



REC Review

of Legislative & Regulatory Actions



The Navy Regional Environmental Coordination Office

November 2020

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.

To find out more about the Regional Environmental Coordination (REC) Office and browse back issues of the *REC Review* visit <http://denix.osd.mil/rec/home/>. To receive a copy of this electronic publication, send a subscription request to Jessica.m.rodriguez@navy.mil.



NAVFAC MIDLANT DoD REC Map

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SPOTLIGHT STORY

REQUEST FOR 2021 SECRETARY OF DEFENSE & SECRETARY OF THE NAVY ENVIRONMENTAL AWARDS NOMINATIONS

Secretary of Defense (SECDEF) Environmental Awards -

Nominations for the 2021 SECDEF Environmental Awards are due by February 26, 2021, using the guidance hyperlinked below and issued by the Office of the Assistant Secretary of Defense for Sustainment. Each Military Service and Defense Agency may submit one nomination for each of the six installations and three individual/team award categories listed in the guidance for accomplishments during the period October 1, 2018 through September 30, 2020.

Information and further guidance:
<https://www.denix.osd.mil/awards/>

Secretary of the Navy (SECNAV) Environmental Awards-
Nominations for the 2021 SECNAV Environmental Awards will recognize exceptional environmental stewardship. Navy and Marine Corps may submit three nominations for 10 of the award categories for achievements during the period of October 1, 2018 through September 30, 2020. For the Afloat Environmental Award, the Navy may submit one nomination for each competitive category. SECNAV winners will be announced in March 2021 and the winning packages submitted to the Secretary of Defense (SECDEF) competition with the exception of the Environmental Planning and Afloat Environmental Award winners, which have no equivalent at the SECDEF level.

Nominations for MIDLANT installations should be sent to Richard Pruitt, richard.e.pruitt@navy.mil, by December 1, 2020. The point of contact for the SECNAV environmental awards competition is Ms. Amy Walker at (703) 693-1795, amy.walker@navy.mil

GENERAL INTEREST

S. 4610. Wear Your Mask Act (Draft)

A bill to require facemasks in Federal facilities to prevent the transmission of SARS-CoV-2.

<https://www.govinfo.gov/content/pkg/BILLS-116s4610is/pdf/BILLS-116s4610is.pdf>

Chesapeake Bay Dead Zone Smaller Than in Recent Years

The Maryland Department of Natural Resources report that the 2020 dead zone is the second smallest observed in the Maryland portion of the Chesapeake Bay since monitoring began in 1985. In their 2020 Chesapeake Bay Dead Zone Report Card, researchers from the Virginia Institute of Marine Science also reported that throughout the entire Bay this year's dead zone was smaller than most recorded in the past 35 years (80%).

https://www.chesapeakebay.net/news/pressrelease/chesapeake_bay_dead_zone_smaller_than_in_recent_years.

PFAS Contamination Site Tracker

PFAS Project Lab maintains a public PFAS contamination site tracker, which now contains more than 850 PFAS-contaminated sites and over 600 contaminated water systems in the United States.

<https://docs.google.com/spreadsheets/d/10y4u1KG6gegnw3zoTUTbXxQiEqitU1ufPIGvGiETtcg/edit#gid=1603040341>

DoD Successfully Demonstrates Biobased Grease Performance

The Defense Logistics Agency (DLA) Aviation Hazardous Minimization and Green Products Branch in coordination with the Office of the Assistant Secretary of Defense for Sustainment and Department of Defense (DoD) stakeholders demonstrated biobased multipurpose greases for use in non-tactical DoD and civilian federal agency equipment. USDA has designated biobased multipurpose grease for Federal use, with a minimum 72% biobased content. Multipurpose grease products were evaluated in vehicles and equipment at Military installations and civilian Federal Agency facilities. This demonstration validated biobased greases' performance and facilitated awareness of sustainable alternatives to petroleum-based greases and resulted in the assigning of National Stock Numbers (NSNs) for these sustainable products, thereby making them available for DoD and civilian Federal Agency procurement.

<https://www.denix.osd.mil/spc/demonstrations/completed/biobased-grease-demonstration/index.html>

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.*

FEDERAL FACILITIES

EPA Federal Facilities Enforcement Highlights (Updated)

EPA is sharing an updated Federal Facilities Enforcement Highlights document to raise awareness within the federal community of the types of issues that have contributed to non-compliance and EPA enforcement, along with relevant compliance assistance information.

https://www.fedcenter.gov/kd/Items/actions.cfm?action=Show&item_id=36018&destination=ShowItem

NEPA

S. 4620. NEPA Accountability and Oversight Act of 2020 (Draft)

A bill to amend the National Environmental Policy Act of 1969 to impose time limits on the completion of certain required actions under the Act.

<https://www.govinfo.gov/content/pkg/BILLS-116s4620is/pdf/BILLS-116s4620is.pdf>

S. 4591. NEPA Agency Process Reform Act of 2020 (Draft)

A bill to amend the National Environmental Policy Act of 1969 to reform agency process requirements.

<https://www.govinfo.gov/content/pkg/BILLS-116s4591is/pdf/BILLS-116s4591is.pdf>

NATURAL AND CULTURAL RESOURCES

Commander's Guide to Climate Adaptation for DoD Natural Resource Managers.

The Commander's Guide is designed to help military leadership better understand how climate impacts to DoD natural resources can pose risks to training and testing capabilities, and the importance of climate-informed natural resource management in sustaining military readiness.

<https://denix.osd.mil/nr/CommanderAdaptationGuide>

Threatened Species Status for Eastern Black Rail

USFWS determined threatened species status for the eastern black rail (*Laterallus jamaicensis jamaicensis*) under the ESA. Accordingly, they list the eastern black rail, a bird subspecies known from as many as 35 States, the District of Columbia, Puerto Rico, Canada, Brazil, and several countries in the Caribbean and Central America, as a threatened species under the Act. The effect of this regulation will be to add this subspecies to the List of Endangered and Threatened Wildlife. They also finalize a rule under the authority of section 4(d) of the Act that provides measures that are necessary and advisable to provide for the conservation of the eastern black rail. They have determined that designation of critical habitat for the eastern black rail is not prudent. This rule is effective 9 November 2020. POC is Tom McCoy, Field Supervisor, South Carolina Ecological Services Field Office, 176 Croghan Spur Road, Suite 200, Charleston, SC 29407; tel: 843-727-4707.

<https://www.federalregister.gov/documents/2020/10/08/2020-19661/endangered-and-threatened-wildlife-and-plants-threatened-species-status-for-eastern-black-rail-with>

RESTORATION

EPA Call for 2021 National Federal Facility Excellence in Site Reuse Awards

EPA is calling for nominations for the fourth annual "National Federal Facility Excellence in Site Reuse" award. The award recognizes the teams that supported the reuse and restoration of Federal Facility sites through outstanding efforts. Many federal agencies; developers; state, local, and tribal partners; and communities have worked closely with EPA to ensure that sites are remediated to promote continued property use or support a site reuse. The award is divided into four categories: 1) National Priorities List (NPL) sites, 2) NPL Base Realignment and Closure (BRAC) sites, 3) non-NPL sites, and 4) non-NPL BRAC sites. The awardees will be announced in Spring 2021.

View the Call for Nominations Memo and Nomination Form here: <https://www.epa.gov/fedfac/2021-national-federal-facility-excellence-site-reuse-awards>. Nominations are due by February 12, 2021, and can be made by EPA or any other party. There is no set performance period for the award; the accomplishment does not have to be recent, and re-nomination of previous nominees is strongly encouraged. Contact Jyl Lapachin at (202) 564-0560 or lapachin.jyl@epa.gov should you have any questions.

CLIMATE RESILIENCE

U.S. Army Climate Resilience Handbook

The U.S. Army has published the Army Climate Resilience Handbook (ACRH) for use by installation planners to assess climate risk as they write or revise a diversity of plans, including real property master plans, Integrated Natural Resource Management Plans, Installation Energy and Water Plans, and emergency management plans. The handbook is organized around a four-step, risk-informed planning process with the goal of increasing climate resilience. An integral part of the process is the on-line Army Climate Assessment Tool (ACAT). The ACAT contains information on individual installations that planners can use to determine current extreme weather and climate change effects, infrastructure, and assets that are vulnerable to these effects, and adaptation measures that can be used to increase an installation's climate resilience.

https://www.asaie.army.mil/Public/ES/doc/Army_Climate_Resilience_Handbook.pdf

H.R. 8429. Federal Agency Climate Planning, Resilience, and Enhanced Preparedness Act of 2020 (Draft)

A bill to amend chapter 3 of title 5, United States Code, to require Federal agencies to submit plans for responding to, mitigating, and adapting to climate change.

<https://www.govinfo.gov/content/pkg/BILLS-116hr8429ih/pdf/BILLS-116hr8429ih.pdf>

REGION I



Note: The Connecticut Legislature convened a special session on 29 September 2020 and adjourned on 2 October 2020. Next session begins 6 January 2021.

FINAL LEGISLATION

Connecticut HB 7001 (Public Law 20-9) Effective 2 October 2020, an act revising provisions of the transfer act and authorizing the development and implementation of a release-based remediation program.

<https://www.cga.ct.gov/2020/ACT/PA/PDF/2020PA-00009-R00HB-07001SS3-PA.PDF>

FINAL RULES

General Permit to Limit Potential to Emit from Major Stationary Sources (Citation: 22a-174-33a , 22a-174-33b) The Department of Energy and Environmental Protection has adopted rules regarding the general permit to limit potential to emit from major stationary sources of air pollution, concerning limitations on premises-wide actual emissions below Title V source thresholds. This proposal will also be submitted to the U.S. Environmental Protection Agency as an amendment to the State Implementation Plan (SIP). Effective September 24, 2020.

<https://eregulations.ct.gov/eRegsPortal/Search/getDocument?guid={D0ACC074-0000-CF15-BCE0-7ACFEB2C1FOA}>



Note: The Maine Legislature convened on 5 December 2018 and adjourned on 17 March 2020. Next session begins 2 December 2020.

OTHER REGULATORY ACTIONS

Marine Oil Spill Contingency Plan The Department of Environmental Protection has issued notice of an opportunity to comment regarding the Maine Marine Oil Spill Contingency Plan. Comments due November 27, 2020.

<https://www.maine.gov/dep/comment/comment.html?id=3490117>



Note: The Massachusetts Legislature convened on 2 January 2019 and will adjourn on 2 January 2021.

FINAL RULES

Drinking Water Regulations - Maximum Contaminant Levels for PFAS Contaminants The Department of Environmental Protection has adopted rules establishing a total per- and polyfluoroalkyl substances (PFAS) Maximum Contaminant Level of 20 ppt for six PFAS contaminants. Effective October 2, 2020

<https://www.mass.gov/lists/development-of-a-pfas-drinking-water-standard-mcl#final-pfas-mcl-regulations->

PROPOSED RULES

Prohibitions on Use of Certain Hydrofluorocarbons in Refrigeration, Chillers, Aerosol Propellants, and Foam End-Uses The Department of Environmental Protection has initiated rulemaking regarding preventing and controlling pollution to the atmosphere as required by Sections 142A and 142B of Chapter 111 of the General Laws, to support Massachusetts in achieving greenhouse gas emissions reductions goals established pursuant to Chapter 21N of the General Laws and to reduce hydrofluorocarbon emissions by adopting specific prohibitions for certain substances in refrigeration equipment, chillers, aerosol propellants, and foam end-uses. The comment period closed on November 3, 2020.

<https://www.mass.gov/doc/310-cmr-776-proposed-prohibitions-on-certain-hydrofluorocarbons/download>

Waste Bans (Citation: 310 CMR 19.000) The Department of Environmental Protection has proposed rulemaking to modify the waste ban regulations in 310 CMR 19.000 to add mattresses and textiles as materials banned from disposal, and to lower the threshold of the existing commercial organics material (food materials) waste ban so that it applies to entities that generate one-half (½) ton or more of organic waste for disposal per week (current threshold is 1 ton per week). MassDEP is also proposing changes to its Waste Ban Guidance Document for solid waste facilities, which will be made public for comment along with the proposed regulation changes. Comments due December 4, 2020.

<https://www.mass.gov/guides/massdep-waste-disposal-bans>

<https://www.mass.gov/doc/310-cmr-19000-notice-in-english/download>



Note: The New Hampshire Legislature convened on 8 January 2020 and adjourned on 30 July 2020. Next session begins 6 January 2021.

PROPOSED RULES

Change to Ambient Groundwater Quality Standard for Manganese The Department of Environmental Services (DES) has initiated rulemaking regarding ambient groundwater quality standards (AGQS) for regulated contaminants that result from human operations or activities. Specifically, NH DES proposes to decrease the AGQS for manganese from 0.84 mg/L to 0.30 mg/L to match the current EPA Lifetime Health Advisory.

<http://www.gencourt.state.nh.us/rules/register/2020/Oct-1-20.pdf#page=8>



Note: The Rhode Island Legislature convened on 7 January 2020 and adjourned on 30 October 2020. Next session begins 5 January 2021.

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



Note: The Vermont Legislature convened on 9 January 2019 and will adjourn on 25 September 2020. Next session begins 6 January 2021.

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

REGION II



NEW JERSEY

Note: The New Jersey Legislature convened on 14 January 2020 and will adjourn on 11 January 2022.

FINAL LEGISLATION

New Jersey SB 232 (Public Law 92) Effective 18 September 2020, Requires DEP to evaluate environmental and public health stressors of certain facilities on overburdened communities when reviewing certain permit applications.

https://www.njleg.state.nj.us/2020/Bills/PL20/92_.PDF

PROPOSED LEGISLATION

New Jersey SB 3008 (Companion Bill AB 4857) Requires public water systems to inventory lead service lines and replace lead service lines at expense of public water system customers.

https://www.njleg.state.nj.us/2020/Bills/S3500/3008_11.PDF

FINAL RULES

List of Water Quality Limited Waters The Division of Water Monitoring and Standards has issued notice of the adoption of the final 2016 303(d) List of Water Quality Limited Waters (2016 303(d) List). The 2016 303(d) List replaces the 2014 303(d) List and includes the Department's ranking and prioritization of impaired waters of the State for development of total maximum daily loads (TMDLs).

<https://www.nj.gov/dep/wqmp/docs/wqmp/mercer/20200817-year-2016-303d-list-of-water-quality-limited-waters.pdf>

Notice of Increase in the Amount of a Monetary Contribution for Freshwater Wetland General Permits The Department of Environmental Protection has adopted a change in the amount of a monetary contribution to the in-lieu fee program to mitigate for impacts to freshwater wetlands associated with a general permit. Effective October 5, 2020

[https://advance.lexis.com/documentpage/?pdmfid=1000516&crd=4a30b67e-0aaf-4576-a26b-f2e0761dbbc1&nodeid=AABAABAABAAFAADAAB&nodepath=%2fROOT%2fAAB%2fAABAAB%2fAABAABAAB%2fAABAABAAB%2fAABAABAABAAFAAD%2fAABAABAABAAFAADAAB&level=6&haschildren=&populated=false&title=52+N.J.R.+1848\(a\)&config=025154JABiMmFjYzAxMy1hNjlyLTQ0YTctOTY0NS1iOGNIMTRiYzBkNGQKAFBvZENhdGFsb2flnvGwky16hNN9rcMfcun6&pddocfullpath=%2fshared%2fdocument%2fadministrative-codes%2furn%3acontentItem%3a60X8-8D61-JSOR-2078-00008-00&ecomp=c38_kkk&prid=6905dc60-ab5c-48ed-ac8a-7ea4fe4ef814](https://advance.lexis.com/documentpage/?pdmfid=1000516&crd=4a30b67e-0aaf-4576-a26b-f2e0761dbbc1&nodeid=AABAABAABAAFAADAAB&nodepath=%2fROOT%2fAAB%2fAABAAB%2fAABAABAAB%2fAABAABAAB%2fAABAABAABAAFAAD%2fAABAABAABAAFAADAAB&level=6&haschildren=&populated=false&title=52+N.J.R.+1848(a)&config=025154JABiMmFjYzAxMy1hNjlyLTQ0YTctOTY0NS1iOGNIMTRiYzBkNGQKAFBvZENhdGFsb2flnvGwky16hNN9rcMfcun6&pddocfullpath=%2fshared%2fdocument%2fadministrative-codes%2furn%3acontentItem%3a60X8-8D61-JSOR-2078-00008-00&ecomp=c38_kkk&prid=6905dc60-ab5c-48ed-ac8a-7ea4fe4ef814)



Note: The New York State Legislature convened on 9 January 2019 and will adjourn on 1 January 2021.

OTHER REGULATORY ACTIONS

Guidelines for Sampling and Analysis of PFAS The Department of Environmental Conservation has issued guidance regarding DER's protocols and precautions for sampling and analyzing various media. It provides guidelines for preparing Quality Assurance Project Plans, criteria for laboratory consistency, and guidelines on screening sites based on water and soil results.

https://www.dec.ny.gov/docs/remediation_hudson_pdf/pfassampanaly.pdf

REGION III



Note: The Council of the District of Columbia convened 2 January 2019 and will adjourn on 31 December 2020.

FINAL RULES

Critical Areas - Wetlands and Streams (Emergency Rulemaking) The Department of Energy and Environment has adopted emergency rulemaking to add new Chapters 25 (Critical Area - General Rules) and 26 (Critical Area - Wetlands and Streams) to Title 21 (Water and Sanitation) of the District of Columbia Municipal Regulations (DCMR). DOEE also intends to take final rulemaking action to adopt the amendments following a sixty (60) day public comment period. The emergency rules became effective on October 16, 2020 and expire on February 13, 2021. The comment period on the final rulemaking action ends on December 15, 2020.

https://doee.dc.gov/sites/default/files/dc/sites/ddoe/service_content/attachments/Wetland%20Stream%20Regulations.pdf



Note: The Delaware General Assembly convened on 8 January 2019 and adjourned on 30 October 2020. Next session begins 12 January 2021.

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



MARYLAND

Note: The Maryland General Assembly convened on 8 January 2020 and adjourned on 18 March 2020. Next session begins 13 January 2021.

FINAL RULES

Prohibitions on Use of Certain Hydrofluorocarbons in Aerosol Propellants, Chillers, Foam, and Stationary Refrigeration End-Uses

The Department of the Environment has adopted new Regulations .01 — .06 under new chapter COMAR 26.11.33 Prohibitions on Use of Certain Hydrofluorocarbons in Aerosol Propellants, Chillers, Foam, and Stationary Refrigeration End-Uses. This action seeks to reduce hydrofluorocarbon (HFC) emissions by adopting specific United States Significant New Alternatives Policy Programs (SNAP) prohibitions for certain substances in air conditioning and refrigeration equipment, aerosol propellants, and foam end-uses. Effective on October 2, 2020.

[https://mde.maryland.gov/programs/Regulations/HB1124/Documents/Air/NFA%20HFC%20MD%20Reg%20Issue%20\(10-23-2020\).pdf](https://mde.maryland.gov/programs/Regulations/HB1124/Documents/Air/NFA%20HFC%20MD%20Reg%20Issue%20(10-23-2020).pdf)

http://www.dsd.state.md.us/COMAR/subtitle_chapters/26_Chapters.aspx#Subtitle11

PROPOSED RULES

General Permit for Stormwater Associated with Construction Activity The Department of the Environment has proposed to reissue the State/NPDES (National Pollution Discharge Elimination System) 14GP0000 / MDRC0000. The 14GP0000 (14GP) General Discharge Permit For Stormwater Associated with Construction Activity will be replaced with the renewal designation of 20CP0000 (20CP). The General Permit applies to discharges to waters of this State from construction activities that will disturb one or more acres of land, or will disturb less than one acre of land but are part of a common plan of development or sale that will ultimately disturb one or more acres of land. Comments due December 24, 2020

https://mde.state.md.us/programs/Water/wwp/Pages/gp_construction.aspx

<https://mde.state.md.us/programs/Water/wwp/Documents/20CP-TD/20CP-TD-PN.pdf>



PENNSYLVANIA

Note: The Pennsylvania General Assembly convened on 1 January 2019 and will adjourn on 30 November 2020.

FINAL RULES

Air Quality Fee Schedule Amendments (Citation: 25 Pa. Code Chapter 121, 25 Pa. Code Chapter 127)

The Department of Environmental Protection has adopted increases for plan approval applications and for both Title V and Non Title V operating permits, as well as for the annual operating permit administration fee for both Title V and Non-Title V sources. The annual operating permit administration fee is proposed to be replaced with an annual operating permit maintenance fee that would be due on or before December 31 of each year.

<http://www.irrc.state.pa.us/docs/3231/AGENCY/3231FF.pdf>

OTHER OPPORTUNITIES

Pennsylvania Governor's Award for Environmental Excellence - October 13, 2020 through December 21, 2020

The Governor's Award for Environmental Excellence is open to any Pennsylvania business, farm, government agency, educational institution, non-profit organization and individual that has created, or participated in, the development of a project that promotes environmental stewardship in Pennsylvania.

<https://www.dep.pa.gov/About/Awards/EnvironmentalExcellence/Pages/default.aspx>



Note: The Virginia General Assembly convened a special session on 18 August 2020 and adjourned on 30 October 2020. Next session begins 13 January 2021.

FINAL RULES

Certification of Nonpoint Source Nutrient Credits The Department of Environmental Quality has approved a final rulemaking regarding the process for the certification of nonpoint source nitrogen and phosphorus nutrient credits and assures the generation of those credits. Effective January 1, 2021.

<https://townhall.virginia.gov/L/ViewXML.cfm?textid=14555>

General Permit for Discharges of Stormwater from Construction Activities The Department of Environmental Quality has adopted final rulemaking regarding the General Permit for Discharges of Stormwater from Construction Activities. Effective November 25, 2020.

<https://townhall.virginia.gov/L/ViewXML.cfm?textid=14631>

Virginia Stormwater Management Program (VSMP) Regulations The Department of Environmental Quality has adopted final regulation regarding the Virginia Stormwater Management Program (VSMP) Regulation (9VAC25-870) to reflect changes made to the Code of Virginia (State Water Control Law) by the 2020 General Assembly through Chapters 313, 667, 1102 and 1103 of the 2020 Acts of Assembly. Effective November 25, 2020.

<https://townhall.virginia.gov/L/ViewXML.cfm?textid=14630>

PROPOSED RULES

Air Permit Guidance The State Air Pollution Control Board has invited public comment on guidance documents pertaining to Condensable Emissions in Particulate Pollutants, Control Technology Standards, Minor New Source Review, New Source Review Permits, and Revised Article 6 Regulations. Comments due November 11, 2020

<https://www.townhall.virginia.gov/L/Forums.cfm>

OTHER OPPORTUNITIES

Virginia Governor's Environmental Excellence Award- Due December 9, 2020

The Governor's Environmental Excellence Awards recognize successful and innovative efforts that improve Virginia's environment. The awards program is run annually by DEQ in partnership with the Department of Conservation and Recreation. There are four broad categories of awards: Sustainability, Environmental Project, Land Conservation and implementation of the Virginia Outdoors Plan.

<https://www.deq.virginia.gov/Programs/PollutionPrevention/GovernorsEnvironmentalExcellenceAwards.aspx>



WEST VIRGINIA

Note: The West Virginia Legislature convened on 8 January 2020 and adjourned on 7 March 2020. Next session begins 13 January 2021.

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

REGION IV



NORTH CAROLINA

Note: The North Carolina General Assembly convened on 9 January 2019 and adjourned on 3 September 2020. Next session begins 13 January 2021.

PROPOSED RULES

Endangered Plant Species List The Department of Agriculture and Consumer Services has proposed amendment updates the Protected Plant Species and corrects the spelling and names of certain plants. Comments due: November 30, 2020.

https://files.nc.gov/ncoah/documents/files/Volume-35-Issue-07-October-1-2020_1.pdf#page=39

Revisions to Title V Fees The Department of Environmental Quality has initiated rulemaking regarding amendments to the Title V annual and application fees. The annual base and tonnage fees will be increased to \$10,000 and \$40.00 per ton, respectively. The revised Title V application fees for minor and significant modifications are proposed to be \$3,000 and \$7,000, respectively. The revisions will also incorporate a new annual added complexity fee of \$2,500 for moderately complex facilities and \$7,500 for highly complex facilities. The complexity of a facility will be based on the number of applicable federal programs, and complexity fees will be adjusted annually for inflation as currently allowed for Title V annual and application fees. The amended rule will also incorporate the inflation adjustments for all applicable fees to reflect the calendar year 2021 fees. Comments due November 30, 2020.

<https://files.nc.gov/ncdeq/documents/files/15A%20NCAC%2002Q%20.0203.pdf>

<https://files.nc.gov/ncdeq/Air%20Quality/rules/rules/proposed-rules/Public-Notice-Announcement.pdf>



KENTUCKY

Note: The Kentucky Legislature convened on 7 January 2019 and adjourned on 15 April 2020. Next session begins 5 January 2021.

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

REGION V



ILLINOIS

Note: The Illinois General Assembly convened a special session on 20 May 2020 and adjourned on 23 May 2020. Next session begins 13 January 2021.

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



INDIANA

Note: The Indiana General Assembly convened on 6 January 2020 and adjourned on 11 March 2020. Next session begins 1 January 2021.

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



MICHIGAN

Note: The Michigan Legislature convened on 9 January 2019 and will adjourn on 31 December 2020.

PROPOSED LEGISLATION

Michigan SB 1124 Bill is to regulate the creation of stormwater management utilities by local units of government and to provide for the establishment and collection of stormwater utility fees.

<http://www.legislature.mi.gov/documents/2019-2020/billintroduced/Senate/pdf/2020-SIB-1124.pdf>



Note: The Ohio General Assembly convened on 7 January 2019 and will adjourn on 31 December 2020.

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



Note: The Wisconsin Legislature convened a special session on 31 August 2020 and adjourned on 30 October 2020. Next session begins 4 January 2021.

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

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