**NSC Technical-Subcommittee Conference Call Minutes –August 19, 2014 Final**

**Temporary Tech-Subcommittee folder: Check out link below and let Jeremy or Rick know if you have problems**

<https://upenn.box.com/s/doptddztmkcv98zefar7>

**Attending:**

Reg 1: Sara Johnson – NH

Reg 2: Harry Ching - NY

Reg 3: Patty Higgins - VA; Susan Foster, Jeremy Hancher – PA; Olivia Achuko - DC

Reg 4: Donovan Grimwood – TN; Tony Pendola – NC; Mary Talukder – GA; Jessica Dalton - FL

Reg 5: Todd Nein, Rick Carleski – OH; Erin Conley - IL; Krista McKenna, Mark Stoddard – IN; Hien Le –MN; Lisa Ashenbrenner - WI

Reg 6: Patty Avery – TX

Reg 7: Barb Goode, Nancy Larson – KS; Adam Yarina –NE

Reg 8: John Podolinsky – MT; Christine Hoefler - CO

Reg 9: Genevieve Salmonson – HI; Jenna Latt – CA

EPA: Lillian Harris - SBO; Jan King –OAQPS/RTP; Jim O’Leary- DC Office of Resource Conservation and Recovery (ORCR)

**Approval of minutes from July:** Correction**:** Barb (KS) noted Ryan Green (KS) should be listed in Region 7 attendance**.**

**NSPS Subpart DDa Grain Elevators -** [**Proposed Rule**](http://www.epa.gov/ttn/atw/nsps/grain/genspspg.html)

Rick (OH) stated a quick look indicates there are amendments to existing Subpart DD and new Subpart DDa for new facilities. There are new requirements for baghouse monitoring, periodic VE readings, determining storage capacity, ERT reporting, etc. This is the first major revision of NSPS since 1984, and it may catch the industry sector off guard. Ohio has many grain elevators potentially impacted. Other states indicated they may have affected facilities. Rick offered to organize a separate call of interested states to analyze the proposed rule and formulate comments for formal NSC submittal to EPA, if warranted.

Comments due to EPA by October 7, 2014 (<http://www.regulations.gov/#!documentDetail;D=EPA-HQ-OAR-2010-0706-0101>)

**EPA deputy administrator meeting with small business:** Sara(NH)attended andprovided a brief recap of the June meeting. EPA has this meeting twice per year; all offices at EPA attend to hear hot topics from industry trade and small business groups. Biggest concern was recent federal “water of the US” proposed definition clarification, which industries perceive as EPA extending their reach. EPA countered, saying it was clarification of existing CWA authority. The issue may result in more confusion and need for guidance. Joan Rogers is involved in agenda, but Sara didn’t get list of who attended.

Waters of the US definition info (<http://www.regulations.gov/#!documentDetail;D=EPA-HQ-OW-2011-0880-0001>)

Other issues raised at meeting included: Brick MACT, degreasing operations and alternatives for TCE and methylene choloride, impacts of new ozone standard, renewable fuel standards for ethanol/biodiesel blending. Discussion of two waste related issues was led by Jim O’Leary (EPA):

* Definition of solid waste, specifically electroplating sludges and non-haz secondary material: Jim (EPA)- proposed final rule at OMB now; electroplating sludge, e.g., F006, impacts on recycling rates and clarification of secondary materials. Sara (NH) recalled industry’s issues concerned how trade groups explain haz waste rules to members and general complaints about EPA’s lack of interpretations and outreach explaining the issue. Jim (EPA) offered to do webinar for the Technical Subcommitee to help explain a complicated subject. EPA has compliance materials already available, but they may not be understandable or people don’t know where to find them. Companies need to understand recycling, and EPA needs feedback on available materials. Jim (EPA) offered to collect feedback from our group, and members thought a webinar is a good idea. Jim (EPA) cautioned that states could have more stringent requirements for HW recycling and recommended waiting until OMB process has concluded before arranging a webinar. States can propose some waste examples in advance and work through HW determinations during webinar.
* RCRA regs on HW recycling, when is it considered a waste, secondhand material, or product: Jim (EPA) this is a seaparte rule from above that is also at OMB. This is an existing rule and is not new, but can be complicated. Again, Jim offered to discuss with the Subcommittee.

General comments indicated all issues above were of some interest and a guest speaker is appropriate for some topics. Jeremy (PA) volunteered to compose a quick survey to rank these topics for future discussion.

Nancy (KS) – requested details on the TCE alternatives topic. Mark (IN) attended EPA’s webinar on the subject July 29-30; it was long and detailed. Webinar materials are posted on web site <http://www.epa.gov/oppt/existingchemicals/pubs/workplans.html> .

**Proposed topic for future calls:** Member survey results of industry concerns from DA meeting.

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**Next Call:** September 16, 2014

2-3pm EST (3rd Tuesday of month)