

**Regulatory Updates**  
**Compiled for the Pine Chemicals Association**  
**September 1, 2022**

Table of Contents

SAFETY

Page 2 - [OSHA Updates](#)

Page 2 - [What Employers Need to Know About Monkeypox](#)

Page 2 - [Chemical Safety App from the Chemical Safety Board](#)

ENVIRONMENT

Page 3 - [EPA Proposes Expansive Changes to RMP Rule](#)

Page 3 - [EPA Amends Air Regulations for Certain Internal Combustion Engines \(RICE and ICE\)](#)

Page 3 - [Hazardous Waste Electronic Manifest Advisory Board Will Meet in October 2022](#)

UPCOMING CONFERENCES

2022

--NSC Safety Conference and Expo, 9/16-21/2022, San Diego CA

--**PCA International Conference, 9/25-27/2022, Denver CO**

--SOCMA Summit and Annual Meeting, 11/14-16/2022, New Orleans LA

2023

--ASSP Safety Conference and Expo, 6/5-7/2023, San Antonio TX and Online

## SAFETY

**OSHA Updates** – “Heat illness, infectious disease and workplace violence are still on OSHA’s radar for its Spring 2022 Regulatory Agenda, with rulemaking efforts continuing, albeit slowly. Violations involving these three hazards have typically been enforced via the General Duty Clause – with enforcement efforts already in place for 2022 on heat illness and COVID-19 – and the agency has announced its intentions of creating specific standards for each of them over the past several years. Likewise, the inclusion of electronic submissions for Form 300 injury and illness data on this year’s agenda should come as no surprise since OSHA has been eager to restore the Obama-era rule that had been mostly withdrawn by the Trump administration. With all of that in mind, here are the highlights from OSHA’s Spring 2022 Regulatory Agenda:”

- Heat Stress: OSHA was scheduled to analyze comments stemming from the Advance Notice of Proposed Rulemaking in June 2022.
- Injury, Illness Reporting: A comment period on the proposed rule was extended to June 30, 2022, with a final rule scheduled for December 2022.
- Infectious Disease: This proposed rule is focused on the healthcare industry.
- Workplace Violence: Work is in the very early stages and is only focused on healthcare and social services settings.

Read the full article [here](#). (SafetyNewsAlert.com, Merriell Moyer, 6/24/2022.)

**What Employers Need to Know About Monkeypox** – This article summarizes information about the Monkeypox Virus and what employers should be prepared for. Read the article [here](#) and a link to registrar for a free webinar on September 6 can be accessed [here](#). (OSHA Defense Report, Eric J. Conn and Ashley D. Mitchell, 8/22/2022.)

**Chemical Safety App from the CSB** – “[On August 1, 2022] the U.S. Chemical Safety Board (CSB) is releasing a new safety training application focused on agency findings from the devastating 2005 BP Texas City explosion and fire and how they relate to OSHA’s Process Safety Management (PSM) standard. The PSM standard outlines requirements for the management of hazards associated with highly hazardous chemicals. The training covers all 14 elements of PSM using the 2005 explosion as a model. The desktop training application is available for download [HERE](#). The application recreates the details of the Texas City refinery and takes the viewer through interactive training modules on each element of PSM. At the end of each module there is an opportunity to test your knowledge.” Read the full article [here](#). (csb.gov, 8/1/2022.)

Top of the  
Document

## ENVIRONMENT

**EPA Proposes Expansive Changes to RMP Rule** – “As anticipated, on [August 19, 2022] the U.S. Environmental Protection Agency (EPA) issued a [proposed Risk Management Program \(RMP\) Safer Communities by Chemical Accident Prevention rule](#) pursuant to the Clean Air Act. The proposed rule would reinstate certain provisions newly introduced to the RMP rule (originally promulgated in 1991) late in the Obama administration and subsequently removed by the Trump administration in 2019. The EPA has additionally added significant new requirements not originally in the 2017 draft RMP rule, including provisions aimed to further current policies on environmental justice and climate change. The proposed RMP rule also appears to draw influence from recommendations made by the Chemical Safety Board (CSB). . . Comments on the proposed rule are due to EPA within 60 days of its publication in the Federal Register and may be submitted online, via mail, or hand-delivery.” Note that the proposed changes are extensive and covered in the full article which can be read [here](#). (Lexology, Reed Smith LLP - Andrew J. Wissinger, et al., 8/23/2022.)

**EPA Amends Air Regulations for Certain Internal Combustion Engines (RICE and ICE)** – “On August 10, 2022, EPA published a final rule amending the C.F.R to reflect a 2015 court decision regarding the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Stationary Reciprocating Internal Combustion Engines (RICE) and the New Source Performance Standards (NSPS) for Stationary Internal Combustion Engines (ICE). [87 Fed. Reg. 48603](#). The court vacated provisions in the regulations specifying that emergency engines could operate for emergency demand response or during periods where there is a deviation of voltage or frequency. This ministerial rule revises the RICE NESHAP and ICE NSPS to conform to the court’s decision. The final rule was effective on August 10, 2022.” (Lexology, Bergeson & Campbell PC, 7/29/2022.)

**Hazardous Waste Electronic Manifest Advisory Board Will Meet in October 2022** – “EPA announced on August 12, 2022, that it will convene the Hazardous Waste Electronic System (e-Manifest) Advisory Board for a three-day virtual public meeting on October 4-6, 2022. [87 Fed. Reg. 49830](#). EPA hosted two virtual public meetings on October 27, 2021, and November 3, 2021, to discuss how to increase electronic adoption and solicit feedback from stakeholders. The meetings described existing electronic manifest functionality and the feasibility of several options to increase use of electronic manifests. The October 4-6, 2022, meeting will include discussion of the comments EPA received from the public meetings, as well as related policy and technical changes EPA is considering for the e-Manifest system to increase adoption of electronic manifests. The general purpose of this meeting is for the Board to advise EPA on these potential changes. [Registration](#) is required. Written comments and requests to make oral comments are due September 27, 2022.” (Lexology, Bergeson & Campbell PC, 7/29/2022.)

*Send your suggestions and comments to [joel@pinechemicals.org](mailto:joel@pinechemicals.org)*

Top of the  
Document