



November 3, 2017 Regulatory Update

James Peck, AZ SWANA Legislative Liaison

ADEQ Omnibus Bill

ADEQ's is working on an omnibus bill to be introduced into the 2nd regular session of the legislature in January to “identify and remove, simplify or correct duplicative, contradictory and ambiguous regulatory hurdles...”

ADEQ would like input from the public on statutes or rules that are redundant, unnecessary, or unduly burdensome.

Submit comments on AZ SWANA website:

Left column of links; [“Arizona Legislative Comment Page”](#)

EPA Greenhouse Gas Inventory

SWANA is assisting the EPA in developing an inventory of landfills to more accurately reflect the greenhouse gas emissions from our industry.

Not a regulatory action, but information for a more realistic estimate of the amount of greenhouse gases generated by landfills, both open and closed.

SWANA is asking members to send the following information on landfill sites:

- For those sites that currently report emissions to the EPA GHG Reporting Program: SWANA just needs the the GHG Facility ID number.
- For sites that do NOT report emissions to the EPA GHG Reporting Program: facility address, total waste in place, start year and stop year for accepting waste. Your response by November 3 would be greatly appreciated, as SWANA intends to submit the inventory to EPA on November 14.

Please forward your facility information to Jesse Maxwell at SWANA;
jmaxwell@swana.org.

Volkswagen Settlement Fund

- Arizona to receive \$57 million dollars over 10 years in settlement funds for projects that reduce nitrogen oxide (NOx) emissions in areas of the state significantly affected by diesel emissions.
- ADEQ/ADOA is working on a draft mitigation plan for the court's Trustee.
- Eligible mitigation actions include replacing or repowering eligible large trucks, buses, freight switchers, ferries/tugs, medium trucks and other vehicles with new diesel or alternative fuel engines, or all-electric engines.
- November 2017 - Trustee approves/denies Beneficiary status
- Nov/Dec 2017 - State to engage stakeholders and develop mitigation plan
- December 2017 - Beneficiary to submit the mitigation plan

Status of the NSPS/EG Rules

- EPA's stay on the MSWLF NSPS/EG rule ended on 8/29/2017
- EPA has not taken any further formal action on the new rules. E
- PA notified states by email that they do not intend to enforce submittal of state methane plans while the rule is being reconsidered, a requirement for the EG standards to apply.
- Status of the new rule:
 - (a) Existing landfills: subject to the existing NSPS in 40 CFR 61 WWW
 - (b) New landfills/expansions permitted and constructed after 7/24/14: subject to new NSPS in 40 CFR 61 XXX.

Chinese Scrap Ban

- Chinese ban on import of certain waste and scrap materials set to go into effect on January 1, 2018.
- New contamination standard will be 0.3%.
- The ban is anticipated to significantly impact municipal recycling programs in the near term, particularly paper and plastic. SWANA is recommending to state agencies:
 1. Communicate with local governments, industry partners, generators, and other interested parties about the current disruption in recycling markets.
 2. Educate all stakeholders about the importance of generating high quality material.
 3. Renew efforts to encourage waste reduction and the development of alternative domestic markets for recyclable materials. Both have the potential to reduce reliance on Chinese markets.
 4. Review current and contemplated recycling goals and regulations in light of current market conditions.