

# Selecting National RCRA Permitting Priorities

ASTSWMO Training Conference

August 2019

# Points of Discussion

- ▶ RCRA Permit Oversight Strategy
- ▶ Identify Issues
- ▶ Prioritize Issues
- ▶ Next Steps

# RCRA Permit Oversight Strategy

- Finalized September 2016
- To promote development and maintenance of defensible permits that protect human health and the environment
- To improve coordination and collaboration with our regulatory partners
- Three-Step Strategy:
  1. **Identify**
  2. **Prioritize**
  3. **Resolve**

# RCRA Permit Oversight Strategy

- RCRA Permit Integrity Team charged with implementing the strategy:

Region	HQ Liaison to Region	Phone	Regional Liaison to HQ	Phone
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6	Jeff Gaines	703-308-8655	Kishor Fruitwala	214-665-6669
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# RCRA Permit Oversight Strategy

- ▶ FY2018/2019 RCRA Permitting Priorities:
  - ▶ **RCRA Air Emission Standards** – *Clarify relationship between RCRA subparts AA/BB/CC and Clean Air Act standards*
  - ▶ **Waste Analysis Plans Compliant with Land Disposal Restrictions** - *Seek to address seemingly chronic issues with WAPs that allow practices that may violate LDR requirements (e.g., adequacy of sampling practices)*

## Identify Issues

- ▶ In Spring 2019, EPA initiated a new cycle to identify national permitting priorities for FY2020
- ▶ Assessing 18 issues received from states and Regions that impact RCRA permitting nationally
- ▶ These issues are listed in EPA's document "*Selecting National RCRA Permitting Priorities for FY2020*"

# Identify Issues

A. Tools for Expediting Permit Issuance

B. Require More Timely Renewal Applications

C. Streamline Permit Modification Process

D. Public Notice in Newspaper/Mail

E. Improved Coordination between RCRA Permit Writers and Inspectors

F. Consistent Guidance for Subpart X Permitting of Open Burning/Open Detonation Units

G. Recycling and Processing of Mercury

H. Recycling Exclusions/Exemptions

I. Hazardous Waste Determinations (HW managed as non-HW)

J. Waste Analysis Plans/LDRs – Phase II

K. Post-closure Care Implementation

L. Five-year Review of Land Disposal Facilities

M. CostPro

N. Discounting Relative to Corrective Action Financial Assurance

O. Liability Insurance

P. Updates to Aging Tank Systems

Q. Groundwater Monitoring

R. Technical Corrections to Permitting Regs

## Prioritize Issues

- ▶ Seeking input from RCRA regulators on how issues should be prioritized, i.e., what are your top five priorities?
  - ▶ Rank issues with us today! Or...
  - ▶ Submit feedback to Tab Sommer (sommer.tab@epa.gov)
- ▶ This input will be one of several factors considered in the final decision, including availability of resources and expertise, and ability to make timely progress

**We can't do it all!**

**(Which is why this process is so important...)**



# Ranking with Conference Attendees

## Next Steps

- ▶ Work with EPA's Permit Integrity Team to analyze issues, based on state input, evaluation of resources, and other factors
- ▶ Final selection of RCRA permit priorities expected fall 2019
- ▶ Work together to resolve national permitting priorities!