



# REC Review

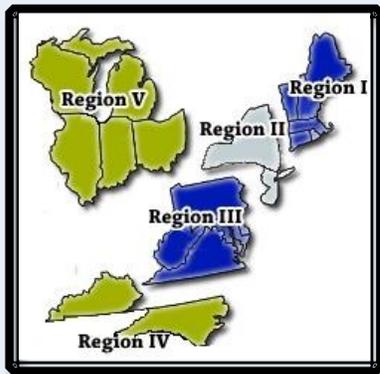
## of Legislative & Regulatory Actions



The Navy Regional Environmental Coordination Office

May 2023

The **REC Review** publishes environmental and energy related developments for DoD/Navy leaders and installation staff. Covering 21 states, the **REC Review** gives early notice of legislative and regulatory activities relevant to DoD interests in Federal Regions 1 & 3 and Navy interests in Federal Regions 2, 4, & 5.



NAVFAC MIDLANT DoD REC Map

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### SPOTLIGHT STORY

#### Naval Air Station (NAS) Patuxent River Receives St. Mary's County's Sustainability Award for Shoreline Restoration

This Earth Day will be an extra-special one for Naval Air Station (NAS) Patuxent River. The Navy base's Environment Division will be honored by St. Mary's County with a Sustainability Award for a shoreline restoration project to stop soil erosion and rebuild natural habitat areas on the Patuxent River.

The NAS Patuxent River Environment Division is one of two winners this year—the Southern Maryland Sierra Club is the other. This is the first time the award has gone out to a military installation, said Molly Boron, a commission member, adding that protecting the marine ecosystem benefits civilians and military personnel alike.

The NAS Patuxent River project took place from 2021 to 2022 and created a 192-foot "living shoreline" of live beds of newly planted seagrass and other plants, combined with sand and a long wall of large stones. Conservationists define a "living shoreline" as one made with native plant life and natural landscapes—not just concrete and bulkheads.

The Department of Defense provided funding under its Readiness and Environment Protection Integration (REPI) program, which supports land and ecosystem conservation on and around military bases. Pax River received \$3.4 million from REPI for living shoreline construction and coastline stabilization last year.

For more information:

<https://www.dvidshub.net/news/442070/naval-air-station-patuxent-river-gets-earth-day-honors-shoreline-restoration-work>

# 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

**FACT SHEET: President Biden Signs Executive Order to Revitalize Our Nation's Commitment to Environmental Justice for All** The new Executive Order (EO) makes clear that the pursuit of environmental justice is a duty of all executive branch agencies and should be incorporated into their missions. It also affirms that environmental justice is central to the implementation of our bedrock civil rights and environmental laws. The EO directs agencies to consider measures to address and prevent disproportionate and adverse environmental and health impacts on communities, including the cumulative impacts of pollution and other burdens like climate change. Additionally, it requires agencies to notify nearby communities in the event of a release of toxic substances from a federal facility, and to hold a public meeting to share information on resulting health risks and necessary precautions.

<https://www.whitehouse.gov/briefing-room/statements-releases/2023/04/21/fact-sheet-president-biden-signs-executive-order-to-revitalize-our-nations-commitment-to-environmental-justice-for-all/>

**Administration Announces Latest Steps to Reduce Plastic Pollution Nationwide** The United States (U.S.) Environmental Protection Agency (EPA) released the draft "National Strategy to Prevent Plastic Pollution" for public comment, a significant step forward in the Administration's efforts to reduce pollution and build a circular economy for all. EPA's draft strategy includes ambitious actions to eliminate the release of plastic and other waste from land-based sources into the environment by 2040. This is a domestic strategy that identifies strategic objectives and voluntary actions that all U.S. organizations can implement to reduce, reuse, collect, and prevent plastic and other waste from entering the environment. The actions are not limited to EPA's authority or jurisdiction but are actions where EPA can work collaboratively with entities – non-governmental organizations, governments, tribes, and others – to address plastic pollution. The strategy targets post-consumer materials, especially those items that are expected to make their way through the municipal solid waste stream but are leaked or littered, such as single-use plastics. Additionally, the strategy recognizes the harmful impacts associated with the production, manufacture and transport of plastic products on communities from air and water pollution associated with those processes. The proposed actions under each objective create opportunities for all to reduce the amount of plastic and other pollution in communities, parks, waterways and oceans. Engagement on behalf of DoD would be managed through the Office of Secretary of Defense.

<https://www.epa.gov/newsreleases/biden-harris-administration-announces-latest-steps-reduce-plastic-pollution-nationwide>

**Announcing the 2023 Federal Environmental Symposium** The Federal sustainability community is cordially invited to attend the 2023 Federal Environmental Symposium, a hybrid event to be attended Oct. 23-27, 2023 either virtually or in-person. This year's theme for the Symposium "Environment: A Mission Asset" focuses on the sharing of best practices, success stories, partnerships, and challenges and achievements of the federal practitioner community as they apply to your Agency's mission. The event schedule, registration instructions, call for presentation abstracts and continuous updates to the event can be found on the Symposium website at:

<https://www.fedcenter.gov/calendar/conferences/symposium2023/>

**Presidential Federal Sustainability Awards** The Presidential Federal Sustainability Awards Program, launched in March 2023, celebrates the extraordinary leadership, innovation, and achievement of Federal agencies and their employees toward the President's charge for Federal climate action and the ambitious sustainability goals established in the Federal Sustainability Plan and Executive Order 14057. Federal programs, projects, project teams, facilities, and individuals are eligible for nomination by their agency. The White House Council on Environmental Quality's (CEQ) Office of the Federal Chief Sustainability Officer administers the awards program. Winners will be recognized during an awards ceremony taking place in the fall in Washington, DC. The award categories include Advancing Carbon-Free Electricity, Electrifying the Federal Fleet, Decarbonizing Federal Buildings, Building Sustainable Supply Chains, Advancing Climate Adaptation and Resilience, Advancing Environmental Justice, Building a Climate-Ready Workforce, Leveraging Partnerships, Investing in Climate Smart Buildings, and Buying Clean. The deadline for 2023 Presidential Federal Sustainability Award nominations is June 30, 2023. <https://www.sustainability.gov/awards.html#2023>

**Enforcement and Compliance History Online (ECHO) EJSCREEN Training, Tuesday, June 13, 2023 1:30 – 2:30 p.m. EST**

This webinar focuses on how to use the ECHO facility searches to learn about environmental and demographic data from EPA's EJScreen. We will demonstrate examples of using ECHO searches and reports to view EJScreen data and how to interpret the information, including introducing the supplemental indexes. The webinar will cover the following topics:

- How to search for environmental and demographic data in your community.
- How to view and interpret EJ index and supplemental index values at the location of a facility.
- How to visualize EJScreen data on an interactive map.

<https://echo.epa.gov/help/training#upcoming>

## AIR

**Multi-Pollutant Emissions Standards for Model Years 2027 and Later Light-Duty and Medium-Duty Vehicles** Under its Clean Air Act authority, EPA is proposing new, more stringent emissions standards for criteria pollutants and greenhouse gases (GHG) for light-duty vehicles and Class 2b and 3 ("medium-duty") vehicles that would phase-in over model years 2027 through 2032. In addition, EPA is proposing GHG program revisions in several areas, including off-cycle and air conditioning credits, the treatment of upstream emissions associated with zero-emission vehicles and plug-in hybrid electric vehicles in compliance calculations, medium-duty vehicle incentive multipliers, and vehicle certification and compliance. EPA is also proposing new standards to control refueling emissions from incomplete medium-duty vehicles, and battery durability and warranty requirements for light-duty and medium-duty plug-in vehicles. EPA is also proposing minor amendments to update program requirements related to aftermarket fuel conversions, importing vehicles and engines, evaporative emission test procedures, and test fuel specifications for measuring fuel economy.

<https://www.federalregister.gov/documents/2023/05/05/2023-07974/multi-pollutant-emissions-standards-for-model-years-2027-and-later-light-duty-and-medium-duty>

## TOXICS

**Methylene Chloride; Regulation Under the Toxic Substances Control Act (TSCA)** EPA is proposing to address the risk of injury to human health presented by methylene chloride under its conditions of use as documented in EPA's June 2020 Risk Evaluation for Methylene Chloride and November 2022 revised risk determination for methylene chloride prepared under the TSCA. Methylene chloride, also known as dichloromethane, is acutely lethal, a neurotoxicant, a likely human carcinogen, and presents cancer and non-cancer risks following chronic exposures as well as acute risks. To address the identified unreasonable risk, EPA is proposing to: prohibit the manufacture, processing, and distribution in commerce of methylene chloride for consumer use; prohibit most industrial and commercial uses of methylene chloride; require a workplace chemical protection program; require recordkeeping and downstream notification requirements for several conditions of use of methylene chloride; and provide certain time-limited exemptions from requirements for uses of methylene chloride that would significantly disrupt national security and critical infrastructure. Engagement on behalf of DoD would be managed through the Office of Secretary of Defense.

<https://www.federalregister.gov/documents/2023/05/03/2023-09184/methylene-chloride-regulation-under-the-toxic-substances-control-act-tsca>

## 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 Jan. 4, 2023 and adjourned on May 3, 2023.

### **PROPOSED LEGISLATION**

**Connecticut SB 1242** This act would authorize a packaging stewardship program, establish minimum recycled content requirements for certain beverage containers, establish a Connecticut Waste Authority, and authorize implementation of various waste management revisions and payments.

<https://www.cga.ct.gov/2023/TOB/S/PDF/2023SB-01242-R00-SB.PDF>

### **OTHERS ACTIONS AND OPPORTUNITIES**

**Connecticut Greenhouse Gas Emissions Inventory** The Department of Energy and Environmental Protection has issued the Connecticut Greenhouse Gas Emissions Inventory 1990-2021 report.

[https://portal.ct.gov/-/media/DEEP/climatechange/1990-2021-GHG-Inventory/DEEP\\_GHG\\_Report\\_90-21\\_Final.pdf](https://portal.ct.gov/-/media/DEEP/climatechange/1990-2021-GHG-Inventory/DEEP_GHG_Report_90-21_Final.pdf)



# MAINE

**Note: The Maine Legislature convened on Dec. 7, 2022 and will adjourn on May 7, 2024.**

## **FINAL LEGISLATION**

**Maine LD 8** This act increases support for the modernization of the Board of Pesticides Control by increasing the annual pesticide registration fee. Signed on April 10, 2023.

<http://www.mainelegislature.org/legis/bills/getPDF.asp?paper=HP0012&item=3&snum=131>

**Maine LD 57** This act amends Maine's Endangered and Threatened Species List. Effective Sept. 16, 2023.

<http://www.mainelegislature.org/legis/bills/getPDF.asp?paper=HP0032&item=3&snum=131>

**Maine LD 71** This act is regarding legislative review of Chapter 171: Control of Petroleum Storage Facilities, a major substantive rule of the Department of Environmental Protection. Effective May 8, 2023.

<http://www.mainelegislature.org/legis/bills/getPDF.asp?paper=HP0046&item=4&snum=131>

**Maine LD 319** This act to amends Maine's underground oil storage tank laws. Effective June 29, 2023.

<http://www.mainelegislature.org/legis/bills/getPDF.asp?paper=SP0140&item=2&snum=131>

## **PROPOSED LEGISLATION**

**Maine LD 1845** This act is related to regulating outdoor lighting.

<http://www.mainelegislature.org/legis/bills/getPDF.asp?paper=HP1177&item=1&snum=131>

**Maine LD 1895** This act is regarding the procurement of energy from offshore wind resources.

<http://www.mainelegislature.org/legis/bills/getPDF.asp?paper=SP0766&item=1&snum=131>



# MASSACHUSETTS

**Note: The Massachusetts Legislature convened on Jan. 3, 2023 and will adjourn on Jan. 2, 2025.**

## **FINAL REGULATION**

**Massachusetts Air Pollution Control** The Department of Environmental Protection has adopted rules to require a cumulative impact analysis for Comprehensive Plan Applications for facilities located in or near environmental justice populations. The proposed cumulative impact analysis regulations include enhanced public outreach to and involvement of environmental justice populations, assessment of existing community conditions, and analysis of cumulative impacts. Effective Dec. 20, 2022.

<https://www.mass.gov/regulations/310-CMR-700-air-pollution-control>



## NEW HAMPSHIRE

**Note: The New Hampshire Legislature convened on Jan. 4, 2023 and will adjourn on June 30, 2023.**

### ***FINAL REGULATION***

**New Hampshire Startup, Shutdown, or Low-Load Operation** The Department of Environmental Services has adopted rulemaking in accordance with a request by the U.S. EPA to align the state's rules with the federal standards, so the nitrogen oxides (NOx) reasonable available control technology (RACT) requirements can be approved as part of the RACT Certification for the 2008 Ozone National Ambient Air Quality Standards, and the state implementation plan (SIP) that the Department submitted to EPA on September 5, 2018. Effective March 21, 2023.

<https://www.des.nh.gov/sites/g/files/ehbemt341/files/documents/env-a-1303-rmn.pdf>



## RHODE ISLAND

**Note: The Rhode Island Legislature convened on Jan. 3, 2023 and will adjourn on June 30, 2023.**

### ***PROPOSED LEGISLATION***

**Rhode Island HB 6357** This act would create green justice zones to further environmental justice for traditionally underserved Rhode Islander communities. <http://webserver.rilin.state.ri.us/BillText23/HouseText23/H6357.htm>

**Rhode Island SB 724** This act would provide that water supply systems that have per- and poly-fluorinated substances (PFAS) contaminants that exceed the interim drinking water standard be required to enter into a consent agreement with Department of Health to implement treatment to reduce the levels of PFAS contaminants.

<http://webserver.rilin.state.ri.us/BillText23/SenateText23/S0724.htm>



## VERMONT

**Note: The Vermont Legislature convened on Jan. 4, 2023 and will adjourn on May 10, 2024.**

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.



### NEW JERSEY

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

#### **FINAL LEGISLATION**

**New Jersey AB 179 (SB 752)** This act requires the Department of Environmental Protection (DEP) to make certain information regarding water purveyors available on its internet website. Effective May 8, 2023.

[https://pub.njleg.gov/bills/2022/A0500/179\\_T1.HTM](https://pub.njleg.gov/bills/2022/A0500/179_T1.HTM)

#### **PROPOSED LEGISLATION**

**New Jersey AB 5331** This act prohibits food service businesses from providing single-use plastic utensils and condiments to customers, except upon request, and requires certain food service businesses to provide reusable, washable utensils to customers eating on site. [https://pub.njleg.gov/bills/2022/A5500/5331\\_I1.HTM](https://pub.njleg.gov/bills/2022/A5500/5331_I1.HTM)

**New Jersey AB 5365 (SB 3723)** This act pertains Electric Vehicle Battery Management Act.

[https://pub.njleg.gov/bills/2022/A5500/5365\\_I1.HTM](https://pub.njleg.gov/bills/2022/A5500/5365_I1.HTM)

#### **FINAL REGULATION**

**New Jersey Model Year 2027 or Later Heavy-Duty New Engine and Vehicle Standards and Requirements; Diesel Vehicle Inspection Tests and Procedures** The Department of Environmental Protection has adopted rules to establish a new regulatory program in New Jersey at proposed N.J.A.C. 7:27-28A, Model Year 2027 and Subsequent Model Year Heavy-Duty Engine and Vehicle Standards and Requirements (Heavy-Duty Emission Standards), that will be identical to California's emission standards for vehicles of the same model year and weight class beginning January 1, 2027. Effective May 15, 2023. <https://dep.nj.gov/rules/notice-of-rule-proposals/>



### NEW YORK

**Note:** The New York State Legislature convened on Jan. 4, 2023 and will adjourn on Jan. 2, 2025.

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

## 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.



**Note:** The Council of the District of Columbia convened Jan. 2, 2023 and will adjourn on Dec. 31, 2024.

### **PROPOSED REGULATION**

**District of Columbia Revisions to Air Quality Opacity Requirements** The Department of Energy and Environment (DOEE) has proposed amendments to Chapter 6 (Air Quality – Particulates) of Title 20 to: clarify how DOEE regulates emission units measured at facilities using a continuous opacity monitoring system (COMS); specify opacity limits for startup, cleaning, adjustment of combustion controls, or regeneration of emission control equipment; remove affirmative defense provisions; clarify the requirement that visible emissions limits apply to non-road engines, requiring maintenance of logs; and improve the clarity of the regulations.

<https://doee.dc.gov/release/notice-comment-period-proposed-rulemaking-amending-20-dcmr-chapter-6-revisions-air-quality>



**Note:** The Delaware General Assembly convened on Jan. 10, 2023 and will adjourn on June 30, 2024.

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



**Note:** The Maryland General Assembly convened on Jan. 11, 2023 and adjourned on April 10, 2023.

### **FINAL LEGISLATION**

**Maryland HB 230 (SB224)** This act requires the Department of the Environment to adopt regulations on or before December 1, 2023, establishing requirements for the sale of new zero-emission medium- and heavy-duty vehicles in the State; defining a "heavy-duty vehicle" as one with a gross vehicle weight rating equal to or greater than 14,001 pounds; requiring the Department, in consultation with certain units of State government, to prepare and submit to the General Assembly a certain needs assessment and deployment plan by December 1, 2024. Signed April 21, 2023.

[https://mgaleg.maryland.gov/2023RS/chapters\\_noln/Ch\\_97\\_hb0230T.pdf](https://mgaleg.maryland.gov/2023RS/chapters_noln/Ch_97_hb0230T.pdf)

## **OTHER ACTIONS AND OPPORTUNITIES**

**Maryland General Permit GP-02 Groundwater Withdrawals for Emergency Uses or Maintenance (GP-02)** The Susquehanna River Basin Commission has issued a notice to invite comments on a new proposed General Permit that would approve the withdrawal of groundwater from wells for 1) emergency uses or 2) maintenance activities.  
<https://www.federalregister.gov/documents/2023/04/17/2023-08067/public-hearing>



**Note: The Pennsylvania General Assembly Special Session 1 convened on Jan. 9, 2023 and adjourned on March 31, 2023.**

### **PROPOSED LEGISLATION**

**Pennsylvania HB 195** This act pertains to a measure or action intended to abate, control or limit carbon dioxide emissions by imposing a revenue-generating tax or fee on carbon dioxide emissions; and abrogating regulations.  
<https://www.legis.state.pa.us/cfdocs/legis/PN/Public/btCheck.cfm?txtType=PDF&sessYr=2023&sessInd=0&billBody=H&billTyp=B&billNbr=0195&pn=0153>

**Pennsylvania HB 470** This act would prohibit food establishments from dispensing prepared food to a customer in a polystyrene food service container.  
<https://www.legis.state.pa.us/cfdocs/legis/PN/Public/btCheck.cfm?txtType=PDF&sessYr=2023&sessInd=0&billBody=H&billTyp=B&billNbr=0470&pn=0438>

**Pennsylvania HB 559** This act provides for an erosion and sediment control permit, for compliance, for an annual report and for duties of the Department of Environmental Protection.  
<https://www.legis.state.pa.us/cfdocs/legis/PN/Public/btCheck.cfm?txtType=PDF&sessYr=2023&sessInd=0&billBody=H&billTyp=B&billNbr=0559&pn=0531>

**Pennsylvania HB 604** This act amends the act of May 1, 1984 (P.L.206, No.43), known as the Pennsylvania Safe Drinking Water Act and provides for maximum contaminant levels.  
<https://www.legis.state.pa.us/cfdocs/legis/PN/Public/btCheck.cfm?txtType=PDF&sessYr=2023&sessInd=0&billBody=H&billTyp=B&billNbr=0604&pn=0568>

**Pennsylvania HB 652** This act pertains to the issuance of permits in burdened communities.  
<https://www.legis.state.pa.us/cfdocs/legis/PN/Public/btCheck.cfm?txtType=PDF&sessYr=2023&sessInd=0&billBody=H&billTyp=B&billNbr=0652&pn=0591>

**Pennsylvania HB 699** This act would update and expand the storm water planning requirements to be undertaken by counties; authorize counties to regulate storm water within a watershed-based planning area; authorize the formation of water resources management authorities; enable counties, municipalities and water resources management authorities to develop integrated water resources management plans; impose duties and conferring powers on the Department of Environmental Protection, the Environmental Quality Board, counties, municipalities and water resources management authorities; provide for financing and for waiver of use for certain grant or loan funds; establish the Integrated Water Resources Management Account; and make repeals.  
<https://www.legis.state.pa.us/cfdocs/legis/PN/Public/btCheck.cfm?txtType=PDF&sessYr=2023&sessInd=0&billBody=H&billTyp=B&billNbr=0699&pn=0643>

**Pennsylvania HB 734** This act would provide for the administration of permits by State agencies, for a tracking system for permit applications, for the establishment of permit programs and for annual reports.

<https://www.legis.state.pa.us/cfdocs/legis/PN/Public/btCheck.cfm?txtType=PDF&sessYr=2023&sessInd=0&billBody=H&billTyp=B&billNbr=0734&pn=0683>

**Pennsylvania HB 782** This act would provide for development of regional significance and impact; and, in zoning hearing board and other administrative proceedings, further providing for jurisdiction.

<https://www.legis.state.pa.us/cfdocs/legis/PN/Public/btCheck.cfm?txtType=PDF&sessYr=2023&sessInd=0&billBody=H&billTyp=B&billNbr=0782&pn=0731>

**Pennsylvania HB 938** This act pertains to the Diesel-Powered Motor Vehicle Idling Act, further providing for penalties.

<https://www.legis.state.pa.us/cfdocs/legis/PN/Public/btCheck.cfm?txtType=PDF&sessYr=2023&sessInd=0&billBody=H&billTyp=B&billNbr=0938&pn=0925>

**Pennsylvania HB 963** This act establishes the Environmental Justice Policy Center and the Environmental Justice Policy Fund.

<https://www.legis.state.pa.us/cfdocs/legis/PN/Public/btCheck.cfm?txtType=PDF&sessYr=2023&sessInd=0&billBody=H&billTyp=B&billNbr=0963&pn=0983>



**Note: The Virginia General Assembly convened on Jan. 11, 2023 and adjourned on Feb. 25, 2023.**

### ***FINAL LEGISLATION***

**Virginia HB 1634 (SB 1187)** This act encourages localities to consider strategies to address resilience in their comprehensive plans. Effective July 1, 2023. <https://lis.virginia.gov/cgi-bin/legp604.exe?231+ful+CHAP0353>

**Virginia HB 2161** This act would standardize the frequency and length of time that notices of certain meetings, hearings, and other intended actions of localities must be published in newspapers and other print media. Effective July 1, 2023. <https://lis.virginia.gov/cgi-bin/legp604.exe?231+ful+CHAP0507>

### ***FINAL REGULATION***

**Virginia Pollutant Discharge Elimination System (VPDES) General Permit Regulation for Discharges Resulting from the Application of Pesticides to Surface Waters** This act pertains to the existing VPDES general permit regulation that addresses discharges resulting from the application of pesticides to surface waters. The primary issue that needs to be addressed is that the existing general permit expires on February 29, 2024, and must be reissued in order to continue making a general permit available after that date. Effective March 1, 2024.

<https://law.lis.virginia.gov/admincode/title9/agency25/chapter800/section60/>



## WEST VIRGINIA

Note: The West Virginia Legislature convened on Jan. 11, 2023 and adjourned on March 11, 2023.

### **FINAL REGULATION**

**West Virginia Emission Standards for Hazardous Air Pollutants** The Department of Environmental Protection has adopted rulemaking to incorporate by reference the National Emission Standards for Hazardous Air Pollutants (NESHAPs) of 40 CFR Parts 61 and 63 and 40 CFR Part 65 to the extent referenced in 40 CFR Parts 61 and 63. Effective June 1, 2023. <https://dep.wv.gov/daq/small%20business/Pages/HazardousAirPollutants.aspx>

## REGION IV

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## NORTH CAROLINA

Note: The North Carolina General Assembly convened on Jan. 11, 2023 and will adjourn on June 30, 2024.

### **PROPOSED LEGISLATION**

**North Carolina HB 582 (SB643)** The act would, in part, add accessibility and connectivity to military installations one criterion among several for prioritizing statewide strategic mobility projects for funding.  
<https://www.ncleg.gov/Sessions/2023/Bills/House/HTML/H582v1.HTML>

**North Carolina HB 864** This act pertains to PFAS Pollution and Polluter Liability.  
<https://www.ncleg.gov/Sessions/2023/Bills/House/HTML/H864v1.HTML>

**North Carolina SB 350 (HB610)** This act pertains to 2023 Safe Drinking Water Act.  
<https://www.ncleg.gov/Sessions/2023/Bills/Senate/HTML/S350v1.HTML>

**North Carolina SB 675** This act pertains land use clarification and changes.  
<https://www.ncleg.gov/Sessions/2023/Bills/Senate/HTML/S675v2.HTML>



# KENTUCKY

**Note:** The Kentucky Legislature convened on Jan. 3, 2023 and adjourned on March 30, 2023.

## **FINAL REGULATION**

**Kentucky List of Hazardous Air Pollutants, Petitions Process, Lesser Quantity Designations, and Source Category List** The Energy and Environment Cabinet has adopted regulatory amendments to add 1-bromopropane as a new hazardous air pollutant (HAP) consistent with the recently revised federal HAP list. Effective May 2, 2023.

<https://apps.legislature.ky.gov/law/kar/titles/401/063/060/>

# 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.



# ILLINOIS

**Note:** The Illinois General Assembly convened on Jan. 11, 2023 and will adjourn on Jan. 5, 2025.

## **PROPOSED LEGISLATION**

**Illinois SB 1556** This act would establish a clean transportation standard to reduce carbon intensity from the on-road transportation sector by 20% by 2038, with further reductions to be implemented at the discretion of the Agency based upon advances in technology.

<https://www.ilga.gov/legislation/fulltext.asp?DocName=10300SB1556lv&SessionID=112&GA=103&DocTypeID=SB&DocNum=1556&print=true>

## **FINAL REGULATION**

**Illinois Administrative Requirements for Underground Storage Tanks and the Storage, Transportation, Sale and Use of Petroleum and Other Regulated Substances** The Office of the State Fire Marshal has adopted rulemaking to revise the Illinois administrative and technical requirements for underground storage tank systems (USTs). Effective May 2, 2023. <https://www.ilga.gov/commission/jcar/admincode/041/04100176sections.html>

**Illinois Compliance Certification for Underground Storage Tanks** The Office of the State Fire Marshal has adopted rulemaking regarding compliance certification for underground storage tanks. Effective May 2, 2023. <https://www.ilga.gov/commission/jcar/admincode/041/04100177sections.html>

**Illinois General Requirements for Underground Storage Tanks and the Storage, Transportation, Sale and Use of Petroleum and Other Regulated Substances** The Office of the State Fire Marshal has adopted rulemaking regarding updates and clarifications for underground storage tank (UST) system rules concerning the storage, handling and use of flammable and combustible liquids, bulk handling, incorporations by reference, and definitions for purpose of UST rules. Effective May 2, 2023. <https://www.ilga.gov/commission/jcar/admincode/041/04100174sections.html>

**Illinois Technical Requirements for Underground Storage Tanks and the Storage, Transportation, Sale and Use of Petroleum and Other Regulated Substances** The Office of the State Fire Marshal has adopted rulemaking to update the Illinois technical requirements for USTs. Effective May 2, 2023.

<https://www.ilga.gov/commission/jcar/admincode/041/04100175sections.html>



**Note:** The Indiana General Assembly convened on Jan. 10, 2023 and adjourned on March 7, 2023.

### ***FINAL LEGISLATION***

**Indiana HB 1219** This act would establish the PFAS biomonitoring pilot program to collect and analyze blood samples of 1000 current and former firefighters. Effective July 1, 2023.

<https://iga.in.gov/legislative/2023/bills/house/1219>

**Indiana SB 412** This act pertains to a violation or deficiency that is the subject of an enforcement action. Effective July 1, 2023. <https://iga.in.gov/legislative/2023/bills/senate/412>

**Indiana SB 477** This act would prohibit the use of public funds to purchase certain communications equipment or services. Effective July 1, 2023. <https://iga.in.gov/legislative/2023/bills/senate/477>

### ***FINAL REGULATION***

**Indiana Pesticide Storage Restrictions** The Office of the Chemist has adopted amendments to rules related to requirements to bulk and minibulk storage of pesticides. Effective May 24, 2023.

<http://iac.iga.in.gov/iac//20230524-IR-312230425NIA.xml.html>

### ***PROPOSED REGULATION***

**Indiana Emission Standards for Hazardous Air Pollutants** The Department of Environmental Management has proposed amendments to o 326 IAC 1-1-3 and 326 IAC 20-1-1, relating to the state's emission standards for hazardous air pollutants. <http://iac.iga.in.gov/iac//20230125-IR-326230029FDA.xml.pdf>

**Indiana Title V Air Permit Fees** The Department of Environmental Management has proposed amendments to 326 IAC 2-1.1-7, concerning Title V air permit fees. <http://iac.iga.in.gov/iac//20230419-IR-326230290FDA.xml.pdf>



**Note:** The Michigan Legislature convened on Jan. 11, 2023 and will adjourn on Dec. 31, 2024.

### ***PROPOSED LEGISLATION***

**Michigan HB 4388** This act pertains to electronic submissions for registrations, notices, inspection and test reports.

<http://www.legislature.mi.gov/documents/2023-2024/billintroduced/House/htm/2023-HIB-4388.htm>

**Michigan SB 271** This act would mandate the use of 100% renewable energy sources by 2035.  
<http://www.legislature.mi.gov/documents/2023-2024/billintroduced/Senate/htm/2023-SIB-0271.htm>

**Michigan SB 299** This act pertains to the regulation of onsite wastewater treatment systems.  
<http://www.legislature.mi.gov/documents/2023-2024/billintroduced/Senate/htm/2023-SIB-0299.htm>



**Note:** The Ohio General Assembly convened on Jan. 2, 2023 and will adjourn on Dec. 31, 2024.

***PROPOSED REGULATION***

**Ohio Air Emission Standards for Tanks, Surface Impoundments, and Containers** The Environmental Protection Agency has initiated rulemaking regarding air emission standards for tanks, surface impoundments, and containers.  
[https://www.registerofohio.state.oh.us/pdfs/3745/0/205/3745-205-86\\_PH\\_RF\\_N\\_RU\\_20230502\\_0911.pdf](https://www.registerofohio.state.oh.us/pdfs/3745/0/205/3745-205-86_PH_RF_N_RU_20230502_0911.pdf)



**Note:** The Wisconsin Legislature convened on Jan. 2, 2023 and will adjourn on Jan. 2, 2025.

***PROPOSED LEGISLATION***

**Wisconsin SB 254 (AB 254)** This act pertains to a wetland assured delineation program, extending the time limit for emergency rule procedures, providing an exemption from emergency rule procedures, and granting rule-making authority. <https://docs.legis.wisconsin.gov/2023/related/proposals/sb254.pdf>

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