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To: Laboratory Products Association
From: Platinum Advisors
Date: March 01, 2023
Subject: EPA Regulatory Tracking

February Regulatory Tracker

Regulations

Action	Notice (w/ comment period)
Agency	Agency for Toxic Substances and Disease Registry (ASTDR), HHS
Title	Proposed Data Collection Submitted for Public Comment and Recommendations
Date Published	1/11/2023
Summary	The Agency for Toxic Substances and Disease Registry (ATSDR), as part of its continuing effort to reduce public burden and maximize the utility of government information, invites the general public and other federal agencies the opportunity to comment on a continuing information collection, as required by the Paperwork Reduction Act of 1995. This notice invites comment on a proposed information collection project titled Human Health Effects of Drinking Water Exposures to Per- and Polyfluoroalkyl Substances (PFAS): A Multi-site Cross-sectional Study (The Multi-site Study). The purpose of this research is to use sound study methods to see if drinking water exposure to PFAS is related to health outcomes.
Link	https://www.federalregister.gov/documents/2023/01/11/2023-00333/proposed-data-collection-submitted-for-public-comment-and-recommendations

Action	Notice of Public Comment Period
Agency	Environmental Protection Agency
Title	Public Comment on EPA's National Enforcement and Compliance Initiatives for Fiscal Years 2024-2027
Date Published	1/12/2023
Summary	The Environmental Protection Agency (EPA) is soliciting public comment and recommendations on the National Enforcement and Compliance Initiatives (NECIs) for fiscal years 2024-2027 (formerly called "National Compliance Initiatives"). The EPA focuses enforcement and compliance resources on the most serious and widespread environmental problems by developing and implementing national program initiatives. The initiatives

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	currently underway, modifications to these existing initiatives, as well as potential new initiatives under consideration are described in the SUPPLEMENTARY INFORMATION section of this document, with additional descriptions and data on the current initiatives available on our website: http://www.epa.gov/enforcement/national-compliance-initiatives .
Link	https://www.federalregister.gov/documents/2023/01/12/2023-00500/public-comment-on-epas-national-enforcement-and-compliance-initiatives-for-fiscal-years-2024-2027

Action	Proposed Rule
Agency	Environmental Protection Agency
Title	Per- and Poly-Fluoroalkyl Chemical Substances Designated as Inactive on the TSCA Inventory; Significant New Use Rule
Date Published	1/26/2023
Summary	Under the Toxic Substances Control Act (TSCA), EPA is proposing a significant new use rule (SNUR) for those per- and poly-fluoroalkyl substances (PFAS) that have not been manufactured (including imported) or processed for many years and are consequently designated as inactive on the TSCA Chemical Substance Inventory. PFAS are a group of chemicals that have been used in industry and consumer products since the 1940s because of their useful properties, such as water and stain resistance. Many PFAS break down very slowly and can build up in people, animals, and the environment over time. Exposure at certain levels to specific PFAS can adversely impact human health and other living things. Persons subject to the SNUR would be required to notify EPA at least 90 days before commencing any manufacture (including import) or processing of the chemical substance for a significant new use. Once EPA receives a notification, EPA must review and make an affirmative determination on the notification, and take such action as is required by any such determination before the manufacture (including import) or processing for the significant new use can commence. Such a review will assess whether the use may present unreasonable risk to health or the environment and ensure that EPA can prevent future unsafe environmental releases of the PFAS subject to this SNUR.
Link	https://www.federalregister.gov/documents/2023/01/26/2023-01156/per--and-poly-fluoroalkyl-chemical-substances-designated-as-inactive-on-the-tsca-inventory

Action	Proposed Rule
Agency	Environmental Protection Agency
Title	Reconsideration of the National Ambient Air Quality Standards for Particulate Matter
Date Published	1/27/2023

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Summary	Based on the Environmental Protection Agency's (EPA's) reconsideration of the air quality criteria and the national ambient air quality standards (NAAQS) for particulate matter (PM), the EPA proposes to revise the primary annual PM2.5 standard by lowering the level. The Agency proposes to retain the current primary 24-hour PM2.5 standard and the primary 24-hour PM10 standard. The Agency also proposes not to change the secondary 24-hour PM2.5 standard, secondary annual PM2.5 standard, and secondary 24-hour PM10 standard at this time. The EPA also proposes revisions to other key aspects related to the PM NAAQS, including revisions to the Air Quality Index (AQI) and monitoring requirements for the PM NAAQS.
Link	https://www.federalregister.gov/documents/2023/01/27/2023-00269/reconsideration-of-the-national-ambient-air-quality-standards-for-particulate-matter

Action	Final Rule
Agency	Environmental Protection Agency
Title	Air Quality: Revision to the Regulatory Definition of Volatile Organic Compounds-Exclusion of (2E)-1,1,1,4,4,4-hexafluorobut-2-ene (HFO-1336mzz(E))
Date Published	2/8/2023
Summary	On April 28, 2022, the U.S. Environmental Protection Agency (EPA) published a proposed rule seeking comments in response to a petition requesting the revision of the EPA's regulatory definition of volatile organic compounds (VOC) to exempt trans-1,1,1,4,4,4-hexafluorobut-2-ene (also known as HFO-1336mzz(E); CAS number 66711-86-2). The EPA is now taking final action to revise the regulatory definition of VOC under the Clean Air Act (CAA). This final action adds HFO-1336mzz(E) to the list of compounds excluded from the regulatory definition of VOC on the basis that this compound makes a negligible contribution to tropospheric ozone (O3) formation.
Link	https://www.federalregister.gov/documents/2023/02/08/2023-02384/air-quality-revision-to-the-regulatory-definition-of-volatile-organic-compounds-exclusion-of

Action	Notice
Agency	Environmental Protection Agency
Title	Request for Public Nominations of Experts To Serve on a Review Panel
Date Published	2/15/2023
Summary	The U.S. Environmental Protection Agency (EPA) is seeking nominations for technical experts to serve as Special Government Employees (SGEs) on a review panel under the authority of the Board of Scientific Counselors (BOSC), a federal advisory committee to the Office of Research and

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	Development (ORD). Selected experts will review ORD's draft documents detailing scientific studies supporting the development of transcriptomic-based toxicity values and their implementation as a new EPA Transcriptomic Assessment Product (ETAP). The ETAP is a proposed ORD assessment product that utilizes a standardized short-term <i>in vivo</i> study design and data analysis procedures to develop transcriptomic-based toxicity values for data poor chemicals. The review will take place between April and July 2023. Submission of nominations should be made via the BOSC website at: https://www.epa.gov/bosc .
Link	https://www.federalregister.gov/documents/2023/02/15/2023-03194/request-for-public-nominations-of-experts-to-serve-on-a-review-panel

Press Releases

[EPA Region 7 Announces Virtual Listening Session on PFAS Strategic Roadmap](#) – 1/13/2023

EPA Region 7's virtual Regional community engagement session will be held via Zoom on Tuesday, Feb. 28, from 6 to 8 p.m. CST.

[EPA Region 6 Releases 2022 Year in Review](#) – 1/25/2023

Today, the U.S. Environmental Protection Agency Region 6 released the 2022 Year in Review outlining major accomplishments and environmental progress over the past fiscal year.