

Regulatory Updates
Compiled for the Pine Chemicals Association
October 1, 2024

Table of Contents

SAFETY

Page 2 - [OSHA's Heat Illness Prevention Proposed Rule Officially Published in the Federal Register](#)

Page 2 - [Ten Most Cited OSHA Violations of 2024 Revealed](#)

Page 2 - [New York Joins California's Efforts in Workplace Violence Prevention with Retail Worker Safety Act](#)

ENVIRONMENT

Page 3 - [The 2024 CDR Reporting Period Has Been Extended](#)

Page 3 - [Four Common Universal Waste Mistakes and How to Avoid Them](#)

Page 3 - [Litigation Over RMP Rule Paused While EPA Evaluates Petition for Reconsideration](#)

Page 3 - [When Does an Aerosol Can Become a "Waste?"](#)

Page 3 - [EPA Adds Electronic Reporting Provisions to NESHAP For RICE, NSPS For Stationary CI and Stationary SI Internal Combustion Engines](#)

SECURITY

Page 4 - [ACC, ACD Underscore Value of CFATS Program with U.S. Department of Homeland Security Officials](#)

UPCOMING CONFERENCES

-PCA EHS Committee In-Person Meeting, 10/3/2024, Fernandina Beach FL

-PCA 2024 International Conference, 10/13-15/2024, Helsinki Finland

SAFETY

OSHA’s Heat Illness Prevention Proposed Rule Officially Published in the Federal Register

–“ [On] July 2, OSHA ‘revealed’ an unofficial pre-publication version of a Notice of Proposed Rulemaking (NPRM) for a federal Indoor and Outdoor Heat Illness Prevention Rule. After a peculiar delay (apparently the result of having to format the numerous tables, charts, and graphics from the 1,000+ page NPRM package), the [official NPRM was published in the Federal Register today](#), Friday, August 30.” The 120-day public comment period extends until December 30. Read a summary of the proposed rule [here](#). (OSHA Defense Report, By Conn Maciel Carey LLP’s OSHA Workplace Safety Group, 8/30/2024.)

Ten Most Cited OSHA Violations of 2024 Revealed

– “OSHA recently revealed its list of the 10 health and safety Standards employers received citations for violating most commonly in FY 2024. Regulators unveiled the annual *Ten Most Cited* list at the National Safety Council (NSC) Conference & Expo in September. As has been the case since 2018, OSHA Standards for general industry (29 CFR Part 1910) workplaces make up half of the Top 10 list for this fiscal year. Construction industry standards (Part 1926) make up the other half. Fall protection violations in construction led the pack by a wide margin again in 2024, with OSHA issuing over 6,000 for violations of the rules for providing fall protection equipment and ensuring its proper use and maintenance. The second most cited Standard in 2024, and the most cited for *general industry*, was Hazard Communication.” See the full list and read the article [here](#). (Lion Technology, Inc., 9/23/2024.)

New York Joins California’s Efforts in Workplace Violence Prevention with Retail Worker Safety Act

– Although this act isn’t directly applicable to our industry, we’re not immune to workplace safety issues. This article from the OSHA Defense Report may provide ideas for your facility’s emergency cation plan. Read the article [here](#).

Top of the Document

ENVIRONMENT

The 2024 CDR Reporting Period Has Been Extended - The 2024 CDR (Chemical Data Reporting) submission deadline has been extended from September 30 to November 22, 2024. Companies are required to report data electronically using EPA's Central Data Exchange (CDX) system and the e-CDRweb reporting tool. Read the full announcement [here](#).

Four Common Universal Waste Mistakes and How to Avoid Them – “In 1995, US EPA passed the Universal Waste Rule, which created relaxed standards for managing common hazardous wastes like light bulbs (lamps), batteries, mercury-containing equipment, and more. While universal wastes are subject to less stringent regulations than “fully regulated” hazardous wastes, there are still rules to follow to manage them properly. Use this guide to spot and correct common universal waste errors before they result in a notice of violation during a Federal or State inspection.” Click [here](#). (Lion Technology, Inc.)

Litigation Over RMP Rule Paused While EPA Evaluates Petition for Reconsideration – “On July 30, 2024, The United States Court of Appeals for the District of Columbia Circuit temporarily halted litigation over the U.S. Environmental Protection Agency’s (EPA) updated Risk Management Program (RMP) rule and granted a four-month abeyance [suspension]. The [final RMP rule](#) was published on March 22, 2024. The [order](#) granting the abeyance allows EPA time to reconsider the RMP rule while addressing a [petition for reconsideration](#) from industry groups that challenges several of its provisions. This provides EPA with an opportunity to adjust or rollback the new rule, particularly if there is an administration change based on the presidential election in November.” Read the full article [here](#). (Lexology, Reed Smith LLP - Benjamin H. Patton , et al., 8/29/2024.)

When Does an Aerosol Can Become a "Waste?" – See this short video from Lion Technology, Inc. on this topic. Click [here](#).

EPA Adds Electronic Reporting Provisions to NESHAP For RICE, NSPS For Stationary CI and Stationary SI Internal Combustion Engines – “On August 30, 2024, EPA amended the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Reciprocating Internal Combustion Engines (RICE), the New Source Performance Standards (NSPS) for Stationary Compression Ignition (CI) Internal Combustion Engines, and the NSPS for Stationary Spark Ignition (SI) Internal Combustion Engines, to add electronic reporting provisions. [89 Fed. Reg. 70505](#). According to EPA, the addition of electronic reporting provisions will provide for simplified reporting by sources and enhance availability of data on sources to EPA and the public. In addition, EPA made a small number of revisions to these rules to clarify and correct inadvertent and other minor errors in the Code of Federal Regulations (CFR), particularly related to tables. The rule was effective on August 30, 2024.” (Lexology, Bergeson & Campbell PC, 9/16/2024.)

Top of the Document

SECURITY

ACC, ACD Underscore Value of CFATS Program with U.S. Department of Homeland Security Officials – “[T]he American Chemistry Council (ACC) and the Alliance for Chemical Distribution (ACD) joined officials from the U.S. Department of Homeland Security (DHS) to underscore the tremendous value the Chemical Facility Anti-Terrorism Standards (CFATS) program provides industry and government in protecting sensitive chemical facilities from acts of terror. ACC and ACD also highlighted the ongoing steps taken to urge Congress to reauthorize this program, following its expiration more than a year ago on July 28, 2023.” Read the full article [here](#). (American Chemistry Council, 9/10/2024.)

Send your suggestions and comments to ehs@pinechemicals.org

Top of the
Document