

## Developments of Interest: January through April 2011

**THIS ARTICLE HIGHLIGHTS** significant environmental regulatory changes and indicators suggesting future changes to the regulatory landscape.

Periodic regulatory reviews mandated by Congress, in particular through the Clean Air Act, are now pointing toward further tightening of existing standards, issuing of new standards, or expanding reporting requirements related to National Ambient Air Quality Standards (NAAQS), Greenhouse Gases, and the National Emission Standards for Hazardous Air Pollutants. Also, under the Toxic Substances Control Act, the U.S. Environmental Protection Agency (EPA) is reviewing and will likely tighten the standards related to lead paint abatement dust clearance. In addition to residential structures, the scope of lead dust standards may expand to include public and commercial buildings and potentially to include related requirements in that context for remodeling work and maintenance painting.

Regulatory and environmental news items of interest (January through April 2011) include the following:

### Air

Review of Secondary National Ambient Air Quality Standards for Nitrogen Oxides and Sulfur Oxides—Final Policy Assessment Document—Notice (15 February 2011)  
<http://www.gpo.gov/fdsys/pkg/FR-2011-02-15/pdf/2011-3382.pdf>

Draft Integrated Science Assessment for Ozone and Related Photochemical Oxidants—Notice and Request for Comments (28 February 2011)  
<http://www.gpo.gov/fdsys/pkg/FR-2011-02-28/pdf/2011-4372.pdf>

Final Document for Review of NAAQS for Particulate Matter—Notice (22 April 2011)  
<http://www.gpo.gov/fdsys/pkg/FR-2011-04-22/pdf/2011-9688.pdf>

Potential Development of Multipollutant Science and Risk Assessments for the Criteria Air Pollutants—Meeting Announcement (27 January 2011)  
<http://www.gpo.gov/fdsys/pkg/FR-2011-01-27/pdf/2011-1773.pdf>

Aerospace Manufacturing and Rework Facilities; National Emission Standards for Hazardous Air Pollutants (NESHAP) Surveys—Information Collection Request (08 February 2011)  
<http://www.epa.gov/ttn/atw/aerosp/aeropg.html>

NESHAP for Gasoline Distribution and Gasoline Dispensing Facilities—Final Rule, Change (24 January 2011)  
<http://www.gpo.gov/fdsys/pkg/FR-2011-01-24/pdf/2011-906.pdf>

Mandatory Reporting of Greenhouse Gases—Reporting Deadline Extended (18 March 2011)  
<http://www.gpo.gov/fdsys/pkg/FR-2011-03-18/pdf/2011-6417.pdf>

NESHAPs for Area Sources: Industrial, Commercial and Institutional Boilers—Final Rule (21 March 2011)  
<http://www.gpo.gov/fdsys/pkg/FR-2011-03-21/pdf/2011-4493.pdf>

NESHAPs for Major Sources: Industrial, Commercial, & Institutional Boilers & Process Heaters—Final Rule (21 March 2011)  
<http://www.gpo.gov/fdsys/pkg/FR-2011-03-21/pdf/2011-4494.pdf>

Commercial and Industrial Solid Waste Incineration NESHAP—Final Rule (21 March 2011)  
<http://www.gpo.gov/fdsys/pkg/FR-2011-03-21/pdf/2011-4495.pdf>

New Source Performance Standards and Emissions Guidelines for Hospital/Medical/Infectious Waste Incinerators—Final Rule (04 April 2011)  
<http://www.gpo.gov/fdsys/pkg/FR-2011-04-04/pdf/2011-7899.pdf>

Senate Rejects Measure to Stop EPA Greenhouse Gas Regulations—Notice (07 April 2011)  
<http://www.reuters.com/article/2011/04/07/us-usa-climate-congress-idUSTRE7357T220110407>

### Climate Change/Alternative Fuels

National Security Implications of Climate Change for U.S. Naval Forces (10 March 2011)  
[http://www.navy.mil/search/display.asp?story\\_id=59021](http://www.navy.mil/search/display.asp?story_id=59021)

Instructions for Implementing Climate Change Adaptation Planning in Accordance with Executive Order 13514 (09 March 2011)  
<http://www.gpo.gov/fdsys/pkg/FR-2011-03-09/pdf/2011-5405.pdf>

Alternative Fuel Vehicle and Engine After Market Conversions—Final Rule (08 April 2011)  
<http://www.gpo.gov/fdsys/pkg/FR-2011-04-08/pdf/2011-7910.pdf>

### Water/Drinking Water

Proposed Construction Stormwater General Permit—Federal EPA (15 April 2011)  
<http://yosemite.epa.gov/opa/admpress.nsf/3881d73f4d4aaa0b85257359003f5348/4b7e8caa1e88548885257873004d1810!OpenDocument>

Reduction of Lead in Drinking Water Act—Public Law (04 January 2011)

<http://www.gpo.gov/fdsys/pkg/BILLS-111s3874enr/pdf/BILLS-111s3874enr.pdf>

EPA To Develop Regulations for Perchlorate and Volatile Organic Chemicals in Drinking Water—Notice (02 February 2011)

<http://yosemite.epa.gov/opa/admpress.nsf/1e5ab1124055f3b28525781f0042ed40/2470d9783262565e8525782b007395f0!OpenDocument>

EPA Guidance for Enhanced Monitoring of Hexavalent Chromium in Drinking Water (11 January 2011)

<http://yosemite.epa.gov/opa/admpress.nsf/3881d73f4d4aaa0b85257359003f5348/93a75b03149d30b08525781500600f62!OpenDocument>

## Hazardous Materials

Pipeline Safety: Mechanical Fitting Failure Reporting Requirements—Final Rule (01 February 2011)

<http://www.gpo.gov/fdsys/pkg/FR-2011-02-01/pdf/2011-2081.pdf>

Extremely Hazardous Substances List Threshold Planning Quantities—Proposed Rule (15 April 2011)

<http://www.gpo.gov/fdsys/pkg/FR-2011-04-15/pdf/2011-9096.pdf>

## National Environmental Policy Act (NEPA) & Planning

Amended Environmental Impact Statement Filing System Guidance (14 January 2011)

<http://edocket.access.gpo.gov/2011/pdf/2011-758.pdf>

Council on Environmental Quality Guidance on Mitigation and Monitoring Commitments in NEPA (21 January 2011)

<http://www.gpo.gov/fdsys/pkg/FR-2011-01-21/pdf/2011-1188.pdf>

Final Programmatic Environmental Assessment & Draft Finding of No Significant Impact for Small-Scale Wind Energy Projects at U.S. Marine Corps (18 April 2011)

<http://www.gpo.gov/fdsys/pkg/FR-2011-04-18/pdf/2011-9359.pdf>

Draft Land-Based Wind Energy Guidelines to Minimize Impacts to Fish and Wildlife (18 February 2011)

<http://www.gpo.gov/fdsys/pkg/FR-2011-02-18/pdf/2011-3699.pdf>

National Offshore Wind Strategy: Creating an Offshore Wind Industry in the United States (07 February 2011)

<http://www.energy.gov/news/10053.htm>

## Other

Potential Addition of Vapor Intrusion Component to the Hazard Ranking System—Notice and Request for Comments (31 January 2011)

<http://www.gpo.gov/fdsys/pkg/FR-2011-01-31/pdf/2011-1934.pdf>

Assessing the Human Health Impacts of Exposure to Mixtures—Notice (09 March 2011)

<http://www.gpo.gov/fdsys/pkg/FR-2011-03-09/pdf/2011-5352.pdf>

Change to the Hazardous Substance Release Notification Telephone Numbers—Final Rule (22 February 2011)

<http://www.gpo.gov/fdsys/pkg/FR-2011-02-22/pdf/2011-3872.pdf>

Identification of Non-Hazardous Secondary Materials That Are Solid Waste—Final Rule (21 March 2011)

<http://www.gpo.gov/fdsys/pkg/FR-2011-03-21/pdf/2011-4492.pdf>

EPA's Science Advisory Board Developing Lead Dust Hazard Standards—Meeting Announcement (20 April 2011)

<http://www.gpo.gov/fdsys/pkg/FR-2011-04-20/pdf/2011-9576.pdf>

## Procurement

Defense Federal Acquisition Regulation Supplement: Safety of Facilities, Infrastructure and Equipment for Military Operations Overseas—Final Rule (17 March 2011)

<http://www.gpo.gov/fdsys/pkg/FR-2011-03-17/pdf/2011-6232.pdf>

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