Message

From: Moody, Christina [Moody.Christina@epa.gov]
Sent: 11/28/2018 11:26:33 PM
To: Dieu, Martin [Dieu.Martin@epa.gov]
CC: Williams, Thea [Williams.Thea@epa.gov]
Subject: Re: Hearing Prep & Happy Thanksgiving!

As an aside, the timeline may slip but hoping it does not.

Christina J. Moody
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Relations
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On Nov 28, 2018, at 6:06 PM, Dieu, Martin <Dieu.Martin@epa.gov> wrote:

> Hi Chistina – checking to make sure on this process. I see the list of AA/RA questions you have below. Am I correct in understanding that OCIR will send out a cleared list of topics on the 12th, and we will get the factsheets back to you on the 20th?
>
> Do you anticipate tribal or international questions? We aren't included in the list of topics, below, but have prepared tribal and transboundary/border questions in the past.
>
> Thanks for clarifying. Best, Martin
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> ---
>
> **From:** Moody, Christina
> **Sent:** Tuesday, November 20, 2018 3:12 PM
> **To:** Kime, Robin <Kime.Robin@epa.gov>; Feeley, Drew (Robert) <Feeley.Drew@epa.gov>; Cooper, Marian <Cooper.Marian@epa.gov>; Bell, Matthew <Bell.Matthew@epa.gov>; Brazauskas, Joseph <brazauskas.joseph@epa.gov>; Jones-Parra, Lisa <Jones-Parra.Lisa@epa.gov>; Brennan, Thomas <Brennan.Thomas@epa.gov>; Johnston, Khanna <Johnston.Khanna@epa.gov>; Linkins, Samantha <Linkins.Samantha@epa.gov>; Dieu, Martin <Dieu.Martin@epa.gov>; Williams, Maria <Williams.Maria@epa.gov>; Kelty, Diane <Kelty.Diane@epa.gov>; Walsh, Ed <Walsh.Ed@epa.gov>
> **Cc:** Williams, Thea <Williams.Thea@epa.gov>
> **Subject:** Hearing Prep & Happy Thanksgiving!
> **Importance:** High
>
> **Colleagues,**
>
> **The President has made public his intention to nominate Acting Administrator Wheeler to serve as the Administrator of the Agency. OCIR is requesting that we use this time to compile all of the information the Administrator will need to prepare for the hearing. The Administrator's confirmation hearing will be a more intensive confirmation process compared to others we have dealt with over the past two years. <u>We must ensure we deliver a quality briefing to Administrator Wheeler that prepares him for the confirmation process</u>. Additionally, when your programs prepare the briefing materials, you must also produce Q&A that your AA will ask the Administrator at the conclusion of each briefing session. Please prepare at least 30-45 minutes' worth of questions. These questions may also be used in the murder board.**

Please see the action items below and the deadlines. These are hard deadlines so please, have staff begin working on these materials as soon as possible. Email me with any questions.

Thanks!

Deliverable	Deadline	Notes
OCIR to produce a list of topics we believe the Administrator will be asked during the hearing.	November 26	The list should be organized by each program office. The list will be reviewed by OCIR leadership on the morning of November 26. The goal of the review is to create a comprehensive list of policy items for which the program offices will be tasked with creating fact sheets. Also, OCIR should identify—as much as possible—the Members we believe will ask the specific questions. This will be used when AW does his meetings, and with his hearing prep. This exercise should be to supplement the topics listed below.
Briefing binder due	Dec 12	List of policy topics to be shared with program offices for preparation of the program fact sheets. The program offices must follow the format (below) and provide concise, updated information.
OCIR Leadership quality control	December 20	OCIR leadership will review fact sheets to identify inconsistencies, missing information, and/or edits that must be made. The program offices must be able to turn around any changes in a timely manner. OCIR AA will work with the AA's to ensure they have buy in. All managers will be responsible for the final product that is to be submitted to the Administrator.
Briefing binder submitted to Administrator Wheeler	December 21	

<u>HEARING BRIEFING TEMPLATE</u>

<u>Note:</u> The template should be limited—as much as possible—to one page

Issue: What is the specific issue

Background: In a concise manner—describe the pertinent historical background information.

Key Points: What does the Administrator need to know about this issue? Are there political sensitivities? Is the Agency planning any major actions on the specific topic? Are there risks with the particular issue?

Talking Points: This must be limited to 2-3 points per topic. Do not use generic language. The Administrator must be able to read the talking points verbatim—if needed.

HEARING TOPICS

Office of Air and Radiation

- CAFE
- Mercury and Air Toxics Standards
- Clean Power Plan
- Affordable Clean Energy Proposal
- Glider Kits
- New Source Review
- Renewable Fuel Standard
    - E-15
    - Small Refiner Exemptions
    - Re-allocation of RINS
    - RINS costs
    - 2019 RVO's
- Cross State Air Pollution Rule
- Methane
- Guidance to the states CAA Sec 126
- Biomass-based Diesel RVO

Office of Chemical Safety and Pollution Prevention

- TSCA
    - Implementation
    - Animal Testing
- Trichloroethylene (TCE)
- Methylene Chloride
- Asbestos
- Federal Lead Strategy
- Formaldehyde
- Worker Protection Standard
- Chlorpyrifos
- Dicamba
- Glyphosate
    - Trace Amounts on Cereal and Snack Bars
    - $289 Million Ruling

Office of Water

- Per and Polfluoralkyl Substances
- Lead Exposure in Drinking Water

- Waters of the United States
- Pebble Mine

Office of Land and Emergency Response

- Coal Combustion Residuals
- Risk Management Plan
- CERCLA-EPCRA Ag Reporting

Office of Research and Development

- Integrated Risk Information System
- Science Transparency
- Science Advisory Boards

Office of Chief Financial Officer/OARM

- Workforce
- Budget

PAROCHIAL ISSUES

- Small Refinery Exemption (Pro)—Barrasso
- Small Refinery Exemption (Anti)—Ernst, Fischer
- Ethlyne Oxide—Duckworth
    - Willowbrook, Illinois
    - Medline Industries
    - Vantage Specialty Chemicals
    - Alternatives for Ethlyne Oxide
    - Request to OSHA to lower standard
    - Notifications
- Chesapeake Bay—Van Hollen, Cardin
- Diesel Generators (Alaska)—Sullivan
- Maryland, Delaware Sec 126 CAA Petition—Cardin, Van Hollen, Carper
- Kansas City Lab—Moran
- Chicago Manganese—Duckworth
- Great Lakes—Duckworth
- Region V Office—Duckworth

Super Fund Sites

- New Jersey (Booker)
    - American Cyanamid
    - Passaic River
    - Lower Hackensack River
    - Berrys Creek Study Area

- New York (Gillibrand)
    - Hoosick Falls
    - Hudson River

- Delaware (Carper)
    - Delaware Sand & Gravel Landfill

- Mississippi (Wicker)
    - Pearl River Flood Control
    - Grenada Manufacturing, LLC

    - **Mississippi Phosphate**

- **Alabama (Shelby)**
    - **35th Avenue Superfund Site**

- **Iowa (Ernst)**
    - **Des Moines TCE Superfund Site**

- **Oregon (Merkley)**
    - **Portland Harbor**

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One point I omitted—when the program offices prepare the briefing materials, they must also produce Q&A that the AA will ask the Administrator at the conclusion of each briefing session. The program offices should prepare 30-45 minutes worth of questions. These questions may also be used in the murder board.