From: Lynn Beasley
To: Gerain Perry
Cc: Kim Jennings; Craig Matthiessen
Subject: Re: CERCLA/EPCRA rule
Date: 11/10/2010 09:57 AM

Hi Gerain,

I'm out of the office this week and don't have my files so I can't give you dates. No changes to the abstract.
Lynn

-----Gerain Perry/DC/USEPA/US wrote: -----

> To: Lynn Beasley/DC/USEPA/US@EPA
> From: Gerain Perry/DC/USEPA/US
> Date: 11/10/2010 08:39AM
> Subject: CERCLA/EPCRA rule
>
> What's the latest schedule (in both 3rd and 6th columns)? Any change to abstract? Yes, I know the EG meeting still needs to be scheduled. Expecting it today.

	[OEM] **CERCLA / EPCRA Reporting Requirements for Air Releases of Hazardous Substances from Animal Waste at Farms** NPRM Tier 2 – Significant SAN 5484/RIN 2050-AG?? Lynn Beasley// Richard Mattick	From AA to OP for OMB review: To OMB *:* From AA to OP for signature review: Signature: FR Publication:	none	On December 18, 2008, EPA published a Final Rule, "CERCLA/EPCRA Administrative Reporting Exemption for Air Releases of Hazardous Substances from Animal Waste at Farms (73 FR 76948) ("the Final Rule"). The Final Rule established exemptions from certain reporting requirements under both CERCLA and EPCRA. On January 15, 2009, Waterkeeper Alliance, Sierra Club, the Humane Society of the United States, Environmental Integrity Project, the Center for Food Safety, and Citizens for Pennsylvania's Future (collectively, "Waterkeeper") filed a Petition for Review of the Final Rule. The petition challenged the exemptions under both CERCLA and EPCRA. On March 17, 2009, the National Pork Producers Council filed its Petition for Review challenging a portion of the Final Rule that	Preliminary Analytic Blueprint: EG Meeting: Detailed Analytic Blueprint: OS Meeting: FAR:

				amended the EPCRA regulations. The two cases were consolidated. On Feburary 11, 2009, the National Chicken Council, National Turkey Federation, and U.S. Poultry & Egg Association moved to intervene on behalf of EPA to assert their interests in the Final Rule. Since August 25, 2009, this case has been held in abeyance so that the Parties could participate in the D.C. Circuit Mediation Program. The mediation process did not resolve the issues raised by all of the Parties, but it did raise issues warranting reconsideration of the final rule by EPA. As such, EPA sought and obtained a voluntary remand of the Final Rule, without vacature of the Final Rule during the reevaluation period.	

Gerain H. Perry,
OSWER's Regulatory Steering Committee Representative

Regulatory Management Team Leader
Policy Analysis and Regulatory Management Staff (PARMS),
Office of Program Management (OPM),
Office of Solid Waste and Emergency Response (OSWER)

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