

NSC Technical Subcommittee Call Minutes – March 18, 2025

Participation [by region]:

- 1: Andrea O'Brien – **NH**
- 2: Maggie Nelson - **NY**
- 3: Carrie Wintersteen, Jeremy Hancher & Luke Hershey– **PA** and Olivia Achuko - **DC**
- 4: Jessica Dalton & Dylan Edeker – **FL**; Ginna Donovan Grimwood – **TN** and Tony Pendola – **NC**
- 5: Kaitlyn Devries – **MI**; Ross Cooper - **IL**; Sydney Boogaard, Emery David, Emily Ohde, Troy Johnson & Samantha Connolly – **MN** and Julie Rhodes & Mark Stoddard – **IN**
- 6: Diane Steele - TXVanessa Kohrs - **AR**
- 7: Bob Randolph - **MO** and Rajavel Krishnamoorthy – **KS**
- 8: Eleanor Divver – **UT**; Jarrett Vigil – **CO** and Michael Gustafson – **MT**
- 9: Alex Torres – **AZ** and Christopher Lynch – **NV**
- 10: Nattinee.Nipataruedi - **AK**

Others: Nancy Larson – PPRC

Unknown: Ella Barbe

Tech-Subcommittee: <https://nationalsbeap.org/committees/technical>

Discussing Regulatory Reform – The Sequel Making Suggestions for Change Regulations that we would like to be reformed, removed or replaced

The intent of this exercise is to collect a list of topics (rule/policy) along with a two or three sentence reason for possible change from interested and knowledgeable SBEAP members to be compiled into a letter, signed by the NSC Chair and Vice-Chair and submitted to EPA for consideration and next steps.

The topical sentences should be submitted to your regional representative to be shared during the next NSC Zoom meeting on Tuesday, April 1; or with Mark Stoddard, Technical Co-Chair by April 1 or as soon as possible.

Review the NSC comment letter for topical considerations - [Enforcing the Regulatory Reform Agenda, EO 13777](#) (May 2017).

Person(s) interested in and/or experienced with topic	Topic – rule/policy
Tony Pendola	40 CFR 63, Subpart HHHHHH (6H)
Carrie Wintersteen	6X
Mark Stoddard	6J (consolidating the 2017 comment)
Mark Stoddard	N – Chromium electroplating
Mark Stoddard	6W – Plating & polishing
Troy Johnson	Less than accurate emission factors
Belinda Breidenbach, Eleanor Divver & Troy Johnson	Air curtain incinerators – simplify & encourage use in lieu of alternatives with greater environmental impacts
Troy Johnson	Grain elevators – changes in technology
Troy Johnson	Material handling & wind erosion from piles

Troy Johnson	Fertilizer bulk plants are not grain elevators
Troy Johnson	Wood chipping – establishing accurate emission factors
Donovan Grimwood (nominated by Tony Pendola)	AERR/electronic data reporting
	Stationary engines – RICE & 4I/4J (NSPS)
	Communication channels – streamlining accessibility
	Plain language rules/regulations/guidance
	Small business guidance – succinct & understandable
	Improving EPA & SBEAP Collaborations
	40 CFR 63 Subpart T – is the test necessary
	Common & rule specific definitions
	Eliminate unnecessary
Gary Jones, Printing United Alliance	Expanding RACT requirements through SIP approvals

Example

1. **Plain language rule/regulations/guidance:** Often the vernacular of the rule writer differs greatly from that of the target audience being regulated leading to confusion and a greater propensity towards non-compliance. Rules should be written in the language used by the audience being targeted by the rule in the fewest number of words possible.
2. **Common & rule specific definitions:** Establish common definitions and reference those definitions (links) from specific rules rather than establishing unique definitions for each rule which may conflict with other definitions found in other rules.
3. **Distilling the 2017 response regarding 40 CFR 63, Subpart JJJJJJ:** Incentivize pollution prevention for manufacturers and operators of boilers. Extend the temporary boiler exemption period, removing unnecessary tune-up requirements, and streamlining compliance for dual-fuel boilers. Differentiate distillate oil from residual oils and replace stack testing with periodic tune-ups for smaller boilers supports cost-effective and environmentally sound practices.
4. **40 CFR 60, Subpart JJJ – Petroleum drycleaning:** petroleum-based dry cleaning equipment has significantly declined in popularity due to environmental concerns and the rise of alternative cleaning technology, such as hydrocarbon and wet cleaning systems. The demand for equipment potentially subject to JJJ is limited and is likely to decrease in favor of alternative technology.
5. **Expanding RACT requirements through SIP approvals:** EPA's decision to expand RACT requirements through SIP approvals, rather than revising CTGs (Control Techniques Guideline s) via public review and comment, raises concerns about procedural compliance and transparency. This approach imposes new recordkeeping and reporting obligations on small sources, such as printing operations, without clearly addressing the necessity or economic impact. Expanding RACT applicability to include small sources with emissions as low as 3 tons of VOCs per year dramatically increases regulatory burden, potentially affecting businesses with limited resources. Additionally, questions remain regarding EPA's legal authority to implement significant policy changes without adhering to established rulemaking protocols.

Future topics:

- **April 15:** EV charging and alternative fuels for fleets (many hurdles for small businesses to overcome), Belinda Breidenbach, ID
- **May 20:** Demonstrating the MiEnvrio Portal & Oregon's Your DEQ Online platforms, Kaitlyn DeVries, EGLE and Hillarie Sales, OR DEQ
- **June 17:** Vape pen disposal - both from a nicotine and a Li battery perspective, Jacob Larson, KSU and Jarrett Vigil, CO DPHE(?)
- **July 15:** Printing topic, Gary Jones, Vice President, Environmental, Health & Safety Affairs, PRINTING United Alliance

Next Call: April 15

1 pm CDT (2 pm EDT) (3rd Tuesday of month)