



SMG Reg Watch

July 2017 / Scott R. Smith and Josiah Frey

Reg Watch is a periodic summary of regulations that we are currently tracking. The regulations we watch address energy, environmental, health, safety, educational issues relating to sustainability and public utilities.

This is not an all-encompassing list of regulations being considered at the state or federal level. Contact me if you want to add additional issues, need copies of the proposed or final regulations or have questions about these or other regulations you've heard about.

DO YOU KNOW SOMEONE WHO WANTS TO RECEIVE THESE UPDATES?

Contact us at

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QUESTIONS, COMMENTS, ADDITIONAL INFORMATION

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Scott's Thoughts

EPA and the Corps of Engineers have proposed to rescind the 2015 Waters of the US Rule. What is in play is a two-part process. The first is to re-adopt the

regulatory text that was in place prior to the 2015 Clean Water Rule and that is currently in effect because the US Court of Appeals has granted a stay of the 2015 rule. Step two involves federal agencies reaching out to citizens and the regulated community to receive input on the reevaluation and revision of the definition of WOTUS according to President Trump's [Executive Order](#). Phase 1 will not change much - we go back to where we were before the 2015 rule - but the regulated community should watch and monitor the Phase 2 rulemaking effort closely. The second phase will be intended to reduce the number of regulated water bodies, which should result in decreased permitting obligations and a reduction of the number of entities subject to permitting requirements.

The President has continued to send nominations for various posts to the Senate with including at least two from Kentucky. Kelly Knight Craft has been nominated as Ambassador to Canada and Russell M. Coleman has been nominated for the US Attorney for the Western District of Kentucky. I have not noticed any nominations for EPA Regional Administrator positions. One report I've received is that some EPA staff is using the lack of appointed leadership as an excuse to stall decision making.

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An Advisory Council on Infrastructure has been established via [Presidential Executive Order](#). This will be an interesting beast to watch because of the breadth of the Order. The President has asked for recommendations regarding federal government funding, support and delivery of infrastructure projects for a wide array of projects including roads, airports, ports and waterways, renewable energy, pipelines and others. One of the areas the President has focused on is accelerating pre-construction approval processes. How they intend to do this will be interesting to watch. Maybe some of their ideas could have some application to federal agencies and state governments. Look for NEPA, the Endangered Species Act and others to get a close look.

The President has also established a [process to expedite environmental reviews and approvals](#) for high priority infrastructure projects. It will be interesting to see how this will mesh with the ideas the Council on Infrastructure present. Under this Executive Order, a Governor of a State may request the Chairman of the White House Council on Environmental Quality to decide within 30 days whether an infrastructure project qualifies as a “high priority” project. Once the designation is made, the Chairman of the CEQ shall coordinate with the head of the relevant agency to establish expedited procedures and deadlines for environmental reviews and approvals. Kentucky has an informal process to do this but may want to consider taking a fresh look at how this could be implemented.

EPA’s TSCA Inventory re-set final rules were issued on [June 22](#). These rules are important to every company that manufactures, imports, or processes chemical substances in the U.S. It could apply to almost every company in the manufacturing sector. EPA issued three framework rules which create an outline for assessing and managing the risk of new and existing chemicals. The final [Risk Evaluation Rule](#) describes how EPA will determine whether chemicals present an unreasonable risk of injury to human health or the environment (effective September 18, 2017). The final [Prioritization Rule](#) describes how EPA will determine which of the existing chemicals will undergo risk evaluations and when (effective September 18, 2017) and the final [Inventory Update Rule](#) requires manufacturers, importers and processors of chemical substances to provide various notices of active and inactive chemicals to EPA through an electronic reporting mechanism (rule effective upon publication in FR). Because these rules are far reaching and TSCA affords EPA a big hammer, all manufacturers should review requirements and see if they apply to their operations. The American Chemistry Council has commended these rules.

KY OSHA has delayed the Silica compliance date for the construction industry. On June 26, Kentucky’s Occupational Safety and Health Standards Board issued an [emergency regulation](#) that amended the Kentucky standard to align [the deadline with Federal OSHA](#). Apparently, Kentucky employers in the construction industry have until September 23, 2017 to come into compliance with the silica rule in Kentucky. It will be interesting to see if federal OSHA

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steps in and reexamines their rule during the summer.

EPA recently published a [Federal Register notice](#) to amend the All Appropriate Inquire Rule to include a reference to the revised ASTM Standard E2247-16, “Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment Process for Forestland or Rural Property.” Bankers, purchasers and/or lessees seeking to qualify for CERCLA’s Bona Fide Prospective Purchaser Defense should ensure that consultants are conforming their Phase I assessments of rural or forested land to the new Standard. Note that use of this standard is not mandated for these types of properties, but it may be more useful in some circumstances than the ASTM E1527-13 Standard.

[EPA’s Agency Rule List](#) and the regulatory status for 2017 was recently released. The list included the regulatory development status for rules being considered by EPA. Check out the Kentucky Administrative Register for August. There are all kinds of changes to the hazardous waste regulations. We will have a special blog on these issues. They will be covered in our August regulatory issues as well.

In addition to “Scott’s Thoughts” SMG staff provides brief blog updates several times each week. Blogs can be found on our website. SMG Blog entries of note for this month are hyperlinked below:

- [Waters of the US \(WOTUS\) - Here We Go Again](#)
- [USEPA Final Rule to Amend the AAI Rule](#)

- [Stormwater & Pretreatment](#)
- [Kentucky DWM Updating CESQGs Records](#)
- [Highway Expansion Impact on Stormwater and Air Quality Not Fully Considered, Lawsuit Claims](#)
- [Stormwater Permitting](#)
- [5 EPA Brownfield Grants to 4 KY Projects](#)
- [Change Coming to KPDES Application Fees](#)
- [KYR00 Expires: KDOW Solicit Applications](#)
- [USEPA Reconsiders Provisions in Oil & Natural Gas Sector NSPS](#)

State Regulation Review

On [July 13, 2017](#), the Administrative Regulation Review Subcommittee approved revisions of 400 KAR 1:001 definitions, repeal of 400 KAR 1:031, and amendments to 400 KAR 1:090 and 1:100 pertaining to administrative hearings practices.

The Administrative Regulation Review Subcommittee also approved repeal of 401 KAR 100:010 and 405 KAR 7:093. Additionally, amendments were approved to 405 KAR 5:095 and 405 KAR 7:092 pertaining to administrative hearings, informal settlement conferences, general practice provisions relating to mineral operations, and assessment conferences relating to surface coal mining and reclamation operations, and coal exploration operations. to a mineral operation under the Division of Mine Reclamation and Enforcement.

Changes to the following regulations from the June 13, 2017 Subcommittee agenda

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were deferred or removed; 401 KAR 8:010, 401 KAR 8:011, 401 KAR 8:020, 401 KAR 8:040, 401 KAR 8:075, 401 KAR 8:100, and 401 KAR 8:250.

On July 6th, the Kentucky Division of Water filed a [Statement of Consideration](#) with the Legislative Research Commission and proposed amendments to [401 KAR 8:020](#) and [401 KAR 8:075](#).

On [July 13th, the Kentucky Department for Natural Resources proposed changes to administrative regulations](#) including amendments to [805 KAR 1:060](#) regarding plugging wells, and a repeal of [805 KAR 1:071](#) and [805 KAR 9:040](#). A public hearing on the administrative regulations is scheduled for August 22, 2017. Comments may be sent to Michael.mullins@ky.gov by August 31, 2017.

Also on July 13th, the Division of Waste Management filed changes to administrative regulations 401 KAR 45:060, 401 KAR 48:005, and 401 KAR 48:090. A public hearing will be held on August 22, 2017 at 6:00 p.m. at 300 Sower Boulevard, 1st Floor, Training Room A, Frankfort, Kentucky. If you would like to be heard at this hearing, please notify Louanna Aldridge (Louanna.Aldridge@ky.gov) by August 15, 2017. Comments can be submitted to this same email address by August 31, 2017.

The Division of Waste Management filed amendments to administrative regulations 401 KAR 39:005, 401 KAR 39:060, 401 KAR 39:080, 401 KAR 39:090, and 401 KAR 39:120, and a repeal to 401 KAR 31:002, 401 KAR 32:002, 401 KAR 33:002, 401 KAR 34:002, 401 KAR 35:002, 401 KAR 36:002,

401 KAR 37:002, 401 KAR 38:002, 401 KAR 39:011, 401 KAR 43:002, 401 KAR 44:002, and 410 KAR 1:002 on July 13, 2017. Of particular note is the amendment to 401 KAR 39:120 that will establish annual registration fees of \$300 for transporters of hazardous waste and very small quantity generators (formerly called conditionally exempt small quantity generators). A public hearing will be held on August 24, 2017 at 6:00 pm at 300 Sower Blvd, 1st Floor, Training Room C, Frankfort, Kentucky. If you would like to be heard at this hearing, please notify Louanna Aldridge (Louanna.Aldridge@ky.gov) by August 17, 2017.

Federal Regulation Review

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AIR

EPA, [Air Plan Approval; Kentucky; Removal of Stage II Gasoline Vapor Recovery Program Proposed Rule](#). The Environmental Protection Agency (EPA) is proposing to approve changes to the Kentucky State Implementation Plan (SIP) submitted by the Commonwealth of Kentucky through its Energy and Environment Cabinet (EEC) on November 10, 2016, for the Louisville Metro Air Pollution Control District (District). This SIP revision seeks to remove Stage II vapor control requirements for new and upgraded gasoline dispensing facilities and allow for the decommissioning of existing Stage II

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equipment in Jefferson County, Kentucky. EPA has preliminarily determined that Kentucky's November 10, 2016, SIP revision is approvable because it is consistent with the Clean Air Act (CAA or Act).

DATES: Comments were due August 2, 2017.

EPA, [Air Plan Approval and Designation of Areas; KY; Redesignation of the Kentucky Portion of the Cincinnati-Hamilton 2008 8-Hour Ozone Nonattainment Area to Attainment](#)

Final Rule. On August 26, 2016, the Commonwealth of Kentucky, through the Kentucky Energy and Environment Cabinet, Division for Air Quality (DAQ), submitted a request for the Environmental Protection Agency (EPA) to redesignate the Kentucky portion of the tri-state Cincinnati-Hamilton, Ohio-Kentucky-Indiana 2008 8-hour ozone nonattainment area (hereinafter referred to as the "Cincinnati-Hamilton, OH-KY-IN Area" or "Area") to attainment for the 2008 8-hour ozone National Ambient Air Quality Standards (NAAQS) and to approve the portions of the State Implementation Plan (SIP) revision containing a maintenance plan and base year emissions inventory for the Area. EPA is taking final action to approve the Commonwealth's base year emissions inventory for the Kentucky portion of the Area; to approve the Commonwealth's plan for maintaining attainment of the 2008 8-hour ozone NAAQS in the Area, including motor vehicle emission budgets (MVEBs) for nitrogen oxides (NOX) and volatile organic compounds (VOC) for the years 2020 and 2030 for the Kentucky portion of the Area; and to redesignate the Kentucky portion of the Area to attainment for the 2008 8-hour ozone NAAQS. Through separate actions,

EPA has approved the redesignation requests and maintenance plans for both the Ohio and Indiana portions of the Area.

DATES: This rule was effective July 5, 2017.

EPA, [Air Plan Approval; Kentucky; Louisville Miscellaneous Rule Revisions](#)

Proposed Rule. On August 29, 2012, the Commonwealth of Kentucky, through the Kentucky Division for Air Quality (KDAQ), submitted changes to the Kentucky State Implementation Plan (SIP) on behalf of the Louisville Metro Air Pollution Control District (District or Jefferson County). The Environmental Protection Agency (EPA) is proposing to approve several changes that modify the District's air quality regulations as incorporated into the SIP. The changes to the regulatory portion of the SIP that EPA is proposing to approve pertain to definitional changes, administrative amendments, open burning, standards of performance, and volatile organic compounds (VOCs). EPA is proposing to approve these changes because the Commonwealth and Jefferson County have demonstrated that these changes are consistent with the Clean Air Act (CAA or Act).

DATES: Written comments must be received on or before August 9, 2017.

EPA, [Air Plan Approval; KY; Revisions to Ambient Air Quality Standards](#)

Proposed rule. On September 9, 2016, the Commonwealth of Kentucky, through the Kentucky Division for Air Quality (KDAQ), submitted a revision to the Kentucky State Implementation Plan (SIP). The Environmental Protection Agency (EPA) is proposing to approve changes to the Commonwealth's air quality standards for

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carbon monoxide (CO), lead (Pb), nitrogen dioxide (NO₂), ozone, particulate matter (both PM₁₀ and PM_{2.5}), and sulfur dioxide (SO₂) to reflect the historical and current National Ambient Air Quality Standards (NAAQS). EPA is proposing to approve this SIP revision because the Commonwealth has demonstrated that these changes are consistent with the Clean Air Act (CAA or Act). KDAQ's submission also includes additional air quality standards for hydrogen sulfide, fluorides, and odor; however, EPA is not proposing to approve these state standards into the SIP.

DATES: Written comments must be received on or before August 16, 2017.

EPA, [Protection of Stratospheric Ozone: Determination 33 for Significant New Alternatives Policy Program](#)

Determination of acceptability. This determination of acceptability expands the list of acceptable substitutes pursuant to the U.S. Environmental Protection Agency's (EPA) Significant New Alternatives Policy (SNAP) program. This action lists as acceptable additional substitutes for use in the refrigeration and air conditioning sector and the cleaning solvents sector.

DATES: This determination was applicable on July 21, 2017.

EPA, [Renewable Fuel Standard Program: Standards for 2018 and Biomass-Based Diesel Volume for 2019](#)

Notice. Under section 211 of the Clean Air Act, the Environmental Protection Agency (EPA) is required to set renewable fuel percentage standards every year. This action proposes the annual percentage standards for cellulosic biofuel, biomass-based diesel,

advanced biofuel, and total renewable fuel that apply to gasoline and diesel transportation fuel produced or imported in the year 2018. Relying on statutory waiver authority that is available when projected cellulosic biofuel production volumes are less than the applicable volume specified in the statute, the EPA is proposing volume requirements for cellulosic biofuel, advanced biofuel, and total renewable fuel that are below the statutory applicable volumes, and lower than the 2017 requirements. In this action, we are also proposing the applicable volume of biomass-based diesel for 2019.

DATES: Comments must be received on or before August 31, 2017.

EPA, [Review of the Primary National Ambient Air Quality Standards for Oxides of Nitrogen](#)

Proposed rule. Based on the Environmental Protection Agency's (EPA's) review of the air quality criteria addressing human health effects of oxides of nitrogen and the primary national ambient air quality standards (NAAQS) for nitrogen dioxide (NO₂), the EPA is proposing to retain the current standards, without revision.

DATES: Comments must be received on or before September 25, 2017.

NHTSA, [Notice of Intent To Prepare an Environmental Impact Statement for Model Year 2022-2025 Corporate Average Fuel Economy Standards](#)

Notice of intent to prepare an environmental impacts statement; request for scoping comments. In accordance with the National Environmental Policy Act (NEPA), NHTSA intends to prepare an

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environmental impact statement (EIS) to analyze the potential environmental impacts of new Corporate Average Fuel Economy (CAFE) standards for model year (MY) 2022-2025 passenger automobiles (referred to herein as “passenger cars”) and non-passenger automobiles (referred to herein as “light trucks”) that NHTSA will be proposing pursuant to the Energy Policy and Conservation Act of 1975 (EPCA), as amended by the Energy Independence and Security Act of 2007 (EISA). This notice initiates the process for determining the scope of considerations to be addressed in the EIS and for identifying any significant environmental matters related to the proposed action. NHTSA invites public comments from Federal, State, and local agencies, Indian tribes, stakeholders, and the public in this scoping process to help identify and focus any matters of environmental significance and reasonable alternatives to be examined in the EIS.

DATES: Scoping comments should be received on or before August 25, 2017.

EPA, [National Emission Standards for Hazardous Air Pollutants for Wool Fiberglass Manufacturing; Flame Attenuation Lines](#)

Direct Final Rule. The Environmental Protection Agency (EPA) is taking direct final action to amend the national emission standards for hazardous air pollutants for flame attenuation (FA) lines in the wool fiberglass manufacturing industry. This direct final rule provides affected sources a 1-year extension to comply with the emission limits for FA lines. The EPA can provide sources up to 3 years to comply with emission limits in the Clean Air Act (CAA) standards. FA lines initially were given 2

years to comply with the emission limits. This action will extend the compliance date to the maximum of 3 years while we conduct our review. This compliance date extension will enable the EPA to conduct a review of the emission limits for FA lines in light of recently submitted corrected source emissions data.

DATES: This rule is effective on October 25, 2017, without further notice, unless the EPA receives significant adverse comment by August 28, 2017, or if a public hearing is requested, by August 3, 2017.

EPA, [Air Plan Approval; Kentucky; Revisions to Louisville; Definitions](#)

Direct Final Rule. On August 29, 2012, the Commonwealth of Kentucky, through the Kentucky Division for Air Quality (KDAQ), submitted changes to the Kentucky State Implementation Plan (SIP) on behalf of the Louisville Metro Air Pollution Control District (District). The Environmental Protection Agency (EPA) is taking direct final action to approve a portion of the submission that modifies the District's air quality regulations as incorporated into the SIP. Specifically, the revision pertains to definitional changes, including the modification of the definition of “volatile organic compounds” (VOCs). EPA is taking direct final action to approve this portion of the SIP revision because the Commonwealth has demonstrated that these changes are consistent with the Clean Air Act (CAA or Act). EPA will act on the other portion of KDAQ's August 29, 2012, submittal in a separate action.

DATES: This direct final rule is effective September 26, 2017 without further notice, unless EPA receives adverse comment by August 28, 2017.

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WATER

EPA, [Expedited Approval of Alternative Test Procedures for the Analysis of Contaminants Under the Safe Drinking Water Act; Analysis and Sampling Procedures](#)

Final Rule. This action announces the U.S. Environmental Protection Agency's (EPA's) 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. The Safe Drinking Water Act authorizes EPA to approve the use of alternative testing methods through publication in the Federal Register. EPA is using this streamlined authority to make 17 additional methods available for analyzing drinking water samples. 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.

DATES: This action was effective July 27, 2017.

EPA/USACE, [Definition of "Waters of the United States"-Recodification of Pre-Existing Rules](#)

Proposed Rule. The Environmental Protection Agency and the Department of the Army ("the agencies") are publishing this proposed rule to initiate the first step in a comprehensive, two-step process intended to review and revise the definition of "waters of the United States" consistent with the Executive Order signed on February 28, 2017, "Restoring the Rule of Law,

Federalism, and Economic Growth by Reviewing the 'Waters of the United States' Rule." This first step proposes to rescind the definition of "waters of the United States" in the Code of Federal Regulations to re-codify the definition of "waters of the United States," which currently governs administration of the Clean Water Act, pursuant to a decision issued by the U.S. Court of Appeals for the Sixth Circuit staying a definition of "waters of the United States" promulgated by the agencies in 2015. The agencies would apply the definition of "waters of the United States" as it is currently being implemented, that is informed by applicable agency guidance documents and consistent with Supreme Court decisions and longstanding practice. Proposing to re-codify the regulations that existed before the 2015 Clean Water Rule will provide continuity and certainty for regulated entities, the States, agency staff, and the public. In a second step, the agencies will pursue notice-and-comment rulemaking in which the agencies will conduct a substantive re-evaluation of the definition of "waters of the United States."

DATES: Comments must be received on or before August 28, 2017.

EPA, [Request for Scientific Views: Draft Updated Aquatic Life Ambient Water Quality Criteria for Aluminum in Freshwater](#)

Notice of Availability. The Environmental Protection Agency (EPA) is announcing the availability of Draft Updated Aquatic Life Ambient Water Quality Criteria for Aluminum in Freshwater for public comment. EPA first released freshwater criteria for aluminum in 1988 to protect aquatic life from harmful effects of

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aluminum toxicity. EPA is updating its recommended aluminum criteria to reflect the latest science and to provide users the flexibility to develop site-specific criteria based on site-specific water chemistry. The draft document provides a scientific assessment of ecological effects and is not a regulation. Following closure of this 60-day public comment period, EPA will consider the comments, revise the draft document, as appropriate, and then publish a final document that will provide recommendations for states and authorized tribes to establish water quality standards. The recommendations found in this draft document do not replace or supersede EPA's 1988 national recommended criteria for aluminum in ambient water.

DATES: Comments must be received on or before September 26, 2017.

WASTE

EPA, [Labeling Relief; Formaldehyde Emission Standards for Composite Wood Products](#)

Direct Final Rule. EPA is taking direct final action to amend a final rule that published in the Federal Register on December 12, 2016 concerning formaldehyde emission standards for composite wood products. The amendment will allow compliant composite wood products and finished goods that contain compliant composite wood products that were manufactured prior to December 12, 2017 to be labeled as Toxic Substances Control Act (TSCA) Title VI compliant. This means that regulated composite wood products and finished goods that meet the required formaldehyde emissions standards

could be voluntarily labeled as compliant as soon as compliance can be achieved. This will enhance regulatory flexibility and facilitate a smoother supply chain transition to compliance with the rule's broader requirements, as well as promote lower formaldehyde emitting products entering commerce earlier than under the rule as originally published. EPA believes that the amendment is non-controversial and does not expect to receive any adverse comments. However, in addition to this direct final rulemaking, elsewhere in this issue of the Federal Register, EPA is promulgating the amendment as a notice of proposed rulemaking that will be used in the event of adverse comment on the amendments within this direct final action.

DATES: This final rule is effective on August 25, 2017 without further notice, unless EPA receives adverse comment by July 26, 2017.

EPA, [Hazardous Waste Management System; Identification and Listing of Hazardous Waste](#)

Proposed Rule. EPA is proposing to grant a petition submitted by Samsung Austin Semiconductor (Samsung) to exclude (or delist) the sludge generated from the electroplating process from the lists of hazardous wastes. EPA used the Delisting Risk Assessment Software (DRAS) Version 3.0.47 in the evaluation of the impact of the petitioned waste on human health and the environment.

DATES: Comments are due by August 14, 2017.

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EPA, [Procedures for Chemical Risk Evaluation Under the Amended Toxic Substances Control Act](#)

Final Rule: As required under section 6(b)(4) of the Toxic Substances Control Act (TSCA), EPA is issuing a rule that establishes a process for conducting risk evaluations to determine whether a chemical substance presents an unreasonable risk of injury to health or the environment, without consideration of costs or other non-risk factors, including an unreasonable risk to a potentially exposed or susceptible subpopulation, under the conditions of use. This process incorporates the science requirements of the amended statute, including best available science and weight of the scientific evidence. Risk evaluation is the second step, after Prioritization, in a new process of existing chemical substance review and management established under recent amendments to TSCA. This rule identifies the steps of a risk evaluation process including: scope, hazard assessment, exposure assessment, risk characterization, and finally a risk determination. This process will be used for the first ten chemical substances undergoing evaluation from the 2014 update of the TSCA Work Plan for Chemical Assessments (to the maximum extent practicable). Chemical substances designated as High-Priority Substances during the prioritization process and those chemical substances for which EPA has initiated a risk evaluation in response to a manufacturer request, will always be subject to this process. The final rule also includes the required “form and criteria” applicable to such manufacturer requests.

DATES: This final rule is effective September 18, 2017.

EPA, [Procedures for Prioritization of Chemicals for Risk Evaluation Under the Toxic Substances Control Act](#)

Final Rule. As required under section 6(b)(1) of the Toxic Substances Control Act (TSCA), EPA is issuing a final rule that establishes the process and criteria that EPA will use to identify chemical substances as either High-Priority Substances for risk evaluation, or Low-Priority Substances for which risk evaluations are not warranted at the time. The final rule describes the processes for formally initiating the prioritization process on a selected candidate, providing opportunities for public comment, screening the candidate against certain criteria, and proposing and finalizing designations of priority. Prioritization is the initial step in a new process of existing chemical substance review and risk management activity established under TSCA.

DATES: This final rule is effective September 18, 2017.

EPA, [Guidance To Assist Interested Persons in Developing and Submitting Draft Risk Evaluations Under the Toxic Substances Control Act; Notice of Availability](#)

Notice. As required by the Toxic Substances Control Act (TSCA), which was amended by the Frank R. Lautenberg Chemical Safety for the 21st Century Act in June 2016, EPA is announcing the availability of a guidance document, entitled “Guidance to Assist Interested Persons in Developing and Submitting Draft Risk Evaluations Under the Toxic Substances Control Act”. This guidance document is intended to assist interested

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persons, or external parties, in developing and submitting draft risk evaluations to be considered by EPA under TSCA. The guidance document addresses the science standards, the data quality considerations, and the steps of the risk evaluation process that external parties should follow when developing draft risk evaluations for consideration by EPA.

OTHER

OSHA, [Agency Information Collection Activities; Submission for OMB Review; Comment Request; Ethylene Oxide Standard Notice](#). On June 30, 2017, the Department of Labor (DOL) will submit the Occupational Safety and Health Administration (OSHA) sponsored information collection request (ICR) titled, “Ethylene Oxide Standard” to the Office of Management and Budget (OMB) for review and approval for continued use, without change, in accordance with the Paperwork Reduction Act of 1995 (PRA). Public comments on the ICR are invited. **DATES:** The OMB will consider all written comments that agency receives on or before August 2, 2017.

NRC, [Final Guidance Documents for Subsequent License Renewal NUREG; issuance](#). The U.S. Nuclear Regulatory Commission (NRC) is issuing final NUREG-2191, “Generic Aging Lessons Learned for Subsequent License Renewal (GALL-SLR) Report,” Vol. 1 and Vol. 2, and NUREG-2192, “Standard Review Plan for Review of Subsequent License Renewal Applications for Nuclear Power Plants” (SRP-SLR). These final documents describe methods acceptable to the NRC staff for

granting a subsequent license renewal in accordance with the license renewal regulations, as well as techniques that will be used by the NRC staff in evaluating applications for subsequent license renewal. **DATES:** July 14, 2017.

USDA, [Identifying Regulatory Reform Initiatives](#)

Request for information. Pursuant to Executive Order 13777—Enforcing the Regulatory Reform Agenda, the U.S. Department of Agriculture (USDA) is requesting ideas from the public on how we can provide better customer service and remove unintended barriers to participation in our programs in ways that least interfere with our customers and allow us to accomplish our mission. To do this, we are specifically asking for public ideas on regulations, guidance documents, or any other policy documents that are in need of reform, for example ideas to modify, streamline, expand, or repeal those items. **DATES:** Comments and information are requested on or before July 17, 2018.

OSHA, [Agency Information Collection Activities; Submission for OMB Review; Comment Request; Manlifts Standard](#)

Notice of availability; request for comments. The Department of Labor (DOL) is submitting the Occupational Safety and Health Administration (OSHA) sponsored information collection request (ICR) titled, “Manlifts Standard,” to the Office of Management and Budget (OMB) for review and approval for continued use, without change, in accordance with the Paperwork Reduction Act of 1995 (PRA). Public comments on the ICR are invited.

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DATES: The OMB will consider all written comments that agency receives on or before August 25, 2017.

TVA, [Procedures for Implementing the National Environmental Policy Act](#)

Proposed rule; extension of comment period. The Tennessee Valley Authority (TVA) is announcing an extension of the public comment period on its proposed amendments to procedures implementing the National Environmental Policy Act (NEPA). The amendments also address implementation of the Executive Order 13690, Establishing a Federal Flood Risk Management Standard and a Process for Considering Stakeholder Input. A notice of Proposed Rulemaking was published in the Federal Register on June 8, 2017, announcing a 60-day comment period closing on August 7, 2017. This document serves to extend the comment period by 30 days until September 6, 2017. TVA is extending the comment period because of the timely requests we received to do so.

DATES: The comment period for the proposed rule published June 8, 2017, at 82 FR 26620, is extended. Comments must be received or postmarked on or before September 6, 2017.

OSHA, [Agency Information Collection Activities; Submission for OMB Review; Comment Request; Anhydrous Ammonia Storage and Handling Standard](#)

Notice of availability; request for comments. On July 31, 2017, the Department of Labor (DOL) will submit the Occupational Safety and Health Administration (OSHA) sponsored information collection request (ICR) titled,

“Anhydrous Ammonia Storage and Handling Standard,” to the Office of Management and Budget (OMB) for review and approval for continued use, without change, in accordance with the Paperwork Reduction Act of 1995 (PRA). Public comments on the ICR are invited.

DATES: The OMB will consider all written comments that agency receives on or before August 30, 2017.

OSHA, [Agency Information Collection Activities; Submission for OMB Review; Comment Request; Electric Power Generation, Transmission, and Distribution Standard for Construction and General Industry and Electrical Protective Equipment for Construction and General Industry](#)

Notice of availability; request for comments. On July 31, 2017, the Department of Labor (DOL) will submit the Occupational Safety and Health Administration (OSHA) sponsored information collection request (ICR) titled, “Electric Power Generation, Transmission, and Distribution Standard for Construction and General Industry and Electrical Protective Equipment for Construction and General Industry,” to the Office of Management and Budget (OMB) for review and approval for continued use, without change, in accordance with the Paperwork Reduction Act of 1995 (PRA). Public comments on the ICR are invited.

DATES: The OMB will consider all written comments that agency receives on or before August 30, 2017.

OSHA, [Agency Information Collection Activities; Submission for OMB Review; Comment Request; Hydrostatic Testing](#)

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[Provision of the Portable Fire Extinguishers Standard](#)

Notice of availability; request for comments. The Department of Labor (DOL) is submitting the Occupational Safety and Health Administration (OSHA) sponsored information collection request (ICR) titled, "Hydrostatic Testing Provision of the Portable Fire Extinguishers Standard," to the Office of Management and Budget (OMB) for review and approval for continued use, without change, in accordance with the Paperwork Reduction Act of 1995 (PRA). Public comments on the ICR are invited.

DATES: The OMB will consider all written comments that agency receives on or before August 30, 2017.

[OSHA, Agency Information Collection Activities; Submission for OMB Review; Comment Request; Overhead and Gantry Cranes Standard](#)

Notice of availability; request for comments. On July 31, 2017, the Department of Labor (DOL) will submit the Occupational Safety and Health Administration (OSHA) sponsored information collection request (ICR) titled, "Overhead and Gantry Cranes Standard," to the Office of Management and Budget (OMB) for review and approval for continued use, without change, in accordance with the Paperwork Reduction Act of 1995 (PRA). Public comments on the ICR are invited.

DATES: The OMB will consider all written comments that agency receives on or before August 30, 2017.

[OSHA, Agency Information Collection Activities; Submission for OMB Review;](#)

[Comment Request; Portable Fire Extinguishers Standard](#)

Notice of availability; request for comments. On July 31, 2017, the Department of Labor (DOL) will submit the Occupational Safety and Health Administration (OSHA) sponsored information collection request (ICR) titled, "Portable Fire Extinguishers Standard," to the Office of Management and Budget (OMB) for review and approval for continued use, without change, in accordance with the Paperwork Reduction Act of 1995 (PRA). Public comments on the ICR are invited.

DATES: The OMB will consider all written comments that agency receives on or before August 30, 2017.

[OSHA, Agency Information Collection Activities; Submission for OMB Review; Comment Request; Rigging Equipment for Material Handling](#)

Notice of availability; request for comments. On July 31, 2017, the Department of Labor (DOL) will submit the Occupational Safety and Health Administration (OSHA) sponsored information collection request (ICR) titled, "Rigging Equipment for Material Handling," to the Office of Management and Budget (OMB) for review and approval for continued use, without change, in accordance with the Paperwork Reduction Act of 1995 (PRA). Public comments on the ICR are invited.

DATES: The OMB will consider all written comments that agency receives on or before August 30, 2017.

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