

# Veolia North America

Regulatory Update - July 2024



## **ENVIRONMENTAL UPDATES**

- A. [EPA; Integrating e-Manifest With Hazardous Waste Exports and Other Manifest Related Reports, PCB Manifest Amendments, and Technical Corrections; Final Rule](#)
- B. [EPA; National Emission Standards for Hazardous Air Pollutants From Hazardous Waste Combustors Malfunction and Electronic Reporting Amendments; Proposed Rule](#)
- C. [EPA; Spring 2024 Unified Agenda of Regulatory and Deregulatory Actions; Semiannual Regulatory Agenda](#)

## **TRANSPORTATION UPDATES**

- D. [DOT; Spring 2024 Unified Agenda of Regulatory and Deregulatory Actions; Regulatory Plan](#)

## **HEALTH & SAFETY UPDATES**

- E. [OSHA; Spring 2024 Unified Agenda of Regulatory and Deregulatory Actions; Regulatory Plan](#)
- F. [OSHA; Emergency Response Standard; Proposed Rule; Notice of Informal Hearing](#)

## **MISCELLANEOUS UPDATES**

- G. [DEA; Schedules of Controlled Substances: Temporary Placement of N-Desethyl Isotonitazene and N-PiperidinyI Etonitazene in Schedule I; Final Rule](#)

*The information contained herein is provided by Veolia North America for general informational purposes only. This information should not be construed as legal advice or a legal opinion on any specific facts or circumstances. If you should have any questions, please contact Kevin McGrath, Director, Environment at [kevin.mcgrath@veolia.com](mailto:kevin.mcgrath@veolia.com) or Nick Fiori, EHS Manager at [Nicholas.fiori@veolia.com](mailto:Nicholas.fiori@veolia.com).*

**A. Integrating e-Manifest With Hazardous Waste Exports and Other Manifest Related Reports, PCB Manifest Amendments, and Technical Corrections; Final Rule**

## Agency

Environmental Protection Agency (EPA)

## Dates

Published Date: 07/26/2024

Comments Due: 01/22/2025

## Summary

The Environmental Protection Agency (EPA) has published a final rule to amend the hazardous waste manifest regulations and the hazardous waste electronic manifest (e-Manifest) regulations under the Resource Conservation and Recovery Act (RCRA). This final rule was published to increase the utility of the e-Manifest system, which will reduce administrative burden and improve tracking of hazardous waste shipments.

This final rule becomes effective on January 22, 2025. EPA needs additional time to implement e-Manifest system changes related to the final rule and is, thus, the EPA has established a delayed compliance date for certain aspects of the final rule.

The following changes become effective on January 22, 2025

- Small Quantity Generators (SQGs) and Large Quantity Generators (LQGs) are now required to register in the e-manifest system.
- The Uniform Hazardous Waste Manifest and continuation page will have 4 copies instead of 5 copies.
- No e-manifest fee will be charged for unmanifested waste reports. EPA hopes that this will encourage companies to submit unmanifested waste reports.
- EPA is revising the timeframe requirement under paragraph (c) from 15 days to 20 calendar days after receipt of shipment for when Discrepancy Reports must be submitted by the receiving facility. Note: if a facilities permit states they must submit a discrepancy report within 15 days, that 15-day timeframe must be followed.
- Changes to the manifest regulations under the Toxic Substances and Control Act (TSCA) for polychlorinated biphenyls (PCB) wastes to better align these requirements with the RCRA manifest regulations and the e-Manifest program.
  - PCB generators, as well as RCRA Large Quantity Generators, now must reach out to determine the status of a waste shipment if they have not received the manifest return within 45-days (previously 35 days from the date the waste was accepted by the initial transporter).
  - This final rule makes conforming changes to § 761.217(a)(2) to require Exception Reports be submitted for PCB manifest shipments no later than 60 days after the date the waste was accepted by the initial transporter, which is the same timeframe for RCRA LQGs.

*The information contained herein is provided by Veolia North America for general informational purposes only. This information should not be construed as legal advice or a legal opinion on any specific facts or circumstances. If you should have any questions, please contact Kevin McGrath, Director, Environment at [kevin.mcgrath@veolia.com](mailto:kevin.mcgrath@veolia.com) or Nick Fiori, EHS Manager at [Nicholas.fiori@veolia.com](mailto:Nicholas.fiori@veolia.com).*

- PCB generators with RCRA-issued EPA ID numbers may register with e-Manifest so that they can prepare and submit Exception Reports in the system, however this is not a requirement for PCB generators.
- Technical corrections to fix typographical errors in the e-Manifest and movement document regulations.

The changes below become effective on December 1, 2025.

- Shipments of hazardous waste that are exported for treatment, storage, and disposal
  - Exporters of manifested hazardous waste shipments out of the U.S. will be required to submit the export manifests to EPA's e-Manifest system and pay the requisite user fee to process these export manifests. This change will not go into effect until December 1, 2025.
  - Prior to December 1, 2025, hazardous waste exporters will not be required to submit paper manifests to the e-Manifest system and pay user fees, nor will exporters be able to use electronic manifests to track their hazardous waste export shipments. Additionally, prior to December 1, 2025, transporters who transport hazardous waste out of the U.S. must continue to return a signed copy of the manifest to the generator.
- Hazardous waste export and import shipment international movement document (movement document)
  - Movement document confirmations will be linked to RCRA manifest tracking for export and import shipments. This change will not go into effect until December 1, 2025.
- Manifest-related reports (i.e., Discrepancy, Exception, and Unmanifested Waste Reports)
  - Discrepancy Reports, Exception Reports, and Unmanifested Waste Reports will be integrated into the e-Manifest system which would allow entities to use the e-Manifest system to complete these reports electronically.
  - Beginning December 1, 2025, receiving facilities are required to submit Discrepancy Reports to the e-Manifest system in lieu of submitting written reports to Federal or State regulatory agencies.
  - Beginning December 1, 2025, Small and Large Quantity Generators (SQGs and LQGs) are required to submit Exception Reports to the e-Manifest system in lieu of submitting written reports to Federal or State regulatory agencies.
  - The final rule clarifies that Very Small Quantity Generators (VSQGs) that are managing hazardous waste from an episodic event may continue to submit the Exception Reports directly to EPA or the States in lieu of submitting them via the eManifest system.
  - Beginning December 1, 2025, receiving facilities are required to submit Unmanifested Waste Reports to the e-Manifest system in lieu of submitting written reports to Federal or State regulatory agencies.

## Reference/Link

The link below will allow you to view/print the Final Rule.

<https://www.govinfo.gov/content/pkg/FR-2024-07-26/pdf/2024-14694.pdf>

### **B. National Emission Standards for Hazardous Air Pollutants From Hazardous Waste Combustors Malfunction and Electronic Reporting Amendments; Proposed Rule**

## Agency

Environmental Protection Agency (EPA)

## Dates

Published Date: 07/24/2024

Comments Due: 09/09/2024

## Summary

The Environmental Protection Agency (EPA) is proposing the following revisions to the HWC NESHAP:

1. removal or revision of provisions associated with emission limit exemptions for periods of malfunction, including some recordkeeping and reporting requirements and General Provisions applicability;
2. amendment to emergency safety vent provisions, including recordkeeping requirements;
3. addition of electronic reporting provisions; and
4. a technical correction related to the use of Method 23 to determine compliance with the PCDD/PCDF standards.

The EPA is proposing to revise table 1 to subpart EEE entry for 40 CFR 63.6(e) by removing the applicability of 40 CFR 63.6(e)(1)(i), 40 CFR 63.6(e)(3)(i)(A), 40 CFR 63.6(f)(1), 40 CFR 63.7(e)(1) and 40 CFR 63.8(c)(1)(i) which describes the following:

- general duty to minimize emissions
- requirements for owners or operators to satisfy the general duty to minimize emissions at all times
- requirements that nonopacity emission standards apply at all times except as otherwise specified in an applicable subpart
- performance testing requirements
- requirements that owners or operators maintain and operate each continuous monitoring system in compliance with the general duty requirements.

With the elimination of the exemption for periods of malfunction, affected units are subject to an emission standard during openings of emergency safety events that occur outside of periods of startup and shutdown. The EPA writes that applicability of a standard during such events will ensure that sources have ample incentive to plan for and achieve compliance and thus emergency safety vent operating plans are no longer necessary.

*The information contained herein is provided by Veolia North America for general informational purposes only. This information should not be construed as legal advice or a legal opinion on any specific facts or circumstances. If you should have any questions, please contact Kevin McGrath, Director, Environment at [kevin.mcgrath@veolia.com](mailto:kevin.mcgrath@veolia.com) or Nick Fiori, EHS Manager at [Nicholas.fiori@veolia.com](mailto:Nicholas.fiori@veolia.com).*

The EPA is proposing that owners or operators of hazardous waste combustor facilities submit electronic copies of required notices of intent to comply (NIC), notifications of compliance (NOC), notifications of changes that may adversely affect compliance, compliance progress reports, excessive emissions and continuous monitoring system performance reports and summary reports, performance test reports, performance evaluation reports, and periodic SSM reports through the EPA's Central Data Exchange (CDX) using the Compliance and Emissions Data Reporting Interface (CEDRI).

Comments on this proposed rule must be received on or before September 9, 2024.

## Reference/Link

The link below will allow you to view/print the Proposed Rule.

<https://www.govinfo.gov/content/pkg/FR-2024-07-24/pdf/2024-15840.pdf>

### C. Spring 2024 Unified Agenda of Regulatory and Deregulatory Actions; Semiannual Regulatory Agenda

## Agency

Environmental Protection Agency (EPA)

## Dates

Published Date: 07/22/2024

## Summary

The Environmental Protection Agency (EPA) Publishes a semi-annual regulatory agenda twice per year. The semi-annual regulatory agenda describes a broad universe of regulatory activities that are under development or review. Following are the waste-related topics applicable to Veolia operations.

Final Rule Stage	
1. Response to Petition for Site-Specific Variance for Elemental Mercury Wastes (D009 and U151) Under the Land Disposal Restrictions	<a href="#">2050-AH21</a>
2. Improving Recycling and Management of Renewable Energy Wastes: Universal Waste Regulations for Solar Panels and Lithium Batteries	<a href="#">2050-AH32</a>
3. Hazardous and Solid Waste Management System: Disposal of Coal Combustion Residuals From Electric Utilities; Federal CCR Permit Program	<a href="#">2050-AH07</a>
4. Integrating e-Manifest With Exports and Other Manifest-Related Reports, PCB Manifest Amendments, and Technical Corrections	<a href="#">2050-AH12</a>

*The information contained herein is provided by Veolia North America for general informational purposes only. This information should not be construed as legal advice or a legal opinion on any specific facts or circumstances. If you should have any questions, please contact Kevin McGrath, Director, Environment at [kevin.mcgrath@veolia.com](mailto:kevin.mcgrath@veolia.com) or Nick Fiori, EHS Manager at [Nicholas.fiori@veolia.com](mailto:Nicholas.fiori@veolia.com).*

5. Hazardous Waste Generator Improvements Rule, the Hazardous Waste Pharmaceuticals Rule, and the Definition of Solid Waste Rule; Technical Corrections	<a href="#">2050-AH23</a>
6. Definition of Hazardous Waste Applicable to Corrective Action for Releases From Solid Waste Management Units	<a href="#">2050-AH27</a>
7. Protection of Stratospheric Ozone: Updates Related to the Use of Ozone-Depleting Substances as Process Agents	<a href="#">2060-AV65</a>
8. Phasedown of Hydrofluorocarbons: Management of Certain Hydrofluorocarbons and Substitutes under Subsection (h) of the American Innovation and Manufacturing Act of 2020	<a href="#">2060-AV84</a>
9. Updates to New Chemicals Regulations Under the Toxic Substances Control Act (TSCA)	<a href="#">2070-AK65</a>
10. Carbon Tetrachloride (CTC); Regulation Under the Toxic Substances Control Act (TSCA)	<a href="#">2070-AK82</a>
11. Trichloroethylene (TCE); Regulation Under the Toxic Substances Control Act (TSCA)	<a href="#">2070-AK83</a>
12. Perchloroethylene (PCE); Regulation Under the Toxic Substances Control Act (TSCA)	<a href="#">2070-AK84</a>
13. Decabromodiphenyl Ether and Phenol, Isopropylated Phosphate (3:1); Revision to the Regulations of Persistent, Bioaccumulative, and Toxic Chemicals Under the Toxic Substances Control Act (TSCA)	<a href="#">2070-AL02</a>
<b>Proposed Rule Stage</b>	
1. Protection of Stratospheric Ozone: Listing of Substitutes for Ozone-Depleting Substances: N-Propyl Bromide	<a href="#">2060-AK26</a>
2. Standards of Performance for New Stationary Sources and Emission Guidelines for Existing Sources: Other Solid Waste Incineration Units Review	<a href="#">2060-AU60</a>
3. National Emission Standards for Hazardous Air Pollutants: Chemical Manufacturing Area Source Technology Review	<a href="#">2060-AU73</a>
4. Protection of Stratospheric Ozone: Standards Related to Applications of Ozone-Depleting Substances as Feedstock and Process Agents and Other Updates	<a href="#">2060-AV94</a>
5. Cyclic Aliphatic Bromide Cluster (HBCD); Regulation Under the Toxic Substances Control Act (TSCA)	<a href="#">2070-AK71</a>
6. 1-Bromopropane (1-BP); Regulation Under the Toxic Substances Control Act (TSCA)	<a href="#">2070-AK73</a>
7. N-Methylpyrrolidone (NMP); Regulation Under the Toxic Substances Control Act (TSCA)	<a href="#">2070-AK85</a>
8. C.I. Pigment Violet 29; Regulation Under the Toxic Substances Control Act (TSCA)	<a href="#">2070-AK87</a>
9. Other Chemical Substances Undergoing TSCA Section 6 Risk Evaluation; Significant New Use Rule for Certain Non-ongoing Uses	<a href="#">2070-AL05</a>
10. Phthalates; Significant New Use Rule for Certain Non-ongoing Uses	<a href="#">2070-AL06</a>

The information contained herein is provided by Veolia North America for general informational purposes only. This information should not be construed as legal advice or a legal opinion on any specific facts or circumstances. If you should have any questions, please contact Kevin McGrath, Director, Environment at [kevin.mcgrath@veolia.com](mailto:kevin.mcgrath@veolia.com) or Nick Fiori, EHS Manager at [Nicholas.fiori@veolia.com](mailto:Nicholas.fiori@veolia.com).

11. Certain Solvents; Significant New Use Rule for Certain Non-ongoing Uses	<a href="#">2070-AL08</a>
12. Addition of Certain Per- and Polyfluoroalkyl Substances (PFAS) to the Toxics Release Inventory (TRI)	<a href="#">2070-AL03</a>
<b>Pre-Rule Stage</b>	
1. N-(1,3-Dimethylbutyl)-N'-phenyl-p-phenylenediamine ("6PPD") and its Transformation Product, 6PPD-Quinone ("6PPD-q"); Rulemaking Under the Toxic Substances Control Act (TSCA)	<a href="#">2070-AL16</a>

## Reference/Link

The link below will allow you to view/print the Semiannual Regulatory Agenda.

<https://www.reginfo.gov/public/do/eAgendaMain>

## D. Spring 2024 Unified Agenda of Regulatory and Deregulatory Actions; Regulatory Plan

### Agency

Department of Transportation (DOT)

### Dates

Published Date: 07/22/2024

### Summary

The Department of Transportation (DOT) Publishes a semi-annual regulatory agenda twice per year. The semi-annual regulatory agenda describes a broad universe of regulatory activities that are under development or review. Following are the waste-related topics applicable to Veolia operations.

<b>Federal Motor Carrier Safety Administration - Final Rule Stage</b>	
1. Amendments to the Commercial Driver's License (CDL) Requirements; Increased Flexibility for Testing and for Drivers After Passing the Skills Test	<a href="#">2126-AC46</a>
2. Heavy Vehicle Automatic Emergency Braking	<a href="#">2126-AC49</a>
3. Incorporation by Reference; North American Standard Out-of-Service Criteria; Hazardous Materials Safety Permits	<a href="#">2126-AC65</a>
4. Fees for the Unified Carrier Registration Plan and Agreement	<a href="#">2126-AC67</a>

*The information contained herein is provided by Veolia North America for general informational purposes only. This information should not be construed as legal advice or a legal opinion on any specific facts or circumstances. If you should have any questions, please contact Kevin McGrath, Director, Environment at [kevin.mcgrath@veolia.com](mailto:kevin.mcgrath@veolia.com) or Nick Fiori, EHS Manager at [Nicholas.fiori@veolia.com](mailto:Nicholas.fiori@veolia.com).*

<b>Federal Motor Carrier Safety Administration - Proposed Rule Stage</b>	
1. MAP-21 Enhancements and Other Updates to the Unified Registration System	<a href="#">2126-AB56</a>
2. Heavy Vehicle Speed Limiters	<a href="#">2126-AB63</a>
3. Motor Carrier Operation of Automated Driving Systems (ADS)-Equipped Commercial Motor Vehicles	<a href="#">2126-AC17</a>
4. Clearinghouse Implementation Revisions; Controlled Substances and Alcohol Use and Testing	<a href="#">2126-AC43</a>
5. Electronic Logging Device (ELD) Revisions	<a href="#">2126-AC50</a>
6. Safety Fitness Procedures	<a href="#">2126-AC52</a>
7. Parts and Accessories Necessary for Safe Operation; General Amendments	<a href="#">2126-AC56</a>
<b>Federal Motor Carrier Safety Administration - Pre-Rule Stage</b>	
1. Minimum Training Requirements for Entry-Level Commercial Motor Vehicle Operators; Additional Curriculum and Training Provider Requirements	<a href="#">2126-AC71</a>
<b>Pipeline and Hazardous Materials Safety Administration - Final Rule Stage</b>	
1. Hazardous Materials: Revisions to the List of Hazardous Substances and Reportable Quantities	<a href="#">2137-AF66</a>
<b>Pipeline and Hazardous Materials Safety Administration - Proposed Rule Stage</b>	
1. Hazardous Materials: Advancing Safety of Highway, Rail, and Vessel Transportation	<a href="#">2137-AF41</a>
2. Hazardous Materials: Harmonization with International Standards	<a href="#">2137-AF64</a>
<b>Pipeline and Hazardous Materials Safety Administration - Pre-Rule Stage</b>	
1. Hazardous Materials: Modernizing Regulations to Facilitate Transportation of Hazmat Using Autonomous Systems	<a href="#">2137-AF68</a>
2. Hazardous Materials: Modernizing Regulations to Facilitate Transportation of Spacecraft and Space Related Hazardous Materials	<a href="#">2137-AF69</a>

## Reference/Link

The link below will allow you to view/print the Semiannual Regulatory Agenda.

<https://www.reginfo.gov/public/do/eAgendaMain>

*The information contained herein is provided by Veolia North America for general informational purposes only. This information should not be construed as legal advice or a legal opinion on any specific facts or circumstances. If you should have any questions, please contact Kevin McGrath, Director, Environment at [kevin.mcgrath@veolia.com](mailto:kevin.mcgrath@veolia.com) or Nick Fiori, EHS Manager at [Nicholas.fiori@veolia.com](mailto:Nicholas.fiori@veolia.com).*



**E. OSHA; Spring 2024 Unified Agenda of Regulatory and Deregulatory Actions; Regulatory Plan**

**Agency**

Occupational Safety and Health Administration (OSHA)

**Dates**

Published Date: 07/22/2024

**Summary**

The Occupational Safety and Health Administration (OSHA) Publishes a semi-annual regulatory agenda twice per year. The semi-annual regulatory agenda describes a broad universe of regulatory activities that are under development or review. Following are the waste-related topics applicable to Veolia operations.

<b>Occupational Safety and Health Administration (OSHA) - Final Rule Stage</b>	
1. Update to the Hazard Communication Standard	<a href="#">1218-AC93</a>
2. Powered Industrial Trucks Design Standard Update	<a href="#">1218-AD26</a>
<b>Occupational Safety and Health Administration (OSHA) - Proposed Rule Stage</b>	
1. Process Safety Management and Prevention of Major Chemical Accidents	<a href="#">1218-AC82</a>
2. Emergency Response	<a href="#">1218-AC91</a>
3. Lock-Out/Tag-Out Update	<a href="#">1218-AD00</a>
4. Walking-Working Surfaces	<a href="#">1218-AD28</a>
5. Occupational Exposure to Crystalline Silica: Revisions to Medical Surveillance Provisions for Medical Removal Protection	<a href="#">1218-AD31</a>
6. Heat Illness Prevention in Outdoor and Indoor Work Settings	<a href="#">1218-AD39</a>
<b>Occupational Safety and Health Administration (OSHA) - Pre-Rule Stage</b>	
1. Blood Lead Level for Medical Removal	<a href="#">1218-AD10</a>

**Reference/Link**

The link below will allow you to view/print the Semiannual Regulatory Agenda.

<https://www.reginfo.gov/public/do/eAgendaMain>

*The information contained herein is provided by Veolia North America for general informational purposes only. This information should not be construed as legal advice or a legal opinion on any specific facts or circumstances. If you should have any questions, please contact Kevin McGrath, Director, Environment at [kevin.mcgrath@veolia.com](mailto:kevin.mcgrath@veolia.com) or Nick Fiori, EHS Manager at [Nicholas.fiori@veolia.com](mailto:Nicholas.fiori@veolia.com).*

## **F. Emergency Response Standard; Proposed Rule; Notice of Informal Hearing**

### Agency

Occupational Safety and Health Administration (OSHA)

### Dates

Published Date: 07/23/2024

Informal Public Hearing Date: 11/12/2024 at 9:30 am ET

### Summary

OSHA has scheduled an informal public hearing on its proposed rule “Emergency Response Standard.” The public hearing will begin November 12, 2024, at 9:30 a.m. Eastern Time (ET). The proposed rule was published in the Federal Register on February 5, 2024.

The hearing will be held virtually and will begin November 12, 2024, at 9:30 a.m. ET. If necessary, the hearing will continue from 9:30 a.m. until 4:30 p.m., ET, on subsequent weekdays. Additional information on how to access the informal hearing will be posted at <https://www.osha.gov/emergencyresponse> rulemaking.

To testify or question other witnesses at the hearing, interested persons must electronically submit a Notice of Intention to Appear (NOITA) on or before September 27, 2024.

### Reference/Link

The link below will allow you to view/print the Notice of Informal Hearing.

<https://www.govinfo.gov/content/pkg/FR-2024-07-23/pdf/2024-16126.pdf>

## **G. Schedules of Controlled Substances: Temporary Placement of N-Desethyl Isotonitazene and N-Piperidinyl Etonitazene in Schedule I**

### Agency

Drug Enforcement Administration (DEA)

### Dates

Published Date: 07/29/2024

Effective Dates: 07/29/2024 - 07/29/2026 If this order is extended or made permanent, DEA will publish a document in the Federal Register.

## Summary

The Drug Enforcement Administration (DEA) is issuing this temporary order to schedule two synthetic benzimidazole-opioid substances, as identified in this order, in schedule I of the Controlled Substances Act.

This action is being taken to avoid imminent hazard to the public safety. This order imposes the regulatory controls and administrative, civil, and criminal sanctions applicable to schedule I controlled substances on persons who handle (manufacture, distribute, reverse distribute, import, export, engage in research, conduct instructional activities or chemical analysis with, or possess) or propose to handle these two specified controlled substances.

This temporary scheduling order is effective July 29, 2024, until July 29, 2026. If this order is extended or made permanent, DEA will publish a document in the Federal Register.

## Reference/Link

The link below will allow you to view/print the Final Rule.

<https://www.govinfo.gov/content/pkg/FR-2024-07-29/pdf/2024-16391.pdf>