



Central Review of Legislative & Regulatory Actions



The U.S. Army Regional Environmental & Energy Office

August 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.

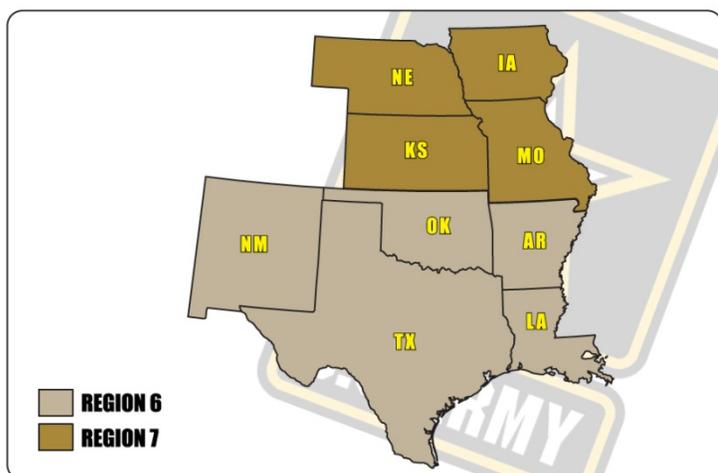


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Net Zero Provides Energy Security, Saves Resources, Protects Soldiers

The Army's "[Net Zero](#)" [energy initiative](#) is a model for the private sector and a testament to the "art of the possible," said Ms. Katherine Hammack, Assistant Secretary of the Army for Installations, Energy and Environment (ASA, IE&E).

The Army has 152 installations around the world, each equivalent to a small city, said Ms. Hammack, during a roundtable discussion in June 2013 at the non-profit National Academies in Washington, D.C.

During an event bringing together representatives from government and the private sector to discuss science and technology for sustainability, Ms. Hammack explained how the Army is among the nation's top consumers of energy and water, and one of the largest contributors to the waste stream. One of the goals of the Army's "Net Zero" initiative is to have an installation produce as much energy as it consumes.

Installations participating in the Net Zero pilot programs are diverse, Ms. Hammack said. They include sprawling installations such as FT Hood and FT Bliss, TX as well as much smaller installations like FT Buchanan, Puerto Rico. One unique participating installation Ms. Hammack highlighted was Kwajalein Atoll, Marshall Islands, a remote installation getting all its energy from diesel-powered generators. (Byline credit to Lisa Ferdinando, ARNEWS)



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

Region 6



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 convened 14 Jan 13 and adjourned *sine die* 17 May 13.

FINAL RULES

(EFFECTIVE 28 JUN 13) DEPARTMENT OF ENVIRONMENTAL QUALITY FINAL RULE: EMISSIONS PLANTWIDE APPLICABILITY LIMITATIONS (PALS) ([Regulation 19](#)) implements PALS for Greenhouse Gas (GHG) emissions. EPA published a final rule promulgating third step of GHG Tailoring Rule to "improve administration of GHG PSD (Prevention of Significant Deterioration) permitting programs" (77 Fed Reg 41,051, 12 Jul 12). POC: Mike Bates at (501) 682-0750.

(EFFECTIVE 28 JUN 13) DEPARTMENT OF ENVIRONMENTAL QUALITY FINAL RULE: REPEAL OF REGULATION 25 LEAD-BASED PAINT. [Regulation 25](#) was adopted under authority of the Lead-Based Paint Hazard Act of 1997, at AR Code Annotated §8-4-401 et seq transferring authority to adopt, administer, and enforce a program for licensing lead-based paint activities, training programs, procedures, and certification requirements from DEQ to the Department of Health. POC: Mike Bates at (501) 682-0750.

PROPOSED RULE

(NEW) DEPARTMENT OF ENVIRONMENTAL QUALITY PROPOSED RULE: NPDES AMENDMENTS (REGULATION 6) implements Act 954, 2013 passed by the AR General Assembly to address water quality standards and criteria for minerals, including total dissolved solids, chlorides, and sulfates. Regulation 6 governs DEQ [development and issuance of NPDES permits](#). Hearing scheduled 23 Sep 13, comments due 7 Oct 13. POC: Water Division at (501) 682-0656



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 convened 8 Apr 13 and adjourned *sine die* 6 Jun 13.

No significant regulatory activities this reporting period.



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 convened 15 Jan 13 and adjourned *sine die* 16 Mar 13.

FINAL RULE

(EFFECTIVE 1 JAN 14) ALBUQUERQUE-BERNALILLO COUNTY AIR QUALITY CONTROL BOARD FINAL RULE: REPEALING OUTDATED REGULATION, ADOPTION OF AMENDED REGULATION FOR CONSTRUCTION PERMITS (20.11.41 NMAC) [repeals current rule 20.11.41 NMAC](#), Authority to Construct, adopts a replacement Construction Permit and incorporates it into the SIP for Air Quality. Existing 20.11.41 NMAC is an outdated regulation because of significant changes in state Air Quality Control Act (Air Act) since 1994 when 20.11.41 NMAC was last substantively amended. POC: Liz Jones at (505) 768-2601.

PROPOSED RULES

(NEW) ENVIRONMENT DEPARTMENT PROPOSED RULE: ADOPTION OF SULFUR DIOXIDE LIMITED MAINTENANCE PLAN FOR GRANT COUNTY, NM proposes changes to State Implementation Plan (SIP) [revision for the Grant County, NM sulfur dioxide maintenance area](#). Section 175A of the Federal Clean Air Act ("CAA") requires states to develop state implementation plans to provide for maintenance of the National Ambient Air Quality Standards (NAAQS) for those areas violating a standard (referred to as a nonattainment area) and for which there is sufficient data to prove that area is now in compliance with the standard. Upon adoption, SIP revision for Grant County sulfur dioxide maintenance area would be submitted to EPA for incorporation into NM's SIP. Hearing scheduled 8 Oct 13. POC: Gail Cooke at (505) 476-4319.

(NEW) ENVIRONMENT DEPARTMENT PROPOSED RULE: CONFORMITY OF GENERAL FEDERAL ACTIONS TO THE STATE IMPLEMENTATION PLAN (SIP), REPEAL OF 20.2.98 NMAC proposes [repealing 20.2.98 NMAC - Conformity of General Federal Action](#) of SIP in response to EPA's amendments to federal General Conformity Rule, 40 CFR Part 93, Subpart B (24 Mar 10). A portion of amendments to the rule were in response to revisions made in Aug 05 to the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU). This removed requirement for states to adopt and submit General Conformity State Implementation Plans under the Clean Air Act. Hearing scheduled 8 Oct 13. POC: Gail Cooke at (505) 476-4319.

OTHER REGULATORY ACTIVITY AND GENERAL INFORMATION

(NEW) ENVIRONMENT DEPARTMENT REQUEST FOR PUBLIC INPUT: PROPOSED INFRASTRUCTURE CERTIFICATION FOR 2008 OZONE NAAQS. Environment Department announces an opportunity to comment and/or request a public hearing on a [proposed certification](#) that state has an adequate, federally approved SIP addressing all elements of CAA Section 110(a)(2) infrastructure plan, as applicable to the 2008 ozone NAAQS. Purpose of proposed certification is to confirm to EPA state has required "infrastructure" in place under current SIP to implement, maintain and enforce ozone NAAQS. Comments due 14 Aug 13. POC: Gail Cooke, at (505) 476-4375.

(NEW) ENVIRONMENT DEPARTMENT REQUEST FOR PUBLIC INPUT: DRAFT TOTAL MAXIMUM DAILY LOAD (TMDL) FOR UPPER PECOS RIVER WATERSHED. Environment Department invites public to comment on draft [TMDL document](#) for Upper Pecos River Watershed to include:

- Dalton Canyon Creek (Pecos River to headwaters) - specific conductance;
- Falls Creek (Tecolote Creek to headwaters) - specific conductance;
- El Rito Creek (Pecos River to headwaters) - E. coli;
- Pecos Arroyo (Gallinas River to headwaters) - E. coli;
- Pecos River (Santa Rosa Reservoir to Tecolote Creek) - E. coli among others.

Comments due 9 Aug 13. POC: Heidi Henderson at (505) 827-2901.

(EFFECTIVE 8 AUG 13) EPA FINAL APPROVAL AND PROMULGATION OF AIR QUALITY SIP: [INTERSTATE TRANSPORT OF FINE PARTICULATE MATTER](#). EPA is approving a portion of SIP submittal prohibiting air emissions contributing to nonattainment or interfering with maintenance for 2006 fine particulate matter (PM_{2.5}) NAAQS in any other state. EPA determined the existing SIP contains adequate provisions as required.



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 convened 4 Feb 13 and adjourned *sine die* 24 May 13.

FINAL RULE

(EFFECTIVE 25 JUL 13) DEPARTMENT OF PUBLIC SAFETY FINAL RULE: TRANSPORTATION OF HAZARDOUS MATERIALS (595:35-1-6). Department adopted a rule [modifying definitions](#) regarding transportation of hazardous materials as required to make Department of Public Safety rules compliant with Federal Motor Carrier Safety Administration regulations. POC: Bruce Walker at (405) 425-2173.

PROPOSED RULES

(NEW) DEPARTMENT OF ENVIRONMENTAL QUALITY PROPOSED RULE: INCORPORATION OF FEDERAL REGULATIONS BY REFERENCE, RADIATION MANAGEMENT (OAC 252:410-1-7 ET AL). DEQ [proposes amendments to OAC 252:410-1-7\(a\)](#) to change date for incorporation of federal regulations by reference to 1 Jan 13. Additional amendments to Subchapters 10 and 20 are required to conform to rules to federal regulations. Hearing scheduled 15 Aug 13, comments due 14 Aug 13. POC: Mike Broderick at (405) 702-5100

(UPDATE) DEPARTMENT OF ENVIRONMENTAL QUALITY PROPOSED RULE: LABORATORY ACCREDITATION (OAC 252:301-9-37) incorporates by reference most recent EPA required [analytical methodologies](#) for drinking water, wastewater, and solid waste. If adopted, changes update the list of approved methods for environmental testing and provide new quality assurance and quality control requirements. Hearing scheduled 13 Nov 13. POC: David Caldwell at (405) 702-1000.



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Legislature convened 8 Jan 13 and adjourned *sine die* 27 May 13.

FINAL RULES

(EFFECTIVE 22 AUG 13) COMMISSION ON ENVIRONMENTAL QUALITY FINAL RULE: MAXIMUM ACHIEVABLE CONTROL TECHNOLOGY (MACT) AND GENERALLY AVAILABLE CONTROL TECHNOLOGY (GACT) STANDARDS UPDATE (30 TAC 113) incorporates by reference 25 new area source [MACT and GACT standards](#) into Chapter 113, Subchapter C. Three new major source MACT standards would also be incorporated by reference. Approximately 30 existing MACT standards already in Chapter 113, Subchapter C are updated to maintain consistency with corresponding federal regulations. POC: Michael Wilhoit at (512) 239-1222.

(EFFECTIVE 11 JUL 13) COMMISSION ON ENVIRONMENTAL QUALITY FINAL RULE: DEFINITION CHANGE FOR TERM "MUNICIPAL USE" (30 TAC 297.1) amends definition of "[municipal use](#)" in §297.1(32) to allow use of return flows authorized under TX Water Code, §11.042 for watering parks, golf courses, and parkways as a municipal use, after use of return flows has been authorized by the commission. POC: Jennifer Allis at (512) 239-0027.

(EFFECTIVE 11 JUL 13) TX WATER DEVELOPMENT BOARD (TWDB) AND TX HISTORICAL COMMISSION (THC) FINAL RULE: MEMORANDUM OF UNDERSTANDING, REPEAL (31 TAC §354.1). TWDB [adopted repeal of §354.1](#) concerning a MOU between TWDB and THC. Board determined, due to the extensive reorganization of proposed new §354.1, repeal of entire section is more efficient than to propose amendments for changes. POC: Water Development Board at (512) 463-8061.

(EFFECTIVE 10 JUL 13) TWDB AND THC FINAL RULE: MEMORANDUM OF UNDERSTANDING, NEW RULE (31 TAC §354.1). TWDB adopts new §354.1, [MOU](#) between TWDB and THC. New §354.1 replaces current §354.1 in its entirety, revises responsibilities of parties, and reorganizes contents of MOU to clarify responsibilities. POC: Water Development Board at (512) 463-8061.

(EFFECTIVE 27 JUN 13) PARKS AND WILDLIFE DEPARTMENT EMERGENCY RULE ADOPTION: WEST FORK OF THE TRINITY RIVER - CONTROL OF ZEBRA MUSSELS (31 TAC §57.972). Department adopted an [emergency amendment to §57.972](#), concerning General Rules that adds West Fork of the Trinity River above Lake Worth Dam, including Lakes Bridgeport, Eagle Mountain, and Worth, to the list of water bodies under special regulations intended to control the spread of zebra mussels (*Dreissena polymorpha*). Department implemented special regulations to control spread of zebra mussels from Red River to adjacent water bodies, including Lake Texoma, Lake Lavon, and parts of the Elm Fork of Trinity River, including Lakes Lewisville and Ray Roberts. Emergency Rules expire 24 Oct 13. POC: TX Parks and Wildlife Department (512) 389-4775.

PROPOSED RULE

(NEW) COMMISSION ON ENVIRONMENTAL QUALITY PROPOSED RULE: CONTROL OF AIR POLLUTION FROM VISIBLE EMISSIONS AND PARTICULATE MATTER, ADDING WILDFIRE HAZARD MITIGATION TO PRESCRIBED BURN RULE (30 TAC 111.211) adds [prescribed burning](#) for wildfire hazard mitigation as an exception to state's prohibition on outdoor burning. Currently, prescribed burns are allowed only for forest, range and wildland/wildlife management purposes, and coastal salt-marsh management burning. Public hearing 10 Sep 13, comments due 16 Sep 13. POC: Candy Garrett at (512) 239-1457.

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 convened 14 Jan 13 and adjourned *sine die* 23 May 13.

FINAL RULE

(EFFECTIVE 17 JUL 13) DEPARTMENT OF NATURAL RESOURCES FINAL RULE: PLANTWIDE APPLICABILITY LIMITATIONS (PALs) (567 IAC 33.3(1), 33.9) rulemaking adopts recent federal amendments to the [Prevention of Significant Deterioration \(PSD\) program](#) related to greenhouse gas (GHG) emissions matching federal regulations and IA's PSD program by providing additional opportunities for PALs for GHGs. POC: Christine Paulson at (515)242-5154.

PROPOSED RULE

(UPDATE) **DEPARTMENT OF NATURAL RESOURCES PROPOSED RULE: UNDERGROUND STORAGE TANKS - LEAK DETECTION AT UNSTAFFED FACILITIES (567 IAC 135.5(1))** rescinds paragraph 135.5(1)"e" and [adopts a new paragraph](#) (page 68) changing deadline for compliance with certain leak detection and notification requirements applicable to unstaffed facilities operating underground storage tank (UST) systems with pressurized piping from 1 Jan 13 to 1 Jan 14. "Unstaffed facilities" are those facilities without an operator present on site at all times the UST system is operating and available to dispense fuel to a customer. Hearing scheduled 13 Aug 13, comments due that day. POC: Paul Nelson at (515) 281-8779.



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 convened 14 Jan 13 and adjourned *sine die* 20 Jun 13.

FINAL RULE

(EFFECTIVE 16 AUG 13) DEPARTMENT OF HEALTH AND ENVIRONMENT FINAL RULE: SOLID WASTE REGULATION K.A.R. 28-29-109, SPECIAL WASTE. [Special waste is solid waste](#) requiring special standards for handling and disposal. Before this type of waste can be disposed of in a municipal solid waste landfill, waste generator must obtain a disposal authorization from KDHE. Regulation was modified to require contact information about person requesting disposal authorization and to remove redundant concentration limits and references to specific types of analyses for 1,2-dichloroethane, benzene, and lead. POC: Christine Mennicke at (785) 296-0724.

OTHER REGULATORY ACTIVITY AND GENERAL INFORMATION

(EFFECTIVE 20 SEP 13) EPA AUTHORIZATION STATE HAZARDOUS WASTE MANAGEMENT PROGRAMS. KS applied to EPA for final authorization of changes to its [hazardous waste program](#) under the Resource Conservation and Recovery Act (RCRA). EPA determined changes satisfy all requirements needed to qualify for final authorization and authorizes changes through this immediate final action.



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 convened 9 Jan 13 and adjourned 30 May 13.

LEGISLATION SIGNED BY GOVERNOR

(SIGNED 12 JUL 13) HB 28 OPEN BURNING BAN (scroll to page 3 of bill) 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. Sponsor: Representative Donna Lichtenegger (R)

FINAL RULES

(EFFECTIVE 30 AUG 13) DEPARTMENT OF NATURAL RESOURCES FINAL RULE: CONTROL OF GASOLINE REID VAPOR PRESSURE (10 CSR 10-2.330) [limits volatility of motor vehicle gasoline](#) in Kansas City maintenance area to reduce emissions in and reduce risk of further ozone violations, possibly resulting in re-designation and/or sanctions from EPA. Amendment updates sampling procedure and test procedure references. Two appendices referenced (40 CFR, part 80, Appendix D and Appendix E) no longer exist and are replaced with references to current sampling and test methods. POC: Chief, Air Quality Planning Section at (573) 751-4817.

(EFFECTIVE 30 JUL 13) DEPARTMENT OF NATURAL RESOURCES FINAL RULE: DISCIPLINARY ACTION AND APPEAL PROCEDURES (10 CSR 23-1.075). [Amendment](#) clarifies procedures for any person affected by disciplinary actions and contested case appeals of such disciplinary actions or by a decision of the Division of Geology and Land Survey to file an appeal with Well Installation Board. POC: Sheri Fry at (573) 368-2100.

(EFFECTIVE 30 JUL 13) DEPARTMENT OF NATURAL RESOURCES FINAL RULE: AIR CONSERVATION COMMISSION, ORGANIZATION AND GENERAL METHODS (10 CSR 10-1.010) provides a description of MO Air Conservation Commission and Air Pollution Control Program (APCP) [organization, general methods and scope of operation](#) . Amendment updates public information section to reflect current notification procedures for public hearings and rules in development. In addition, APCP section titles and main functions will be updated to incorporate changes made since last rule amendment in 1998. Evidence supporting need, per 536.016, RSMo, is public hearing testimony for this rulemaking. POC: Chief, Air Quality Planning Section at (573) 751-4817.

PROPOSED RULE

(NEW) DEPARTMENT OF NATURAL RESOURCES PROPOSED RULE: ASSESSING SITE AT CLOSURE OR CHANGE IN SERVICE, USTs (10 CSR 26-2.062, 2.082, 2.078). Proposed [rule amendments](#) (scroll to pages 6, 7, and 8) add a condition under which owners and operators must undertake site investigation and correction action activities in connection with closure or change in UST use. Amendments also change specific guidance document owners and operators may use to comply with the rule and when owners and operators may and must use newly incorporated guidance to investigate a release from a UST system. Hearing scheduled 15 Aug 13, comments due 22 Aug 13. POC: Rules Coordinator of the Hazardous Waste Program at (573) 751-3176.

OTHER REGULATORY ACTIVITY AND GENERAL INFORMATION

EPA PROPOSED APPROVAL AND PROMULGATION: RACT FOR 8-HOUR OZONE NAAQS. EPA proposes to approve a SIP to amend regulation for [control of Volatile Organic Compounds \(VOC\)](#) and meet requirement to adopt RACT for sources covered by EPA's Control Technique Guidelines (CTG) for Industrial Cleaning Solvents.



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 convened 9 Jan 13 and adjourned *sine die* 5 Jun 13.

No significant regulatory activities this reporting period.

Department of Defense Activity

ARMY ESTABLISHES NEW POLICY FOR OPERATIONAL ENERGY. The [POLICY MEMORANDUM](#), signed 30 Apr 13 by the Secretary of the Army, describes Operational Energy as the energy and associated systems, information and processes required to train, move and sustain forces and systems for military operations. Memorandum directs Assistant Secretaries, Army Staff, Army Commands, Army Service Component Commands, and Direct Reporting Units to find ways to improve energy performance through techniques, behaviors, and organizational culture.

DEPARTMENT OF DEFENSE (DoD) RELEASES FY 2013 BASE STRUCTURE REPORT, a summary of DoD's real property inventory, upgraded personnel data allowing readers to see official personnel data for every U.S. installation. Previously, reports included personnel information but with the caveat data were only to show location magnitude of size and should not be considered official data. The [FY 2013 BASE STRUCTURE REPORT](#) features a new section with data provided by the Office of the Under Secretary for Personnel and Readiness.

DoD ISSUES DEFENSE AND STATE MEMORANDUM OF AGREEMENT (DSMOA) PROGRAM GUIDANCE FOR DISPUTE RESOLUTION The DSMOA dispute resolution process is essential to resolving issues within the program. [THE GUIDANCE](#) provides Military Services and the U.S. Army Corps of Engineers Grants Officer a better understanding of DoD's position on nature of the dispute resolution process and ensures process' continued value in resolving restoration issues. Guidance will be incorporated into next revision of [DoD MANUAL 4715.20](#), Defense Environmental Restoration Program (DERP) Management.

DoD ANNUAL [ENERGY MANAGEMENT REPORT](#) FOR FY 2012 addresses shore based energy consumption, conservation, and renewable energy efforts in FY 2012 and reflects a comprehensive assessment of energy initiatives across DoD. In particular, assessment identified a significant need for an energy policy to encompass all DoD Components and to guide Department's full range of energy activities, including operational energy, facilities energy, and energy-related elements of mission assurance largely reliant on energy security.

[DoD 2013 ANNUAL REPORT TO CONGRESS ON SUSTAINABLE RANGES](#) described no significant changes in range capability or encroachment since 2012. It identifies emerging challenges to training range sustainability, reports actions being taken to mitigate them, uses goals and milestones in its progress updates, and reports its projected funding requirements for implementing planned actions. Together these elements describe DoD's progress in implementing its comprehensive plan and addressing training constraints at its ranges.

(EFFECTIVE 25 AUG 13) [ARMY REGULATION 11-34: ARMY RESPIRATORY PROTECTION PROGRAM](#) applies to Active Army, Army National Guard, Army National Guard of the United States, and U.S. Army Reserve, unless otherwise stated. The

Surgeon General, regulation proponent, has authority to approve exceptions to this regulation consistent with controlling law and regulations.

Federal Activity

AIR

PRESIDENTIAL CLIMATE ACTION PLAN. Regulation of existing power plant CO₂ emissions is the centerpiece of a broader [Climate Action Plan](#) announced 25 Jun 13 by the White House. Plan reflects a number of existing executive branch initiatives such as vehicle fuel economy standards and also introduces new items, to include:

- Instituting a Federal Quadrennial Energy Review to identify threats, risks, and opportunities for U.S. energy and climate security with a focus on infrastructure challenges, and proposed investments over a four-year planning horizon;
- Ending U.S. support for public financing of overseas coal plants;
- Increasing emphasis on efficiency standards for appliances and federal buildings;
- Encouraging federal agencies to synchronize building codes;
- Increasing renewable electricity use in the federal sector (a new goal of 20% by 2020); and
- Increasing emphasis on climate resilience.

ENERGY

(EFFECTIVE 9 SEP 13) FINAL RULE ENERGY EFFICIENCY DESIGN STANDARDS FOR NEW FEDERAL COMMERCIAL AND MULTI-FAMILY HIGH-RISE RESIDENTIAL BUILDINGS. DOE issued a final rule ([78 FR 40945](#)) updating baseline energy efficiency performance standards for construction of new federal commercial and multi-family high-rise residential buildings. Performance standards are found in the [American Society of Heating, Refrigerating, and Air-Conditioning Engineers Standard 90.1-2010](#). Rule applies to buildings for which design for construction begins on or after 9 Jul 14. DOE POC: [Mohammed Khan](#), (202) 586-7892.

GRANT FUNDING FOR ENERGY CONSERVATION TECHNOLOGIES AT FEDERAL FACILITIES. DOE [announced intent to provide direct grant funding in FY 14](#) to federal agencies for development of capital projects and other initiatives to increase energy efficiency and renewable energy investments at agency facilities. Two topic anticipated areas:

- Combined Heat and Power (CHP), and
- Renewable Energy, including solar, wind, biomass, landfill gas, ocean, geothermal, waste to energy, and new hydroelectric energy technologies.

Agencies are expected to propose projects that can be replicated at additional federal sites, and leverage DOE funds using agency-appropriated funds or alternative project financing mechanisms such as Energy Savings Performance Contracts, Utility Energy Service Contracts, or Power Purchase Agreements. DOE POC: [David Boomsma](#).

HAZARDOUS CHEMICALS

(EFFECTIVE 31 JUL 13) EPA FINAL REGULATION FOR SOLVENT CONTAMINATED WIPES modifies hazardous waste management regulations under the Resource Conservation and Recovery Act (RCRA) to conditionally exclude solvent-contaminated wipes from hazardous waste regulations provided businesses clean or dispose of them properly. Rule is based on EPA's final risk analysis peer reviewed in 2008 and published for public comment in 2009. Analysis concluded wipes contaminated with certain hazardous solvents do not pose significant risk to human health and environment when managed properly. More information on [EPA website](#).

WATER

WATER EFFICIENCY IMPLEMENTING INSTRUCTIONS ISSUED. Council on Environmental Quality (CEQ) issued [Implementing Instructions: Federal Agency Implementation of Water Efficiency and Management Provisions of Executive Order 13514](#) establishing guidelines for accounting for federal water uses, , measurement and verification methods 10 Jul 13.

(EFFECTIVE 27 JUN 13) EPA FINAL REGULATION FOR REMOVAL OF PESTICIDE DISCHARGE National Pollutant Discharge Elimination System (NPDES) PERMITTING EXEMPTION removes language exempting application of pesticides from NPDES permit requirements in two circumstances: 1) when application of pesticide is made directly to waters of the U.S. to control pests present in water; and 2) when application of pesticide is made to control pests over or near waters of U.S. ([78 FR 38591](#)). EPA POC: [Prasad Chumble](#), (202) 564-0021.

OTHER

EXECUTIVE ORDER 13647 ESTABLISHES WHITE HOUSE COUNCIL ON NATIVE AMERICAN AFFAIRS 26 Jun 13. Secretary of the Interior will chair council, which includes heads of executive agencies, including DoD. Council will work across executive departments, agencies, and offices to coordinate development of policy recommendations to support tribal self-governance, improve Native American quality of life and coordinate U.S. government's engagement with tribal governments and their communities.

National Conferences and Symposia

NONE

Regional Meetings

13-15 AUG 13, TOPEKA, KS [2013 KANSAS ENVIRONMENTAL CONFERENCE](#) provides updates on environmental issues, new technologies, regulatory information, and pollution prevention. Anyone interested in the status of Kansas environment is invited to attend.

EIGHTH ANNUAL 2013 MISSOURI WATER SEMINAR 5-6 Sep 13, Columbia, MO. [Agenda](#) and [registration](#) for meeting included.

Professional Development

FEDERAL FACILITIES ENVIRONMENTAL STEWARDSHIP AND COMPLIANCE ASSISTANCE CENTER - [FedCenter.gov](#)

FedCenter.gov is federal government's home for comprehensive environmental stewardship, compliance assistance, and professional development information. FedCenter.gov provides a wide variety of information in the following areas:

- Program development (e.g., environmental management systems, green procurement program);
- Federal and state regulatory requirements for various facility activities;
- Regulatory Watch for information on new or changed laws or regulations;
- P2 opportunities and best management practices;
- EPA enforcement notices;
- Links to state environmental programs;
- Access to [ENVIRONMENTAL ASSISTANCE](#);
- Environmental [CONFERENCES](#), [MEETINGS](#), [TRAINING](#), and [WORKSHOP](#) information;
- Applicable laws and Executive Orders; and
- Industry sector-specific newsletters.

FedCenter also provides member assistance services such as:

- Collaboration tools for workgroups,

- Environmental reporting tools, and
- Daily newsletter and subscription services.

VARIOUS DATES AND TIMES ONLINE

READINESS AND ENVIRONMENTAL PROTECTION INITIATIVE (REPI) – [WEBINAR SERIES](#) is presented by DOD in partnership with the [Land Trust Alliance](#). This online series covers best practices, tutorials and knowledge sharing on REPI partnerships that support military mission and accelerate the pace and rate of conservation. All webinars begin at 1:00 p.m. Eastern unless otherwise noted. For detailed webinar descriptions please visit the [REPI WEBSITE](#).

DEFENSE AND FEDERAL ENVIRONMENTAL TRAINING/AWARENESS. U.S. Army offers numerous environmental training courses. Information on training providers and fiscal year class schedules are available on [US ARMY ENVIRONMENTAL COMMAND \(AEC\) WEBSITE](#).

UTILITY ENERGY PROJECT INCENTIVE FUNDS This FEMP course teaches federal agencies about financing the capital costs of energy improvement projects from savings generated through energy efficiency measures funded by utilities, public benefit funds, and other resources. [The training session is delivered live via satellite or through streaming media at your desktop.](#)

[EPA NPDES TRAINING COURSES AND WORKSHOPS.](#) Training courses, workshops, and webcasts explain regulatory framework and technical considerations of the NPDES Permit program. They are designed for permit writers, dischargers, USEPA officials and other interested parties.

[INTERSTATE TECHNOLOGY AND REGULATORY COUNCIL \(ITRC\) INTERNET BASED TRAINING.](#) ITRC is a state-led coalition working with federal partners, industry, academia, and stakeholders to achieve regulatory acceptance of environmental technologies. In conjunction with EPA's Technology Innovation and Field Services Division, ITRC delivers training courses via the Internet to reach a geographically dispersed audience of regulators, consultants, and other environmental community members .

[EPA RCRA TRAINING.](#) RCRA-related online courses, seminars, webinars, podcasts, and videos are posted throughout USEPA's waste website. Introductory and advanced courses are included for federal and state regulators, the regulated community, organizations, associations, and consumers interested in environmental laws, regulations and implementation.

[NATIONAL ENFORCEMENT TRAINING INSTITUTE.](#) EPA environmental enforcement training opportunities are offered (e-learning, classroom, and webinar) for federal, state, tribal and local government environmental enforcement professionals.

USACE PROSPECT TRAINING. USACE announces its FY13 PROSPECT training program. Please see [Course Catalog \(a.k.a. Purple Book\)](#) and [List of Classes and schedule](#) for details. Courses are open to all federal employees, state, county and city employees and contractors. There are different registration processes for each entity.

[NAVY AND INTERSERVICE ENVIRONMENTAL EDUCATION REVIEW BOARD \(ISEERB\) ENVIRONMENTAL TRAINING FOR FY13.](#) The Navy and ISEERB Environmental Training schedule for FY13 is available. Course topics include environmental overview and management; law planning and sustainability; pollution prevention; restoration; conservation; supplemental and Internet/computer-based training, and more.

[AIR FORCE CIVIL ENGINEERING SCHOOL TRAINING FY13](#) offers a variety of environmental management courses and seminars, including ISEERB offerings. Courses offered by the Civil Engineer School are available to all military and U.S. government civilian employees. Fees vary according to personnel status (i.e., active duty Air Force/civilian, other U.S. government employee, and contractor).

Internet Resources

Region 6 Regulatory & Legislative Internet Sites

USEPA Region 6

Arkansas Dept of Environmental Quality (ADEQ)

Arkansas General Assembly

Louisiana Department of Environmental Quality (LDEQ)

Louisiana Legislature

New Mexico Environment Department (NMED)

New Mexico Legislature

Oklahoma Department of Environmental Quality (ODEQ)

Oklahoma Legislature

Texas Commission on Environmental Quality (TCEQ)

Texas Legislature

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

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

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

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

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

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

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

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

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

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

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

Region 7 Regulatory & Legislative Internet Sites

USEPA Region 7

Iowa Department of Natural Resources (IDNR)

Iowa General Assembly

Kansas Department of Health and Environment (KDHE)

Kansas Legislature

Missouri Department of Natural Resources (MDNR)

Missouri General Assembly

Nebraska Department of Environmental Quality (NDEQ)

Nebraska Legislature

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

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

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

<http://www.kdheks.gov/>

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

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

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

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

<http://nebraskalegislature.gov/>

Other Federal Agencies Internet Sites

Department of the Interior, Bureau of Land Management State Offices

Eastern States AR, LA, MO, IA

NM, KS, OK, TX

WY, NE

U.S. Geological Survey Central Region

All Region 6 and 7 states

DOE Office of Environmental Management

All states

U.S. Fish and Wildlife Service

Southwest Region NM, TX, OK

Mountain – Prairie Region KS, NE

Midwest Region IA, MO

Southeast Region AR, LA

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

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

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

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

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

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

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

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

<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>