

Association of Water Technologies

Semiannual Regulatory Agenda April 24, 2006 Federal Register

Twice a year, federal agencies publish their Regulatory Agendas and Regulatory Plans. The activities included in the Agenda are, in general, those that will have a regulatory action within the next 12 months. Below are regulations that could impact water treatment facilities, their suppliers, or their customers.

ENVIRONMENTAL PROTECTION AGENCY (EPA)

2989. NSPS: SOCM1 – WASTEWATER AND AMENDMENT

Priority: Substantive, Nonsignificant
CFR Citation: 40 CFR 60

Abstract: These standards are based on a combination of control technologies that require removal or destruction of volatile organic compounds from wastewater at synthetic organic chemical manufacturing industry plants. Constructed, reconstructed, or modified designated chemical process units would be required to apply appropriate controls to affected wastewater tanks, surface impoundments, containers, individual drain systems, and oil and water separators, and to treat process wastewater to remove or destroy the volatile organic compounds. The final rule will encompass clarifications and revisions that will reduce emissions of volatile organic compounds.

Timetable:

Action	Date	FR Cite
NPRM	09/12/94	59 FR 46780
Supplemental NPRM	10/11/95	60 FR 52889
NPRM Amendment	06/30/04	69 FR 39383
Final Action	07/00/06	

Agency Contact: Mary Kissell, Environmental Protection Agency, Air and Radiation, C439-03, WDC 20460
Phone: 919-541-4516; Email: kissell.mary@epa.gov

3014. NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS: MISCELLANEOUS ORGANIC CHEMICAL MANUFACTURING

Priority: Substantive, Nonsignificant
CFR Citation: 40 CFR 63

Abstract: A final rule for this source category was published on November 10, 2003. Several parties petitioned the rule and this action will address issues raised by the petitioners. The settlement agreement calls for two final rulemakings. The first is on the extension of the compliance date and the second, to follow within four months, is on the remaining issues.

Timetable:

Action	Date	FR Cite
NPRM	12/08/05	70 CFR 73098
Final Compliance Date Extension	03/01/06	71 FR 10439
Final Action	07/00/06	

Agency Contact: Randy McDonald, Environmental Protection Agency, Air and Radiation, C504-04, Research Triangle Park, NC 27711
Phone: 919-541-5402; Fax: 919-541-3470; Email: mcdonald.randy@epa.gov

ENVIRONMENTAL PROTECTION AGENCY (EPA)

3031. INDUSTRIAL, COMMERCIAL, AND INSTITUTIONAL BOILER AND PROCESS HEATER NESHAP

Priority: Substantive, Nonsignificant
CFR Citation: 40 CFR 63.7480

Abstract: A national emission standard for hazardous air pollutants (NESHAP) for industrial, commercial and institutional boilers and process heaters were promulgated. Following promulgation, EPA received a petition for reconsideration. The petitioner requests reconsideration or clarification that the rule allows for consolidated testing of commonly vented boilers. EPA granted the petition and proposed a limited number of amendments to the NESHAP.

Timetable:

Action	Date	FR Cite
NPRM	10/31/05	70 FR 62264
Final Action	08/00/06	

Agency Contact: Jim Eddinger, Environmental Protection Agency, Air and Radiation, C439-01, Research Triangle Park, NC 27711

Phone: 919-541-5426; Fax: 919-541-5450; Email: eddinger.jim@epamail.epa.gov

3079. NESHAP: AREA SOURCE STANDARDS – INDUSTRIAL INORGANIC CHEMICALS MANUFACTURING

Priority: Substantive, Nonsignificant
CFR Citation: 40 CFR 63

Abstract: This rule will regulate hazardous air pollutant (HAP) emissions from the industrial inorganic chemicals manufacturing industry. This source category was listed for regulation under the Urban Air Toxic Strategy to address HAP emissions from area sources.

Timetable:

Action	Date	FR Cite
NPRM	01/00/09	

Agency Contact: Rick Colyer, Environmental Protection Agency, Air and Radiation, C504-05, Research Triangle Park, NC 27711

Phone: 919-541-5356; Fax: 919-541-3207; Email: colyer.rick@epamail.epa.gov

ENVIRONMENTAL PROTECTION AGENCY (EPA)

3083. AREA SOURCE NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS (NESHAP) FOR INDUSTRIAL, COMMERCIAL, AND INSTITUTIONAL BOILERS

Priority: Substantive, Nonsignificant
CFR Citation: 40 CFR 63

Abstract: Section 112 of the Clean Air Act outlines the statutory requirements for EPA's stationary source air toxics program. Section 112(k) requires development of standards for area sources which account for 90% of the emissions in urban areas of the 33 urban hazardous pollutants listed in the Integrated Urban Air Toxics Strategy. These area source standards can require control levels which are equivalent to either maximum achievable control technology (MACT) or generally available control technology.

Timetable:

Action	Date	FR Cite
NPRM	10/31/05	70 FR 62264
Final Action	08/00/06	

Agency Contact: Jim Eddinger, Environmental Protection Agency, Air and Radiation, C439-01, Research Triangle Park, NC 27711
Phone: 919-541-5426; Fax: 919-541-5450; Email: eddingejim@epamail.epa.gov

3093. NESHAP: AREA SOURCE STANDARDS – CHEMICAL PREPARATIONS INDUSTRY

Priority: Substantive, Nonsignificant
CFR Citation: 40 CFR 63

Abstract: This rule will regulate hazardous air pollutant (HAP) emissions from area sources in the chemical preparations industry. This source category was listed for regulations under EPA's Urban Air Toxic Strategy to address HAP emission from area sources.

Timetable:

Action	Date	FR Cite
NPRM	01/00/08	

Agency Contact: Jeff Telander, Environmental Protection Agency, Air and Radiation, C504-05, Research Triangle Park, NC 27711
Phone: 919-541-5356; Email: telander.jeff@epamail.epa.gov

ENVIRONMENTAL PROTECTION AGENCY (EPA)

3152. PESTICIDES; DATA REQUIREMENTS FOR CONVENTIONAL CHEMICALS

Priority: Other Significant
CFR Citation: 40 CFR 158

Abstract: EPA is revising its data requirements for the registration of conventional pesticide products. In this action, the Agency is revising data requirements that pertain to product chemistry, toxicology, residue chemistry, applicator exposure, post-application exposure, nontarget terrestrial and aquatic organisms, nontarget plant protection, and environmental fate.

These revisions will improve the Agency's ability to make regulatory decisions about the human health and environmental effects of pesticide products to better protect wildlife, the environment, and people, including sensitive subpopulations. Coupled with revision of data requirements, EPA is reformatting the requirements and revising its general procedures and policies associated with data submission. By codifying existing data requirements which are currently applied on a case-by-case basis, the pesticide industry, along with other partners in the regulated community, would attain a better understanding and could better prepare for the pesticide registration process.

Timetable:

Action	Date	FR Cite
NPRM	03/11/05	70 FR 12277
Final Action	03/00/07	

Agency Contact: Vera Au, EPA, Office of Prevention, Pesticides and Toxic Substances, 7506C, WDC 20460
Phone: 703-308-9069; Fax: 703-308-5884; Email: au.vera@epamail.epa.gov

3154. PESTICIDE MANAGEMENT AND DISPOSAL: STANDARDS FOR PESTICIDE CONTAINERS AND CONTAINMENT

Priority: Other Significant
CFR Citation: 40 CFR 156

Abstract: FIFRA sec. 19 gives EPA authority to regulate the management of pesticides and their containers, including storage, transportation and disposal. As proposed, this rule would establish standards for removal of pesticides from containers and for rinsing containers; facilitate the safe use, refill, reuse and disposal of pesticide containers by establishing standards for container design, labeling and refilling; and establish requirements for containment of stationary bulk containers and for containment of pesticide dispensing areas.

Timetable:

Action	Date	FR Cite
NPRM - Original	02/11/94	59 FR 6712
Supplemental NPRM 1	10/21/99	64 FR 56918
Supplemental NPRM 2	12/21/99	64 FR 71368
Final Action	06/00/06	

Agency Contact: Nancy Fitz, Environmental Protection Agency, Office of Prevention, Pesticides and Toxic Substances, 7506C, Washington, DC 20460
Phone: 703-305-7385; Fax: 703-308-3259; Email: fitz.nancy@epamail.epa.gov

ENVIRONMENTAL PROTECTION AGENCY (EPA)

3156. PESTICIDES; PROCEDURES FOR THE REGISTRATION OF REVIEW PROGRAMS

Priority: Other Significant
CFR Citation: 40 CFR 155

Abstract: The Agency will establish procedures to implement section 3(g) of the FIFRA which provides for periodic review of pesticide registrations. The goal of these regulations is to review a pesticide's registration every 15 years. The regulations will address the following procedural aspects of the program: Establishing pesticide cases for registration review; establishing schedules; assembling information to be considered during the review; deciding the scope and depth of the review; conducting risk assessments or benefit analysis; and public participation in the registration review process.

Timetable:

Action	Date	FR Cite
ANPRM	04/26/00	65 FR 24586
NPRM	07/13/05	70 FR 40251
Final Action	09/00/06	

Agency Contact: Vivian Prunier, EPA, Office of Prevention, Pesticides and Toxic Substances, 7506C, Washington, DC 20460
Phone: 703-308-9341; Fax: 703-308-5884; Email: prunier.vivian@epamail.epa.gov

3168. FUTURE TESTING FOR EXISTING CHEMICALS

Priority: Substantive, Nonsignificant
CFR Citation: 40 CFR 790 to 799

Abstract: Section 4 of TSCA gives EPA the authority to require chemical manufacturers and processors to test existing chemicals. Under Section 4, EPA can by rule require testing after finding that 1) a chemical may present an unreasonable risk of injury to human health or the environment, and/or the chemical is produced and enters the environment in substantial quantities or there is or may be significant or substantial human exposure to the chemical, 2) the available data to evaluate the chemical are inadequate, and 3) testing is needed to develop the needed data. This regulatory agenda entry is considered a "generic entry" because it is intended to alert the public that within the next 6 months the Agency may consider other chemicals for test rules.

Timetable:

Action	Date	FR Cite
ANPRM	08/00/06	

Agency Contact: Greg Schweer, EPA, Office of Prevention, Pesticides and Toxic Substances, WDC 20460
Phone: 202-564-8469; Fax: 202-564-4765; Email: schweer.greg@epamail.epa.gov

ENVIRONMENTAL PROTECTION AGENCY (EPA)

3198. TEST RULE; HAZARDOUS AIR POLLUTANTS

Priority: Substantive, Nonsignificant
CFR Citation: 40 CFR 790 to 799

Abstract: EPA is proposing health effects testing under section 4 of the Toxic Substances Control Act (TSCA) in support of programs and activities required under section 112 of the Clean Air Act (CAA), governing Hazardous Air pollutants (HAPs). Section 112 of the CAA directs EPA to determine the risk to health and the environment remaining after application of technology-based emissions standards to major and area sources. In order to implement these and other programs under section 112, EPA must identify the health and environment effects of potential concern from exposure to HAPs, ascertain the minimum data needed to characterize those health and environmental effects, and assess the risks posed by HAPs.

Timetable:

Action	Date	FR Cite
NPRM	06/26/96	61 FR 33178
Supplemental NPRM	12/24/97	62 FR 67466
Supplemental NPRM 2	04/21/98	63 FR 19694
NPRM – Reproposal	10/00/07	

Agency Contact: Rich Leukroth, EPA, Office of Prevention, Pesticides and Toxic Substances, WDC 20460
Phone: 202-564-8167; Fax: 202-564-4765; Email: leukroth.rich@epamail.epa.gov

3215. RULEMAKING TO CHANGE TOXIC RELEASE INVENTORY (TRI) REPORTING REQUIREMENTS FROM STANDARD INDUSTRIAL CLASSIFICATION (SIC) CODES TO NORTH AMERICAN INDUSTRIAL CLASSIFICATION SYSTEM (NAICS)

Priority: Info/Admin/Other
CFR Citation: 40 CFR 372

Abstract: The Office of Management and Budget (OMB) published a Federal Register Notice of final decision to adopt the North American Industry Classification System (NAICS) for the US. This rulemaking initiates the conversion from TRI Reporting using Standard Industrial Classification (SIC) codes to TRI reporting using NAICS codes. The TRI Program will convert to NAICS without producing any changes in the facilities that are now subject to TRI reporting. Therefore, there should be no increased burden resulting from this action.

Timetable:

Action	Date	FR Cite
NPRM	03/21/03	68 FR 13872
Final Action	04/00/06	

Agency Contact: Judith Kendall, Environmental Protection Agency, Office of Environmental Information, 2844T, Washington, DC 20460
Phone: 202-566-0750; Fax: 202-566-0741; Email: kendall.judith@epamail.epa.gov

ENVIRONMENTAL PROTECTION AGENCY (EPA)

3217. TOXICS RELEASE INVENTORY REPORTING BURDEN REDUCTION RULE

Priority: Other Significant
CFR Citation: 40 CFR 372

Abstract: The primary goal of this effort by EPA is to reduce burdens associated with TRI reporting while at the same time continuing to provide valuable information to the public consistent with the goals and statutory requirements of the TRI program.

Timetable:

Action	Date	FR Cite
NPRM	10/04/05	70 FR 57822
Final Action	01/00/07	

Agency Contact: Cassandra Vail, Environmental Protection Agency, Office of Environmental Information, 2844, Washington, DC 20460
Phone: 202-566-0753; Fax: 202-566-0741; Email: vail.cassandra@epamail.epa.gov

3218. EMERGENCY PLANNING AND COMMUNITY RIGHT-TO-KNOW ACT: AMENDMENT AND STREAMLINING RULE

Priority: Other Significant
CFR Citation: 40 CFR 355

Abstract: This rule will address the remaining issues from the proposed rule of June 8, 1988. This supplemental proposal will address reporting thresholds for chemicals that pose minimal risk. By proposing to provide relief from routine reporting of substances with minimal hazards and minimal risk, state and local officials can focus on chemicals that may pose more significant hazards or may present greater risks to the community.

Timetable:

Action	Date	FR Cite
NPRM	06/08/98	63 FR 31268
Final Action	To Be Determined	

Agency Contact: Sicy Jacoby, Environmental Protection Agency, Solid Waste and Emergency Response, 5104A, Washington, DC 20460
Phone: 202-564-7913; Fax: 202-564-2625; Email: Jacob.sicy@epamail.epa.gov

ENVIRONMENTAL PROTECTION AGENCY (EPA)

3226. HAZARDOUS WASTE MANAGEMENT SYSTEM: IDENTIFICATION AND LISTING OF HAZARDOUS WASTE (LISTING AMENDMENT IN WASTEWATER TREATMENT SLUDGES FROM ZINC PHOSPHATING PROCESSES IN AUTOMOTIVE ASSEMBLY PLANTS)

Priority: Other Significant
CFR Citation: 40 CFR 261.31

Abstract: Automobile manufacturers are adding aluminum or aluminized components to automobiles to reduce the weight of vehicles to increase fuel economy. When aluminum components are added to the automobile assembly process, the current Federal regulations require that the wastewater treatment sludges generated from this conversion coating process be managed as a hazardous waste under the Resource Conservation and Recovery Act (RCRA). EPA intends to reduce burden on the regulated community by revising the current RCRA regulations that apply to the wastewater treatment sludges from the chemical conversion coating of aluminum.

Timetable:

Action	Date	FR Cite
NPRM	09/00/06	

Agency Contact: James Michael, Environmental Protection Agency, Solid Waste and Emergency Response, 5304W, Washington, DC 20460
Phone: 703-308-8419; Fax: 703-308-0514; Email: Michael.james@epa.gov

3266. MINIMIZING ADVERSE ENVIRONMENTAL IMPACT FROM COOLING WATER INTAKE STRUCTURES AT EXISTING FACILITIES UNDER SECTION 316(B), PHASE 3

Priority: Other Significant
CFR Citation: 40 CFR 9

Abstract: This rulemaking will affect existing facilities that use cooling water intake structures, and whose intake flow levels exceed a minimum threshold to be determined by EPA during this rulemaking. The rule would address existing facilities in the following manufacturing industries if they meet the specified threshold levels: Pulp and paper; chemicals and allied products; petroleum and coal products; primary metals; and any other existing facility not already subject to Phase 2 regulations. A primary purpose of this action is to minimize the impingement and entrainment of fish and other aquatic organisms by cooling water intake structures.

Timetable:

Action	Date	FR Cite
NPRM	11/24/04	69 FR 68444
Final Action	06/00/06	

Agency Contact: Paul Shriner, Environmental Protection Agency, Water, Washington, DC 20460
Phone: 202-566-1076; Fax: 202-566-1053; Email: segall.martha@epamail.epa.gov

ENVIRONMENTAL PROTECTION AGENCY (EPA)

3267. NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT REQUIREMENTS FOR PEAK WET WEATHER DISCHARGES FROM MUNICIPAL WASTEWATER TREATMENT PLANTS SERVING SANITARY SEWER COLLECTION SYSTEMS POLICY

Priority: Substantive, Nonsignificant
CFR Citation: 40 CFR 122.41

Abstract: During periods of wet weather, wastewater flows received by municipal sewage treatment plants can significantly increase, which can create operational challenges for sewage treatment facilities. Where peak flows approach or exceed the design capacity of a treatment plant, they can seriously reduce treatment efficiency or damage treatment units. In addition to hydraulic concerns, wastewater associated with peak flows may have low organic strength, which can also decrease treatment efficiencies. EPA will continue to review policy and regulatory options to manage this issue.

Timetable:

Action	Date	FR Cite
1 st Draft Policy	10/07/03	68 FR 63042
2 nd Draft Policy	12/22/05	70 FR 75013
Final Policy	10/00/06	

Agency Contact: Kevin Weiss, Environmental Protection Agency, Water, 4203M, Washington, DC 20460
Phone: 202-564-0040; Fax: 202-564-0742; Email: weiss.kevin@epa.gov

DEPARTMENT OF LABOR (DOL)
Occupational Safety and Health Administration (OSHA)

1982. HAZARD COMMUNICATION

Priority: Other Significant

CFR Citation: 29 CFR 1910.1200; 29 CFR 1915.1200

Abstract: OSHA's Hazard Communication Standard (HCS) requires chemical manufacturers and importers to evaluate the hazards of the chemicals they produce or import, and prepare labels and material safety data sheets to convey the hazards and associated protective measures to users of the chemicals. All employers with hazardous chemicals in their workplaces are required to have a hazard communication program, including labels on containers, material safety data sheets, and training for employees.

The inconsistencies between the various laws are substantial enough that different labels and safety sheets must often be used for the same product when it is marketed in different nations. The diverse and sometimes conflicting national and international requirements can create confusion among those who seek to use hazard statements that are unfamiliar to readers or not well understood. Containers may be labeled with such a large volume of information that important statements are not easily recognized. Development of multiple sets of labels and safety data sheets is a major compliance burden for chemical manufacturers, distributors, and transporters involved in international trade. Small businesses may have particular difficulty in coping with the complexities and costs involved.

As a result of this situation, and in recognition of the extensive international trade in chemicals, there has been a longstanding effort to harmonize these requirements and develop a system that can be used around the world.

In 2003, the United Nations adopted the Globally Harmonized System (GHS) of Classification and Labeling of Chemicals. Countries are now considering adoption of the GHS into their national regulatory systems. There is an international goal to have as many countries as possible implement the GHS by 2008. OSHA is considering modifying its HCS to make it consistent with the GHS. This would involve changing the criteria for classifying health and physical hazards, adopting standardized labeling requirements, and requiring a standardized order of information of safety data sheets.

Timetable:

Action	Date	FR Cite
ANPRM	05/00/06	

Agency Contact: Dorothy Dougherty, Acting Director, Directorate of Standards and Guidance, Department of Labor, Occupational Safety and Health Administration, 200 Constitution Avenue NW., Room N-3718, Washington, DC 20210

Phone: 202-693-1950; Fax: 202-693-1678; Email: Dougherty.dorothy@dol.gov

DEPARTMENT OF LABOR (DOL)
Occupational Safety and Health Administration (OSHA)

1990. ASSIGNED PROTECTION FACTORS: AMENDMENTS TO THE FINAL RULE ON RESPIRATORY PROTECTION

Priority: Other Significant
CFR Citation: 29 CFR 1910.134

Abstract: About five million employees wear respirators as part of their regular job duties. Due to inconsistencies between the APFs found in ANSI Z88.2-1992 and in the NIOSH Respirator Decision Logic, employers, employees and safety and health professionals are often uncertain about what respirator to select to provide protection against hazardous air contaminants. OSHA has considered allowing the current situation to continue. Accordingly, OSHA generally enforces NIOSH APFs, but many employers follow the more recent ANSI Z88.2-1992 APFs. However, allowing the situation to continue results in inconsistent enforcement, lack of guidance for employers and the potential for inadequate employee protection.

Timetable:

Action	Date	FR Cite
ANPRM	05/14/82	47 FR 20803
NPRM	11/15/94	59 FR 58884
Final Action	07/00/06	

Agency Contact: Dorothy Dougherty, Acting Director, Directorate of Standards and Guidance, Department of Labor, Occupational Safety and Health Administration, 200 Constitution Avenue NW., Room N-3718, Washington, DC 20210
Phone: 202-693-1950; Fax: 202-693-1678; Email: Dougherty.dorothy@dol.gov

1992. EMPLOYER PAYMENT FOR PERSONAL PROTECTIVE EQUIPMENT

Priority: Other Significant
CFR Citation: 29 CFR 1910.134

Abstract: Generally, OSHA standards require that protective equipment be provided and used when necessary to protect employees from hazards that can cause them injury, illness, or physical harm. In 1999, OSHA proposed to require employers to pay for PPE. The Agency continues to consider how to address this issue, and re-opened the record on 7/8/04 to get input on issues related to PPE.

Timetable:

Action	Date	FR Cite
NPRM	03/30/99	64 FR 15401
Final Action	09/00/06	

Agency Contact: Dorothy Dougherty, Acting Director, Directorate of Standards and Guidance, Department of Labor, Occupational Safety and Health Administration, 200 Constitution Avenue NW., Room N-3718, Washington, DC 20210
Phone: 202-693-1950; Fax: 202-693-1678; Email: Dougherty.dorothy@dol.gov

DEPARTMENT OF TRANSPORTATION (DOT)

2231. HAZARDOUS MATERIALS: MISCELLANEOUS PACKAGING AMENDMENTS

Priority: Substantive, Nonsignificant
CFR Citation: 49 CFR 171 to 173; 49 CFR 178

Abstract: This rulemaking would propose to add provisions for Large Packagings and revise the specification requirements for non-bulk packagings and portable tanks to address issues raised through enforcement actions and requests for clarification of the regulations by packaging manufacturers, third-party labs, and shippers. The proposals will address packaging closures and design modifications that may or may not require recertification.

Timetable:

Action	Date	FR Cite
NPRM	04/00/06	

Agency Contact: Arthur Pollack, Transportation Specialist, Department of Transportation, Pipeline and Hazardous Materials Safety Administration, 400 Seventh Street, SW, Washington, DC 20590
Phone: 202-366-8553; Fax: 202-366-3012; Email: Arthur.pollack@dot.gov

2235. HAZARDOUS MATERIALS: MISCELLANEOUS AMENDMENTS

Priority: Substantive, Nonsignificant
CFR Citation: 49 CFR 5101 to 5127

Abstract: This is a non-significant rulemaking that proposes to make miscellaneous amendments to the Hazardous Materials Regulations (HMR) based on petitions for rulemaking and PHMSA initiative. The NPRM proposes to update, clarify and provide relief from various HMR requirements and is designed primarily to reduce regulatory burdens on industry. The most significant amendments to the HMR in this NPRM include: 1) updating the list of materials incorporated by reference; 2) amending the Hazardous Materials Table to remove, add and revise certain proper shipping names; 3) authorizing the use of alternative angle valves on cargo tanks that transport chlorine; and 4) clarifying the security plan requirements.

Timetable:

Action	Date	FR Cite
NPRM	04/00/06	

Agency Contact: Cameron Satterthwaite, Department of Transportation, Pipeline and Hazardous Materials Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202-366-8553; Email: Cameron.satterthwaite@dot.gov

DEPARTMENT OF TRANSPORTATION (DOT)

2236. REGISTRATION AND FEE ASSESSMENT PROGRAM

Priority: Substantive, Nonsignificant
CFR Citation: 49 CFR 107

Abstract: This rulemaking would increase the registration fee for persons who do not meet the US Small Business Administration criteria for defining a small business to \$2,975 (plus a \$25 administrative fee). This increase is necessary to comply with section 7125 of the Transportation Reauthorization bill which requires DOT to fund the national Hazardous Materials Emergency Preparedness grants program at approximately \$28 million.

Timetable:

Action	Date	FR Cite
NPRM	06/00/06	

Agency Contact: Deborah Boothe, Department of Transportation, Pipeline and Hazardous Materials Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202-366-8553; Email: Deborah.boothe@dot.gov

2237. HAZARDOUS MATERIALS: ENFORCEMENT REGULATIONS

Priority: Other Significant
CFR Citation: 49 CFR 107

Abstract: This rulemaking would establish procedural regulations to implement authority provided to DOT to open packages believed to contain hazardous materials, remove such packages from transportation, gather information, order the package transported to a facility for examination and analysis, obtain assistance from qualified persons, and issue emergency restrictions, prohibitions, recalls or out-of-service orders to abate an imminent hazard.

Timetable:

Action	Date	FR Cite
NPRM	10/00/06	

Agency Contact: Jackie Cho, Department of Transportation, Pipeline and Hazardous Materials Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202-366-4400; Email: Jackie.cho@dot.gov

DEPARTMENT OF TRANSPORTATION (DOT)

2249. INCORPORATION OF STATUTORILY MANDATED REVISIONS TO THE HAZARDOUS MATERIALS REGULATIONS

Priority: Substantive, Nonsignificant
CFR Citation: 49 CFR 107

Abstract: This rulemaking would amend the Hazardous Materials Regulations to incorporate some mandated changes including: 1) Revisions to the definitions of “hazmat employee” and “hazmat employer;” 2) modifications to the shipping paper retention requirements to require carriers to retain shipping papers for 2 years rather than the current 1-year retention period; and 3) changing references to “exemption,” to “special permit,” and revising the period for which a special permit is granted from 2 to 4 years.

Timetable:

Action	Date	FR Cite
Final Rule	11/00/06	

Agency Contact: Cameron Satterthwaite, Department of Transportation, Pipeline and Hazardous Materials Safety Administration, 400 Seventh Street SW., Washington, DC 20590
Phone: 202-366-8553; Email: Cameron.satterthwaite@dot.gov