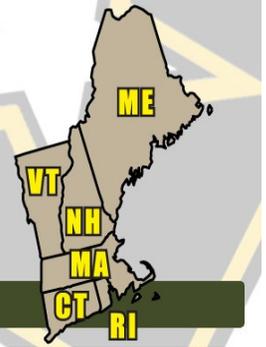


Region 1

For more information on any state issues in Region 1, contact [Bob Muhly](#), Army Regional Environmental Coordinator, Regions 1 & 2, (410) 436-6224.



Legislature convened 8 Feb 12 and adjourned sine die 9 May 12.

STATE OF CONNECTICUT FINAL RULE

NEW UST OPERATOR TRAINING REQUIREMENTS

The Connecticut Department of Energy and Environmental Protection (DEEP) issued a [final rule](#) concerning Underground Storage Tanks (USTs), in response to requirements of the federal Energy Policy Act of 2005. States must institute requirements for secondary containment for UST systems, establishing operator training requirements and deadlines. See additional Operator Training information [here](#). The final rule became effective on 31 May 12.

NEW RECYCLING REGULATION

DEEP issued a [final rule](#) on designated recyclable items with amendments to 22a-241b-1. The rule expands on the current definition of materials to the list of designated recyclable items. The rule adds containers of three gallons or less made of polyethylene terephthalate [PET #1] plastic and high-density polyethylene [HDPE #2] plastic; and also expands on the types of paper that can be recycled, including, but not limited to, boxboard, magazines, residential high-grade white paper and colored ledger. The final rule became effective on 1 May 12.



Legislature convened 4 Jan 12 and adjourns 1 Jan 13.

FINAL RULE ON USEPA CLEAN AIR ACT ATTAINMENT DETERMINATIONS

USEPA issued a final rule which makes two separate and independent Clean Air Act attainment determinations. First, USEPA made a final determination that the Springfield (Western Massachusetts) moderate 1997 8-hour ozone nonattainment area has attained the 1997 8-hour National Ambient Air Quality Standard (NAAQS) for ozone [[77 FR 36404](#), 19 Jun 12]. In addition, complete, quality-assured, certified ambient air monitoring data for 2011 indicate that the area continues to attain the standard. Under the provisions of USEPA's ozone implementation rule, the requirements for this area to submit an attainment demonstration, a reasonable further progress plan contingency measures, and other planning State Implementation Plans related to attainment of the 1997 8-hour ozone NAAQS shall be suspended for so long as the area continues to attain the 1997 ozone NAAQS. Secondly, USEPA is determining that this area attained the 1997 ozone NAAQS as of 15 Jun 10, its applicable attainment date. The final rule becomes effective on 19 Jul 12.



Legislature convened 4 Jan 12 and adjourned sine die 18 Apr 12.

STATE OF MAINE FINAL RULES

FINAL RULE ON HAZARDOUS MATERIALS TRANSPORTATION

On 20 Jun 12, the Maine Department of Public Safety issued a [final rule](#) that addresses hazardous materials transport

in Maine. The regulation adopts and incorporates by reference Parts 107, 171, 172, 173, 174, 177, 178, 179, 180, 387, and 397 of Title 49 Code of Federal Regulations that are in effect as of 1 Oct 11. The final rule became effective on 19 Jun 12.

STATE OF MAINE PROPOSED RULES

PROPOSED RULE ON INCORPORATION OF PM2.5 UPDATES

On 20 Jun 12, the Maine DEP issued several proposed rule amendments to [Ch. 115](#), Major And Minor Source Air Emission License Regulation, and [Ch. 140](#), Part 70 Air Emission License Regulations, the amendments incorporate fine particulate matter (PM2.5) updates that were finalized by the USEPA to implement the New Source Review (NSR) program for PM2.5. Amendments to the ambient air quality analysis and modeling/data collection protocol sections to include PM2.5 are also proposed. Plant wide applicability limits (PAL) requirements are included in Ch. 115. [Ch. 100](#), Definitions, are being amended to support the Ch. 115 and 140 rule-making and to correct incorporated federal requirements for licensed sources of greenhouse gases. All or portions of these rules may be submitted to the USEPA for approval and incorporation into the Maine State Implementation Plan as part of Maine's major and minor source air emission licensing program. See rulemaking fact sheet [here](#). The comment period is scheduled to close on 20 Jul 12.

PROPOSED RULE ON CLASSIFICATION OF AIR QUALITY CONTROL REGIONS

On 13 Jun 12, the Maine Department of Environmental Protection (DEP) issued a [proposed rule](#) that amends Ch. 114, Clarification of Air Quality Control Regions, to reflect Maine's attainment status for the 8-hour ozone NAAQS and clarify that only the Moosehorn Wilderness Area located in Moosehorn National Wildlife Refuge, is a Class I area (the entire refuge is not a Class I area). In addition, the proposal clarifies that when re-designating an area, the requirement to hold a public hearing in the area being re-designated applies only for prevention of significant deterioration purposes (aligning the hearing requirement with statute at 38 MRSA 585-B). These amendments will be submitted to USEPA for incorporation in the Maine State Implementation Plan. See rulemaking fact sheet [here](#). The comment period closed on 13 Jul 12.

STATE OF MAINE OTHER REGULATORY ACTIVITY AND GENERAL INFORMATION

RELEASE OF IMPERVIOUS COVER TOTAL MAXIMUM DAILY LOAD REPORT

On 14 Jun 12, Maine DEP issued a draft [Total Maximum Daily Load \(TMDL\) report](#) for waters in the State with impairments associated with developed area stormwater runoff. The TMDL report establishes the target percent of impervious cover for watersheds with impaired surface waters, provides documentation of impairment, and outlines the measures which may be needed to meet water quality standards. The report also outlines measures for reducing the impacts from impervious cover and stormwater. Also see [Public Comment Appendix 3](#). The comment period closed on 16 Jul 12.



Legislature convened 3 Jan 12 and adjourned sine die 22 Jun 12.

STATE OF RHODE ISLAND FINAL RULE

FINAL RULE ON REGISTRATION AND PROTECTION OF HISTORIC CEMETERIES

On 9 May 12, the Rhode Island Historical Preservation and Heritage Commission issued a [final rule](#) establishing standards for registering and regulating historic cemeteries that is applicable in the absence of a county ordinance. The rule provides guidance on types of information useful in documenting historic cemeteries, and information on how proposed construction may impact historic burials. Several changes were made that were not originally part of the proposed text. Section 5(d) now describes the process for the local building official to issue a permit to allow excavation or construction within twenty-five (25) feet of a historic cemetery when the boundaries of the cemetery are adequately documented and there is no reason to believe additional graves exist outside the recorded cemetery, and the proposed construction or excavation activity will not damage or destructively alter the historic cemetery. Section 5(e), 5(f), and 5(g) now describe the process for the city or town council to allow the alteration or removal of a historic cemetery or excavation or construction within twenty-five (25) feet of a historic cemetery. The final rule became effective on 31 May 12.

Region 2

For more information on any state issues in Region 2, contact [Bob Muhly](#), Army Regional Environmental Coordinator, Regions 1 & 2, (410) 436-6224.



FINAL RULE ON USEPA CLEAN AIR ACT ATTAINMENT DETERMINATIONS

USEPA issued a final rule that makes four separate and independent determinations related to the New York-Northern New Jersey-Long Island (NY-NJ-CT) one-hour and 1997 eight-hour ozone nonattainment areas [[77 FR 36163](#), 18 Jun 12]. USEPA is determining that the area previously failed to attain the one-hour ozone National Ambient Air Quality Standard (NAAQS) by its applicable attainment deadline of 15 Nov 07. USEPA is also determining that the area is currently attaining the now revoked one-hour ozone standard based on ozone monitoring data for 2008-2010. Quality-assured ozone monitoring data in the Air Quality System for 2011 indicate the area continues to attain the revoked one-hour ozone standard. USEPA's ozone implementation regulation for the 1997 eight-hour ozone standard provides that the requirements for the States to submit certain reasonable further progress plans, attainment demonstrations, contingency measures and any other planning requirements of the Clean Air Act related to attainment of that ozone standard shall be suspended for as long as the area continues to attain the standard. The rule becomes final on 18 Jul 12.



Legislature convened 10 Jan 12 and adjourns 31 Dec 13.

STATE OF NEW JERSEY PROPOSED LEGISLATION

NEW BILL ON INSTALLATION OF SOLAR ARRAYS ON OPEN SPACE LAND

On 7 Jun 12, Assembly Bill [AB 3026](#) was introduced and referred to the Assembly Telecommunications and Utilities Committee. The legislation allows installation of solar arrays by municipalities on preserved open space in certain circumstances. The bill contains two parallel sections to supplement the statutes concerning lands acquired for recreation and conservation purposes by a local unit with financial assistance from the State in the form of a grant or loan of Green Acres bond funds, and the "Garden State Preservation Trust Act," P.L.1999, c.152 (C.13:8C-1 et seq.). The bill provides that a local government unit that operates a municipal electric corporation or a municipal electric utility may install a solar array on lands preserved, prior to the date of enactment of this bill into law, for recreation and conservation purposes.

NEW BILL TO GIVE PRIORITY FOR GREEN BUILDING PROJECTS

On 28 Jun 12, Assembly Bill [AB 3103](#) was referred to the Senate Environment and Energy Committee. The legislation provides for priority consideration, by the Department of Community Affairs (DCA), the Department of Environmental Protection (DEP), the Department of Transportation (DOT), and local government units, of permit applications for green building projects. This bill directs the DCA, the DEP, the DOT, municipal agencies, and county planning boards to give priority consideration to permit applications for green building projects. The bill defines "Green Building Project" as a project designed and constructed in a manner to, achieve certification by the Leadership in Energy and Environmental Design (LEED) Green Building Rating System as adopted by the United States Green Building Council, and qualify as Energy Star by the USEPA and United States Department of Energy. In addition, the legislation requires that the Green Building Rating System achieve at least a two globe rating according to the Green Globes Program as adopted, by the Green Building Initiative.

NEW BILL ON MOLD EXPOSURE STANDARDS

On 18 Jun 12, Senate Bill [SB 2081](#) was introduced and referred to Senate Environment and Energy Committee. The legislation requires DCA to establish standards concerning mold hazards in residential building interiors, and certification programs for mold inspectors and mold hazard abatement workers. This bill requires the DCA, in consultation with the Department of Health and Senior Services, to adopt, within one year after the bill is enacted into law, rules and regulations pursuant to the "Administrative Procedure Act" that establish indoor standards for exposure limits to mold in residential buildings that are protective of the public health and safety, and procedures for the inspection, identification,

and evaluation of the interior of residential buildings for mold. Additionally, this bill requires the DCA to establish standards for mold hazard abatement procedures including specialized cleaning, repairs, maintenance, painting, temporary containment, and ongoing monitoring of mold hazards or potential hazards.

NEW BILL ON SEWAGE SLUDGE CLASSIFICATION AS A NON HAZARDOUS WASTE

On 21 Jun 12, Senate Bill [SB 2094](#) was introduced and referred to the Senate Environment and Energy Committee. This bill would clarify that domestic, commercial, or industrial wastewater, sewage, or sewage sludge collected by or expelled from a sanitary sewer system or a public sewage treatment plant does not constitute a hazardous substance under the "Spill Compensation and Control Act," P.L.1976, c.141 (C.58:10-23.11 et seq.).



Legislature convened 5 Jan 12 and adjourns 8 Jan 13.

STATE OF NEW YORK PROPOSED LEGISLATION

NEW BILL ON ENVIRONMENTAL JUSTICE ANALYSIS REQUIREMENTS

On 6 Jun 12, Assembly Bill [AB 10604](#) was introduced by the Committee on Rules and referred to the Energy Committee. The legislation amends Section 122, 126, 128 of the Public Service Law, and adds Section 131, to incorporate environmental justice considerations into major utility transmission facility siting.

STATE OF NEW YORK FINAL RULE

FINAL RULE REQUIRES ENVIRONMENTAL JUSTICE ANALYSIS WHEN SITING MAJOR ELECTRIC GENERATING FACILITIES

On 27 Jun 12, the New York Department of Environmental Conservation (DEC) issued a [final rule](#) which requires the analysis of environmental justice (EJ) issues associated with the siting of a major electric generating facility. The regulations require review of environmental impacts of proposed major electric generating facilities upon EJ communities and aims to reduce disproportionate environmental impacts in overburdened communities. Several definitions are included in the requirements for making a full EJ analysis. The final rule became effective on 12 Jul 12.



Legislature convened 10 Jan 12 and adjourns 31 Dec 12.

USEPA PROPOSED RULE ON REGIONAL HAZE PLAN

USEPA issued a proposed rule that promulgates a Federal Implementation Plan (the Plan) to address regional haze in the Territory of the U.S. Virgin Islands. USEPA proposes to determine that the Plan meets the requirements of the Clean Air Act and USEPA's rules concerning reasonable progress towards the national goal of preventing any future and remedying any existing man-made impairment of visibility in mandatory Class I areas (also referred to as the "regional haze program") [[77 FR 37842](#), 25 Jun 12]. The Plan for the Virgin Islands will address Reasonable Progress toward improving visibility and evaluation of Best Available Retrofit Control Technology. The comment period closes on 24 Aug 12.

COMMONWEALTH OF THE VIRGIN ISLANDS PROPOSED LEGISLATION

NEW BILL ON SOLAR SYSTEMS INSTALLED AT LANDFILLS

On 21 May 12, Amendment [1106](#) was adopted in the Committee on Planning and Environmental Protection to bill no. 29-0263. The legislation was amended by striking all the language after the prefatory language and inserting new language. This bill seeks to direct the Waste Management Authority to commission a feasibility study to evaluate the technical and commercial feasibility of the combined closure of the Anguilla and Bovoni landfills by 2014 and 2019 respectively. The legislation calls for new solar systems to be installed at the landfills to be used as platforms for generating solar electricity, and the legislation calls for utilizing the best overall technologies to ensure long-term environmental protection, and clean renewable energy at the lowest cost for the benefit of the people of the Virgin Islands.

COMMONWEALTH OF THE VIRGIN ISLANDS PROPOSED RULE

PROPOSED RULE ON UST OPERATOR TRAINING

On 15 Jun 12, the U.S. Virgin Islands Department of Planning and Natural Resources (DPNR) issued **proposed UST regulations** (see pg. 154 on Operator Training) pertaining to the installation, registration, operation, monitoring, cleanup and closure of Underground Storage Tank systems. The 30-day comment period closes on 16 July 12.

Region 3

For more information on any state issues in Region 3, contact [Amy Alton](#), Army Regional Environmental Coordinator, Region 3, (410) 436-7098.



Legislature convened 10 Jan 12 and adjourned sine die 30 Jun 12.

STATE OF DELAWARE LEGISLATION SIGNED BY THE GOVERNOR

NEW LAW ON PESTICIDE FEES

On 15 Jun 12, Governor Markell signed House **Bill 321** into law. The new law (Chapter 258 of 2012) amends Title 3 of the Delaware code relating to regulation of sale and use of pesticides and devices. The law provides the Secretary of Agriculture with the discretion to change the biennial fee for pesticide and device registration, up to a maximum of \$140.00 for a two-year registration. Registration fee changes will be made annually and must approximate and reflect the costs necessary to operate the Department's pesticide program. The new law became effective upon signature.



Legislature convened 11 Jan 12 and adjourned sine die 9 Apr 12. Special session 14-15 May 12.

FINAL RULE ON NEW SOURCE REVIEW PROGRAM

USEPA issued a final rule which approves revisions to the Maryland State Implementation Plan (SIP) [**77 FR 34808**, 12 Jun 12]. The revisions pertain to sources which are exempt from preconstruction permitting requirements under Maryland's New Source Review (NSR) program. USEPA is approving these revisions in accordance with the requirements of the Clean Air Act (CAA). This rule becomes effective on 13 Aug 12 contingent on USEPA not receiving adverse written comment by 12 Jul 12.

STATE OF MARYLAND PROPOSED RULES

PROPOSED RULE ON NITROGEN-REMOVAL FOR ON-SITE SEWAGE DISPOSAL SYSTEMS

On 1 Jun 12, the Maryland Department of the Environment (MDE) issued a **proposed rule** that would require nitrogen-removal technology for on-site sewage disposal systems (OSDS) serving new construction in the Chesapeake Bay watershed and the Atlantic Coastal Bays watershed. In addition, this action requires nitrogen removal for any replacement system on property located in either the Chesapeake Bay critical area or the Atlantic Coastal Bays critical area pursuant to the requirements in Environment Article, §9-1108, Annotated Code of Maryland. Reducing the nitrogen discharged by OSDS has been identified as an action necessary as part of Maryland's Watershed Implementation Plan in order to meet water quality standards. The comment period closed on 15 Jul 12.



Legislature convened 3 Jan 12 and adjourns 30 Nov 12.

STATE OF PENNSYLVANIA PROPOSED RULES

PROPOSED RULE ON SPECIAL FISHING REGULATIONS, ADDING ENDANGERED SPECIES AND THREATENED SPECIES

On 16 Jun 12, the Pennsylvania Fish and Boat Commission issued a [proposed rule](#) addressing special fishing regulations concerning endangered species and threatened species. The rulemaking includes removing hourly angling restrictions in favor of permitting angling on a 24-hour basis, removing the American brook lamprey (*Lampetra appendix*) from the Commonwealth's list of candidate species, and adding the Chesapeake Logperch (*Percina bimaculata*) to the Commonwealth's list of threatened species. In addition, the rule would add several species to the Commonwealth's list of endangered species: Eastern Mud Turtle (*Kinosternon subrubrum subrubrum*), Round Hickorynut (*Obovaria subrotunda*), Pistolgrip (*Quadrula verrucosa*), Rayed Bean (*Villosa fabalis*) Chesapeake Logperch (*Percina bi*, and *maculata*). The comment period closed on 16 Jul 12.

STATE OF PENNSYLVANIA OTHER REGULATORY ACTIVITY AND GENERAL INFORMATION

NEW LOW FLOW PROTECTION POLICY

On 31 Mar 12, the Susquehanna River Basin Commission (Commission) issued a [proposed Low Flow Protection Policy](#) (Policy) for public review and comment. The Policy was developed over the past year to improve low flow protection standards associated with approved water withdrawals. . The Commission will use the Policy and supporting technical guidance when reviewing withdrawal applications to establish limits and conditions on approvals consistent with the Commission's regulatory standards (18 CFR 806.23 (relating to standards for water withdrawals)). The comment period was extended to 16 Jul 12.



Legislature convened 11 Jan 12 and adjourned 10 Mar 12. Special session 21 Mar 12 - 2 May 12.

COMMONWEALTH OF VIRGINIA FINAL RULES

FINAL RULE ON RECYCLING RATE REPORTING

On 18 Jun 12, the Virginia Department of Environmental Quality (DEQ), Waste Management Board issued a [final rule](#) on the recycling data report that modifies the frequency for submittal for each solid waste planning unit or locality with a population of 100,000 or less. The recycling report submittal was changed from annually to once every four years for smaller localities or planning units in accordance with Chapter 834 of the 2012 Acts of Assembly which amended § 10.1-1411 of the Virginia Waste Management Act to include a new subsection. Recycling survey reports submitted once every four years shall only be required to include information for the most recent single year. The first reports submitted pursuant to this section shall be submitted by 30 Apr 13, for the reporting year ending 31 Dec 12.

FINAL RULE ON SOLID WASTE MANAGEMENT PERMIT ACTION FEES

On 18 Jun 12, the DEQ, Waste Management Board, issued a [final rule](#) on Solid Waste Management Permit Action Fees and Annual Fees, the rule removes regulatory text that had placed a cap on the total fees collected. The cap required that the fees collected not exceed more than 60% of direct costs of processing an application to issue, reissue, amend or modify permits, and performing inspections and enforcement actions necessary to assure compliance with permits issued for any sanitary landfill and other facility for the disposal, treatment or storage of nonhazardous solid waste. This 60% cap was removed in the DEQ's appropriations under the enrolled 2012-14 Virginia Budget Bill and, by this regulatory action the 60% cap text was removed from 9VAC20-90. The final rule becomes effective on 15 Aug 12.

FINAL RULE ON TITLE V FEES

On 12 Jun 12, the DEQ issued a [final rule](#) which amends several sections of fee requirements for funding the Title V permit program. Specifically, Article 2 (9VAC5-80-310 et seq.) of 9VAC5-80 (Permits for Stationary Sources) requires

that permit program fees be paid by sources subject to Title V of the federal Clean Air Act on the basis of air pollutant emissions. The name of the annual permit program fee in Article 2 is changed to clarify that these fees are emissions fees and not application fees or maintenance fees. The base amount for calculating annual permit program emission fees is increased from \$25 per ton of emissions to \$31.22 per ton. In Article 10 (9VAC5-80-2250 et seq.) of 9VAC5-80 (Permits for Stationary Sources) requires that application fees be assessed for certain types of air permit applications. Permit application fees are expanded to include fees for all types of permits that make a stationary source subject to permit requirements under Title V and all types of permits that would remove a stationary source that is otherwise subject to Title V permit requirements from applicability under Title V. Finally, annual permit maintenance fees are established in a new Article 11 (9VAC5-80-2310 et seq.) of 9VAC5-80 (Permits for Stationary Sources). The process for assessing, billing, and paying the fees is also specified. The final rule became effective on 1 Jul 12.

COMMONWEALTH OF VIRGINIA PROPOSED RULES

PROPOSED RULE ON OPEN BURNING REQUIREMENTS

On 12 Jun 12, the Virginia Department of Environmental Quality (DEQ) issued a **proposed rule** on open burning which is intended to meet three goals: protect public health and welfare with the least possible cost and intrusiveness to the citizens and businesses of the Commonwealth, reduce VOC emissions in Virginia's ozone nonattainment areas to facilitate the attainment and maintenance of the air quality standards, and require that open burning be conducted in a manner as to prevent the release of air pollutants. The purpose of the planned action is to revise the regulation as needed to efficiently and effectively meet its goals while avoiding unreasonable hardships on the regulated community, the department, and the general public. The comment period closes on 1 Aug 12.



Legislature convened 11 Jan 12 and adjourned sine die 16 Mar 12.

STATE OF WEST VIRGINIA FINAL RULES

FINAL RULE ON PREVENTION OF SIGNIFICANT DETERIORATION OF AIR QUALITY

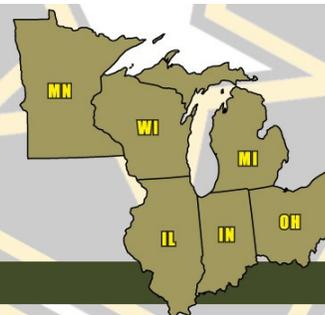
On 10 Jun 12, the West Virginia Department of Environmental Protection (DEP) issued a **final rule** that incorporates revisions to the federal counterpart, Prevention of Significant Deterioration for Particulate Matter Less Than 2.5 Micrometers – Increments, Significant Impact Levels and Significant Monitoring Concentration. The Division of Air Quality will submit final rule [45CSR14] as a revision to the State Implementation Plan. The comment period closed on 11 Jul 12. The final rule became effective on 1 Jun 12.

STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES

On 10 Jun 12, DEP issued a **final rule** that incorporate by reference new or revised federal New Source Performance Standards (NSPS) standards promulgated as of 1 Jun 11. The comment period closed on 11 Jul 12. The final rule became effective on 1 Jun 12.

Region 5

For more information on any state issues in Region 5, contact [Dr. Jim Hartman](#), DoD Regional Environmental Coordinator, Region 5, (410) 436-7096.



USEPA FINAL RULE DETERMINATION OF ATTAINMENT FOR SEVERAL COUNTIES IN ILLINOIS, INDIANA, AND WISCONSIN

USEPA issued a final rule which completes the initial air quality designations for the 2008 primary and secondary national ambient air quality standards (NAAQS) for ozone [[77 FR 34221](#), 11 Jun 12]. On 30 Apr 12, the USEPA promulgated the initial ozone air quality designations for all areas in the United States except for 12 counties in Illinois, Indiana

and Wisconsin, which USEPA was still evaluating. USEPA is designating all or parts of 11 counties as the Chicago-Naperville, IL-IN-WI nonattainment area. USEPA is also designating the remaining county and parts of counties as unclassifiable/attainment. The Chicago-Naperville, IL-IN-WI nonattainment area is being classified by operation of law as a marginal area according to the severity of its air quality problem. This rule also corrects inadvertent errors in the regulatory text regarding the designation of three areas in the ozone designation rule signed on 30 Apr 12. The final rule becomes effective 20 Jul 12.



Illinois

Legislature convened 11 Jan 12 and adjourns 31 Dec 12

USEPA FINAL RULE DETERMINATION OF PM2.5 ATTAINMENT FOR ST. LOUIS AREA

USEPA issued a final rule determining, pursuant to the Clean Air Act (CAA), that the bi-state St. Louis, Missouri-Illinois, fine particulate (PM2.5) nonattainment area (hereafter referred to as "the area") has attained the 1997 annual PM2.5 national ambient air quality standards (NAAQS) by its applicable attainment date of 5 Apr 10 [[77 FR 38183](#), 27 Jun 12]. This determination is based on monitoring data for the 2007-2009 monitoring period. Based on this data, USEPA previously determined on 23 May 11, that the area attained the 1997 standards, and USEPA suspended certain planning requirements for the area based on that determination. USEPA is now finding that the St. Louis area attained the 1997 annual PM2.5 NAAQS by its applicable attainment date. USEPA is finalizing this action because it is consistent with the CAA and its implementing regulations. The final rule becomes effective on 27 Jul 12.

USEPA FINAL RULE DETERMINATION OF OZONE ATTAINMENT FOR ILLINOIS PORTION OF THE ST. LOUIS, MO-IL AREA

USEPA issued a final rule approving a request from the State of Illinois to redesignate the Illinois portion of the St. Louis, MO-IL area to attainment of the 1997 8-hour ozone National Ambient Air Quality Standard (NAAQS or standard) [[77 FR 34819](#), 12 Jun 12]. The St. Louis area includes Jersey, Madison, Monroe, and St. Clair Counties in Illinois and St. Louis City and Franklin, Jefferson, St. Charles, and St. Louis Counties in Missouri. In addition to approving the redesignation request, USEPA is taking several other related actions. USEPA is approving, as a revision to the Illinois State Implementation Plan (SIP), the State's plan for maintaining the 1997 8-hour ozone standard through 2025 in the area. USEPA is approving the 2002 emissions inventory, submitted by the Illinois Environmental Protection Agency (IEPA) on 21 Jun 06, and supplemented on 16 Sep 11, as meeting the comprehensive emissions inventory requirement of the Clean Air Act (CAA) for the Illinois portion of the St. Louis area. Finally, USEPA finds adequate and is approving the State's 2008 and 2025 Motor Vehicle Emission Budgets (MVEBs) for the Illinois portion of the St. Louis area. The final rule became effective on 12 Jun 12.

USEPA FINAL RULE APPROVES SIP VOC LIMITS

USEPA issued a final rule approving the addition of a new rule to the Illinois State Implementation Plan (SIP) submitted by the Illinois Environmental Protection Agency (IEPA) on 7 Apr 10 [[77 FR 33659](#), 7 Jun 12]. The rule being approved into the SIP is Title 35 Illinois Administrative Code (IAC) Part 223, "Standards and Limitations for Organic Material Emissions for Area Sources." The VOC limits for consumer products and architectural and industrial maintenance (AIM) coatings in 35 IAC Part 223 are based on existing California Air Resources Board (CARB) regulations and model rules developed by the Ozone Transport Commission (OTC) for consumer products and AIM coatings. The rule is approvable because it is at least as stringent, and in some cases more stringent than, USEPA's national consumer products and AIM coatings rules. However, USEPA is conditionally approving four specific paragraphs in the rule, based on a 2 Sep 11, letter from IEPA committing to correct the noted deficiencies in these paragraphs within one year of 9 Jul 12. The final rule became effective on 9 Jul 12.

USEPA NOTICE ON CROSS-MEDIA ELECTRONIC REPORTING AUTHORIZED PROGRAM REVISION

USEPA issued a notice announcing approval of the State of Illinois' request to revise its USEPA-authorized program under the "Approval and Promulgation of State Implementation Plans" requirements in the Code of Federal Regulations to allow electronic reporting [[77 FR 37038](#), 20 Jun 12]. USEPA's approval became effective on 20 Jun 12.

STATE OF ILLINOIS PROPOSED LEGISLATION

PROPOSED AMENDMENTS TO THE ILLINOIS HISTORIC PRESERVATION ACT

Illinois House Bill [HB 5234](#) was passed by the Illinois Legislature and sent to the Governor on 20 Jun 12. The Bill proposes several amendments to the Illinois Historic Preservation Act including adding and defining new terms, deleting certain terms, and removing several powers granted to the Illinois Historic Sites Advisory Council including the power to nominate places to the Illinois Register of Historic Places. It would also impact certain authorities of the Historic Preservation Agency, the process for establishing and maintaining the Illinois Register of Historic Place, the process for listing of properties and other changes.

STATE OF ILLINOIS FINAL RULES

FINAL RULE DEFINES POLLUTION CONTROL FACILITY

The Pollution Control Board (PCB) issued a [final rule](#) which creates the definition of "pollution control facility" in Section 101.202 of its procedural rules only to the extent necessary to make it consistent with recent Public Acts amending the statutory definition.

STATE OF ILLINOIS PROPOSED RULE

30 ENVIRONMENTAL PROPOSED RULES UNDER DEVELOPMENT

On 22 Jun 12, the Illinois Environmental Protection Agency (IEPA) announced in the IEPA Regulatory Agenda, that the Agency is currently developing 30-proposed rule amendments for proposal to the Pollution Control Board (PCB). The Agency has stated that it anticipates filing the following rulemaking proposals with the PCB within the next six months.

SULFUR DIOXIDE AND NITROGEN DIOXIDE STANDARDS UNDER DEVELOPMENT

IEPA intends on developing two [proposed rules](#), (pg. 9303) that would amend [Part 243](#) Air Quality Standards, to reflect new National Ambient Air Quality Standards (NAAQS) adopted by USEPA. Specifically, the rule would update the sulfur dioxide (SO₂) standard and the nitrogen dioxide (NO₂) standard. The Agency will also include a general cleanup of Part 243. IEPA also intends to develop a second Air Quality Standard [proposed rule](#) (pg. 9300) that would amend the current SO₂ emission limitations as needed to address the 2010 SO₂ NAAQS.

NEW STANDARDS FOR GASOLINE DISPENSING FACILITIES UNDER DEVELOPMENT

IEPA intends on developing a [proposed rule](#) (pg. 9287) that will incorporate the Federal National Emission Standards for Hazardous Air Pollutants (NESHAP) for certain area sources, including but not limited to gasoline dispensing facilities. This proposal is based on USEPA's waiver of the Clean Air Act (CAA) Section 182(b)(3) Stage II requirement and onboard refueling vapor recovery (ORVR) widespread use determination and IEPA is also developing a second [proposed rule](#) (pg. 9290) on related issues.

NEW FEES FOR SOURCES EMITTING GREENHOUSE GASES UNDER DEVELOPMENT

IEPA intends on developing [proposed rule](#) (pg. 9302) to address the collection of fees under the Clean Air Act Permit Program ("CAAPP") from sources emitting greenhouse gases.

NEW STANDARDS FOR VISIBLE AND PARTICULATE MATTER EMISSIONS UNDER DEVELOPMENT

IEPA intends on developing several [proposed rules](#) (pg. 9298) addressing the methods for measuring filterable and condensable PM₁₀ and addressing the methods for measuring filterable and condensable PM_{2.5}. The rulemaking may also include necessary cleanup language and updates throughout Part 212 (Visible and Particulate Matter Emissions). IEPA is also developing a second [proposed rule](#) (pg. 9291) which will add relevant applicability. Provisions to explicitly address PM_{2.5} and related precursor compounds. IEPA is also currently developing a [proposed rule](#) (pg. 9293) that will establish a "grandfathering" provision for particulate matter less than 2.5 micrometers (PM_{2.5}) in the Federal Prevention of Significant Deterioration (PSD) program. The "grandfathering" provision applies to permit applications submitted before the 15 Jul 08, effective date of the new rule, which allows the PM₁₀ surrogate policy to continue to be used as the basis for approving such permits for PM_{2.5}.

NEW STANDARDS FOR CULTURAL EUTROPHICATION UNDER DEVELOPMENT

IEPA intends on developing a [proposed rule](#) (pg. 9307) that will establish a new narrative standard for "cultural eutrophication" to protect aquatic life from the adverse impacts of excess algae and aquatic plant growth. Measurable parameters such as dissolved oxygen will be used to identify cultural eutrophication. The proposed standard would prohibit cultural eutrophication and the presence of such would trigger a technology-

based phosphorus limit on dischargers that would significantly contribute to cultural eutrophication. The technology based phosphorus limits applicable to such dischargers would be proposed by updating 35 Ill. Adm. Code 304.123. Other technology-based phosphorus effluent standards covering certain dischargers of phosphorus independent of a finding of cultural eutrophication will also be proposed for 35 Ill. Adm. Code 304.123.

NEW STANDARDS FOR MISCELLANEOUS METAL PARTS AND PRODUCTS COATING UNDER DEVELOPMENT

IEPA intends on developing a [proposed rule](#) (pg. 9302) that will modify the definitions of "miscellaneous metal parts and products coating" and "coil coating" for Parts 218 and 219. It clarifies that lubricating oils are not considered "coatings" for purposes of Subpart F, Coating Operations, but rather protective oils applied to metal for the purpose of providing lubrication, similar to the treatment of such oils under the Federal National Emission Standards for Hazardous Air Pollutants for Surface Coating of Miscellaneous Metal Parts and Products, 40 CFR Part 63, Subpart M.

NEW STANDARDS FOR CONSTRUCTION OF SIMPLE PH ADJUSTMENT PRETREATMENT SYSTEMS UNDER DEVELOPMENT

IEPA intends on developing a [proposed rule](#) (pg. 9315) that will amend the permitting requirements for the construction of simple pH adjustment pretreatment systems, cooling towers, oil/water separators and lifetime operating permits for all pretreatment systems and discharges.

STATE OF ILLINOIS OTHER REGULATORY ACTIVITY AND GENERAL INFORMATION

PUBLIC NOTICE ON WATER QUALITY LISTS

On 8 Jun 12, IEPA issued a [notice of public information](#) which lists the water quality criteria. This listing updates revisions to existing criteria for the period 1 Jan 12 through 31 Mar 12.



Legislature convened 4 Jan 12 and adjourned sine die 10 Mar 12

USEPA FINAL RULE GRANTS LIMITED APPROVAL TO REGIONAL HAZE PROGRAM

USEPA issued a final rule that grants a limited approval of revisions to the Indiana State Implementation Plan (SIP) submitted by the Indiana Department of Environmental Management (IDEM) on 14 Jan 11, and 10, Mar 11, addressing regional haze for the first implementation period that ends 2018 [[77 FR 34218](#), 11 Jun 12]. This action is being taken in accordance with the requirements of the Clean Air Act (CAA) and USEPA's rules for states to prevent and remedy future and existing anthropogenic impairment of visibility in mandatory Class I areas through a regional haze program. As part of this action, The final rule became effective on 11 Jul 12.

USEPA FINAL RULE GRANTS APPROVAL TO CENTRAL INDIANA STATE IMPLEMENTATION PLAN

USEPA issued a final rule approving Indiana's request to revise its Central Indiana 1997 8-hour ozone maintenance air quality State Implementation Plan (SIP) by replacing the previously approved motor vehicle emissions budgets with budgets developed using EPA's Motor Vehicle Emissions Simulator (MOVES) emissions model [[77 FR 37328](#), 21 Jun 12]. The Central Indiana 1997 8-hour ozone maintenance area consists of Marion, Boone, Hendricks, Morgan, Johnson, Shelby, Hancock, Madison, and Hamilton Counties in Indiana. The final rule becomes effective on 23 Jul 12.

STATE OF INDIANA PROPOSED RULE

PROPOSED RULES ON UNDERGROUND STORAGE TANK OPERATOR TRAINING

On 20 Jun 12, the Indiana Department of Environmental Management (IDEM) issued [proposed rules](#) concerning training of operators who operate and maintain regulated underground storage tank (UST) systems. On 8 Aug 07, USEPA published operator training grant guidelines in the Federal Register [72 FR 44523] for states that receive UST funds from USEPA. USEPA developed these grant guidelines as required by the operator training provision in Section 9010 of Subtitle I of the Solid Waste Disposal Act (SWDA), 42 U.S.C. 6901 et seq., enacted by the Underground Storage Compliance Act, part of the Energy Policy Act of 2005. Section 1524 of the Energy Policy Act of 2005 amends Subtitle I of the SWDA of 1965 by adding Section 9010, Operator Training. A hearing is scheduled for 17 Jul 12.

STATE OF INDIANA OTHER REGULATORY ACTIVITY AND GENERAL INFORMATION

PROPOSED LEAD NATIONAL AMBIENT AIR QUALITY STANDARDS

IDEM issued a [public hearing notice](#) that would amend the rules at 326 IAC 1-4 concerning attainment of the lead national ambient air quality standards (NAAQS) and 326 IAC 15 concerning administrative changes, as well as the repeal of 326 IAC 20-13 and a new rule at 326 IAC 20-13.1 reflecting updates to the federal national emission standards for hazardous air pollutants (NESHAP). A hearing is scheduled for 1 Aug 12.



Legislature convened 11 Jan 12 and adjourns 31 Dec 12.

USEPA PROPOSED RULE APPROVES PREVENTION OF SIGNIFICANT DETERIORATION PROGRAM

USEPA issued a proposed rule that approves revisions to the Prevention of Significant Deterioration (PSD) construction permit program of State of Michigan's State Implementation Plan (SIP) to meet the Clean Air Act (CAA) requirements for PSD in Class I Areas attaining the National Ambient Air Quality Standards [[77 FR 36442](#), 19 Jun 12]. The comment period closes on 19 Jul 12.

STATE OF MICHIGAN LEGISLATION SIGNED BY THE GOVERNOR

NEW LAW CHANGES PERMIT PROCESSING TIMES

On 14 Jun 12, Governor Snyder signed Senate Bill [SB 744](#) into law. The new law (Public Act 164 of 2012) amends Part 13 (Permits) of the Natural Resources and Environmental Protection Act to require, rather than allow, the Department of Environmental Quality (DEQ) to extend the permit processing period if requested by an applicant, and to revise the length of the extension. The act establishes processing periods for required permits and requires DEQ to approve or deny a permit application by the specified deadline. If requested by an applicant, the Department may extend the processing period by not more than 20%. As part of the bill, DEQ would have to extend the processing period upon request by up to 120-days, as specified by the applicant. They could extend the processing period beyond the additional 120-days, if requested by the applicant. The processing period, however, could not be extended to a date later than one year after the end of the application period. The new law became effective upon signature.



Legislature convened 24 Jan 12 and adjourned sine die 21 May 12.

STATE OF MINNESOTA PROPOSED RULES

PROPOSED RULES GOVERNING WATER QUALITY

On 11 Jun 12, the Minnesota Pollution Control Agency (MPCA) issued a [proposed rule](#) that would amend chapters 7050, 7052 and 7053 governing state water quality. The rules contain the classification and water quality standards for ground and surface water. The proposed amendments include water use reclassifications and numeric water quality standards. MPCA is considering amending Minnesota Rules Chapter 7053 to address how minimum stream flow relates to phosphorus discharges, and to explain how a Total Suspended Solids standard applies to certain types of discharges. The comment period closes on 20 Jul 12.

STATE OF MINNESOTA OTHER REGULATORY ACTIVITY AND GENERAL INFORMATION

PROPOSED RE-ISSUANCE OF GENERAL PERMIT-001-MN

On 11 Jun 12, MPCA issued a comment [notice](#) on its draft Clean Water Act (CWA) Section 401 Water Quality Certification (401 Certification) for the proposed reissuance of General Permit (GP)-001-MN by the St. Paul District of the United States Army Corps of Engineers (USACE). The proposed GP-001-MN would authorize certain activities in waters and wetlands regulated by the Minnesota Department of Natural Resources that are considered similar in nature and those that are anticipated to have minimal adverse environmental effects, individually or cumulatively, on the aquatic environment. The MPCA is proposing to issue a 401 Certification to the applicant, the St. Paul District USACE for projects within the State of Minnesota that qualify for coverage under GP-001-MN. The proposed GP-001-MN would be valid for five years and would replace the existing GP-001-MN, which was issued on 15 May 07, and expired on 15 May 12. Before

the USACE can re-issue GP-001-MN, a 401 Certification is required from the State of Minnesota to ensure that projects that qualify for GP-001-MN will comply with applicable state water quality standards. The comment period closed on 10 Jul 12.



Legislature convened 3 Jan 12 and adjourns 31 Dec 12.

STATE OF OHIO OTHER REGULATORY ACTIVITY AND GENERAL INFORMATION

NOTIFICATION ON WATER QUALITY STANDARDS PROGRAM RULE DEVELOPMENT

On 7 Jun 12, the Ohio Environmental Protection Agency (Ohio EPA) issued a [notice](#) on a rule pre-proposal addressing potential revisions to the existing water quality standards rule, Ohio Administrative Code (OAC) 3745-1-35, which contains the procedural requirements for developing site-specific modifications to water quality criteria and values in other rules within OAC Chapter 3745-1. Ohio EPA is asking stakeholders (particularly those holding a permit based on water quality standards) to identify impact on business, adverse impact on business, and also to identify any alternative rulemaking (or specific provisions within the rule) that the Agency should consider. The comment period closed on 13 Jul 12.

GENERAL PERMIT RENEWAL FOR BULK FUEL STORAGE FACILITIES

On 21 Jun 12, the Ohio EPA issued a general National Pollutant Discharge Elimination System (NPDES) [Final General Permit OHB000002](#) renewal that will provide coverage for Bulk Fuel Storage Facilities. The permit covers primarily storm water discharges from bulk fuel storage facilities to waters of the state. See related fact sheet [here](#). The renewed permit becomes effective on 1 Aug 12.



WI Legislature convened 10 Jan 12 and adjourns 31 Dec 12.

USEPA FINAL RULE ON INFRASTRUCTURE STATE IMPLEMENTATION PLAN

USEPA issued a final rule that disapproves two narrow portions of submissions made by the Wisconsin Department of Natural Resources (WDNR) to address the Section 110(a)(1) and (2) requirements of the CAA, often referred to as the "infrastructure" State Implementation Plan" (SIP) [[77 FR 35870](#), 15 Jun 12]. USEPA is disapproving one of WDNR's submissions intended to meet certain requirements of Section 110(a)(2)(C) with respect to the 1997 8-hour ozone National Ambient Air Quality Standards (NAAQS) and 1997 24-hour PM2.5 NAAQS. Among other conditions, Section 110(a)(2)(C) of the CAA requires states to correctly address oxides of nitrogen (NOX) as a precursor to ozone in their respective prevention of significant deterioration (PSD) programs. USEPA is finalizing disapproval of a portion of Wisconsin's submissions intended to satisfy this requirement. USEPA is also finalizing disapproval of a portion of Wisconsin's submissions because the SIP currently contains a new source review (NSR) exemption for fuel changes as major modifications where the source was capable of accommodating the change before 6 Jan 75. The proposed rule associated with this final action was published on 20 Apr 12. This final rule became effective on 16 Jul 12.

STATE OF WISCONSIN PROPOSED RULES

PROPOSED CHANGES TO SANITARY SEWER OVERFLOW AND BYPASS RULES

The Wisconsin Natural Resources Board issued several [proposed rules](#) on revisions to Chapters NR 110, 205, 208, and 210, relating to sanitary sewer overflows and bypasses. These changes are in response to several significant overflow events in the State that have occurred in the past several years due to sanitary sewer system electrical and mechanical failures or bypasses during large rainfall events. The proposed rule changes will amend the Wisconsin Administrative Code to by consolidating related rules and eliminating current rule inconsistencies, and will ensure the rules meet current requirements of state and federal law and regulations regarding discharges of sewage to state waters. Public hearings on the proposed changes will be held on 16, 17 and 18 Jul 12. Comments are due by 31 Jul 12.

PROPOSED CHANGES TO POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT PROGRAM

On 16 Jun 12, the Wisconsin Natural Resources Board proposed revisions to Chapter NR 106 related to the Wisconsin's Pollutant Discharge Elimination System Permit Program. The [proposed rule](#) addresses potential inconsistencies

between state statutory or regulatory authority and federal regulations identified by USEPA in July 2011. For this rule making effort, eight different rule packages are being issued to address USEPA's concerns. Four of the proposed rule packages were previously initiated. On 16 Jun 12, the DNR proposed four additional rule packages. [Rule Package 4](#) addresses acute limit calculations, allowance for extended compliance schedules for Tier II value based limitations, ammonia water quality based effluent limitations, time periods for expression of certain water quality based effluent limitations, chloride water quality based effluent limitations, alternative limitations when test methods are not sufficiently sensitive, whole effluent toxicity testing issues, and total maximum daily load procedures required under the Great Lakes Initiative federal regulations. [Rule Package 5](#) addresses Technology Based Limits, New Source Performance Standards, Expression of Limits in Permits and other limitation provisions in 40 CFR 122.45, Mass Limits in Permits, General Reasonable Potential Procedures, Pollutants in the Intake for Technology Based Limits, Best Management Practices in Permits, General Compliance Schedule provisions, Permit Application requirements for Industrial dischargers, and Intake requirements for new facilities under CWA (316(b)). [Rule Package 6](#) addresses state authority on permit processing issues and other permit issuance procedural matters and [Rule Package 8](#) addresses methods for analysis of wastewater samples. Proposed rule packages will also include minor clarification changes to affected chapters. Currently there is no comment period scheduled.

Department of Defense Activity

DOD HISTORICAL ADVISORY COMMITTEE REESTABLISHED

DoD re-established the charter for the DoD Historical Advisory Committee [[77 FR 27030](#), 8 May 12]. The committee provides the Secretary of Defense and the Secretaries of the Military Departments with independent advice and recommendations on matters regarding the professional standards, historical methodology, program priorities, liaison with professional groups and institutions, and adequacy of resources of the various historical programs and associated activities of the DoD.

ARMY ISSUES POLICY MEMO ON RENEWABLE ENERGY CREDITS

On 24 May 12, the Army released a [Policy Memo](#) which establishes Army policy regarding retention, replacement and purchasing of Renewable Energy Credits (RECs) for renewable energy generating facilities on Army installations for the purposes of satisfying federal mandates. The policy applies to all on Active Army, U.S. Army Reserve, and Army National Guard installations, sites, and/or facilities operated and maintained with federal funds.

DOD RELEASES SUSTAINABILITY AND ENERGY SCORECARD

On 15 Jun 12, Federal agencies [released](#) their annual Office of Management and Budget (OMB) Sustainability and Energy Scorecards. Through the OMB scorecard process, agencies are assessed on energy and water intensity reductions; fleet petroleum reduction; greenhouse gas emissions; green building practices; and, renewable energy use. Agencies are also evaluated on their progress towards implementing additional statutory or Executive Order targets and goals reflected in their annual Sustainability Plans, such as green purchasing and electronics stewardship. [DoD's scorecard](#) received a green grade for Reduction in Potable Water, and for Reduction in Fleet Petroleum Use.

Federal Activity

AIR

FINAL RULE EXCLUSION OF TRANS-1,3,3,3-TETRAFLUOROPROPENE

USEPA issued a final rule which revised the definition of volatile organic compounds to add trans-1,3,3,3-tetrafluoropropene (also known as HFO-1234ze) to the list of compounds excluded from the definition of VOC on the basis that this compound makes a negligible contribution to tropospheric ozone formation [[77 FR 37610](#), 22 Jun 12]. The chemical can be used as a refrigerant, aerosol propellant, or foam blowing agent.

PROPOSED RULE FOR STATIONARY RECIPROCATING INTERNAL COMBUSTION ENGINES

USEPA issued proposed rule amendments to the national emission standards for hazardous air pollutants for stationary reciprocating internal combustion engines under Section 112 of the Clean Air Act [[77 FR 33811](#), 7 Jun 12] and [[77 FR 37361](#), 21 Jun 12]. The proposed amendments include alternative testing options for certain large spark ignition (generally natural gas-fueled) stationary reciprocating internal combustion engines, management practices for a subset of existing spark ignition stationary reciprocating internal combustion engines in sparsely populated areas and alternative monitoring and compliance options for the same engines in populated areas. USEPA is also proposing to include a limited temporary allowance for existing stationary emergency area source engines to be used for peak shaving and non-emergency demand response. In addition, USEPA is proposing to increase the hours that stationary emergency engines may be used for emergency demand response. The first comment period closes on 23 Jul 12, and the second comment closes 9 Aug 12.

NOTICE OF PROPOSED CONSENT DECREE ON NATIONAL AMBIENT AIR QUALITY STANDARDS FOR PARTICULATE MATTER

USEPA issued a notification of a proposed consent decree under which USEPA would be required, by 14 Dec 12, to review the National Ambient Air Quality Standards (NAAQS) for particulate matter and promulgating any appropriate revisions [[77 FR 38060](#), 26 Jun 12]. The comment period closes on 26 Jul 12.

DRAFT GUIDANCE ON THE TREATMENT OF AIR QUALITY MONITORING DATA INFLUENCED BY EXCEPTIONAL EVENTS

On 10 Jul 12, USEPA issued a Notice of availability, public comment period, and posted its draft non-binding guidance titled, "Draft Guidance to Implement Requirements for the Treatment of Air Quality Monitoring Data Influenced by Exceptional Events" and associated attachments, on the agency's Internet Web site [[77 FR 39959](#), 6 Jul 12]. USEPA is requesting public comments on this guidance document and plans to issue an updated version of the guidance after reviewing timely submitted comments. USEPA intends to hold a conference call to provide interested stakeholders with an overview of the Exceptional Events draft guidance. Comments must be received on or before 4 Sep 12.

PUBLIC HEARINGS FOR PROPOSED RULES--NATIONAL AMBIENT AIR QUALITY STANDARDS FOR PARTICULATE MATTER

USEPA issued a hearing announcement for two hearings for the proposed rule addressing National Ambient Air Quality Standards for Particulate Matter [[77 FR 39205](#), 2 Jul 12]. The hearings will be held in Philadelphia, PA on 17 Jul 12, and Sacramento, CA on 19 Jul 12. USEPA is proposing changes to the primary and secondary national ambient air quality standards (NAAQS) for particulate matter (PM) to provide requisite protection of public health and welfare, and to make revisions to the data handling conventions for PM and ambient air monitoring, reporting, and network design requirements. The comment period closes on 31 Aug 12.

ENVIRONMENTAL JUSTICE

USEPA NOTICE TO PROMOTE ENVIRONMENTAL JUSTICE IN THE PERMIT PROCESS

As part of its ongoing efforts under Plan Environmental Justice (EJ) 2014 to integrate environmental justice into all of its programs, USEPA issued a notice soliciting public comment on ways that USEPA and permit applicants can meaningfully engage communities in the permitting process [[77 FR 38051](#), 26 Jun 12]. This notice describes and seeks comment on actions that USEPA regional offices can take when issuing USEPA permits to promote greater participation in the permitting process by communities that have historically been underrepresented in that process. This notice also announces

the availability of draft best practices for permit applicants seeking USEPA-issued permits (located in the appendix to this notice). The best practices are designed to encourage and assist permit applicants to reach out to neighboring communities when applying for permits that may affect the community's quality of life, including their health and environment. The comment period closes on 27 Aug 12.

PESTICIDES

SYNCHRONIZING THE EXPIRATION DATES OF THE PESTICIDE APPLICATOR CERTIFICATE

USEPA issued a final rule intended to reduce burden to restricted use pesticide applicators and simplify federal certification expiration dates. Restricted use pesticides may only be applied by or under the direct supervision of an applicator certified as competent by a certifying agency [[77 FR 39640](#), 5 Jul 12]. A State, tribe, or Federal agency becomes a certifying agency by receiving approval from USEPA. In areas not covered by a certifying agency, USEPA may establish a Federal certification plan and issue Federal certificates directly. One way USEPA may issue a Federal certificate is based on an existing valid certificate from a certifying agency, and this final rule will synchronize the expiration dates on the Federal certificate with that of the certifying agency certificate on which the Federal certificate is based. The final rule becomes effective 4 Sep 12.

REPORTING

CHANGES TO THE CENTRAL DATA EXCHANGE REPORTING SYSTEM

USEPA issued a notice on Cross-Media Electronic Reporting Regulation (CROMERR), USEPA plans to change its Central Data Exchange (CDX) system, by adding new user-friendly features to CDX registration such as the ability to search for reporting programs and organizations, and activate accounts via email and new user profile page "Alerts" and "News and Updates" sections that will provide CDX users with timely general system information, as well as program specific information [[77 FR 33215](#), 5 Jun 12]. USEPA's changes to CDX become effective on 6 Aug 12.

WATER

FINAL RULE GRANTS APPROVAL OF ALTERNATIVE TEST PROCEDURES FOR THE ANALYSIS OF CONTAMINANTS UNDER SAMPLING PROCEDURES

USEPA issued a final rule granting approval of alternative testing methods for use in measuring the levels of contaminants in drinking water and determining compliance with national primary drinking water regulations [[77 FR 38523](#), 28 Jun 12]. The Safe Drinking Water Act (SDWA) authorizes USEPA to approve the use of alternative testing methods through publication in the Federal Register. USEPA is using this streamlined authority to make 10 additional methods available for analyzing drinking water samples required by regulation. This expedited approach provides public water systems, laboratories, and primacy agencies with more timely access to new measurement techniques and greater flexibility in the selection of analytical methods, thereby reducing monitoring costs while maintaining public health protection. The final rule became effective on 28 Jun 12.

NOTICE OF DATA AVAILABILITY ON STANDARDS FOR COOLING WATER INTAKE STRUCTURES

On 20 Apr 11, USEPA published proposed standards for cooling water intake structures at all existing power generating facilities and existing manufacturing and industrial facilities as part of implementing Section 316(b) of the Clean Water Act (CWA) [[77 FR 34315](#), 11 Jun 12]. USEPA is issuing a Notice of Data Availability [[77 FR 34927](#), 12 Jun 12], as a result of the 20 Apr 12 notice, USEPA received extensive comments on its proposal. This notice presents a summary of the significant new information and data USEPA has received since proposal and a discussion of possible revisions to the final rule that USEPA is considering that were suggested by the data and comments. USEPA is soliciting public comment on the data and possible revisions presented in this notice and the record supporting this notice. The comment period closed on 11 Jul 12.

USEPA ISSUES POST-CONSTRUCTION COMPLIANCE MONITORING GUIDANCE

In May 2012, USEPA issued a document on, [Post-Construction Compliance Monitoring Guide](#). This document presents guidance on how to conduct effective post construction compliance monitoring, as provided in the 1994 Combined Sewer Overflow (CSO) Control Policy which established a national approach under the National Pollutant Discharge Elimination System (NPDES) permit program for controlling discharges into the nation's waters from combined sewer systems (CSSs). The CSO Control Policy defines expectations for regulated communities, state water quality standards (WQS) authorities, and NPDES authorities. The ninth requirement of a Long Term CSO Control Plan is the development of a post construction compliance monitoring program adequate to verify compliance with water quality-

based requirements and ascertain the effectiveness of CSO controls. USEPA expects, however, that all CSO communities, regardless of whether they have an LTCP, will conduct post construction compliance monitoring.

APPENDIX: UNDERGROUND STORAGE TANK OPERATOR TRAINING

COUNTING DOWN TO THE UST OPERATOR TRAINING DEADLINE

The underground storage tank (UST) provisions of the Energy Policy Act Of 2005 amends the UST program found in Subtitle I of the Solid Waste Disposal Act by focusing on preventing releases and directing USEPA to help states comply with new UST requirements. Section 1524 of the Energy Policy Act of 2005 provides that USEPA, in coordination with states, must develop training guidelines for three distinct classes of operators who operate and maintain federally regulated underground storage tank systems. States receiving funding from USEPA under Subtitle I must then develop state-specific training requirements consistent with USEPA's guidelines. The state-specific training requirements must: 1) be developed in cooperation with tank owners and operators; 2) take into consideration training programs implemented by owners and operators; and 3) be appropriately communicated to tank owners and operators. On 8 Aug 07, USEPA published final grant guidelines for operator training in the Federal Register. Included in those guidelines are two relevant deadlines: 1) by 8 Aug 09 States receiving funding under Subtitle I of the Solid Waste Disposal Act must have develop state-specific training requirements consistent with USEPA's guidelines; and 2) by 8 Aug 12 those same States must ensure all three classes of operators are trained according to state-specific training requirements. The following table summarizes the most current information on compliance by the states in Regions 1, 2, 3, and 5 with the requirements of Section 1524 and the USEPA guidelines.

Underground Storage Tank Requirements by State (Current as of 5 Jul 12)			
Commonwealth State/Territory	Training Rules Adopted Y/N	Training Deadline/ Effective Date	State UST Operator Training Information
REGION 1			
<u>Connecticut</u>	Yes	8 Aug 12	Connecticut does not have a USEPA state approved program and is regulated by the Connecticut Department of Energy and Environmental Protection (DEEP) and USEPA. On 31 May 12, DEEP issued <u>amendments to the existing UST Regulations</u> . The amendments include <u>Operator Training requirements</u> and Secondary Containment requirements. Also see <u>website on Operator Training</u> . Class A, B, & C must be certified by the International Code Council (ICC) and A & B can train C. Operators must submit to DEEP a Statement of Training Form (<u>Word</u> , <u>PDF</u>) by 8 Aug 12. Reciprocity: Connecticut will accept Operator Training Certifications and exams approved in USEPA, Region 1 States, <u>see Frequently Asked Questions</u> . For more information contact: Ms. Helen Robbins, <u>helen.robbins@ct.gov</u> , or call (860) 424-3291.
<u>Maine</u>	Yes	8 Aug 12	Maine has a <u>state USEPA approved program</u> , and the regulating authority is Maine Department of Environmental Protection, <u>Waste Management Division</u> , which offers Class A, B and C operator training and certification via TankSmart-The Oil Storage Tank Search & Operator Training <u>Online Service</u> . Class A and B operators are combined into a single Class A/B operator. ME has no reciprocity states. For more information contact: Ms. Eileen McCue, <u>eileen.mccue@maine.gov</u> , or call (207) 441-3294.

Underground Storage Tank Requirements by State (Current as of 5 Jul 12)

Commonwealth State/Territory	Training Rules Adopted Y/N	Training Deadline/ Effective Date	State UST Operator Training Information
REGION 1			
<u>Massachusetts</u>	Yes	8 Aug 12	Massachusetts has a <u>state USEPA approved program</u> . All UST system owners/operators are required to designate at least one certified Class A, B and C operator for each tank system by 8 Aug 12. See <u>UST Operator Requirements</u> also see, <u>Important Changes: UST Class A, B & A/B Operator Exam Scoring</u> . Class A & B can train C, & C does not have to be certified only trained. One person can be an A/B class operator as long as they are certified in both. Exam is online and is accessible 24-hours a day. For more information contact: Mr. John Reinhardt, <u>John.r.Reinhardt@state.ma.us</u> , or call (617) 292-5667. .
<u>New Hampshire</u>	Yes	8 Aug 12	New Hampshire UST's are <u>regulated by</u> the Department of Waste Management Division of Oil Remediation and Compliance Bureau and USEPA. Department of Environmental Service (DES) is currently offering an approved training class for Class A and B operators in New Hampshire see, <u>Underground Storage Tank Class A and B Operator Training Schedule</u> . Also see frequently asked questions <u>here</u> . DES also accepts ICC certification for Class A and B operators. For more information contact: Ms. Suzanne Connelly, <u>suzanne.connelly@des.nh.gov</u> , or call (603) 271-0673.
<u>Rhode Island</u>	Yes	1 Aug 12	Rhode Island has a <u>state USEPA approved program</u> , and the regulating authority is the Rhode Island Department of Environmental Management (DEM) <u>Office of Waste Management UST Program</u> . See <u>Operator Training Slide Show</u> . All Class A & B operators must pass the International Code Council (ICC) exam and provide a passing certificate. RI has reciprocity with other New England states as long as they have ICC certification (which is valid for 5-years). If no ICC certification RI will honor for one year other state certifications. Upcoming free operator training workshops are being offered in July for Class A and B operators. These workshops will provide in-class, hands-on training relating to UST facility best management practices, proper emergency response, and applicable federal and state regulations. A binder of materials will be included that can be used as a reference while taking the exams. RI DEM also has developed the <u>Rhode Island UST Facility Operator Training Manual</u> for exam preparation. For more information contact: Ms. Jillian Thompson, <u>jillian.thompson@dem.ri.gov</u> , or call, (401) 222-2797 x 7031.
<u>Vermont</u>	Yes	1 Aug 12	Vermont has a <u>state USEPA approved program</u> , and the regulating authority is the Vermont Department of Environmental Conservation (DEC), Waste Management Division, <u>UST Program</u> . See, <u>Underground Storage Tank Operator Training Requirements in Vermont</u> . Class A & B requires certification (ICC, ECS, ECLIPSE). One person can hold all three class designations as long as certified. Class A & B can train C. Effective 1 Aug 12, Class A, B, and C operator certifications are valid for two years. Vermont's <u>UST rules</u> are quite similar to both New Hampshire's and Maine's rules, and any operator who is certified by either of those two states will satisfy Vermont's requirements. For <u>more information</u> contact: Mr. Ted Unkles, <u>ted.unkles@state.vt.us</u> , or call, (822) 241-3882.

Underground Storage Tank Requirements by State (Current as of 5 Jul 12)

Commonwealth State/Territory	Training Rules Adopted Y/N	Training Deadline/ Effective Date	State UST Operator Training Information
REGION 2			
<u>New Jersey</u>	NO	Will not meet USEPA deadline 8 Aug 12.	New Jersey currently does not have UST operator training requirements in place, but is developing them. The regulating authority is the New Jersey Department of Environmental Protection's <u>UST Program</u> and USEPA. Check periodically on the NJ Department Environmental Protection (DEP) final rules <u>webpage</u> to see latest information once the rule gets adopted. For more information contact: Mr. Jonathan Berg, (609) 633-0737.
<u>New York</u>	NO	Will not meet USEPA deadline 8 Aug 12.	New York currently does not have UST operator training requirements in place, and is developing them, see <u>Regulatory Agenda</u> for UST expected requirements. The draft rules are expected sometime in Winter 2013. Subscribe to the <u>Tank Bulletin email notification service</u> , which will send out the information as it is developed. It is expected that one person will be able to fill the role of more than one category of operator. For more information contact: Mr. Jim Victor, <u>jsvictor@gw.dec.state.ny.us</u> , or call (518) 402-9543.
<u>Puerto Rico</u>	Yes	8 Aug 12	Puerto Rico has a <u>state USEPA approved program</u> , and the regulating authority is the Puerto Rico Environmental Quality Board's (PREQB) UST Program. All Class A, B, & C operators are required to be certified, C operators can be trained by class A & B. PR is in the process of implementing a web application for continuous training for C operators. PREQB is in the process of designating training providers. PR does not have reciprocity. For more information contact: Mr. Roberto Ayala, <u>robertoayala@jca.gobierno.pr</u> , or call (787) 767-8181 x 3475, 3476, 3354.
<u>Virgin Islands</u>	No	Will not meet USEPA deadline 8 Aug 12.	The U.S. Virgin Islands currently does not have UST operator training requirements in place, but is developing them. On 15 Jun 12, the VI Department of Planning and Natural Resources (DPNR) issued <u>proposed UST regulations</u> (see pg. 154 on Operator Training) pertaining to the installation, registration, operation, monitoring, cleanup and closure of UST systems. The 30-day comment period is scheduled to close on 16 July 12. An individual who is designated to more than one operator class must be trained in each operator class for which he or she is designated. <u>Reciprocity</u> (Section 663) is contingent on the Commissioner's approval. For more information contact: Mr. Syed Syedali at (340) 773-1082 x 2276.

Underground Storage Tank Requirements by State (Current as of 5 Jul 12)

Commonwealth State/Territory	Training Rules Adopted Y/N	Training Deadline/ Effective Date	State UST Operator Training Information
REGION 3			
<u>Delaware</u>	Yes	8 Aug 12	<p>Delaware has a <u>state USEPA approved program</u>, and the regulating authority is the Department of Natural Resources and Environmental Control, Tank Management Section (<u>DNREC-TMS</u>). See the <u>UST operator training webpage</u>. There is only one authorized training provider the Delaware Technical & Community College (several training sites), cost is \$199.00. There is not a separate Class for A and B certification. C operators can be trained by class A or B. DE, does have a conditional reciprocity, based on a test and demonstration of certification in an other state.</p> <p>Also note: DNREC-TMS has recently revised the guidance for soil sampling at underground storage tank (UST) removals, closures in place, changes in service, and changes in substance stored activities. The recent new sampling guidance documents will become effective 1 Oct 12. The new sampling requirements are available on the DNREC-TMS <u>website</u>. Three public <u>workshops</u> have been scheduled to discuss the new requirements. For more information contact: Mr. Alex Rittberg, <u>alex.rittberg@state.de.us</u>, or call (302) 395-2500.</p>
<u>District of Columbia</u>	Yes	8 Aug 12	<p>District of Columbia has a <u>state USEPA state approved program</u>, and the regulating authority is the District of Columbia Department of Environment (DDOE) <u>UST branch</u>. See <u>Operator Training factsheet</u> and <u>Operator Training for Class A, B, and C</u>, also see <u>UST Operator Frequently Asked Questions</u>. Class A or B operators may provide training to Class C operators. Both Class A & B must be certified by an external training provider. See list of <u>approved training providers</u>. Certification has no expiration date contingent on no violations. For more information contact: Ms. Fianna Phill, <u>fianna.phill@dc.gov</u> or call, (202) 535-2326.</p>
<u>Maryland</u>	Yes	8 Aug 12	<p>Maryland does not have a USEPA state approved program. UST's are <u>regulated by</u> the Department of Environment Waste Management Administration Oil Control Program and USEPA. See, (<u>26.10.16</u>) Trained Facility Operators. Class A & B are required to be <u>certified and trained</u> and can train C. Class A/B can be one person, as long as certified in both. Certification has no expiration date contingent on no violation. See approved training vendor <u>list</u>, and Class C must submit <u>checklist</u> to MDE. For more information contact: Ms. Melissa Wright, <u>mwright@mde.state.md.us</u>, or call (410) 537-3938.</p>
<u>Pennsylvania</u>	Yes	8 Aug 12	<p>Pennsylvania does not have a USEPA state approved program. UST's are <u>regulated by</u> the Pennsylvania Department of Environmental Protection (PA DEP) and USEPA. Class A and B operators must become qualified by completing a Department-approved course. See list of <u>UST Operator Approved Training Providers</u>. Also see <u>Operator Training in Brief: What you need to know</u>. A single person can be trained and designated in multiple operator class categories. Certification has no expiration date contingent on no violation; however, Class C operators need annual updated training. PA does not have reciprocity with other states. For more information contact: Mr. Randy Martin, <u>ramartin@pa.gov</u>, at (717) 772-5828.</p>

Underground Storage Tank Requirements by State (Current as of 5 Jul 12)

Commonwealth State/Territory	Training Rules Adopted Y/N	Training Deadline/ Effective Date	State UST Operator Training Information
REGION 3			
<u>Virginia</u>	Yes	8 Aug 12	Virginia has a <u>state USEPA approved program</u> , and the regulating authority is the Virginia Department of Environmental Quality. See <u>(9VAC25-580-125) Operator training</u> . See list of <u>UST Operator Approved Training Providers</u> . VA does not have reciprocity with other states. See <u>Operator Training slide show</u> . Class C operators need annual updated training. Also see, <u>guidance memo</u> . For more information contact: Ms. Alicia Meadows, <u>Alicia.Meadows@deq.virginia.gov</u> , or call (540) 562-6853.
<u>West Virginia</u>	Yes	8 Aug 12	West Virginia has a <u>state USEPA approved program</u> , and the regulating authority is the <u>West Virginia Department of Environmental Protection</u> . See list of <u>Approved Operator Training Vendors</u> , also see, <u>frequently asked questions document</u> . Note: All training programs used to meet the Operator Training requirements must have prior written approval by WVDEP and be completed by 8 Aug 12. WV DEP has financial assistance available in the form of a training scholarship. One person can serve as a Class A, B, and C operator. WVDEP does not have reciprocity with other states for the Operator Training Program. For more information contact: Ms. Ruth Porter, <u>Ruth.M.Porter@Wv.Gov</u> , or call (304) 926-0499 x 1007.
REGION 5			
<u>Illinois</u>	Yes	8 Aug 12/ 15 Feb 12	Illinois does not have a USEPA state approved program and is regulated by the Office of the State Fire Marshal (OSFM) and USEPA. See 15 Jun 12, <u>Notice to Owner Operators regarding Operator Training</u> , see, <u>Operator training</u> , see list (29 Jun 12) of <u>current training providers</u> (added to daily), also see <u>FAQ's for Operator Training</u> . Illinois does not have reciprocity with other states, each individual will be required to have training and pass an Illinois approved exam with a 75% score as part of the operator training mandate. Section 176.655 (b) states: each Class A or B operator shall perform a quarterly inspection of each storage tank system and shall record the results of each inspection on a <u>checklist</u> . For more information contact: Mr. Fred Schneller, <u>fred.schneller@illinois.gov</u> , or call (217) 557-3131.
<u>Indiana</u>	NO	Anticipated Effective Date 1 Feb 13	Indiana has a <u>state USEPA approved program</u> , and the regulating authority is the <u>Indiana Department of Environmental Management (IDEM)</u> . IDEM is offering free online operator training. See <u>UST Operator Training Quick Start Guide</u> , and <u>pending rules on UST operator training requirements</u> . For more information contact: Mr. Roy Harbert, <u>rharbert@idem.in.gov</u> or call (317) 232-7957.
<u>Michigan</u>	Yes	USEPA Deadline 8 Aug 12, Rule effective date 8 May 12. Enforcement date 2 Jan 13.	Michigan does not have a USEPA state approved program. UST's are <u>regulated by</u> the MI Department of Environmental Quality UST Program and USEPA. See 1 Jun 12, <u>Flyer on Certification Requirements for UST Owners/Operators</u> , also see 25 May 12, <u>Certification Requirements Notification Letter to UST Owners/Operators</u> . For more information contact: Mr. Kevin Wieber, <u>wieberk@michigan.gov</u> , or call (517) 335-7260.

Underground Storage Tank Requirements by State (Current as of 5 Jul 12)

Commonwealth State/Territory	Training Rules Adopted Y/N	Training Deadline/ Effective Date	State UST Operator Training Information
REGION 5			
<u>Minnesota</u>	Yes	8 Aug 12	Minnesota does not have a USEPA state approved program. UST's are regulated by the Minnesota Pollution Control Agency (PCA), Tank Compliance & Enforcement Unit and USEPA. See <u>7150.0211 Class A, B, and C Operator Requirements</u> , also see, <u>UST's in MN Answers to Commonly Asked Questions</u> . Minnesota PCA adopted operator training rules in 2009. The training deadline was initially determined by owner's telephone area code; however, final deadline for all is 8 Aug 12. Class A & B operators need to take and pass an online exam with 75% passing grade, see <u>approved list of training providers</u> . For more information contact: Mr. Ben Palmquist, <u>benjamin.palmquist@state.mn.us</u> or call (651) 757-2637.
<u>Ohio</u>	Yes	8 Aug 12	Ohio does not have a USEPA state approved program. UST's are regulated by the State Fire Marshal, Bureau of Underground Storage Tank Regulations (<u>BUSTR</u>) and USEPA. See list of approved <u>operator training providers</u> , also see <u>FAQ's for Operator Training</u> . BUSTR does not accept reciprocity from other states. Owners and operators need to complete the operator training requirement using sponsors licensed by BUSTR. For more information contact: Mr. Steven Krichbaum, <u>steven.krichbaum@com.state.oh.us</u> or call (614) 752-7938.
<u>Wisconsin</u>	Yes	1 Jan 12 ; however, small business has until 8 Aug 12.	Wisconsin does not have a USEPA state approved program. UST's are regulated by the Wisconsin Department of Commerce (WDOC). WI operators can apply for a state grant to receive a \$75 discount on Class A, B or A/B training until 30 Sep 13. See <u>list of authorized training providers</u> and also see <u>FAQ's for Operator Training</u> . Certification is by showing an individual has passed the WI UST operator examination; or written proof of successful completion of an equivalent, alternate operator training and testing program that has received prior approval from the WDOC. Class C operators must obtain training and a certificate from the accredited Class A or B facility operator where the Class C operator is employed indicating successful completion of training for that facility. See <u>WI UST website</u> . For more information contact: Mr. Mike Fehrenbach, <u>Mike.Fehrenbach@wisconsin.gov</u> or call (608) 266-8076.

Professional Development

For a full listing of Professional Development opportunities please visit the REEO-N [website](#).

POWERPOINT ON STORMWATER CHALLENGES AT FEDERAL FACILITIES

On 14 Jun 12, USEPA released a web based power point presentation titled, "[Ask the Inspector-Your Storm Water Challenges at Federal Facilities](#)." The presentation covers specific regulatory areas identified by compliance inspectors as problems or concerns affecting the Federal sector. This presentation provides an overview for anyone working with stormwater issues.

ONLINE TRAINING FOR TOXICS RELEASE INVENTORY REPORTING

On 15 Jun 12, USEPA posted several [online training modules](#) and is offering an online webinar titled, "Showcasing Sustainability in Your TRI Report." The modules are for people involved with Toxics Release Inventory (TRI) reporting under Section 313 of the Emergency Planning and Community Right-to-Know Act (EPCRA). The webinar addresses TRI P2 reporting requirements, tips for completing the P2 section of the Form R, a discussion of how USEPA uses the P2 information collected under TRI, and perspectives on TRI and sustainability from USEPA's Pollution Prevention Program.

OVERVIEW OF CERCLA - CLEANING UP AMERICA'S HAZARDOUS WASTE SITES

On 31 Jul 12, USEPA is offering an online [webinar](#) from 11:30 AM until 1:00 PM, titled, an "Overview of the Comprehensive Environmental Response, Compensation, and Liability Act" (CERCLA). Join the Office of Site Remediation Enforcement's (OSRE) Deputy Director of the Regional Support Division, Karin Leff, for an introduction to USEPA's major site-cleanup statute. This webinar is offered through USEPA's National Enforcement Training Institute (NETI).

3rd Annual GreenGov Symposium

The third [Annual GreenGov Symposium](#) will be held in Washington, DC on 24-26 Sep 12, at the Marriott Wardman Park Hotel. The Symposium aims to bring together leaders from government, the private sector, non-profits and academia to identify opportunities to create jobs, grow clean energy industries, and curb pollution by incorporating sustainable practices into the Federal Government's operations.

How the Regional Offices Work for You

The U.S. Army Regional Environmental and Energy Office-Northern (REEO-N) monitors the following actions on your behalf. If a proposed state legislative or regulatory 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 visit the [Army's Regional Environmental and Energy Offices' website](#).

Do you want to comment on a rule or bill in the Review? Please contact your Regional Environmental Coordinator listed in each respective regional section of the Northern Region Review.

Archived issues of the Review can be found on the REEO-N [website](#)
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