Message

From: Sipes, Nisha [Sipes.Nisha@epa.gov]
Sent: 5/21/2021 7:54:27 PM
To: Thomas, Russell [Thomas.Russell@epa.gov]; Gwinn, Maureen [gwinn.maureen@epa.gov]
CC: Linnenbrink, Monica [Linnenbrink.Monica@epa.gov]
Subject: RE: WITH ATTACHMENTS: Workgroup Closure: Report to Congress on EPA's Progress and Goals with Implementing Alternative Test Methods and Strategies under TSCA (SAN 8461) -- Responses Due to OSAPE by June 4th
Attachments: FAR Draft_Report to Congress_TSCA Alternative Test Methods_2021-05-20_nss.docx

Hi all,

Comparing to the previous draft, the major difference is the reduction of the background text and the addition of TSCA NAM examples.

I think it is fine as is, but I highlighted new text that you may want to make sure is accurate or add text.

Ex. 5 Deliberative Process (DP)

Thanks,
~Nisha

From: Cybulski, Walter <Cybulski.Walter@epa.gov>
Sent: Thursday, May 20, 2021 5:21 PM
To: Sipes, Nisha <Sipes.Nisha@epa.gov>
Cc: Thomas, Russell <Thomas.Russell@epa.gov>; Gwinn, Maureen <gwinn.maureen@epa.gov>
Subject: FW: WITH ATTACHMENTS: Workgroup Closure: Report to Congress on EPA's Progress and Goals with Implementing Alternative Test Methods and Strategies under TSCA (SAN 8461) -- Responses Due to OSAPE by June 4th

Hello, everyone.

We are at the last step of the action development process (ADP) and going to Workgroup Closure for the ***TSCA Section 4 Report to Congress on Alternative Test Methods and Strategies***.

In OSAPE's coordinating ADP role for ORD, I will gather and compile comments on the workgroup closure materials and then deliver both ORD's collective comments and our workgroup closure position to OCSPP by their requested due date. For OSAPE to have time to compile comments and brief our management, I am requesting that you **provide any comments back to me by Wednesday, June 2 COB.** As the report continues to be relatively short, I am assuming folks will be able to quickly review this material and provide any comments back to me in that timeframe (or sooner). However, if there are any issues with that timeline, please let me know. I am only requesting that you review the Report to Congress document, but if you wish to review the action memos as well, you are welcome to do so.

If there are any questions, let me know. Thank you for all of your work related to this report and for your current review of the materials.

Regards,
Walt

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From: Smith, Peterj <Smith.Peterj@epa.gov>
Sent: Thursday, May 20, 2021 3:48 PM
To: Rebersak, Shannon <rebersak.shannon@epa.gov>; Fisher, Bethany <fisher.bethany@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>; Cooperstein, Sharon <Cooperstein.Sharon@epa.gov>; Corrales, Mark <Corrales.Mark@epa.gov>; Lamson, Amy <Lamson.Amy@epa.gov>; Miles-McLean, Stuart <Miles-Mclean.Stuart@epa.gov>; Manibusan, Mary <Manibusan.Mary@epa.gov>; Kramer, Melissa <Kramer.Melissa@epa.gov>; Walker, Sherri <Walker.Sherri@epa.gov>; Cybulski, Walter <Cybulski.Walter@epa.gov>; Doa, Maria <Doa.Maria@epa.gov>; Bass, Nikki <Bass.Nikki@epa.gov>; Lavoie, Emma <Lavoie.Emma@epa.gov>
Cc: Dawson, Jeffrey <Dawson.Jeff@epa.gov>; Siciliano, CarolAnn <Siciliano.CarolAnn@epa.gov>; Mosby, Jackie <Mosby.Jackie@epa.gov>; Gray, Shawna <Gray.Shawna@epa.gov>; Wormell, Lance <Wormell.Lance@epa.gov>; OPS MSD RSB <OPS_MSD_RSB@epa.gov>; Hartman, Mark <Hartman.Mark@epa.gov>; Pierce, Alison <Pierce.Alison@epa.gov>; Blair, Susanna <Blair.Susanna@epa.gov>; Schmit, Ryan <schmit.ryan@epa.gov>; Kaiser, Sven-Erik <Kaiser.Sven-Erik@epa.gov>
Subject: WITH ATTACHMENTS: Workgroup Closure: Report to Congress on EPA's Progress and Goals with Implementing Alternative Test Methods and Strategies under TSCA (SAN 8461) -- Responses Due to OCSPP by June 4th

Hi everyone!

I am pleased to distribute the Tier 3 workgroup closure materials for the following action:

Report to Congress on EPA's Progress and Goals with Implementing Alternative Test Methods and Strategies under TSCA
(Tier 3, SAN 8461)

Under the Action Development Process, Workgroup Closure is a less formal version of Final Agency Review and is intended to provide our participating cross-agency partners a final review opportunity to ensure that any of their previous comments have been addressed/resolved before we advance the package to OMB for legislative clearance review. No new issues should be raised at this point in the process.

When is My Response Due to OCSPP?
This is your final opportunity to review these documents and provide comments. Responses are due no later than COB on June 4th. OCSPP may not be able to consider late responses before submitting the draft report for OMB clearance.

Who are the Tier 3 Workgroup Members?
In addition to OPPT's team, the Tier 3 workgroup is comprised of representatives the following offices (as recorded in OP's ADP Tracker database):

- **OGC/PTSLO -** Shannon Rebersak
- **ORD/OSAPE -** Walter Cybulski
- **OP/PRAD -** Sharon Cooperstein

What Documents are Provided for Review?
The following documents are provided for your final review and consideration:

- Draft Report to Congress
- Draft Action Memorandum (OCSPP to OCIR) requesting submission to OMB
- Draft Action Memorandum (OCSPP to OCIR) requesting Administrator sign-off and submission to Congress

What are My Response Options?

OCSPP encourages you to identify any issues and work with the rule lead to address and/or resolve any editorial comments before the end of the review period. Your office many respond with one of the following responses:

- ***Concur*** - If an office does not have any substantive comments to raise, the office may concur without comments. Note that this would also be used if an office only had minor editorial or non-substantive comments.
- ***Concur with [Substantive] Comments*** - If an office would like to make substantive comments, or submit an AA-level dissent, the office may concur with comments. This response should not be used if the office only has minor editorial or non-substantive comments. An AAship/Region that feels strongly about an issue, but does not oppose the issuance of the action, should use this option to convey the AA/RA's dissent. The dissent is indicated in a "dissent memo" that the lead office must attach to the Action Memo when the rule goes forward for signature. The dissent memo briefly outlines the issue and will be attached to the Action Memo which goes forward with the rule for signature. OCSPP requests that any dissent memoranda come under the AA/RA's signature.
- ***Non-Concur*** - If an office feels that a major substantive issue remains unresolved, e.g., such that the issuance of the action would be detrimental to the Agency or the responding office's equities, or that the action conflicts in some way with another Agency action, the office may non-concur. This option should only be considered if the AAship/Region strongly objects to the issuance of the action. If the AAship/Region feels strongly about an issue but does not object to the issuance of the action, it should concur with comment and include submit a dissent memo.

Who Needs to Sign-Off on My Response?

This is a Tier 3 workgroup closure review. Unlike a Tier 1 or Tier 2 Final Agency Review, AA-level sign-off is not expressly required under EPA's Action Development Process. In general, the designated level of management sign-off is your supervisor but your office may have specific procedures addressing sign-off for responding to Tier 3 workgroup closures. If you have questions about the procedures that apply within your office, please contact your Regulatory Steering Committee representative (see list) before providing your intended response to OCSPP.

Who Should Receive My Response?

Please direct your response to Angela Hofmann. Please also direct a copy of your response to me ("Smith, Peterj" in the Outlook Global Address List), Susanna Blair, and Sherri Walker.

All the best,
Peter

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NOTICE: *If this electronic communication explains, justifies, or documents an official action or decision, it may be subject to federal records requirements. Federal employees should evaluate the contents of this message before deleting it.*
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US Environmental Protection Agency| Office of Chemical Safety & Pollution Prevention | Regulatory Support Branch