reduce the concentration of fine particles (PM_{2.5}) in St. Louis nonattainment area by limiting sulfur dioxide (SO₂) emissions (a precursor pollutant to PM_{2.5}), from industrial boilers. Details at:

<http://www.regulations.gov/#!documentDetail:D=EPA-R07-OAR-2012-0763-0001>.



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Legislature convenes 9 Jan 13 and adjourns 30 May 13.

STATE OF NEBRASKA PROPOSED LEGISLATION

(NEW) **LB 13 Radon Residential Construction** requires all new residential home construction beginning 1 Jan 14 include radon resistant construction to protect families. Details at:

<http://www.nebraskalegislature.gov/FloorDocs/Current/PDF/Intro/LB13.pdf>. Sponsor: Senator Bob Krist (I)

(NEW) **LB 140 Land Use Planning, Airport Zoning** provides airport hazard area dimensions, changes provisions relating to airport hazard area zoning regulations, board of adjustment, and judicial review among others. Referred to Government, Military and Veterans Affairs Committee. Details at:

<http://www.nebraskalegislature.gov/FloorDocs/Current/PDF/Intro/LB140.pdf>. Sponsor: Senator Bob Krist (I)

(NEW) **LB 185 State Assistance For Streamflow Enhancement Projects** It is intent of Legislature to provide financial assistance to resources districts exercising authority given them pursuant to sections 2-3226.01 to 2-3226.05 to invest in projects that enhance streamflows for purpose of compliance with compacts, agreements, and decrees and to assist in management, protection, and conservation of water resources of river basins.

Introduced and referred to Appropriations Committee. Details at:

<http://www.nebraskalegislature.gov/FloorDocs/Current/PDF/Intro/LB185.pdf>. Sponsor: Senator Mark R. Christensen (I)

(NEW) **LB 203 Solid Waste** changes provisions relating to solid waste under Environmental Protection Act to define and redefine terms relating to solid waste and to repeal original section. Details at:

<http://www.nebraskalegislature.gov/FloorDocs/Current/PDF/Intro/LB203.pdf>.

Sponsor: Senator Jim Scheer (I)

(NEW) **LB 353 Defining Regulatory Authority of Natural Resources Districts.** Each district shall have power and authority to:

- Receive and accept donations, gifts, grants, bequests, appropriations, or other contributions in money, services, materials, or otherwise from U.S. or any of its agencies, from the state or any of its agencies or political subdivisions, or from any person as defined in section 49-801 and use or expend all such contributions in carrying on its operations;
- Establish advisory groups by appointing persons within the district, pay necessary and proper expenses of such groups as the board shall determine, and dissolve such groups; and
- Employ such persons as necessary to carry out its authorized purposes and, in addition to other compensation provided, establish and fund a pension plan designed and intended for benefit of all permanent full-time employees of the district.

Details at: <http://www.nebraskalegislature.gov/FloorDocs/Current/PDF/Intro/LB353.pdf>.

Sponsor: Senator Mark R. Christensen (I)

(NEW) **LB 391 Changes Provisions Relating to Water Storage.** Every person intending to construct and operate a storage reservoir for irrigation or any other beneficial purpose or intending to construct and operate a facility for intentional underground water storage and recovery shall make an application to DEQ upon prescribed form and provide such plans, drawings, and specifications as are necessary to comply with Safety of Dams and Reservoirs Act. Details at: <http://www.nebraskalegislature.gov/FloorDocs/Current/PDF/Intro/LB391.pdf>. Sponsor: Senator Albert Davis (I)

(NEW) **LB 454 Electronics Extended Producer Responsibility and Job Creation Act.** The purpose of LB 454 is to establish a comprehensive electronics recycling system ensuring safe, environmentally sound management of covered electronic equipment, encourage design of recyclable and less toxic electronic devices, and create jobs in collection, handling, and recycling of covered electronic equipment. Details at: <http://www.nebraskalegislature.gov/FloorDocs/Current/PDF/Intro/LB454.pdf>. Sponsor: Senator Ken Haar (I)

Department of Defense Activity

Programmatic Environmental Assessment (PEA) for Army 2020 Force Structure Realignment. Department of the Army has completed a final [Programmatic Environmental Assessment](#) and draft Finding of No Significant Impact for Army force structure reductions and realignments that may occur from Fiscal Years 2013-2020. The PEA analyzes potential environmental and socioeconomic impacts associated with realignment of force structure between FY2013 and FY2020 to field a force of sufficient size, capability, and configuration to meet the Nation's current and projected future security and defense requirements.

Federal Activity

Air

National Ambient Air Quality Standards Tightened for Fine Particulate Matter. EPA published the final rule revising National Ambient Air Quality Standards (NAAQS) for fine particulate matter (PM_{2.5}) ([78 FR 3085-3287](#)). The rule lowers, from 15.0 to 12.0 micrograms per cubic meter, annual PM_{2.5} primary (health-based) standards for fine particles (particles less than or equal to 2.5 micrometers in diameter). EPA is retaining the 24-hour PM_{2.5} standard at a level of 35 micrograms per cubic meter, and retaining the 24 hour PM₁₀ standard at 150 µg/m³. EPA indicates [most areas are already in compliance](#) and expects fewer than 10 counties in the U.S. will be required to consider local actions to reduce fine particle pollution in order to meet the new standard by 2020. Separately, EPA announced a voluntary program called [PM Advance](#) to encourage states, localities, and tribes to work to reduce particulate emissions. Additional information found on [EPA NAAQS website](#).

National Emissions Standards for Hazardous Air Pollutants (NESHAPs) for Reciprocating Internal Combustion Engines. In advance of formal publication, [EPA signed amendments](#) to NESHAP for stationary reciprocating internal combustion engines. Additional information on rules including fact sheets and text of the final amendments can be found at the [EPA policy and guidance website](#). EPA POC: [Melanie King](#).

Climate Change

Test Procedures for Residential Water Heaters and Commercial Water Heaters. DOE is initiating rulemaking and data collection to develop a uniform efficiency descriptor and accompanying test method for residential water heaters and commercial water heaters ([78 FR 2340-2347](#)). DOE POC: [Mohammed Khan](#), (202) 586-7892.

Hazardous Chemicals

(Effective 1 Jan 13) Harmonization with International Standards. DOT, Pipeline and Hazardous Materials Safety Administration (PHMSA) issued a final rule ([78 FR 987-1100](#)) amending Hazardous Materials Regulations to incorporate changes adopted in International Maritime Dangerous Goods (IMDG) Code, International Civil Aviation Organization's (ICAO) Technical Instructions, and UN Model Regulations. DOT POCs: Vincent Babich or Shane Kelley, (202) 366-8553.

Extension of ORM-D for Surface Transportation. DOT has extended authorization for use of ORM-D classification and use of packagings marked "Consumer commodity, ORM-D" for domestic highway, rail, and vessel transportation until 31 Dec 2020 ([78 FR 1101-1118](#)). DOT POCs: Michael Stevens or Vincent Babich, (202) 366-8553.

Draft Chemical Risk Assessments - Methylene Chloride and TCE. EPA released draft chemical risk assessments for five chemicals, including methylene chloride (dichloromethane - DCM), N-Methylpyrrolidone (NMP), and trichloroethylene (TCE) ([78 FR 1856-1858](#)). Draft assessments focus on use of methylene chloride and N-Methylpyrrolidone in paint stripping and uses of TCE as a degreaser and in consumer products used by individuals in arts/crafts fields. Comments on draft assessments due 11 Mar 13. EPA POC: [Stanley Barone](#), (202) 564-1169.

Air Transportation of Lithium Batteries. DOT, PHMSA is seeking additional comment on impact of changes to requirements for air transport of lithium cells and batteries ([78 FR 1119-1120](#)). Changes for lithium batteries adopted in the 2013-2014 International Civil Aviation Organization [Technical Instructions](#) on Transport of Dangerous Goods by Air (ICAO Technical Instructions), were incorporated by reference in a final rule amending DOT Hazardous Materials Regulations (HMR). Specifically, PHMSA is seeking comment on whether to require mandatory compliance with 2013-2014 ICAO Technical Instructions for all shipments of lithium batteries by air, both foreign and domestic, or to allow domestic shippers and carriers to choose between compliance with the existing HMR and the ICAO instruction. Comments due 8 Mar 13. DOT POCs: Charles E. Betts or Kevin A. Leary, (202) 366-8553.

Threatened & Endangered Species

Proposed Designation of Critical Habitat for the Zuni Bluehead Sucker ([78 FR 5351-5369](#)). FWS proposed critical habitat status for the Zuni bluehead sucker (*Catostomus discobolus yarrowi*). This fish has a restricted geographic distribution (Apache County, AZ and **Cibola, McKinley, and San Juan Counties, NM**, and on the Navajo Indian Reservation). FWS POC: Wally Murphy, (505) 346-2525.

(Effective 4 Feb 13) Critical Habitat Designation for Southwestern Willow Flycatcher. FWS revised critical habitat for the southwestern willow flycatcher ([78 FR 343-534](#)). In total, approximately 1,975 stream kilometers (1,227 stream miles) are being designated as critical habitat. These areas are designated as stream segments, with lateral extent including the riparian areas and streams that occur within 100-year floodplains or flood-prone areas encompassing a total area of approximately 84,569 hectares (208,973 acres). The critical habitat is located on a combination of Federal, state, tribal, and private lands in AZ, CA, and **NM**. FWS POC: Steve Spangle, 602-242-0210.

Endangered Status for Four Central Texas Salamanders and Designation of Critical Habitat. FWS announced reopening of the public comment period on the 22 Aug 12, proposed listing and proposed designation of critical habitat for the Austin blind salamander, Georgetown salamander, Jollyville Plateau salamander, and Salado salamander ([78 FR 5385-5403](#)). Comments due 11 Mar 13. FWS POC: Adam Zerrenner, 512-490-0057.

Remediation

Assessing Protectiveness at Sites for Vapor Intrusion. EPA finalized the first of several pending guidance documents and regulations governing evaluation and mitigation of vapor intrusion at contaminated sites. [EPA's new guidance](#) requires regional EPA offices address vapor intrusion risks during the five-year reviews for most completed Superfund cleanups.

Other

The Fall 2012 Regulatory Plan and Unified Agenda of Federal Regulatory and Deregulatory Actions has been released. [The Regulatory Agenda](#) is updated twice yearly every spring and fall. The Regulatory Plan, published only once a year as part of the fall edition of the Agenda, identifies the most significant regulatory actions that agencies expect to take in the coming year. EPA also maintains a website providing monthly updates about [planned EPA regulations](#).

National Conferences and Symposia

5-7 Mar, Washington, DC, 8th Annual Military Energy Alternatives Conference. An in-depth discussion on strategies to integrate latest technologies, establish returns on alternative energy investments and create a successful business environment with stakeholders in an effort to meet energy efficiency and security targets. For more information, please call 416-800-2481.

Regional Meetings

13-15 Mar, New Orleans, LA [Clean Air Compliance Workshop](#). This 2.5 day course provides a comprehensive overview of each regulation, permit, plan, etc. to give a better understanding of facility compliance. This course is designed for new and veteran air professionals and practitioners.

13-15 Aug, Topeka, KS. [2013 Kansas Environmental Conference](#) will be held Capitol Plaza Hotel. Information will be posted when available.

Professional Development

[Air Force Institute of Technology \(AFIT\) Training Course, Qualified Recycling Program Management.](#) Course purpose is to understand Department of Defense requirements for operating a Qualified Recycling Program (QRP). Course emphasizes principles and techniques to assist students in implementing a sound Qualified Recycling Program and focuses on learning what products can be recycled, products prohibited from recycling, QRP regulations, necessary processing equipment, collection and sorting methods to maximize returns, working with your DRMO, establishing contracts, recording transactions, DoD recordkeeping, and estimating future budgets.

FY 2013 USACE PROSPECT Training. Course catalog (a.k.a. Purple Book) is available at [Purple Book](#). For a list of classes and dates check the [training schedule](#). Courses are open to all federal employees, state, county and city employees and contractors. There are different registration processes for each entity.

[Defense and Federal Environmental Training/Awareness.](#) The US Army offers numerous environmental training courses. Information on environmental training conferences, school and other training providers and fiscal year class schedules are available on the US Army Environmental Command (AEC) website.

[Navy Environmental Training Program and Interservice Environmental Education Review Board \(ISEERB\) Course Catalog](#). ISEERB [Course Catalog](#) helps get right training to right people at right time. Training is requirements driven and delivered in classrooms, video-teletraining via satellite, Navy Knowledge Online (NKO) and other Interactive Multimedia Instruction.

[Clean Construction Pilot Credit](#) US Green Building Council announced a program which can be used toward Leadership in Energy and Environmental Design (LEED) certification. The Clean Construction Pilot Credit includes:

- Pollution standards for vehicles and equipment;
- Idling limits;
- Staging area requirements; and
- Data gathering

[Readiness and Environmental Protection Initiative \(REPI\) Webinar Series](#) is a DoD/Land Trust Alliance partnership.

26 Feb, New Orleans, LA: [Energy Savings Performance Contract Comprehensive Workshop](#). Open only to Federal employees and DOE management and operating (M&O) contractors, workshop outlines latest DOE ESPC indefinite delivery, indefinite quantity contract and process. Session is taught by DOE national laboratory experts and other consultants with extensive background in ESPCs.

27-28 Feb, Washington, DC: [2013 Climate Leadership Conference](#) is dedicated to professionals addressing global climate change through policy, innovation, and business solutions. It gathers forward-thinking leaders from business, government, academia, and the non-profit community to explore energy and climate related solutions, introduce new opportunities, and provide support to leaders taking action on climate change.

5-7 Mar, Washington, DC: [8th Annual Military Energy Alternatives Conference](#) will be an in-depth discussion on strategies to integrate the latest technologies, establish returns on alternative energy investments and create a successful business environment with stakeholders in an effort to meet energy efficiency and security targets.

6-7 Mar, Philadelphia, PA: [24th Annual Globalcon 2013](#). Presented by the Association of Energy Engineers (AEE), examples of topics addressed at this conference include: energy efficiency, high performance buildings, energy conservation, and other energy related issues.

7 Mar, Online: [Embedding Sustainability In An Organizational Structure](#). Stephanie Bertels, Ph.D., Assistant Professor in Technology and Operations Management at Simon Fraser University, Surrey (CDN), researches innovations related to sustainability, institutional change, inter-organizational collaboration, and resilience and reliability. Her current research bridges organization theory and the issues surrounding sustainable development to explore how organizations can develop and implement innovative strategies for a more sustainable future.

25-28 Mar, Myrtle Beach, SC: [Coastal Geotools](#), part of a conference series on the technical information needs of the nation's coastal programs, focuses on building the Digital Coast, a Web platform providing access to geospatial data, tools, and technical training.

1-4 Apr, Los Angeles, CA: [2013 National Association Of Environmental Professionals \(NAEP\)](#) and the California Association of Environmental Professionals (AEP) will jointly host their annual meetings. Conference theme is "Walk-the-Talk," highlighting the best efforts by private- and public-sector environmental professionals in the areas of regulations, analyses, project construction, and project operations. Focus will be on highlighting the work of environmental professionals that achieves the spirit of NEPA and the California Environmental Quality Act, while balancing the needs of economic development, quality of life, and conservation and protection of the environment.

11-13 Apr, Washington, DC: [Reclaim + Remake Symposium](#) brings together the most innovative practices in education and research for current and future reuse and recycling of material resources in the built environment.

16-18 Apr, Washington, DC: [ESPC Comprehensive Workshop](#). Open only to Federal employees and DOE M&O contractors, the workshop outlines latest DOE ESPC indefinite delivery, indefinite quantity contract and process. Session is taught by DOE national laboratory experts and other consultants with extensive background in ESPCs.

8-10 May, Chicago, IL: [International Society Of Sustainability Professionals Conference](#) is structured around stories from the field featuring presentations of on-the-ground implementation from organizations worldwide; emerging strategies for building the business case, engaging employees and developing cultures of sustainability; and sustainability tools demonstrating latest sustainability assessments, reporting standards and more.

15-17, May, Atlanta, GA: [Brownfields 2013](#). The focus of this conference is environmental revitalization and economic redevelopment.



Internet Resources

Region 6 Regulatory & Legislative Internet Sites

USEPA Region 6

<http://epa.gov/region6/index.htm>

Arkansas Dept of Environmental Quality (ADEQ)

<http://www.adeq.state.ar.us>

Arkansas General Assembly

<http://www.arkleg.state.ar.us/>

Louisiana Department of Environmental Quality (LDEQ)

<http://www.deq.state.la.us/>

Louisiana Legislature

<http://www.legis.state.la.us/>

New Mexico Environment Department (NMED)

<http://www.nmenv.state.nm.us/>

New Mexico Legislature

<http://www.nmlegis.gov/lcs/>

Oklahoma Department of Environmental Quality (ODEQ)

<http://www.deq.state.ok.us>

Oklahoma Legislature

<http://www.lsb.state.ok.us/>

Texas Commission on Environmental Quality (TCEQ)

<http://www.tceq.state.tx.us/>

Texas Legislature

<http://www.capitol.state.tx.us/>

Region 7 Regulatory & Legislative Internet Sites

USEPA Region 7

<http://www.epa.gov/region7/index.htm>

Iowa Department of Natural Resources (IDNR)

<http://www.iowadnr.com/>

Iowa General Assembly

<http://www.legis.iowa.gov/index.aspx>

Kansas Department of Health and Environment (KDHE)

<http://www.kdhe.state.ks.us>

Kansas Legislature

<http://kslegislature.org/li/>

Missouri Department of Natural Resources (MDNR)

<http://www.dnr.mo.gov/index.html>

Missouri General Assembly

<http://www.moga.mo.gov/>

Nebraska Department of Environmental Quality (NDEQ)

<http://www.deq.state.ne.us>

Nebraska Legislature

<http://nebraskalegislature.gov/>

Other Federal Agencies Internet Sites

Department of the Interior, Bureau of Land Management State Offices

Eastern States AR, LA, MO, IA

<http://www.blm.gov/es/st/en.html>

New Mexico NM, KS, OK, TX

<http://www.blm.gov/nm/st/en.html>

Wyoming NE

<http://www.blm.gov/wy/st/en.html>

U.S. Geological Survey Central Region

All Region 6 and 7 states

<http://www.cr.usgs.gov/>

DOE Office of Environmental Management

All states

<http://www.em.doe.gov/pages/emhome.aspx>

U.S. Fish and Wildlife Service

Southwest Region NM, TX, OK

<http://www.fws.gov/southwest/>

Mountain – Prairie Region KS, NE

<http://www.fws.gov/mountain-prairie/>

Midwest Region IA, MO

<http://www.fws.gov/midwest/>

Southeast Region AR, LA

<http://www.fws.gov/southeast/>

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How the Regional Offices Work for You

When used within the framework of ISO 14001, the Central Region Review can be part of an installation's procedures to satisfy Section 4.3.2 (Legal and other requirements) of ISO 14001. Information in the Review is intended for general guidance, and the reader should refer to the cited source documents for more detailed information to determine the applicability and scope of the referenced legislation and regulations.

The U.S. Army Regional Environmental and Energy Office, Central (REEO-C) monitors the following actions on your behalf. If a proposed state action has: (1) critical mission impact; (2) conflicts with a federal requirement; and/or (3) a disproportionate effect on the Army or DOD, we coordinate with the potentially affected installations, commands, and/or other military Services to further assess the potential impact. If action is needed on a proposed measure, we work with Army or Service regulatory experts to communicate DA/DoD position, coordinating with the affected installations and commands. Comments are combined from all parties in a single DoD/Army package and formally submitted to the state.

For further information please visit the [Army's Regional Environmental and Energy Offices'](#) website.

Want to comment on a rule or bill in the Review?
Please contact your Regional Environmental Coordinator listed above.

Acronyms used in this document can be found at:

<http://www.asaie.army.mil/Public/InfraAnalysis/REEO/Central/docs/acronyms.doc>