

ASTSWMO

QUARTERLY NEWSLETTER

Autumn 2011

To enhance and promote effective State and Territorial programs for waste and materials management, to encourage environmentally sustainable practices and to affect relevant national waste and materials management policies.

UPCOMING MEETINGS

March 19-21, 2012: National Tanks Conference in St. Louis, MO: <http://www.neiwpsc.org/tanksconference/>

April 25-26, 2012: Mid-Year Meeting in Montgomery, AL.

TANKS SUBCOMMITTEE

In September, the LUST and State Funds Task Forces conducted a joint workshop in Chicago, IL. The Workshop had 113 attendees from 41 States and Territories, U.S. EPA Headquarters and Regions, and other local and private entities. The Workshop offered separate breakout sessions for LUST and State Funds managers and joint plenary sessions and open discussion forums. [Presentations are available online.](#)

U.S. EPA released a prepublication version of the proposed UST regulations signed by EPA Administrator Jackson on October 25, 2011, which will be followed by a formal notice in the Federal Register. ASTSWMO will be providing all States and Territories with information about submitting comments to U.S. EPA as they become available. For additional information and background materials, please visit: <http://www.epa.gov/oust/fedlaws/proposedregs.html>.

2011 ANNUAL MEETING GENERAL RECAP

The Association held its 2011 Annual Meeting on October 26 and 27 in Bethesda, MD. The theme of the meeting was "Protecting Human Health and the Environment amid Evolving Regulatory Standards," and the plenary session featured presentations from Arkansas, Pennsylvania, USGS, and U.S. EPA ORCR and OCE on Hydraulic Fracturing. ([Presentations are available](#), and video will be posted.)

ASTSWMO BUSINESS: Amended Bylaws were adopted and will be online soon. Jeffery Steers (VA) was elected Vice-President of the Association during the business portion of the Annual Meeting. Ed Thamke (MT) is President, Stephen Cobb (AL) is Past-President, and Nancy Marker (DE) is Secretary-Treasurer for 2012.

LIFETIME ACHIEVEMENT AWARD: ASTSWMO President Ed Thamke presented Jennifer Kaduck with the Lifetime Achievement Award at the Annual Meeting reception. Jennifer served Georgia EPD for 32 years, and, during that time, she developed one of the nation's first authorized RCRA C programs and created Georgia's State Superfund program, as well as serving as ASTSWMO's President and the founding Chair of the Sustainability Subcommittee. Jennifer graciously received the Award while accompanied by her husband and son (below, left) and applauded by friends from State agencies and U.S. EPA alike. Congratulations, Jennifer!

NICOLE MALLOY AWARDED FOR 20 YEARS OF SERVICE: Nicole Malloy, ASTSWMO's tireless Office Manager, was awarded for 20 years of dedicated service to the Association. Nicole's mother and sister traveled to Bethesda to celebrate her milestone at the reception (below, right). Congratulations, Nicole, and thank you!



ASTSWMO

QUARTERLY NEWSLETTER

Autumn 2011

SUSTAINABILITY SUBCOMMITTEE

ANNUAL MEETING RECAP

ASTSWMO **Product Stewardship** Task Force members from CA and WA participated in a panel session on product stewardship in which they highlighted lessons being learned to date from program implementation in their States. Background regarding CA's paint and carpet programs was presented. An overview was provided of WA's activities regarding electronics recycling, mercury lights and pharmaceuticals.

A State/EPA Sustainability Roundtable covered product stewardship issues regarding packaging, the first year of implementation of Oregon's pilot paint program, and used electronics. A draft report of a national dialogue group on packaging will be coming out in a few weeks. The National Strategy for Electronics Stewardship issued by the federal Interagency Task Force, which includes EPA, has a number of action items. Data and reporting issues for various materials were discussed.

RETIRING?

If you are retiring and would like to keep in touch with ASTSWMO's members and staff, please let us know how to reach you at home. We are working to build a network for retired members.

RECENT PUBLICATIONS

The Hazardous Waste Recycling and Program Information Management Task Forces [commented on the Definition of Solid Waste Notice Proposed Rule \(76 FR 44094\)](#). The comments are available under [Hazardous Waste Policies and Publications](#).

The new [Members in Action Document: A Guidance Outlining ASTSWMO's Membership Roles and Responsibilities](#) is available now. It is housed under [ASTSWMO Policies](#).

[Peer Match](#) is now open to Brownfields, CERCLA, Federal Facilities, Hazardous Waste, Solid Waste, and Tanks.

The State Funds Task Force Guide to Tank Insurance is available now on the [Tanks Policies and Publications page](#).

The Solid Waste Subcommittee's MSW Recycling Task Force [commented on the MSW Characterization Report Docket ID No. EPA-HQ-RCRA-2011-0178](#).

The Hazardous Waste Subcommittee's Program and Information Task Force published their [RCRAInfo User's Manual](#), which is available on the [Hazardous Waste Policies and Publications](#) page.

FEDERAL FACILITIES RESEARCH CENTER

During this quarter, the Federal Facilities Subcommittee began tracking the Civilian Property Realignment Act, which if signed into law would create a BRAC-like process for the disposal of civilian federal agency properties. The Emerging Issues Focus Group and Remediation and Reuse Focus Group began researching State implementation of the Uniform Environmental Covenant Act (UECA) and its use at federal facilities for the purpose of developing an issues paper on the subject. The State Federal Coordination Focus Group began developing guidance on the use of access controls for risk management at munitions response sites. The Community Involvement Focus Group started conducting a resource assessment to analyze State resources available to conduct community involvement activities. The Radiation Focus Group continues to develop guidance and resources on technologically enhanced, naturally occurring radioactive materials (TENORM), and will soon be releasing a fact sheet on TENORM associated with shale gas fracturing, and a State TENORM policy and regulatory crosswalk.

SOLID WASTE SUBCOMMITTEE

[The MSW Recycling Task Force provided comments to EPA](#) on September 30, 2011, regarding the MSW Characterization Report and other measurement issues in response to the EPA Federal Register Notice seeking input on MSW, Recycling and Source Reduction Measurement. The comment letter noted it is clear that while the MSW Characterization Report may be viewed as having value as a reference source, respondents agree that (1) there is a need for updated and consistent definitions in the reporting process; and (2) and there is an absolute need for transparency in the reporting process. The Task Force coordinated with ASTSWMO's Sustainable Materials Management Workgroup in the review of the comments. The comments incorporated feedback from the Workgroup as well as from additional State programs received through the Task Force's Regional outreach.

ANNUAL MEETING RECAP

The Solid Waste and Hazardous Waste Subcommittees conducted a joint session on Post-Closure Care (PCC) at the ASTSWMO Annual Meeting. The Chairs of the Municipal D Waste and Corrective Action and Permitting Task Forces reviewed results of the joint Subtitle C and Subtitle D PCC Survey, which was designed to identify issues associated with the 30-year PCC period and how State solid and hazardous waste programs are addressing them. Thirty-eight States and the District of Columbia responded to the survey from 31 Subtitle C programs and 27 Subtitle D programs. Feedback from session attendees and a discussion of next steps for the project followed the joint presentation of the survey results.

The Solid Waste and Sustainability Subcommittees held two joint sessions on the topic of sustainable materials management (SMM). A panel session of EPA speakers presented an overview of EPA's SMM strategies in the areas of the Federal Green Challenge, Sustainable Food Management, and Used Electronics and provided an update on the materials and MSW measurement component of the State and Local Governments Aiming for Zero Waste and SMM strategy. A State/EPA roundtable offered the opportunity for more in-depth discussion of the SMM strategies. The roundtable also touched upon the beneficial use of coal combustion residuals and gypsum, topics that were introduced by the Chair and members of the Solid Waste Subcommittee's Beneficial Use Task Force.

A State-led discussion of the solid waste aspects of hydraulic fracturing was featured during the **Solid Waste Roundtable** that was organized by the Solid Waste Subcommittee. Members from PA and NY kicked off the discussion by presenting overviews of activities in their respective States. There was also an update on the status of the EPA Research, Development and Demonstration (RD&D) permit rule. The Bioreactor Landfill Work Group of the Solid Waste Subcommittee is tracking the RD&D rule status and will provide input to EPA regarding future actions pertaining to the rule.

The members of the **Solid Waste Training and Technology (T3) Task Force** were recognized at the ASTSWMO Annual Meeting for their work in organizing and conducting the 2011 ASTSWMO Solid Waste Managers Conference on August 9-11, 2011, in Kansas City, MO. The Conference drew approximately 140 attendees from 42 States, 2 Territories, EPA Headquarters and 7 EPA Regions. The Conference included sessions on sustainable materials management, funding of State solid waste programs, and numerous programmatic issues. [Conference presentations are available online.](#)

ASTSWMO

QUARTERLY NEWSLETTER

Autumn 2011

PROGRAM AND INFORMATION EXCHANGE SUBCOMMITTEE

The PIE Subcommittee asks that Annual Meeting attendees remember to submit their paper evaluation form. You may also email [Allison Goldberg](#) for a link to the online evaluation form.

The Communications Technology Task Force (CTTF) is seeking members from Regions 3, 6, and 9. If you are a communications or technology professional or hobbyist from one of those Regions and would like to join the CTTF, please contact [Allison](#). The Task Force is also beginning a project requiring contact information for agencies' IT and website managers. If you have this information, please forward it to Allison or CTTF Chair [Greg Overtoom](#) (IN). The Task Force will be surveying members' communications and technology capabilities so that the Association can better serve and communicate with the membership.

ASTSWMO newsletters are archived at:
http://astswmo.org/Pages/Policies_and_Publications/Newsletter.html

At the 2011 Annual Meeting, members donated 10 old cell phones and many more cords to [Cell Phones for Soldiers](#).
Thank you.

CERCLA AND BROWNFIELDS RESEARCH CENTER

The Brownfields Focus Group recently held a conference call with U.S. EPA OSWER Assistant Administrator Mathy Stanislaus regarding Brownfields grants and funding. The Focus Group discussed their concern over potential cuts in 128(a) funding, the potential of negotiating/removing the current 50% cap, and issues that rural communities are having with the Brownfields grant process. Colleen Kokas (NJ) represented the Focus Group in person with other members calling in from their respective States.

HAZARDOUS WASTE SUBCOMMITTEE

The [RCRAInfo Manual](#), developed by the HW Program and Information Management Task Force, is now available on the Subcommittee's [Policies and Publications](#) page. This document was developed to provide general data entry guidance to users new to the world of the Resource Conservation and Recovery Act (RCRA) and RCRAInfo and provide instructions on how to understand various aspects of the user screens for each of the modules of RCRAInfo. In this document, a new data entry user will learn how to access the screens, input data, edit information, link data, use shortcuts, and acquire printouts to maximize the effectiveness of RCRAInfo.

The Hazardous Waste Recycling and Program Information Management Task Forces (Task Forces) reviewed the July 22, 2011, Proposed Rule concerning potential revisions to the Definition of Solid Waste (DSW). The Task Forces' comments can be found on the Subcommittee's [Policies and Publications](#) page. [The comments submitted](#) represent the majority opinion of the Task Forces and incorporate comments shared by numerous States regarding major aspects of the potential revisions to the rule.

VOLUNTEERING WITH ASTSWMO

Visit our [Members](#) pages to find current group openings.

SOCIAL NETWORKING LINKS



QUESTION OR COMMENT ABOUT THE NEWSLETTER? PLEASE CONTACT DANIA RODRIGUEZ (DANIAR@ASTSWMO.ORG) OR ALLISON GOLDBERG (ALLISONG@ASTSWMO.ORG) AT ASTSWMO, 444 NORTH CAPITOL STREET NW, SUITE 315, WASHINGTON, DC 20001; BY PHONE AT (202) 624-5828; OR BY FAX AT (202) 624-7875.