Consolidated Report to the AA
Office of Land and Emergency Management
Office of Resource Conservation and Recovery
for the Weeks of 5/2/16 – 5/13/16

Informational/No Action

Meeting with American Council of Independent Laboratories (ACIL)

- On April 26th, the ORCR Methods Team participated in an ACIL meeting with representatives from independent, commercial scientific and testing laboratories and EPA program offices that develop and update test methods for sampling and analysis of various environmental media, including air, groundwater and drinking water, wastewater, solid wastes and materials. All EPA Methods Program representatives presented their recent methods development/refinement activities and responded to questions related to measurement issues; ORCR presented the SW-846 Methods Program 2016 activities and our path forward.

Pharmaceuticals Waste

- On May 12th, ORCR will speak at a DEA sponsored meeting with DEA-registered reverse distributors. ORCR will discuss the regulations pertaining to drug take-back events and provide an overview of the Hazardous Waste Pharmaceuticals proposed rule.

Retail Strategy

- ORCR will be speaking at the Consumer Specialty Products Association (CSPA) mid-year meeting at National Harbor, MD on May 11th and May 12th regarding EPA's ongoing efforts to address the retail sector.

Tire Crumb

- In support of the multi-agency research action plan on the use of tire crumb on playing fields and playgrounds ([HYPERLINK "http://www.epa.gov/tirecrumb"]), [HYPERLINK "x-apple-data-detectors://2"], a small group of EPA staff and managers from ORCR and ORD- as well as staff from the Consumer Product Safety Commission - will be visiting t Ex. 3 [CERCLA section 104(e)(7)(42 USC 9604(e)(7)))] Ex. 3 [CERCLA section 104(e)(7)(42 USC 9604(e)(7)))] The purpose of the visit is to observe and learn about the tire crumb manufacturing process and to provide an opportunity for the study researchers to ask questions about the source and variability of tires, processing technologies, and other variability in the tire properties.

CCR Rule

- In response to a request from Duke Energy, on May 11, 2016, ORCR will meet with representatives of Duke Energy to discuss whether and how the CCR rule applies to seepage from surface impoundments subject to the rule. Region 4 and OGC will be invited to participate.

SMM Web Academy

- On April 28th, the SMM Web Academy Webinar series continued with "*Preview of the Soon to Be Released Nationwide Public Service Campaign to Reduce Wasted Food.*" State and local government, industry, and non-profit organizations engaged with Dana Gunders, Senior Scientist with the Natural Resources Defense Council (NRDC) and Cece Wedel, Campaign Director for The Advertising Council. NRDC and the AD Council teamed up to launch a nationwide public service campaign to reduce wasted food, which is launching in April. Preventing wasted food

from households and changing people's behavior is one of the most cost effective ways to address the issue of wasted food. The Webinar will give a sneak preview into the campaign, and will highlight what materials will be made available to cities, retailers, and other entities interested in participating in the campaign.

Speaking Engagements in the next 60 days

- On May 5th, Barnes Johnson will participate in a panel discussion regarding bonding in the energy sector organized by the Surety Fidelity Association of America (SFAA) in Washington, DC. This session examines the dramatic changes affecting the energy sector and how those changes affect surety companies. Three developments that will be discussed are the loss of so-called self-bonding privileges by major mine operators, the expansion of supplemental bonding by the Bureau of Ocean Energy Management, and the implementation of Superfund financial assurance requirements on the hard rock mining sector.
- On May 9th, Barnes Johnson will speak at the ORCHSE, an industrial environmental, health, and safety trade group, quarterly stakeholder meeting on e-waste and SMM (in Washington, DC).
- From May 30 – June 2, ORCR will participate in the Basel Open-Ended Working Group meeting being held in Nairobi, Kenya. Topics include terminology issues (e.g. waste vs. non-waste and hazardous vs. non-haz), environmentally sound management guidelines, persistent organic pollutants (POPs), environmentally sound management of household waste, management of ship waste off-loaded at ports, waste prevention, and technical guidelines for e-waste.
- On June 6th in Las Vegas, Barnes Johnson will participate in a recycling panel at the Investor Summit at WasteExpo.
- On June 15th, ORCR will give training on the Definition of Solid Waste and Solvent-Contaminated Wipes to EPA Region 6 and Region 6 states as part of the Region 6 RCRA Inspector/Enforcement Officer Training Workshop in Dallas, TX.

Public Announcements in the next 60 days

- (UPDATED) In late April/early May, ORCR expects the publication of the Revision to the Research, Development and Demonstration Permits Rule for Municipal Solid Waste Landfills Final Rule. This final rule would allow Directors of approved states to increase the number of three-year permit renewals from three to six, for a total permit term of 21 years.
- By the end of April, OLEM and OECA anticipate responding to the Office of Inspector General's [HYPERLINK "https://www.epa.gov/sites/production/files/2016-03/documents/20160331-16-p-0126.pdf"], entitled *Management Alert: Significant Data Quality Deficiencies Impede EPA's Ability to Ensure Companies Can Pay for Cleanups*. This Agency response will be posted to the OIG public website.
- In May, ORCR plans to finalize its strategy for addressing the retail sector by posting it on our website and sharing it with stakeholders.
- In May, EPA expects to publish a draft approval for public comment for one member of the National Rural Electric Cooperative Association (NRECA) authorizing disposal options for low-level PCB remediation waste. This draft approval is similar to approvals issued to NRECA members on February 9, 2016. The draft approval will be available for public comment for 30 days.
- On May 17th, ORCR will host a public webinar on the CERCLA section 108(b) Hard Rock Mining Proposed Rulemaking. The webinar will provide an update on the Agency's progress in developing the rule and describe the Agency's current thinking on the key aspects of the rule

described in the Agency's previously presented regulatory framework In mid-June, ORCR anticipates the publication of the e-Manifest Fee Rule Notice of Proposed Rulemaking (NPR). This proposed rule would announce for public comment EPA's proposed methodology for setting and revising user fees that users of manifests would pay to offset EPA's costs in developing and operating the new national e-Manifest system that the Agency plans to roll out in the spring of 2018. The proposed rule will discuss which users and transactions would be subject to fees, the formula and process EPA would use to set and revise fee schedules, how users could make their fee payments, and proposed sanctions to induce prompt payment of fees by users.

- (NEW) In late May/early June, ORCR anticipates releasing the *Methodology for Evaluating the Beneficial Use of Industrial Non-Hazardous Secondary Materials ("secondary materials")* completed in April, and the *Beneficial Use Compendium: A Collection of Resources and Tools to Support Beneficial Use Evaluations* by posting them on our website and sharing them with stakeholders. These two documents are intended to assist states, local governments, tribal authorities, regulated communities, and the general public with evaluating the environmental and human health impacts associated with the beneficial use of secondary materials. The Methodology provides an overarching process that can be used to evaluate a wide range of secondary materials and associated encapsulated and unencapsulated beneficial uses, while the Compendium provides a more detailed discussion of specific technical considerations and lists specific resources and tools, such as models and screening benchmarks, to further assist with evaluations.

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