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security, communications, and public relations. Excellent installations enable better mission performance and enhance the working and living conditions for military men and women, DOD civilians, and their families. Each of the winning installations succeeded at being the best in achieving excellence in performing installation

stewardship, real property management, safety, health and

#### management within their military service and the Defense Logistics Agency.

#### For more information:

https://www.defense.gov/News/Releases/Release/Article/3 033655/dod-announces-winners-of-the-2022-commanderin-chiefs-annual-award-for-installa/

# **GENERAL INTEREST/FEDERAL NEWS**

Notice: With regard to any regulation or legislation, installation staff is requested to contact their respective component REC with information on mission or installation impacts, questions, or comments.

### GENERAL

**2022 Chesapeake Bay Commanders' Conference** Commander, Navy Region Mid-Atlantic (CNRMA), with support from the Department of Defense (DoD) Chesapeake Bay Program (CBP), will host a gathering of military leaders, including secretariat-level participation, from multi-service installations throughout the watershed, to include the District of Columbia, Maryland, New York, Pennsylvania, Virginia, and West Virginia, in attending the 2022 Chesapeake Bay Commanders' Conference (CBCC), Aug. 17-18. The focus on this year's virtually-held event will be on integrating partnerships and leveraging assets to build resilience and drive progress in Chesapeake Bay protection and restoration. CNRMA is requesting high-level leadership participation from all services and jurisdictions throughout the watershed to attend this event with the support of their key environmental, planning, and climate resilience support staff. The purpose of the conference is to provide leadership with background on DoD responsibilities under the 2014 Chesapeake Bay Watershed Agreement and Executive Orders (EOS) 13508 (Chesapeake Bay Restoration), 14008 (Tackling the Climate Crisis), and 14057 (Clean Energy), as well as explain how DoD CBP activities support mission sustainment. Additionally, the conference will feature break-out sessions so leaders can meet with their state, federal agency, and non-government partners to discuss collaborative approaches to meet installation needs. Contact your installation environmental program director for invitation information.

**Biden-Harris Administration Launches Public Process to Inform Development of Environmental Justice Scorecard, First-ever Tool to Assess Government-Wide Progress on Environmental Justice** The White House Council on Environmental Quality (CEQ) is taking a next step in the development of the Environmental Justice Scorecard, a first-ofits-kind tool that will assess progress Federal agencies are making to advance environmental justice, including through the Justice40 Initiative. The Environmental Justice Scorecard will be updated over time, with the goal of creating a durable, robust, and comprehensive platform for assessing the Federal Government's efforts to secure environmental justice for all. The Scorecard will eventually be available on a publicly accessible, easy-to-use web platform. The first version of the Scorecard will describe the actions that Federal agencies have undertaken, including processes that they have started, since 2021. This baseline is critical to establish because it will enable the measurement of progress over time. The Federal Government will then build on and improve the Scorecard, year after year. https://www.whitehouse.gov/ceq/news-updates/2022/08/03/biden-harris-administration-launches-public-process-to-

inform-development-of-environmental-justice-scorecard-first-ever-tool-to-assess-government-wide-progress-onenvironmental-justice/

## AIR

Listing of Substitutes under the Significant New Alternatives Policy Program in Refrigeration, Air Conditioning, and Fire Suppression (Draft) Pursuant to the Environmental Protection Agency's (EPA) Significant New Alternatives Policy program, this action proposes to list certain substances as acceptable subject to use conditions in the refrigeration and air conditioning sector for chillers--comfort cooling, residential dehumidifiers, non-residential dehumidifiers, residential and light commercial air conditioning and heat pumps, and a substance as acceptable subject to use conditions and narrowed used limits in very low temperature refrigeration. Through this action, EPA is proposing to incorporate by reference standards which establish requirements for electrical air conditioners, heat pumps, and dehumidifiers, laboratory equipment containing refrigerant, safe use of flammable refrigerants, and safe design, construction, installation, and operation of refrigeration systems. Additionally, this action proposes to list certain substances as acceptable subject to use conditions in the fire suppression sector for certain streaming and total flooding uses. https://www.federalregister.gov/documents/2022/07/28/2022-14665/protection-of-stratospheric-ozone-listing-ofsubstitutes-under-the-significant-new-alternatives

## NATURAL RESOURCES

**Use of Environmental DNA to Monitor Population Parameters on DoD Lands (Web-based): Oct. 6, 2022 12:00 PM to 1:00 PM** This Strategic Environmental Research and Development Program (SERDP) and Environmental Security Technology Certification Program (ESTCP) webinar focuses on DoD-funded research efforts to enhance and expand the use of environmental DNA (eDNA) as a species conservation and management tool. Specifically, investigators will cover novel methods to detect rare species and address the limited inference from the detection or quantification of eDNA, as well as the expansion of eDNA usage as a conservation tool for monitoring species of concern in flowing waters on DoD lands. <a href="https://www.fedcenter.gov/Events/index.cfm?id=39778&pge\_prg\_id=42307">https://www.fedcenter.gov/Events/index.cfm?id=39778&pge\_prg\_id=42307</a>

Agriculture Secretary Announces Plans for Reforestation, Climate Adaptation, including New Resources from Infrastructure Law Agriculture Secretary announced a strategy, through the U.S. Department of Agriculture, to plant more than one billion trees over the next decade. With new resources made available through the Infrastructure Law, combined with support from state, local, and Tribal governments as well as other partners, the Forest Service aims to develop the infrastructure, such as nurseries, to keep up with increasing needs. The Forest Service has invested more than \$100 million in reforestation this year – more than three times the investment in previous years – thanks to the Repairing Existing Public Land by Adding Necessary Trees (REPLANT) Act made possible by the Bipartisan Infrastructure Law. These historic investments will help mitigate the impacts of climate change, rebuild in the aftermath of wildfires and strengthen America's forestlands.

https://www.usda.gov/media/press-releases/2022/07/25/biden-harris-administration-announces-plans-reforestationclimate

## TOXICS

**EPA Releases Preliminary Data for 2021 Toxics Release Inventory Reporting** The 2021 Toxics Release Inventory (TRI) preliminary dataset contains data about chemical releases, waste management and pollution prevention activities that took place during 2021 at more than 20,000 federal and industrial facilities across the country. The TRI preliminary dataset is available each July through September, giving the public access to the most recent TRI information, prior to EPA finalizing the National Analysis dataset in October. EPA publishes the National Analysis report, based on the October dataset, early the following calendar year. <a href="https://www.fedcenter.gov/Announcements/index.cfm?id=39814">https://www.fedcenter.gov/Announcements/index.cfm?id=39814</a>

Implementing Statutory Addition of Certain Per- and Polyfluoroalkyl Substances (PFAS) to the Toxics Release Inventory Beginning With Reporting Years 2021 and 2022 The EPA is updating the list of chemicals subject to toxic chemical release reporting under the Emergency Planning and Community Right-to-Know Act (EPCRA) and the Pollution Prevention Act (PPA). Specifically, this action updates the regulations to identify five PFAS that must be reported pursuant to the National Defense Authorization Act for Fiscal Year 2020 (FY2020 NDAA) enacted on Dec. 20, 2019. This action is being taken to conform the regulations to a Congressional legislative mandate.

https://www.federalregister.gov/documents/2022/07/18/2022-15268/implementing-statutory-addition-of-certain-per--and-polyfluoroalkyl-substances-pfas-to-the-toxics

## WATER

Water System Partnerships: Regionalization Solutions for Drinking Water and Wastewater (Web-based): Aug. 31, 2022 1:00 PM to 2:00 PM Water system partnerships are an effective cross-program tool for increasing technical, managerial, and financial (TMF) capacity. This webinar will provide an introduction to TMF capacity, the broad spectrum of water system partnerships, and how partnerships can improve TMF Capacity and increase compliance. Wastewater case studies will be discussed to illustrate the use of partnerships in this sector. https://www.fedcenter.gov/Events/index.cfm?id=39704&pge\_id=1854

**EPA Drinking Water Workshop (Covington, KY)** The EPA's Office of Research and Development (ORD) and the Office of Water (OW) in partnership with the Association of State Drinking Water Administrators (ASDWA), will provide in-depth information and training on various solutions and strategies for handling small drinking water system challenges. The workshop, primarily designed for state and tribal personnel responsible for drinking water regulations compliance and treatment technologies permitting, will provide current information, resources, and training needed to help in building capacity and systems sustainably and with providing equitable access to drinking water. System owners and operators, local and government personnel, academics, design engineers, technical assistance providers, and consultants may also benefit from attending workshop sessions. <u>https://www.fedcenter.gov/Events/index.cfm?id=39774</u>

# **REGION I**

Notice: With regard to any regulation or legislation, installation staff is requested to contact their respective component REC with information on mission or installation impacts, questions, or comments.



Note: The Connecticut Legislature convened on Feb. 9, 2022 and adjourned on May 4, 2022.

No new environmental legislation or regulation of significant importance to the DoD was identified during this reporting period.



Note: The Maine Legislature convened on Dec. 2, 2020 and adjourned on May 9, 2022.

No new environmental legislation or regulation of significant importance to the DoD was identified during this reporting period.



Note: The Massachusetts Legislature convened on Jan. 6, 2021 and will adjourn on Jan. 2, 2023.

#### PROPOSED LEGISLATION

Massachusetts HB 5060 & HB 5141 This act would authorize the advancement of offshore wind and clean energy in the commonwealth.

https://malegislature.gov/Bills/192/H5060 https://malegislature.gov/Bills/191/H5141

**Massachusetts SD 471 (SB 575)** This act would govern the use of pesticides containing the herbicide substance glyphosate in the Commonwealth. <u>https://malegislature.gov/Bills/192/S575/Senate/Bill/Text</u>



Note: The New Hampshire Legislature convened on Jan. 5, 2022 and adjourned on Jun. 30, 2022.

#### FINAL LEGISLATION

**New Hampshire HB 1547** This act is relative to per-fluorinated chemical remediation in soil and procedures for certain hazardous waste generators. Effective Jun. 30, 2022. <u>http://gencourt.state.nh.us/bill\_status/legacy/bs2016/billText.aspx?sy=2022&id=1301&txtFormat=html</u>



Note: The Rhode Island Legislature convened on Jan. 4, 2022 and adjourned on Jun. 23, 2022.

#### FINAL REGULATION

**Rhode Island Rules and Regulations Governing Migratory Bird Control Permits** The Department of Environmental Management has adopted rulemaking to establish standards and procedures for the issuance of Migratory Bird Depredation Control Permits and Nest Control Permits for the taking, handling, and/or possession of any species of migratory bird, or their nests or eggs. Effective Jul. 21, 2022. <u>https://rules.sos.ri.gov/regulations/Part/250-60-00-11</u>



Note: The Vermont Legislature convened on Jan. 6, 2021 and adjourned on May 12, 2022.

No new environmental legislation or regulation of significant importance to the DoD was identified during this reporting period.

# **REGION II**

Notice: With regard to any regulation or legislation, installation staff is requested to contact their respective component REC with information on mission or installation impacts, questions, or comments.



Note: The New Jersey Legislature convened on Jan. 11, 2022 and will adjourn on Jan. 9, 2024.

#### **PROPOSED REGULATION**

**New Jersey Surface Water Quality Standards Change** The Department of Environment Protection has initiated rulemaking regarding amendments to the Surface Water Quality Standards (SWQS). https://www.nj.gov/dep/rules/notices/20220705a.html

New Jersey Surface Water Quality Standards; New Jersey Pollutant Discharge Elimination System The Department of Environmental Protection has proposed rulemaking to revise the bacterial quality criteria for primary contact recreation at N.J.A.C. 7:9B-1.14(d)1 and the freshwater ammonia criteria at N.J.A.C. 7:9B-1.14€ based on the recommendations of the USEPA. <u>https://www.nj.gov/dep/rules/proposals/proposal-20220705a.pdf</u>



Note: The New York State Legislature convened on Jan. 6, 2021 and will adjourn on Jan. 1, 2023.

#### **PROPOSED LEGISLATION**

**New York SB 9405 (AB10439)** This act would establish the Advanced Building Codes, Appliance and Equipment Efficiency Standards act.

http://public.leginfo.state.ny.us/navigate.cgi?NVDTO:&QUERYTYPE=CHAPNO&QUERYDATA=374&SESSYR=2022&CB TEXT=Y&haction=QUERY&HSRCHEXPAN=+&HTRACKING=+&HBLIQ=+&zzzend=NO+1C

**New York SB 9520** This act would enacts the New York Open Water Data Act which would direct certain agencies to identify and integrate key water data sets; provides duties and an annual plan for data to be researched and reported. <u>https://assembly.state.ny.us/leg/?default\_fld=&Text=Y&term=2021&bn=S9520</u>

# **REGION III**

Notice: With regard to any regulation or legislation, installation staff is requested to contact their respective component REC with information on mission or installation impacts, questions, or comments.

# **\* \* \*** DISTRICT OF COLUMBIA

Note: The Council of the District of Columbia convened Jan. 2, 2021 and will adjourn on Dec. 31, 2022.

#### FINAL REGULATION

**District of Columbia Amending Water and Sewer Rates, Fees and Charges for FY 2023 and FY 2024** The Water and Sewer Authority has amended the fees, rates, and charges for Fiscal Year 2023 and 2024 for the Payment-in-Lieu-of-Taxes (PILOT) Fee, Retail Rates for Metered Water Services, Retail Rates for Sewer Services, Clean Rivers Impervious Area Charge (CRIAC), Retail Rates for Groundwater Sewer Services, and High Flow Filter Backwash Sewer Rate, effective October 1, 2022 and October 1, 2023 as noted herein. Effective Jul. 22, 2022. https://dcregs.dc.gov/Common/DCMR/SectionList.aspx?SectionNumber=21-4101



Note: The Delaware General Assembly convened on Jan. 12, 2021 and adjourned on Jul. 15, 2022.

#### FINAL REGULATION

**Delaware Title V State Operating Permit Program** The Department of Natural Resources and Environmental Control has adopted rulemaking regarding Amendments to 7 DE Admin. Code 1130 Title V State Operating Permit Program. Effective Aug. 11, 2022.

https://documents.dnrec.delaware.gov/Admin/Orders/Secretarys-Order-No-2022-A-0012.pdf



Note: The Maryland General Assembly convened on Jan. 12, 2022 and adjourned on Apr. 11, 2022.

No new environmental legislation or regulation of significant importance to the DoD was identified during this reporting period.



Note: The Pennsylvania General Assembly convened on Jan. 5, 2021 and will adjourn on Nov. 30, 2022.

#### FINAL LEGISLATION

**Pennsylvania HB 1780** This act amends the act of July 6, 1989 (P.L.169, No.32), known as the Storage Tank and Spill Prevention Act. Effective Jul. 7, 2022.

https://www.legis.state.pa.us//WU01/LI/LI/US/HTM/2022/0/0034..HTM?34





Note: The Virginia General Assembly convened on Jan. 12, 2022 and adjourned on Mar. 12, 2022. Special Session 1 convened on Apr. 4, 2022 and will adjourn on Sept. 30, 2022.

#### FINAL REGULATION

**Virginia Chesapeake Bay Preservation Area Designation and Management Regulations** The Department of Environmental Quality has adopted a rulemaking that changes the existing language of the regulation (9VAC25-830 et seq.) to incorporate changes resulting from the approval and passage of Senate Bill 657 (SB657), House Bill 769 (HB769), and House Bill 771 (HB771), during the 2022 General Assembly Session. Effective Aug. 31, 2022. https://townhall.virginia.gov/l/ViewStage.cfm?stageid=9673

**Virginia Stormwater Management Program Regulation** The Department of Environmental Quality has adopted a rulemaking amending the Virginia Stormwater Management Program Regulation to incorporate changes resulting from Chapter 356 (Senate Bill 657), Chapter 32 (House Bill 1224), and Chapter 160 (House Bill 184) of the 2022 Acts of Assembly. Effective Aug. 31, 2022. <u>https://townhall.virginia.gov/l/ViewXML.cfm?textid=16976</u>

#### **OTHER ACTIONS AND OPPORTUNITIES**

**Virginia Stormwater Management and Erosion & Sediment Control Design Guide** The Department of Environmental Quality has issued guidance regarding Guidance Memo No. 22-2012 - Stormwater Management and Erosion & Sediment Control Design Guide.

https://www.deq.virginia.gov/home/showpublisheddocument/15584/637931518610630000

**Virginia Streamlined Plan Review for Construction Stormwater Plans and Erosion and Sediment Control Plans** The Department of Environmental Quality has issued guidance regarding Guidance Memo No. 22-2011 - Streamlined Plan Review for Construction Stormwater Plans and Erosion and Sediment Control Plans submitted by a Professional Engineer and reviewed by a Dual Combined Administrator for Erosion and Sediment Control and Stormwater Management. <u>https://www.deq.virginia.gov/home/showpublisheddocument/15582/637931518606730000</u>



Note: The West Virginia Legislature convened on Jan. 12, 2022 and adjourned on Mar. 12, 2022.

No new environmental legislation or regulation of significant importance to the DoD was identified during this reporting period.

## **REGION IV**

Notice: With regard to any regulation or legislation, installation staff is requested to contact their respective component REC with information on mission or installation impacts, questions, or comments.



Note: The North Carolina General Assembly convened on Jan. 13, 2021 and adjourned on Jul. 26, 2022.

No new environmental legislation or regulation of significant importance to the Navy was identified during this reporting period.



Note: The Kentucky Legislature convened on Jan. 4, 2022 and adjourned on Apr. 14, 2022.

No new environmental legislation or regulation of significant importance to the Navy was identified during this reporting period.

# **REGION V**

Notice: With regard to any regulation or legislation, installation staff is requested to contact their respective component REC with information on mission or installation impacts, questions, or comments.



Note: The Illinois General Assembly convened on Jan. 13, 2021 and will adjourn on Jan. 11, 2023.

#### FINAL LEGISLATION

**Illinois HB 4818** This act amends the Environmental Protection Act. This act provides that the disposal by incineration of any PFAS, including, but not limited to, aqueous film forming foam, is prohibited. This act also provides the Illinois Environmental Protection Agency with rulemaking authority. Effective Jun. 8, 2022. https://www.ilga.gov/legislation/publicacts/fulltext.asp?Name=102-1048

#### PROPOSED REGULATION

**Illinois Testing Fees For Analytical Services** The Environmental Protection Agency has proposed rulemaking to change the participation period to submit a water sample to the Agency from the State's fiscal year to a calendar year to match the Agency's current compliance schedule.

https://www.ilsos.gov/departments/index/register/volume46/register\_volume46\_issue\_30.pdf



Note: The Indiana General Assembly convened on Jan. 4, 2022 and adjourned on Mar. 8, 2022.

#### FINAL REGULATION

**Indiana Solid Waste and Hazardous Waste Program Permitting Fees** The Department of Environmental Management has adopted amendments to rules in 329 IAC 3.1-1-14.1, 329 IAC 10, 329 IAC 11, and 329 IAC 15, concerning solid waste and hazardous waste program permit fees as required by House Enrolled Act (HEA) 1278. Effective Jun. 8, 2022. <u>http://iac.iga.in.gov/iac//20220608-IR-329200024FRA.xml.pdf</u>

Indiana Water Program Permitting Fees The Department of Environmental Management has adopted new rules and amendments to rules in 327 IAC 5, 327 IAC 15, 327 IAC 8, and 327 IAC 19-7-1 concerning water program permit fees as required by House Enrolled Act (HEA) 1278. Effective Jun. 22, 2022. http://iac.iga.in.gov/iac//20220622-IR-327200026FRA.xml.pdf

#### **PROPOSED REGULATION**

**Indiana Organic Solvent Degreasing Operations** The Department of Environmental Management has proposed rulemaking concerning an exemption from applicability of the rule based on an emission level of fewer than fifteen (15) pounds per day of volatile organic compounds (VOC) from organic solvent degreasing operations. <u>http://iac.iga.in.gov/iac//20220713-IR-326220231FDA.xml.pdf</u>



Note: The Michigan Legislature convened on Jan. 13, 2021 and will adjourn on Dec. 31, 2022.

#### FINAL LEGISLATION

**Michigan SB 991** This act prohibits the installation of an underground storage tank within certain distances of certain water wells. Effective Jul. 19, 2022.

http://www.legislature.mi.gov/documents/2021-2022/publicact/htm/2022-PA-0160.htm



Note: The Ohio General Assembly convened on Jan. 4, 2021 and will adjourn on Dec. 31, 2022.

#### FINAL REGULATION

**Ohio Consumer Products** The Environmental Protection Agency has adopted rulemaking to adopt a more recent version of the Ozone Transport Commission (OTC) model rule for consumer products. Effective Jun. 20, 2022. <u>https://codes.ohio.gov/ohio-administrative-code/chapter-3745-112</u>

#### **PROPOSED REGULATION**

**Ohio NOX and VOC Emission Statements, Air Pollution Control Fees** The Environmental Protection Agency has proposed rulemaking related to the submission of Annual Emission statements and air pollution control emissions fee reporting. <u>https://epa.ohio.gov/divisions-and-offices/air-pollution-control/regulations/proposed-rules</u>



Note: The Wisconsin Legislature convened on Jan. 4, 2021 and will adjourn on Jan. 2, 2023.

#### FINAL REGULATION

Wisconsin Creation of Chapter NR 159 to Promulgate Rules Relating to Regulating Fire Fighting Foam that Contains Certain Contaminants The Department of Natural Resources has adopted rule(s) to implement and administer s. 299.48, Wis. Stats., related to regulating fire-fighting foam containing intentionally added PFAS. Effective Aug. 1, 2022.

https://docs.legis.wisconsin.gov/code/register/2022/799b/register/final/cr\_21\_073\_rule\_text/cr\_21\_073\_rule\_text

**Wisconsin New Drinking Water Maximum Contaminant Levels** The Department of Natural Resources has adopted rulemaking to amend ch. NR 809, Wis. Adm. Code, to establish drinking water standards, referred to as Maximum Contaminant Levels (MCLs), for certain PFAS including the contaminant compounds perfluorooctanoic acid (PFOA) and perfluorooctane sulfonic acid (PFOS). Effective Aug. 1, 2022.

https://docs.legis.wisconsin.gov/code/register/2022/799b/register/final/cr\_21\_088\_rule\_text/cr\_21\_088\_rule\_text

**Wisconsin PFAS in WPDES Permitting Program to Implement the New Water Quality Criteria** The Department of Natural Resources has adopted rulemaking to create human health surface water quality criteria for PFOS and PFOA, as well as any other PFAS which the department determines may be harmful to human health in Ch. NR 105, Wis. Adm. Code. Effective Aug. 1, 2022.

https://docs.legis.wisconsin.gov/code/register/2022/799b/register/final/cr\_21\_083\_rule\_text/cr\_21\_083\_rule\_text

#### PROPOSED REGULATION

**Wisconsin Hazardous Waste Management** The Department of Natural Resources has proposed rulemaking to modify and expand universal waste management regulations. <u>https://docs.legis.wisconsin.gov/code/register/2022/799a3/register/ss/ss\_061\_22/ss\_061\_22</u>

## **MEET THE REC STAFF**

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REC Counsel (757) 322-2938, DSN 262-2938 (757) 322-2812, DSN 262-2812 or (916) 952-1003

Cultural Resources (757) 341-0925

Potable Water, Stormwater, Groundwater, Wastewater (757) 341-0429

Air Quality, Asbestos, Radon (757) 341-0383

P2, EPCRA, RCRA - HW/SW (757) 341-0408 Navy On-Scene Coordinator Representative (757) 341-0449

POL/Tanks (757) 341-0453

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Land Use, Encroachment (757) 341-0264

Environmental Restoration (757) 341-0394

REC Support (757) 341-0430

REC Outreach (757) 341-0383

DoD Chesapeake Bay Coordinator (757) 341-0424 (757) 341-0395