



National Aeronautics and
Space Administration

Principal Center for Regulatory Risk Analysis and Communication

Regulatory Tracking Summary

14 June 2008

This report summarizes regulatory items reviewed by the NASA RRAC PC. Items that appeared to have limited interest to the NASA community, or are provided for information only, are shown in light gray text. Notes and comments by the RRAC PC are shown in bold, blue text under "Description." Related documents and citations, such as "71 FR 51967," are linked to the appropriate document for quick access. Suggested follow-up actions are noted with significant items; users are advised that other follow-up actions may be appropriate for their program or facility.

Previous issues of this regulatory summary are archived on the RRAC PC website at <http://www.rracpc.org>. Comments, questions, suggestions, and requests for further information should be directed to the RRAC PC Lead, Sharon Scroggins/MSFC at 256-544-7932 (sharon.scroggins@nasa.gov).

Contents of This Issue

1.0	U.S. Federal Regulatory Review	4
1.1	Federal Register Summary	4
1.2	Status of Continuing Actions in Progress	7
1.3	Significant News and Other Developments	8
1.3.1	<i>EPA Issues White Paper on Water Quality Criteria for Emerging Contaminants</i>	8
1.4	Clean Air Act Working Group Updates	8
1.4.1	<i>Clean Air Act Working Group Telecons for 2008</i>	8
2.0	State Regulatory Reviews	9
2.1	Alabama State Regulatory Review	9
2.2	California State Regulatory Review	9
2.3	Florida State Regulatory Review	10
2.4	Hawaii State Regulatory Review	10
2.5	Louisiana State Regulatory Review	11
2.6	Maryland State Regulatory Review	12
2.7	Mississippi State Regulatory Review	12
2.8	New Mexico State Regulatory Review	13
2.9	Ohio State Regulatory Review	13
2.10	Texas State Regulatory Reviews	14
2.11	Utah State Regulatory Review	15
2.12	Virginia State Regulatory Review	16

Acronyms

ADEM = Alabama Department of Environmental Management
ANPRM = Advance Notice of Proposed Rulemaking
CAA = Clean Air Act
CAAWG = Clean Air Act Working Group
CCR = *California Code of Regulations*
CEC = Contaminants of emerging concern
CFR = *Code of Federal Regulations*
CO₂ = Carbon dioxide
CRNR = *California Regulatory Notice Register*
CWA = Clean Water Authority
DMR = Discharge monitoring reports
EPA = U.S. Environmental Protection Agency
FAW = *Florida Administrative Weekly*
FDEP = Florida Department of Environmental Protection
FHMR = Federal Hazardous Material Regulations
FR = *Federal Register*
FY = Fiscal year
GHG = Greenhouse gases
GSE = Ground support equipment
HAP = Hazardous air pollutant
HCFC = Hydrochlorofluorocarbon
HTML = HyperText Markup Language
IRIS = Integrated Risk Information System
MSFC = Marshall Space Flight Center
NAICS = North American Industry Classification System
NASA = National Aeronautics and Space Administration

NESHAP = National Emission Standards for Hazardous Air Pollutants
NPRM = Notice of Proposed Rulemaking
NRC = Nuclear Regulatory Commission
OEPA = Ohio Environmental Protection Agency
PFAC = Perfluoroalkyl carboxylate
PFAS = Perfluoroalkyl sulfonate
PM = Particulate matter
RIN = Regulatory Identification Number
RRAC PC = Principal Center for Regulatory Risk Analysis and Communication
SNUR = Significant New Use Rule
TAC = Texas Administrative Code
TBD = To be determined
TCEQ = Texas Council on Environmental Quality
TexReg = *Texas Register*
TMDL = Total maximum daily load
TRI = Toxic Releases Inventory
UDAQ = Utah Division of Air Quality
UDERR = Utah Division of Environmental Response and Remediation
U.S. = United States
UST = Underground storage tank
VAC = Virginia Administrative Code
VOC = Volatile organic compound

1.0 U.S. Federal Regulatory Review

1.1 Federal Register Summary

This summary includes FR items that were reviewed for potential impacts on NASA Centers and Programs.

RRAC PC Tracking Number	Subject	Date	Citation	Type Action	Description	Suggested Actions
Fed061408-1	CAA ODS	06/12/2008	73 FR 33304	Final Rule	<p>Protection of the Stratospheric Ozone: Alternatives for the Motor Vehicle Air Conditioning Sector Under the Significant New Alternatives Policy Program [40 CFR Part 82]</p> <p>Expands the list of acceptable substitutes for ozone-depleting substances. Adds R-152a (HFC 152a) as an acceptable refrigerant substitute with use conditions as a replacement for CFC 12 in new motor vehicle air conditioning systems. Also recommends additional training for motor vehicle air conditioning system technicians. Effective 08/11/2008. [RIN 2060-AM54]</p>	
Fed061408-2	CAA NSPS - Steam Generators	06/12/2008	73 FR 33641	Proposed Rule	<p>Standards of Performance for Fossil-Fuel-Fired Steam Generators for which Construction Is Commenced After August 17, 1971; Standards of Performance for Electric Utility Steam Generating Units for Which Construction Is Commenced After September 18, 1978; Standards of Performance for Industrial-Commercial-Institutional Steam Generating Units; and Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units [40 CFR Part 60]</p> <p>Proposes to amend the NSPS for electric utility steam generating units and industrial-commercial-institutional steam generating units. Would amend specific provisions in the standards for steam generating units, resolve issues and questions raised by a petition for reconsideration, and correct technical and editorial errors. Also proposes to specify opacity monitoring requirements for affected facilities that are subject to an opacity limit, but are not required to use a continuous opacity monitor system. Comments due 07/28/2008. If requested before 06/23/2008, a public hearing will be held 06/27/2008. [RIN 2060-AO61]</p>	
Fed061408-3	Drinking Water Alternative Testing Methods	06/03/2008	73 FR 31616	Final Rule	<p>Expedited Approval of Alternative Test Procedures for the Analysis of Contaminants Under the Safe Drinking Water Act: Analysis and Sampling Procedures [40 CFR Part 141]</p> <p>Announces approval of 99 alternative testing methods for use in measuring the levels of contaminants in drinking water and determining compliance with national primary drinking water regulations. New methods are listed on EPA's drinking water methods Web site. Effective 06/03/2008.</p>	

RRAC PC Tracking Number	Subject	Date	Citation	Type Action	Description	Suggested Actions
Fed061408-4	Hazardous Waste	06/04/2008	73 FR 31756	Final Rule	<p>Hazardous Waste Management System: Identification and Listing of Hazardous Waste; Amendment to Hazardous Waste Code F019 [40 CFR Parts 261 and 302]</p> <p>Amends the list of hazardous wastes from non-specific sources (F-wastes) by modifying the scope of Hazardous Waste No. F019 (Wastewater treatment sludges from the chemical conversion coating of aluminum except from zirconium phosphating in aluminum can washing when such phosphating is an exclusive conversion coating process). Amends the F019 listing to exempt wastewater treatment sludges from zinc phosphating, when such phosphating is used in the motor vehicle manufacturing process under certain conditions. This final action on the F019 listing does not affect any other wastewater treatment sludges either from the chemical conversion coating of aluminum, or from other industrial sources. Effective 07/07/2008. [RIN 2050-AG15]</p> <p>This amendment would not affect conversion coating operations related to flight hardware.</p>	
Fed061408-5	Homeland Security Infrastructure Protection	06/06/2008	73 FR 32341	Notice	<p>Department of Homeland Security</p> <p>Review and Revision of the National Infrastructure Protection Plan</p> <p>Solicits public comment on issues or language in the National Infrastructure Protection Plan that need to be updated in the triennial review cycle. Issues to be addressed in the review include the addition of the Chemical Facility Anti-Terrorism Standards. Comments due 07/07/2008.</p>	
Fed061408-6	Homeland Security Computer Emergency Readiness	06/11/2008	73 FR 33101	Notice	<p>Department of Homeland Security</p> <p>National Protection and Programs Directorate; Submission for Review: United States Computer Emergency Readiness Team Incident Reporting</p> <p>Invites comments on a new information collection request concerning requirement for federal agencies to report all incidents involving personally identifiable information to the United States Computer Emergency Readiness Team security operations center within 1 hour of discovering the incident.</p>	
Fed061408-7	IRIS Cerium Oxide and Cerium Compounds	06/03/2008	73 FR 31683	Notice	<p>Draft Toxicological Review of Cerium Oxide and Cerium Compounds: In Support of the Summary Information in the IRIS</p> <p>Announces a listening session to be held during the public comment period (ends 06/30/2008) for the draft document entitled, "Toxicological Review of Cerium Oxide and Cerium Compounds: In Support of Summary Information on the IRIS". Listening session to be held 06/25/2008 in Arlington, Virginia. A teleconference line will be available for participants. Registration to make a comment during the listening session due 06/20/2008.</p> <p>See related correction.</p>	

RRAC PC Tracking Number	Subject	Date	Citation	Type Action	Description	Suggested Actions
Fed061408-8	IRIS Beryllium and Compounds	06/04/2008	73 FR 31861	Notice	Draft Toxicological Review of Beryllium and Compounds: In Support of the Summary Information in the IRIS Announces a listening session to be held during the public comment period (ends 07/05/2008) for the draft document entitled, " Toxicological Review of Beryllium and Compounds: In Support of Summary Information on the IRIS ". Listening session to be held 06/27/2008 in Arlington, Virginia. A teleconference line will be available for participants. Registration to make a comment during the listening session due 06/20/2008. See related correction.	
Fed061408-9	IRIS Cerium Oxide and Cerium Compounds and Beryllium and Compounds	06/10/2008	73 FR 32706	Correction	Draft Toxicological Review of Cerium Oxide and Cerium Compounds and Beryllium and Compounds: In Support of the Summary Information in the IRIS; Correction Corrects phone number for contact for additional information for listening sessions.	
Fed061408-10	NASA Grants and Cooperative Agreements	06/13/2008	73 FR 33670	Final Rule	NASA NASA Grant and Cooperative Agreement Handbook--Committee on Academic Science and Engineering Reporting and Property Delegations [14 CFR Part 1260] Amends the NASA Grant and Cooperative Agreement Handbook regulations to remove NASA Form 1356, Committee on Academic Science and Engineering Report. Makes an amendment to clarify the general preference for internal administration of grants and cooperative agreements with no Government-furnished property. Effective 06/13/2008. [RIN 2700-AD40]	
Fed061408-11	NRC Fees	06/06/2008	73 FR 32385	Final Rule	NRC Revision of Fee Schedules; Fee Recovery for Fiscal Year 2008 [10 CFR Parts 170 and 171] Amends the licensing, inspection, and annual fees charged to NRC applicants and licensees. Effective 08/08/2008. [RIN: 3150-A128]	
Fed061408-12	TRI NAICS Codes	06/09/2008	73 FR 32466	Final Rule	Community Right-To-Know: Corrections and 2007 Updates to the TRI NAICS Reporting Codes [40 CFR Part 372] Makes updates and corrections to the list of NAICS codes subject to reporting under TRI. Effective 08/08/2008. Facilities will be required to report to TRI using 2007 NAICS codes beginning with TRI reporting forms that are due on 07/01/2009, covering releases and other waste management quantities for the 2008 calendar year. [RIN 2025-AA22]	

1.2 Status of Continuing Actions in Progress

This section provides the status of selected actions the RRAC PC is currently tracking. Questions about any of these actions or suggestions for additions to this list should be directed to [Sharon Scroggins](#)/MSFC.

Significant Dates <i>italic = tentative</i>		Subject Action [RIN]	Type of Action	Comments
NPRM Final Action	<i>10/2008</i> <i>10/2009</i>	NESHAP: Defense Land Systems and Miscellaneous Equipment [2060-AM84]	Pre-rule	Possible impact to Ground Operations. Will cover surface cleaning, preparation, coating, and stripping operations on non-flight hardware at some NASA facilities. Could affect launch pads and GSE.
NPRM Final Action	<i>07/2008</i> <i>01/2009</i>	NESHAP: Risk and Technology Review, Phase II Group 2A [2060-AO91]	Pre-rule	Possible space vehicle materials or supply chain impacts. Evaluation of residual risk remaining after implementation of NESHAP regulations. Could impose further restrictions on several types of sources. Includes the manufacture of various types of elastomers, such as Hypalon.
NPRM Final Action	<i>06/2008</i> <i>01/2009</i>	NESHAP: Risk and Technology Review, Phase II Group 2B [2060-AO92]	Pre-rule	Possible space vehicle materials or operations impacts. Evaluation of residual risk remaining after implementation of NESHAP regulations. Could impose further restrictions on operations subject to the Aerospace NESHAP, including coating, stripping, and cleaning of space flight hardware.
NPRM Final Action	01/03/2007 <i>05/2009</i>	72 FR 69 NESHAP General Provisions—Once In, Always In [2060-AM75]	Proposed Rule	Possible impacts to facilities, including space flight support facilities. Could have an effect on how NESHAPs affect certain NASA Centers and vendor facilities.
NPRM Final Action	<i>11/2008</i> <i>TBD</i>	HCFC Labeling [2060-AO68]	Pre-rule	Administrative requirement for certain space vehicle materials. Would require containers of materials containing HCFCs to bear warning statements.
NPRM Final Action	04/03/2008 <i>06/2008</i>	73 FR 18333 Area Sources: Metal Fabrication and Finishing [2060-AO27]	Proposed Rule	Possible space vehicle materials or supply chain impacts. Proposes emission standards, primarily in the form of management practices and equipment standards for area sources of metal fabrication or finishing metal HAPs defined to be compounds of cadmium, chromium, lead, manganese, and nickel; or a source of volatile organic HAPs from spray painting operations; which performs metal fabrication or finishing operations in one of the following nine source categories: <ul style="list-style-type: none"> ▪ Electrical and Electronic Equipment Finishing Operations ▪ Fabricated Metal Products ▪ Fabricated Plate Work (Boiler Shops) ▪ Fabricated Structural Metal Manufacturing ▪ Heating Equipment, except Electric ▪ Industrial Machinery and Equipment: Finishing Operations ▪ Iron and Steel Forging ▪ Primary Metal Products Manufacturing ▪ Valves and Pipe Fittings Targeted operations include dry abrasive blasting, machining, dry grinding and dry polishing with machines, spray painting and other spray coating, and welding operations.
NPRM Final Action	03/14/2008 <i>06/2008</i>	73 FR 14125 Area Sources: Plating and Polishing [2060-AM37]	Proposed Rule	Possible space vehicle materials or supply chain impacts. Proposes air emissions reduction requirements for area sources of HAPs in the plating and polishing industry. Does not cover chromium electroplating or chromium anodizing; does cover chromium conversion coating operations at area sources.
NPRM Final Action	03/07/2006 <i>10/2008</i>	71 FR 11483 SNUR: Perfluorinated Polymers [2070-AD58]	Proposed Rule	Possible space vehicle materials impacts. Rule could limit new U.S. production of any new materials or significant uses of perfluorinated polymers including those containing PFASs; PFACs; fluorotelomers; or perfluoroalkyl moieties that are covalently bound to a carbon or a sulfur atom where the carbon or sulfur atom is an integral part of the polymer molecule.

Significant Dates <i>italic = tentative</i>		Subject Action [RIN]	Type of Action	Comments
ANPRM	<i>06/2008</i>	Regulation of Greenhouse Gases under the CAA [2060-AP12]	Pre-Rule	Potential for program impacts unknown at this time. Will solicit input regarding the regulation of CO ₂ and other GHGs using existing regulatory options under the CAA.
NPRM	<i>06/2008</i>	Control Techniques Guidelines for Coating Operations [2060-AP01]	Pre-Rule	Possible space vehicle materials or supply chain impacts.
Final Action	<i>10/2008</i>			Guidelines for states to use in establishing VOC limits for certain kinds of coatings, including those intended for miscellaneous metal parts and plastic parts. Could affect material formulations.
NPRM	<i>07/2008</i>	National VOC Rule for Industrial Adhesives and Sealants [2060-AP02]	Pre-Rule	Possible space vehicle materials or supply chain impacts.
Final Action	<i>10/2008</i>			Will establish VOC limits for certain types of adhesives and sealants; could affect material formulations.
NPRM	<i>05/2008</i>	Area Source NESHAP for Miscellaneous Chemical Manufacturing [2060-AM19]	Pre-Rule	Possible space vehicle materials or supply chain impacts.
Final Action	<i>01/2009</i>			Will impose requirements on area sources that manufacture chemicals; could drive reformulations to avoid regulatory requirements.

1.3 Significant News and Other Developments

1.3.1 EPA Issues White Paper on Water Quality Criteria for Emerging Contaminants

On 4 June 2008, EPA issued a white paper on water quality criteria to protect aquatic life from recently discovered water pollutants, CECs, that may require regulation. The *Aquatic Life Criteria for Contaminants of Emerging Concern* white paper is available on [EPA's website](#).

The CWA authorizes the development of water quality criteria to protect aquatic life. These criteria are based on guidelines written in 1985 and may not be comprehensive enough to address current CECs. The white paper includes information on CECs for which regulatory guidance may be needed, but for which toxicity data are insufficient to meet the minimum standards of the guidelines.

1.4 Clean Air Act Working Group Updates

1.4.1 Clean Air Act Working Group Telecons for 2008

The CAAWG will hold telecons on the following Wednesdays in 2008 at 2 p.m. ET, 1 p.m. CT, 12 p.m. MT, and 11 a.m. PT:

- 18 June
- 16 July
- 20 August
- 17 September
- 15 October
- 19 November

Please send questions, comments, and suggestions for agenda topics to Sharon Scroggins (256-544-7932, sharon.scroggins@nasa.gov).

2.0 State Regulatory Reviews

The following sections provide details of the regulatory actions reviewed for selected states in which NASA facilities and related operations are located.

2.1 Alabama State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Alabama.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
AL061408-1	Air Particulate Emissions	05/30/2008	AAM Vol. XXVI, No. 8, p. 279	Proposed Rule Hearing	335 – ADEM 3 – Air Division 4 – Control of Particulate Emissions Proposes revisions to Rule 335-3-4-.01, Visible Emissions to make regulations concerning opacity more stringent. A list of specific changes can be found in the Summary of Reason document. A public hearing will be held 07/23/2008 at ADEM, Montgomery, Alabama.	
AL061408-2	Solid Waste Management Plan	05/30/2008	AAM Vol. XXVI, No. 8, p. 280	Proposed Rule Hearing	335 – ADEM 13 – Solid Waste Division 9 – State Solid Waste Management Plan Proposes revisions to portions of Division 13 regulations to adopt a revised version of the State Solid Waste Management Plan and to establish procedures for future modifications and updates to the State Plan. The following rules will be considered for revisions: <ul style="list-style-type: none"> 335-13-9-.02 Phase I Plan 335-13-9-.03 Phase II Plan (to be repealed) 335-13-9-.04 Updating and Modifying the Solid State Solid Waste Management Plan A list of specific changes can be found in the Summary of Reason document. A public hearing will be held 07/21/2008 at ADEM, Montgomery, Alabama.	

2.2 California State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in California. Citations of the [CRNR](#) are linked to the appropriate volume of the Register, which is published in Adobe Acrobat (.pdf) file format.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
CA061408-1	Proposition 65	06/13/2008	Website	Notice	Office of Environmental Health Hazard Assessment Proposed Revisions to the Technical Support Document for Noncancer Risk Assessment Responses to public comments and updated version of documents for presentation to the Scientific Review Panel are provided here.	
CA061408-2	Proposition 65 Chemicals List	06/13/2008	CRNR 2008, 24z, p. 940	Notice	Office of Environmental Health Hazard Assessment Chemicals known to the State to cause cancer or Reproductive toxicity [22 CCR 12306] Annual publication of the list of Chemicals determined by the State of California to cause cancer or reproductive toxicity. Further information on Proposition 65 is available on OEHHA's website.	

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
CA061408-3	Proposition 65 Dibromoacetic Acid	06/13/2008	CRNR 2008, 24z, p. 958	Final Action	Office of Environmental Health Hazard Assessment Chemicals known to the State to cause cancer or Reproductive toxicity [22 CCR 12306] Adds Dibromoacetic acid (CAS No. 631-64-1) to the list of chemicals known to the state to cause cancer.	
CA061408-4	Species	06/10/2008	73 FR 32732	Notice of Availability	Fish and Wildlife Service Marine Mammal Protection Act; Stock Assessment Report Makes available for review and public comment draft revised marine mammal stock assessment report for the southern sea otter (<i>Enhydra lutris nereis</i>) stock in California. Comments due 09/08/2008.	

2.3 Florida State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Florida.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
FL061408-1	Energy and Climate Change	06/13/2008	FAW Notice #5749983	Notice Meetings	Chapter 62--Governor's Action Team on Energy and Climate Change Announces the following teleconference meetings of the technical workgroups associated with the Governor's Action Team on Energy and Climate Change to continue the discussion of policy issues regarding the development of a comprehensive Energy and Climate Change Action Plan that will address statewide GHG reductions specified in State Executive Order 07-127: 06/19/2008 Agriculture, Forestry, and Waste Technical Workgroup 06/20/2008 Cap and Trade Technical Workgroup 06/23/2008 Transportation and Land Use Technical Workgroup 06/30/2008 Government Policy Coordination Technical Workgroup 06/30/2008 Adaptation Technical Workgroup Teleconference call in numbers and codes are available in the FAW Notice .	
FL061408-2	Environmental Regulation Commission	06/06/2008	FAW Notice #5697797	Notice Meeting	Chapter 62 - Environmental Regulation Commission Announces a regularly scheduled meeting for the purpose of rule adoptions and briefings. The meeting will be held on 06/19/2008 at FDEP, Tallahassee, Florida.	

2.4 Hawaii State Regulatory Review

No regulatory items of interest were identified during this reporting period for the state of Hawaii.

2.5 Louisiana State Regulatory Review

This summary includes items that are reviewed for potential impacts to NASA Centers and Programs in Louisiana.

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
LA061408-1	Air Performance Testing	6/20/2008	AQ294	Proposed Rule	<p>Louisiana Department of Environmental Quality Performance Testing Notifications and Reports [LAC 33:III.523, 2107, 2108, 2511, 2521, 2531, and 5113]</p> <p>Proposes to amend the variety of timeframes in the regulations for submitting reports of results following the completion of performance testing so that all reports would be due 60 days after the completion of testing. This rule would also require submittal of testing notifications to the department at least 30 days prior to testing, where testing is required in the regulations. Comments due 8/5/2008.</p>	
LA061408-2	Hazardous Waste	06/20/2008	HW100ft	Final Rule	<p>Louisiana Department of Environmental Quality RCRA Burden Reduction Initiative [LAC 33:V.322, 519, 523, 532, 1509, 1513, 1515, 1529, 1737, 1739, 1903, 1905, 1907, 1911, 1913, 2109, 2245, 2246, 2247, 2303, 2515, 2605, 2719, 2803, 2805, 2807, 3007, 3023, 3111, 3119, 3317, 3319, 3517, 3527, 3707, 3711, 3715, 4365, 4367, 4373, 4387, 4395, 4403, 4407, 4411, 4433, 4435, 4437, 4438, 4440, 4441, 4451, 4452, 4462, 4472, 4489, 4498, 4507, 4512, 4701, and 4703]</p> <p>Implements changes to the hazardous waste program made in 40 CFR Parts 260, 261, 264, 265, 266, 268, 270, and 271, involving recordkeeping and reporting requirements to reduce the associated paperwork burden. The rule is intended to streamline information collection requirements, ensuring that only the information that is actually needed and used to implement RCRA is collected.</p>	
LA061408-3	Hazardous Waste	06/20/2008	MM006ft	Final Rule	<p>Louisiana Department of Environmental Quality RCRA XVI Management, Testing, and Methods Innovation [LAC 33:V.105, 109, 110, 529, 535, 537, 1127, 1516, 1703, 1711, 1741, 1901, 2223, 2299, 2603, 3001, 3005, 3013, 3025, 3115, 3325, 3807, 3823, 3845, 4003, 4033, 4047, 4067, 4357, 4431, 4727, 4901, 4903, 4909, and 4999; and LAC 33:VII.115 and 3005]</p> <p>This rule:</p> <ul style="list-style-type: none"> ▪ promulgates the RCRA XVI cluster regarding waste management, testing and monitoring activities, methods innovation, an update to SW-846, and in the related Sections, recordkeeping and reporting requirements to reduce the paperwork burden. ▪ allows more flexibility when conducting RCRA-related sampling and analysis under the hazardous and nonhazardous solid waste regulations. ▪ makes it easier and more cost-effective to comply with the hazardous waste regulations. ▪ amends a testing requirement under the Clean Air Act in the National Emission Standards for Hazardous Air Pollutants for hazardous waste combustors. 	

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
LA061408-4	Administrative Amendments and Corrections	06/20/2008	MM0008	Proposed Rule	Louisiana Department of Environmental Quality Amendments and Corrections [LAC 33:I.107, 502, 603, 905, 1302, 1407, 2003, 2503, 3703; III.504, 605, 2132, 2133, 2135, 2137, 2143, 2145, 2301, 5151; V.105, 109, 519, 529, 1529, 1709, 1711, 1741, 1907, 2230, 2246, 2247, 2306, 2311, 2503, 2508, 2906, 3025, 3105, 3111, 4003, 4357, 4367, 4437, 4459, 4545; VI.911; VII.711, 721; IX.301, 1123; XI.1139; and XV.609] Proposes revisions changing references to LDEQ divisions in the regulations to references to the statutory office designations and updating some office designations to reflect the current organizational structure of the department. Also proposes numerous clarifications and editorial corrections. Comments due 08/05/2008	
LA061408-5	Administrative Amendments and Corrections	06/20/2008	MM007f	Final	Louisiana Department of Environmental Quality Editor's Note to correct omitted text designation and Historical Note for LAC 33:I.3931. Incorporation by Reference-2007 (LAC 33:I.3931; V.3099; IX.2301, 4901, and 4903; and XV.1517). Incorporation of numerous items by reference.	
LA061408-6	Water DMR Submittal	06/20/2008	WQ074	Proposed Rule	Louisiana Department of Environmental Quality DMR Submittal [LAC 33:IX.2701] Proposes to give permittees the option to submit DMRs electronically through an electronic document receiving system, as well as the current option of submitting them on paper. Comments due 08/05/2008	

2.6 Maryland State Regulatory Review

No regulatory items of interest were identified during this reporting period for the state of Maryland.

2.7 Mississippi State Regulatory Review

This summary includes items that were reviewed for potential impact to NASA Centers and Programs in Mississippi.

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
MS061408-1	Hazardous Waste	06/09/2008	Mississippi Administrative Bulletin #15296, Notice and Full Text	Proposed Rule	Mississippi Department of Environmental Quality Hazardous Waste Management Regulations (HW-1) [Part 260, 261, 262, 262.S1, 263, 263.S1, 264, 264.S1, 264.S2, 264.S4, 265, 265.S1, 266, 267, 268, 270, 270.S1, 270.S2, 270.S3, 270.S4, 273, 279, 124, 126] Proposes to amend the present Mississippi Hazardous Waste Management Regulations by incorporating by reference certain final federal regulations. Oral Proceeding 08/19/2008	

2.8 New Mexico State Regulatory Review

No regulatory items of interest were identified during this reporting period for the state of New Mexico.

2.9 Ohio State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Ohio.

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
OH061408-1	Air Air Quality	06/09/2008	Notice	Proposed Rule	<p>Division of Air Pollution Control, OEPA</p> <p>Refiled Amended Language – Air Pollution Sources [OAC Chapter 3745-15]</p> <p>Refiled draft rule would amend language for OAC Chapter 3745-15. Original proposal was withdrawn from the rulemaking process to address public comments. If finalized, would establish the general provisions for air pollution sources located in the State of Ohio. The synopsis and responsive summary to comments provide details regarding changes made to the proposed rule language. The refiled rules are not effective at this time. Future developments will be posted on OEPA's website.</p>	
OH061408-2	Air CAIR	06/06/2008	Public Notice	Proposed Rule	<p>Division of Air Pollution Control, OEPA</p> <p>Draft Amended Rules – Clean Air Interstate Program [OAC Chapter 3745-109]</p> <p>OEPA has completed draft amendments for OAC Chapter 3745-109. These rules are related to the Clean Air Interstate program, which is Ohio's implementation of the federal CAIR program. Comments due: 07/07/2008.</p>	
OH061408-3	Air Permits	06/02/2008	Public Notice	Final Rule	<p>Division of Air Pollution Control, OEPA</p> <p>Adoption of Rules PTIO Program– [OAC 3745-15, 3745-31, and 3745-35]</p> <p>Amends language of rules to implement the new permit-to-install and operation (PTIO) program, which combines the current permit-to-install (PTI) and permit-to operate (PTO) programs. For more information, please see the PTIO program webpage. Effective: 06/30/2008.</p>	NASA Facilities should be aware of this proposed change.
OH061408-4	Waste Solid Waste Fee	06/02/2008	Public Notice	Proposed Rule	<p>Division of Solid and Infectious Waste Management, OEPA</p> <p>Proposed Rulemaking Governing Solid Waste Fees [OAC Chapters 3745-28 and 3745-502]</p> <p>Proposes to amend OAC Chapters 3745-28 and 3745-502, which address solid waste fee regulations. Amendments would establish the requirements governing how solid waste fees are to be collected and remitted. Comments due 07/09/2008.</p>	NASA Facilities should be aware of these proposed rule amendments.
OH061408-5	Water Water Quality	06/09/2008	Notice	Updated Report	<p>Division of Surface Water, OEPA</p> <p>Aquatic Life Use Attainment Goal - 80% Attainment by 2010; Updated with 2008 Integrated Report Statistics</p> <p>The Aquatic Life Use Attainment Goal page has been updated with 2008 Integrated Report statistics. OEPA has established a goal of 80% designated aquatic life use attainment based on watershed statistics compiled using a watershed-based assessment approach.</p>	

2.10 Texas State Regulatory Reviews

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Texas. Citations of the *Texas Register* are linked within the text to the corresponding entry in the version of the *Texas Register* published in HTML file format. Current and historical versions of the *Texas Register* in HTML and Adobe Acrobat (.pdf) file format can be downloaded from the [Texas Register section of the Texas Secretary of State website](#).

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
TX061408-1	Hazardous Materials Transportation	06/06/2008	33 TexReg 4527	Adopted Rules	<p>Texas Department of Public Safety Commercial Vehicle Regulations And Enforcement Procedures, Regulations Governing Hazardous Materials [37 TAC 4.1]</p> <p>Incorporates by reference the FHMR [49 CFR Parts 107 (Subpart G), 171 - 173, 177, 178, and 180], as amended through 04/01/2008. Current rule incorporates by reference the FHMR as amended through 10/01/2007. Would incorporate the following amendment that may be of particular interest to NASA facilities:</p> <ul style="list-style-type: none"> ▪ 73 FR 4699, 01/28/2008 - Amends the Hazardous Materials Regulations to update, clarify, or provide relief from certain requirements governing the classification, packaging, or labeling of hazardous materials transported in commerce. Includes the following changes: <ul style="list-style-type: none"> ▪ New proper shipping name and identification number for fuel blends composed of ethanol and gasoline. ▪ Updated references to consensus standards. ▪ Revisions and clarifications on certain hazard communication requirements. ▪ Clarified transportation requirements applicable to dry ice, detonator assemblies, and explosives. ▪ Expanded exceptions from regulation for small quantities of hazardous materials. <p>Effective 06/11/2008.</p>	NASA facilities and programs, including logistics organizations , should be aware of this change.
TX061408-2	Waste Minimization Computer Equipment Recycling	06/06/2008	33 TexReg 4506	Adopted Rules	<p>Waste Minimization and Recycling-Computer Equipment Recycling Program [30 TAC §328]</p> <p>Establishes a program for the collection, recycling, and reuse of computer equipment. Includes responsibilities for manufacturers, retailers, and consumers. Requires manufacturers whose computers are sold in Texas, including Internet retailers, to develop and submit information on their recycling programs to the TCEQ. TCEQ will be required to educate the public regarding the computer recycling program, maintain program information on a website, enforce requirements for recycling computer equipment, and compile and issue an annual electronic report to the Legislature. Under the new rule, consumers are encouraged to learn about recommended methods for recycling and reuse of used computer equipment, and are responsible for any information in any form left on computer equipment that is collected, recycled, or reused. Effective 06/12/2008.</p> <p>Further information is posted on TCEQ's website.</p>	

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
TX061408-3	Water TMDLs	06/06/2008	33 TexReg 4561	Notice	<p>Notice of Request for Public Comment and Notice of Public Meeting for Nine TMDLs</p> <p>Notice of availability for public comment nine draft TMDLs for bacteria in Clear Creek and Tributaries (Segments 1101, 1101B, 1101D, 1102, 1102A, 1102B, 1102C, 1102D, and 1102E) of the San Jacinto-Brazos Coastal Basin, located in Brazoria, Harris, Galveston, and Fort Bend Counties. Constitutes notice that the TMDLs will become part of the State Water Quality Management Plan upon approval by EPA.</p>	
TX061408-4	Water TMDLs	06/06/2008	33 TexReg 4562	Notice	<p>Notice of Request for Public Comment and Notice of Public Meeting for Eighteen TMDLs</p> <p>18 draft TMDLs for bacteria in Buffalo and Whiteoak Bayous and Tributaries (Segments 1013, 1013A, 1013C, 1014, 1014A, 1014B, 1014E, 1014H, 1014K, 1014L, 1014M, 1014N, 1014O, 1017, 1017A, 1017B, 1017D, and 1017E) of the San Jacinto River Basin, located in Waller, Harris, and Fort Bend Counties. Constitutes notice that the TMDLs will become part of the State Water Quality Management Plan upon approval by EPA.</p>	

2.11 Utah State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Utah.

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
UT061408-1	Air Quality	06/01/2008	UT Bull. Vol. 2008-11, DAR File # 31389	Proposed Rule	<p>UDAQ, Department of Environmental Quality</p> <p>R307-121 General Requirements: Clean Fuel Vehicle Tax Credits</p> <p>Adds clarifying definitions and modified language to ensure consistency with Rule R307-123. Comments due 07/01/2008.</p>	
UT061408-2	Air Quality	06/01/2008	UT Bull. Vol. 2008-11, DAR File # 31390	Proposed Rule	<p>UDAQ, Department of Environmental Quality</p> <p>R307-123 General Requirements: Clean Fuels and Vehicle Technology Grant and Loan Program</p> <p>Proposes to add Rule 307-123, which defines certification criteria and proof of purchase requirements to receive grants or loan monies from the Clean Fuels and Vehicle Technology Fund. Comments due 07/01/2008.</p>	
UT061408-3	Air Quality	06/01/2008	UT Bull. Vol. 2008-11, DAR File # 31392	Proposed Rule	<p>UDAQ, Department of Environmental Quality</p> <p>R307-328 Ozone Nonattainment and Maintenance Areas and Utah and Weber Counties: Gasoline Transfer and Storage</p> <p>Proposes amendment to extend Stage 1 vapor recovery requirements for gasoline underground storage tanks to all counties within Utah. Comments due 07/01/2008.</p>	
UT061408-4	Underground Storage Tanks	06/15/2008	UT Bull. Vol. 2008-12, DAR File # 31495	Proposed Rule	<p>UDERR, Department of Environmental Quality</p> <p>R311-200 Underground Storage Tanks: Definitions</p> <p>Proposes to add or modify definitions for selected terms in proposed and existing state UST rules. Comments due 07/16/2008.</p>	

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
UT061408-5	Underground Storage Tanks	06/15/2008	UT Bull. Vol. 2008-12. DAR File # 31496	Proposed Rule	<p>UDERR, Department of Environmental Quality</p> <p>R311-203 Underground Storage Tanks: Notification, New Installations, Registration Fees, and Testing Requirements</p> <p>Proposes changes to various notification requirements for the installation and/or operation of USTs, changes to cathodic protection tests requirements, and revisions to secondary containment requirements. The requirements pertaining to as-built-drawings for new USTs will be moved to different subsections. Comments due 07/16/2008.</p>	

2.12 Virginia State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Virginia. Citations of the [Virginia Register](#) (Va.R.) are linked to the appropriate volume of the Register, which is published in Adobe Acrobat (.pdf) file format.

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
VA061408-1	Hazardous Waste	06/03/2008	73 FR 31634	Withdrawal of Final Rule	<p>U.S. Environmental Protection Agency</p> <p>State Hazardous Waste Program Revision [40 CFR Part 271]</p> <p>Due to the receipt of written comment, EPA is withdrawing the immediate final rule for the authorization of Virginia's hazardous waste program revision originally published 04/03/2008. Written comments will be addressed and EPA will finalize the ruling in a subsequent final action.</p>	
VA061408-2	Safety Boiler and Pressure Vessels	06/09/2008	24:20 VA.R 2836	Proposed Rule	<p>Safety and Health Codes Board</p> <p>Boiler and Pressure Vessel Regulation, 16 VAC 25-50.</p> <p>Proposes to amend this regulation to increase protection of human life and property, as well as address the costs of doing business. Comments due 07/09/2008.</p>	