

NPM Guidance Comment Synopsis

The Office of Enforcement and Compliance Assurance received nine comments this year on our draft FY 2008 National Program Manager Guidance during the March 1 – April 6, 2007 comment period. Our final guidance reflects a number of comments received from stakeholders.

Seven of the nine comments came from regional offices. The majority of comments focus on requests for changes to the federal facilities, resource conservation and recovery, toxic substances, and clean air act portions of the text. The Office of Enforcement and Compliance Assurance updated the guidance in response to regional comments by:

- Introducing more flexibility in implementing federal facilities stormwater integrated strategy programs
- Revising the text of Resource Conservation and Recovery Act (RCRA) annual commitments to clarify the type of facilities to be inspected
- Adding new text to the Toxic Substances Compliance Act section on PCBs to incorporate caulking in renovations as an area of focus for PCB investigations
- Clarifying the status of National Pollutant Discharge Elimination System (NPDES) Compliance Monitoring Strategy development
- Adding new text on developing regional and state long-term inspection goals and plans for the NPDES Compliance Monitoring Strategy
- Including new text on RCRA 9005 (c)(1) inspections and inspection frequencies for RCRA underground storage tanks (USTs)
- Creating a new commitment for Superfund potentially responsible party (PRP) lead removal completions that will appear in OSWER NPM Guidance

For additional details on specific regional comments, please see the table on the following pages.

Two of the nine comments received came from states. New England states jointly submitted comments and the State Environmental Results Program Consortium. States in Region 1 jointly submitted comments to EPA on the need for more flexibility on state inspections, support for state environmental priorities, and continued federal funding for state environmental programs. The State Consortium commented on Clean Air Act Title V compliance issues, innovative compliance tools, and provided a suggestion for a new national enforcement and compliance assurance priority on mercury. For additional details on specific state comments, please see the table on the following pages.

Regional Comments

Region	Contact	Topics
Region 1	Lucy Casella	Flexibility in implementing Federal Facilities Enforcement Program, RCRA annual commitments, Self Audit Policy for Compliance Incentives, State Review Framework, TSCA compliance monitoring grants, TSCA PCB inspections for renovations
Region 4	Shannon Maher	Inspection Coverage, RCRA Subtitle C, RCRA Inspections, State Review Framework, TSCA Asbestos Results Reporting, TSCA PCB grant evaluation
Region 5	Robert Tolpa	Clean Air Act Risk Management Plans (CAA 112(r)), Compliance Monitoring Strategy, Financial Assurance Priority, Formatting, PCS data Entry for CWA Minors, Priority Watersheds, Potentially Responsible Party Lead Removal Completion Measures, RCRA annual commitments, Significant Non-compliance rates, Superfund, Watch List
Region 6	Cathy Bius	National priorities, Clean Air Act Risk Management Plans (CAA 112(r)), annual commitments (CAA11, CAA16, CAA17, CAA19, CWA, EPCRA, New Source Performance Standards/National Emissions Standards for Hazardous Air Pollutants/Maximum Achievable Control Technology Performance Expectations, RCRA Inspection Coverage, State Review Framework, TSCA PCB Inspections
Region 7	Carol Levalley	RCRA Annual Commitments
Region 8	Ben Bielenberg	NPM Guidance Process; Priority Setting Process; Alignment with Quarterly Management Report, Regional Priorities, & Top Tier measures; Compliance Assistance; Clean Air Act in depth evaluations
Region 9	Kate Nooney	TSCA Asbestos Program

State Comments

State	Contact	Topics
New England States	Douglas Fine, joint comments from state commissioners	Flexibility for State Inspections and Compliance Monitoring, Suggestion for National Priority on Mercury, State Priorities (air pollution, climate/energy, water quality, sustainable water infrastructure, mercury, diesel emissions, innovative approaches), Reduced Federal Funding for State Environmental Programs
State Environmental Results Program Consortium	Steven DeGabriele	Clean Air Act Title V, Innovative Programs Section, National Priority Suggestion: Mercury, RCRA UST Compliance, State Review Framework