



REC Review

of Legislative & Regulatory Actions



The Navy Regional Environmental Coordination Office

January 2024

The **REC Review** publishes environmental and energy related developments for DoD/Navy leaders and installation staff. Covering 21 states, the **REC Review** gives early notice of legislative and regulatory activities relevant to DoD interests in Federal Regions 1 & 3 and Navy interests in Federal Regions 2, 4, & 5.



NAVFAC MIDLANT DoD REC Map

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SPOTLIGHT STORY

NAVFAC MIDLANT Environmental, DoD Chesapeake Bay Program Participate in Naval Station Norfolk Fleet Fest STEM Event

The Department of Defense (DoD) Chesapeake Bay Program (CBP) and Naval Station Norfolk (NSN) Environmental (EV) staff, within the Naval Facilities Engineering Systems Command Mid-Atlantic (NAVFAC MIDLANT) Public Works Department, participated in the recent NSN Fleet Fest Science, Technology, Engineering, and Mathematics (STEM) event.

The volunteer cadre of staff participants provided environmental literature, activities, and a trivia game to the more than 3,000 elementary students, 500 teachers, administrators, and chaperones from Norfolk and Portsmouth, Virginia Public Schools, who were in attendance.

Students were eager to test their knowledge during an environmental-themed, trivia-style game tailored to their standards of learning, which covered earth resources, watersheds, the Chesapeake Bay, recycling, and how to be good stewards of their environment.

To continue growing their environmental knowledge after the STEM event, students and their teachers were given a wealth of environmental literature and fun activities to engage inquisitive minds.

Along with the students, the EV and DoD CBP staff were eager to return to NSN Fleet Fest after the three-year hiatus caused by the COVID-19 pandemic. Meaningful engagements with students, teachers, and chaperones help fulfill the stewardship goals exemplified in Executive Order 13508, which calls for the Federal Government to lead the effort in protecting and restoring the Chesapeake Bay watershed, while inspiring students to learn more about STEM.

For more information:

<https://www.dvidshub.net/news/460570/navfac-midlant-environmental-dod-chesapeake-bay-program-participate-naval-station-norfolk-fleet-fest-stem-event>

GENERAL INTEREST/FEDERAL NEWS

Notice: *With regard to any regulation or legislation, installation staff is requested to contact their respective component REC with information on mission or installation impacts, questions, or comments.*

GENERAL

The Federal Environmental Symposium: The Federal Environmental Planning Committee is happy to announce that the new dates for the Federal Environmental Symposium are March 11-14, 2024. This Symposium will now be a fully virtual event, so all presenters and participants can enjoy from the comforts of their own home. If you had registered for the event that was supposed to be held in October 2023, there is no need to re-register. All registration will be carried over to the new event. For everyone who didn't register for the event that was supposed to be held in October 2023, we are now re-opening registration through Feb. 26, 2024.

<https://www.fedcenter.gov/calendar/conferences/symposium2023/>

The Department of Defense's Environmental Security Technology Certification Program (ESTCP) FY 2025 Solicitation Announcement: The Department of Defense's ESTCP released a solicitation on Jan. 4, 2024, requesting proposals for demonstrations of environmental and installation energy technologies. The DoD Call for Proposals requests pre-proposals related to:

- Environmental Restoration
- Resource Conservation and Resilience
- Weapons Systems and Platforms
- Analysis of Material and Non-Material Heat Island Resilience Solutions
- Acquisition, Operation, and Sustainment of DoD-owned Microgrids
- Efficient Building HVAC and Water Heating Systems
- Energy Resilience on DoD Installations
- Water Infrastructure Mapping and Composition
- Innovative Solutions to Improve Building Energy Efficiency and Performance
- Scalable Design for Deep Energy Retrofits
- Solutions to Support Heat Pump and Heat Pump Water Heater Deployment
- Technology Demonstrations to Accelerate Deployment of Energy and Water Efficiency and Resilience Solutions
- Water Resilience on DoD Installations
- Munitions Response in Underwater Environments

The due date for all pre-proposals is March 7, 2024 by 2:00 p.m. ET. More information about the solicitation, including instructions and deadlines, is available on the ESTCP website.

<https://serdp-estcp.mil/workingwithus/solicitation?id=2b6ea9e0-5282-4b43-96c6-7d50f820beb8>

DoD Awarded more than \$55 Million for Base Energy Efficiency Projects: \$55 million in new federal grants for DoD departments are aimed at improving energy efficiency and resilience at installations across the globe. The funds will support eight projects at Army, Navy, Air Force, Marine Corps, and Washington headquarters services bases throughout the U.S. and U.S. Army Garrison in Wiesbaden, Germany. DoD projects include HVAC recommissioning, heat pump installation, and installing solar infrastructure. These efforts will also better defend the DoD facilities from cyber and other threats to critical civilian energy infrastructure.

<https://www.defense.gov/News/News-Stories/Article/Article/3652388/dod-awarded-more-than-55-million-for-base-energy-efficiency-projects/>

AIR

Clarifying the Scope of "Applicable Requirements" Under State Operating Permit Programs and the Federal Operating Permit Program (Draft): The Environmental Protection Agency (EPA) proposes to update its Title V operating permit program regulations to more clearly reflect the EPA's existing interpretations and policies concerning when and whether "applicable requirements" established in other Clean Air Act (CAA) programs should be reviewed, modified, and/or implemented through the Title V operating permits program. Specifically, this action clarifies the limited situations in which requirements under the New Source Review (NSR) preconstruction permitting program would be reviewed using the EPA's unique Title V oversight authorities. Additionally, this action clarifies that requirements related to an owner or operator's general duty to prevent accidental releases of hazardous substances are not "applicable requirements" for Title V purposes and are not implemented through Title V.

<https://www.federalregister.gov/documents/2024/01/09/2023-27759/clarifying-the-scope-of-applicable-requirements-under-state-operating-permit-programs-and-the>

NEPA

Notice of Adoption of Electric Vehicle Charging Stations Categorical Exclusion Under the National Environmental Policy Act: The EPA is adopting the Department of Energy's (DOE) Electric Vehicle Charging Stations Categorical Exclusion (CE) under the National Environmental Policy Act (NEPA) to use in EPA's program and funding opportunities administered by EPA. This notice describes the categories of proposed actions for which EPA intends to use DOE's CE and describes the consultation between the agencies.

<https://www.federalregister.gov/documents/2024/01/17/2024-00784/notice-of-adoption-of-electric-vehicle-charging-stations-categorical-exclusion-under-the-national>

TOXICS

EPA Requires Toxics Release Inventory Reporting for Seven Additional PFAS: EPA announced the automatic addition of seven per- and polyfluoroalkyl substances (PFAS) to the list of chemicals covered by the Toxics Release Inventory (TRI). TRI data is reported to EPA annually by facilities in designated industry sectors and federal facilities that manufacture, process, or otherwise use TRI-listed chemicals above set quantities. The data include quantities of such chemicals that were released into the environment or otherwise managed as waste. Information collected through TRI allows communities to learn how facilities in their area are managing listed chemicals. The data collected is available online and helps to support informed decision-making by companies, government agencies, non-governmental organizations and the public, and advances the Administration's commitments to ensuring environmental justice through improved accountability and transparency for families, workers, and communities across the country. The addition of these seven PFAS helps to further the Administration's commitment to address the impacts of these forever chemicals, and advances EPA's PFAS Strategic Roadmap to confront the human health and environmental risks of PFAS.

<https://www.epa.gov/toxics-release-inventory-tri-program/addition-certain-pfas-tri-national-defense-authorization-act>

REGION I

Notice: With regard to any regulation or legislation, installation staff is requested to contact their respective component REC with information on mission or installation impacts, questions, or comments.



Note: The Connecticut Legislature will convene on Feb. 7, 2024 and will adjourn on May 8, 2024.

OTHERS ACTIONS AND OPPORTUNITIES

Connecticut General Permit for the Discharge of Stormwater from Small Municipal Separate Storm Sewer Systems:
The Department of Energy and Environmental Protection has issued a notice to announce that will hold a virtual public listening session to solicit feedback and comments from stakeholders on the General Permit for the Discharge of Stormwater from Small Municipal Separate Storm Sewer Systems (“Small MS4 General Permit”) for the future reissuance of the permit.

<https://portal.ct.gov/DEEP/Public-Notices/Public-Notices-Proposed-Actions---Opportunity-for-Comment/Proposed-General-Permits/Listening-Session-Regarding-Proposed-Modifications-to-the-General-Permit-for-the>

Connecticut Two Revisions to the State Implementation Plan: Periodic Emissions Inventory Year 2014 and 2017:

The Department of Energy and Environmental Protection has issued a notice to announce its intent of two revisions to the state implementation plan (SIP) to satisfy the requirements of sections 172(c)(3) and 182(a)(3)(A) of the federal CAA. <https://portal.ct.gov/DEEP/Public-Notices/Public-Notices-Proposed-Actions---Opportunity-for-Comment/Proposed-State-Implementation-Plan-SIP-Revisions/Notice-of-Intent-of-Two-Revisions-to-the-State-Implementation-Plan>



Note: The Maine Legislature convened on Dec. 7, 2022 and will adjourn on April 17, 2024.

PROPOSED LEGISLATION

Maine LD 2101: This act would authorize a municipality to restrict the issuance of or suspend or revoke any municipally issued permit to the owner of real estate who violates a shoreland zoning 11 ordinance.

<https://www.mainelegislature.org/legis/bills/getPDF.asp?paper=SP0894&item=1&snum=131>



MASSACHUSETTS

Note: The Massachusetts Legislature convened on Jan. 3, 2023 and will adjourn on Jan. 2, 2025.

No new environmental legislation or regulation of significant importance to the DoD was identified during this reporting period.



NEW HAMPSHIRE

Note: The New Hampshire Legislature convened on Jan. 3, 2024 and will adjourn on June 30, 2024.

PROPOSED LEGISLATION

New Hampshire HB 1649: This act is relative to prohibiting certain products with intentionally added PFAS.

https://gencourt.state.nh.us/bill_status/legacy/bs2016/billText.aspx?sy=2024&id=1894&txtFormat=html



RHODE ISLAND

Note: The Rhode Island Legislature convened on Jan. 2, 2024 and will adjourn on June 30, 2024.

FINAL REGULATION

Rhode Island Groundwater Quality Rules: The Department of Environmental Management has adopted rulemaking to protect and restore the quality of the state's groundwater resources for use as drinking water and other beneficial uses, and to assure protection of the public health and welfare and the environment. Effective Dec. 28, 2023.

<https://rules.sos.ri.gov/Regulations/part/250-150-05-3>

Rhode Island Water Quality Regulations: The Department of Environmental Management has adopted rulemaking to establish water quality standards for the State's surface waters. Effective Dec. 28, 2023.

<https://rules.sos.ri.gov/regulations/part/250-150-05-1>



VERMONT

Note: The Vermont Legislature convened on Jan. 4, 2023 and will adjourn on May 10, 2024.

PROPOSED LEGISLATION

Vermont HB 544: This act is related to regulating products containing PFAS substances.

<https://legislature.vermont.gov/Documents/2024/Docs/BILLS/H-0544/H-0544%20As%20Introduced.pdf>

Vermont HB 674: This act is related to regulation of septage and other materials containing PFAS.
<https://legislature.vermont.gov/Documents/2024/Docs/BILLS/H-0674/H-0674%20As%20Introduced.pdf>

Vermont SB 197: This act is related to the procurement and distribution of products containing PFAS and monitoring adverse health conditions attributed to PFAS.
<https://legislature.vermont.gov/Documents/2024/Docs/BILLS/S-0197/S-0197%20As%20Introduced.pdf>

Vermont SB 261: This act would provide that any person who releases PFAS from a large facility shall be held strictly, jointly, and severally liable for any harm resulting from the release.
<https://legislature.vermont.gov/Documents/2024/Docs/BILLS/S-0261/S-0261%20As%20Introduced.pdf>

REGION II

Notice: With regard to any regulation or legislation, installation staff is requested to contact their respective component REC with information on mission or installation impacts, questions, or comments.



NEW JERSEY

Note: The New Jersey Legislature convened on Jan. 9, 2024 and will adjourn on Jan. 13, 2026.

PROPOSED LEGISLATION

New Jersey AB 1475 (SB 2162): This act authorizes certain large food waste generators to send food waste to sanitary landfill facilities for purpose of generating Class I renewable energy.
https://pub.njleg.gov/bills/2024/A1500/1475_I1.HTM

New Jersey SB 1049: This act directs the Department of Environment Protection (DEP) to adopt regulations concerning identification and testing of microplastics in drinking water.
https://pub.njleg.gov/bills/2024/S1500/1049_I1.HTM

New Jersey SB 1052: This act requires DEP to study feasibility of using alternative water supply source when PFAS exceed maximum contaminant level. https://pub.njleg.gov/bills/2024/S1500/1052_I1.HTM

New Jersey SB 1118: This act requires the use of uniform silver flags to mark certain pesticide applications.
https://pub.njleg.gov/bills/2024/S1500/1118_I1.HTM

New Jersey SB 1130: The act permits municipalities to prohibit gas connections in new construction.
https://pub.njleg.gov/bills/2024/S1500/1130_I1.HTM

New Jersey SB 1149: This act authorizes the Department of Community of Affairs (DCA), DEP, Department of Transportation (DOT), and municipalities, to provide priority consideration to permit applications for green building projects. https://pub.njleg.gov/bills/2024/S1500/1149_I1.HTM

New Jersey SB 1833: This act requires air monitoring at certain construction projects.
https://pub.njleg.gov/bills/2024/S2000/1833_I1.HTM

PROPOSED REGULATION

New Jersey Ground Water Quality Standards: The DEP has proposed rulemaking to amend the Ground Water Quality Standards (GWQS) to update specific ground water quality criteria.

<https://dep.nj.gov/wp-content/uploads/rules/proposals/proposal-20240102c.pdf>



Note: The New York State Legislature convened on Jan. 4, 2023 and will adjourn on Jan. 2, 2025.

PROPOSED LEGISLATION

New York AB 8565 (SB8060): This act directs regulation of closed-loop boreholes installed for the purpose of facilitating a geothermal heating or cooling system by December 31, 2024.

https://assembly.state.ny.us/leg/?default_fld=&Text=Y&term=2023&bn=A8565

New York SB 7905: This enacts the climate and community investment act; prioritizes the allocation of public investments in disadvantaged communities; addresses climate change challenges through the expansion and growth of clean and renewable energy sources; adopts best value requirements for the solicitation, evaluation and award of renewable energy projects; establishes a community just transition program; establishes a climate pollution fee and a household and small business energy rebate; creates the climate and community investment authority. https://assembly.state.ny.us/leg/?default_fld=&Text=Y&term=2023&bn=S7905

New York SB 7985 (AB8452): This act would establish emission standards, soil-lead hazard standards, and lead dust hazard standards. https://assembly.state.ny.us/leg/?default_fld=&Text=Y&term=2023&bn=S7985

New York SB 7994: This act modifies the definition of renewable energy systems to include systems that generate electricity or energy through biomass located within a military installation.

https://assembly.state.ny.us/leg/?default_fld=&Text=Y&term=2023&bn=S7994

New York SB 8171: This act requires for construction activities that require a state pollutant discharge elimination system permit owners and operators to submit a copy of the required public notice; requires each county receiving such notice to make such notice publicly available on its website.

https://assembly.state.ny.us/leg/?default_fld=&Text=Y&term=2023&bn=S8171

PROPOSED REGULATION

New York Hydrofluorocarbon Standards and Reporting: The Department of Environmental Conservation has proposed amendments to rules regarding prohibitions, reporting, and other requirements regarding the sale, use, and supply of HFCs and new products and systems that contain HFCs.

<https://dos.ny.gov/system/files/documents/2024/01/011024.pdf>

New York Sulfur Hexafluoride Standards and Reporting: The Department of Environmental Conservation has proposed amendments to rules regarding a program to phasedown the use of SF6 in gas insulated equipment used by the electricity sector, an emissions limit for gas insulated equipment owners, limitations on the use of SF6, and reporting requirements for certain users and suppliers of SF6 and other fluorinated greenhouse gases.

<https://dos.ny.gov/system/files/documents/2024/01/011024.pdf>

OTHER ACTIONS AND OPPORTUNITIES

New York Advanced Notice of Proposed Rule Making for Potential Revisions to Freshwater Wetlands Regulations:

The Department of Environmental Conservation has issued an Advanced Notice of Proposed Rule Making to solicit written stakeholder input which may inform DEC's development of any future proposed rulemaking(s) to amend Part 664, Freshwater Wetlands Regulations. <https://dec.ny.gov/sites/default/files/2024-01/anprmpart664.pdf>

New York Department of Environmental Conservation Regulatory Agenda 2024: The Department of Environmental Conservation has issued a notice publishing its Regulatory Agenda for 2024.

<https://dos.ny.gov/system/files/documents/2024/01/010324.pdf>

REGION III

Notice: With regard to any regulation or legislation, installation staff is requested to contact their respective component REC with information on mission or installation impacts, questions, or comments.



DISTRICT OF COLUMBIA

Note: The Council of the District of Columbia convened Jan. 2, 2023 and will adjourn on Dec. 31, 2024.

FINAL REGULATION

District of Columbia California Vehicle Emission Standards: The Department of Energy and Environment has adopted rulemaking to replace repealed sections 905 through 914 to adopt California Advanced Clean Cars 2 (ACC 2) standards and compliance requirements for vehicles of model year (MY) 2026 and beyond that are bought, sold, and registered in the District of Columbia, pursuant to the requirements of the Clean Cars Act of 2008 (the Act). Section 209(a) of the federal CAA prohibits any State or any political subdivision thereof from adopting or enforcing "any standard relating to the control of emissions from new motor vehicles or new motor vehicle engines." Effective Dec. 29, 2023. <https://www.dcregs.dc.gov/Common/NoticeDetail.aspx?NoticeId=N134266>



Note: The Delaware General Assembly convened on Jan. 10, 2023 and will adjourn on June 30, 2024.

FINAL REGULATION

Delaware Aboveground Storage Tanks: The Department of Natural Resources and Environmental Control (DNREC) has adopted rulemaking regarding aboveground storage tanks. Effective Jan. 11, 2024.

<https://documents.dnrec.delaware.gov/Admin/Orders/Secretarys-Order-No-2023-WH-0033.pdf>



Note: The Maryland General Assembly convened on Jan. 10, 2024 and will adjourn on April 8, 2024.

PROPOSED LEGISLATION

Maryland HB 24 (SB96): This act would require the Department of the Environment to conduct a climate and environmental equity evaluation regarding the impact of issuing an approval for certain environmental permits; requiring the Department to provide opportunities for residents of the State to opt in to text, phone, e-mail, or regular mail notifications regarding any facility with a pending or final permit approval in or adjacent to the resident's census tract; altering certain reporting requirements for certain State agencies; etc.

<https://mgaleg.maryland.gov/2024RS/bills/hb/hb0024F.pdf>

Maryland HB 233 (SB306): This act would authorize the Critical Area Commission to adopt regulations governing the transfer of development rights, fee in lieu payments, the assessment of and adaption to climate change relevant to the critical area, enhancing resilience in the critical area, and environmental justice and equity initiatives; establishing certain considerations of climate change, resiliency, and equity as general principles and minimum elements of local programs; etc. <https://mgaleg.maryland.gov/2024RS/bills/hb/hb0233F.pdf>

Maryland HB 516: This act would establish the Climate Crisis Initiative in the Department of the Environment to provide for the assessment of greenhouse gas pollution fees, the provision of certain benefits to households and employers, and the funding of certain climate-related activities; providing for the collection and use of certain greenhouse gas pollution fees; establishing the Household and Employer Benefit Fund and the Climate Crisis Infrastructure Fund as special, nonlapsing funds; etc. <https://mgaleg.maryland.gov/2024RS/bills/hb/hb0516F.pdf>

Maryland HB 579 (SB474): This act would alter and establish the definition of "generating station" for the purpose of exempting the construction of certain generating facilities used to produce electricity for the purpose of onsite emergency backup and certain test and maintenance operations from the requirement to obtain a certificate of public convenience and necessity or certain other related approvals under certain circumstances.

<https://mgaleg.maryland.gov/2024RS/bills/hb/hb0579F.pdf>

Maryland SB 96 (HB24): The act requires the Department of the Environment to conduct a climate and environmental equity evaluation regarding the impact of issuing an approval for certain environmental permits; requiring the Department to provide opportunities for residents of the State to opt in to text, phone, e-mail, or regular mail notifications regarding any facility with a pending or final permit approval in or adjacent to the resident's census tract; altering certain reporting requirements for certain State agencies; etc.

<https://mgaleg.maryland.gov/2024RS/bills/sb/sb0096F.pdf>

Maryland SB 105: This act is requiring an owner of land that encompasses any part of a former plantation to identify and allow visitation to certain burial sites of enslaved persons, under certain circumstances; prohibiting construction of any structure on certain burial sites; establishing the Office of Burial Sites of the Maryland Enslaved; and requiring, beginning in fiscal year 2026, the Governor to include in the annual budget bill an appropriation of \$2,500,000 for the Office. <https://mgaleg.maryland.gov/2024RS/bills/sb/sb0105F.pdf>

Maryland SB 306 (HB233): This act would authorize the Critical Area Commission to adopt regulations governing the transfer of development rights, fee in lieu payments, the assessment of and adaption to climate change relevant to the critical area, enhancing resilience in the critical area, and environmental justice and equity initiatives; establishing certain considerations of climate change, resiliency, and equity as general principles and minimum elements of local programs; etc. <https://mgaleg.maryland.gov/2024RS/bills/sb/sb0306F.pdf>

Maryland SB 474 (HB579): This act would alter and establish the definition of "generating station" for the purpose of exempting the construction of certain generating facilities used to produce electricity for the purpose of onsite emergency backup and certain test and maintenance operations from the requirement to obtain a certificate of public convenience and necessity or certain other related approvals under certain circumstances.

<https://mgaleg.maryland.gov/2024RS/bills/sb/sb0474F.pdf>

OTHER ACTIONS AND OPPORTUNITIES

Maryland Public Hearing for Water Quality Certification 23-WQC-0043: The Department of the Environment has issued a notice to announce a public hearing for Water Quality Certification request 23-WQC-0038, which has been received for discharges associated with US Army Corps of Engineers permit application CENAB-OPR-MN NAB-2016-01622. <https://dsd.maryland.gov/MDRIssues/5026/Assembled.aspx>



Note: The Pennsylvania General Assembly convened on Jan. 3, 2023 and will adjourn on Nov. 30, 2024.

OTHER ACTIONS AND OPPORTUNITIES

Pennsylvania Statements of Policy - Reorganization of the Department of Conservation and Natural Resources: The Executive Board has issued a notice to announce that it has approved a reorganization of the Department of Conservation and Natural Resources effective Dec. 20, 2023.

<https://www.pacodeandbulletin.gov/Display/pabull?file=/secure/pabulletin/data/vol54/54-1/8.html>



VIRGINIA

Note: The Virginia General Assembly convened on Jan. 10, 2024 and will adjourn on Mar. 9, 2024.

PROPOSED LEGISLATION

Virginia HB 245: This act requires all facilities that have engaged since January 1, 2021, in the manufacture of or knowing use in the production process of one or more chemicals listed as PFAS target analytes to produce a one-time report on the use of such chemicals. <https://leg1.state.va.us/cgi-bin/legp504.exe?241+ful+HB245+hil>

Virginia HB 636: This act establishes a procedure under which an electric utility or independent power provider (applicant) is able to obtain approval for a certificate from the State Corporation Commission for the siting of an energy facility rather than from the governing body of a locality. <https://leg1.state.va.us/cgi-bin/legp504.exe?241+ful+HB636+hil>

Virginia HB 949: This act directs the State Water Control Board to regulate aboveground storage tanks with a capacity of more than 1,320 gallons that contain hazardous substances other than oil. <https://leg1.state.va.us/cgi-bin/legp504.exe?241+ful+HB949+hil>

Virginia HB 1157: This act requires the Department of Conservation and Recreation, the Department of Environmental Quality, the Department of Historic Resources, and the Virginia Marine Resources Commission to establish policies and procedures for consulting with federally recognized Tribal Nations in the Commonwealth when evaluating certain permits and reviews relating to environmental, cultural, or historic resources that potentially impact those federally recognized Tribal Nations in the Commonwealth. <https://leg1.state.va.us/cgi-bin/legp504.exe?241+ful+HB1157+hil>

Virginia SB 462: This act requires all facilities that have engaged since January 1, 2021, in the manufacture of or knowing use in the production process of one or more chemicals listed as PFAS target analytes to produce a one-time report on the use of such chemicals. <https://leg1.state.va.us/cgi-bin/legp504.exe?241+ful+SB462+hil>

Virginia SB 567: This act establishes a procedure under which an electric utility or independent power provider (applicant) is able to obtain approval for a certificate from the State Corporation Commission for the siting of an energy facility rather than from the governing body of a locality. <https://leg1.state.va.us/cgi-bin/legp504.exe?241+ful+SB567+hil>

Virginia SB 581: This act authorizes the Department of Environmental Quality to utilize and incorporate comprehensive groundwater, surface water, and aquifer data in its decision-making processes related to the issuance and renewal of groundwater withdrawal permits and surface water withdrawal permits. Such data may include information relating to water levels, flow rates, and water quality. <https://leg1.state.va.us/cgi-bin/legp504.exe?241+ful+SB581+hil>

Virginia SB 697: This act requires that any ground-mounted solar or energy storage facility, including any solar facility that is designed to serve, or serves, the electricity or thermal needs of any property other than the property where such facility is located, be permitted as a special exception as allowed by current law for solar photovoltaic projects, provided that such installation is in compliance with any provisions in a local ordinance that establish reasonable criteria and requirements, as defined in the bill, for siting.

<https://leg1.state.va.us/cgi-bin/legp504.exe?241+ful+SB697+hil>

OTHER ACTIONS AND OPPORTUNITIES

Virginia Pollutant Discharge Elimination System (VPDES) General Permit Regulation for Discharges of Stormwater Associated with Industrial Activity: The State Water Control Board has issued a notice to provide the revised VPDES General Permit for Industrial Activity Stormwater Discharges (VAR05) Registration Statement, SWGP VAR05-RS (eff. 12/2023). <https://register.dls.virginia.gov/details.aspx?id=10950>



Note: The West Virginia Legislature convened on Jan. 10, 2024 and will adjourn on March 10, 2024.

PROPOSED LEGISLATION

West Virginia HB 5074: This act is related to requiring disclosure of the lawful activity that is the basis of a permit with the Department of Environmental Protection.

https://www.wvlegislature.gov/Bill_Status/bills_text.cfm?billdoc=hb5074%20intr.htm&yr=2024&sesstype=RS&i=5074

REGION IV

Notice: With regard to any regulation or legislation, installation staff is requested to contact their respective component REC with information on mission or installation impacts, questions, or comments.



Note: The North Carolina General Assembly convened on Jan. 11, 2023 and will adjourn on July 31, 2024.

PROPOSED REGULATION

North Carolina Gasoline Service Stations and Dispensing Facilities: The Environmental Management Commission has proposed rulemaking to increase the annual gasoline throughput limit under which gasoline service stations and dispensing facilities may remain a minor source for Title V permitting.

<https://edocs.deq.nc.gov/AirQuality/DocView.aspx?id=461831&dbid=0&repo=AirQuality&cr=1>



KENTUCKY

Note: The Kentucky Legislature convened on Jan. 2, 2024 and will adjourn on April 15, 2024.

No new environmental legislation or regulation of significant importance to the Navy was identified during this reporting period.

REGION V

Notice: With regard to any regulation or legislation, installation staff is requested to contact their respective component REC with information on mission or installation impacts, questions, or comments.



ILLINOIS

Note: The Illinois General Assembly convened on Jan. 11, 2023 and will adjourn on Jan. 5, 2025.

PROPOSED LEGISLATION

Illinois HB 4344: This act amends the Illinois Pesticide Act. It provides that no person shall distribute, sell, offer for sale, or use glyphosate or any products containing glyphosate within the State.

<https://www.ilga.gov/legislation/fulltext.asp?DocName=10300HB4344lv&SessionID=112&GA=103&DocTypeID=HB&DocNum=4344&print=true>

Illinois HB 4448: This act amends the Solid Waste Planning and Recycling Act. It provides that, beginning 18 months after the amendatory Act's effective date no store or food service business shall provide or sell a single-use plastic carryout bag to a customer and no grocery store shall provide or sell a single-use paper carryout bag to a customer.

<https://www.ilga.gov/legislation/fulltext.asp?DocName=10300HB4448lv&SessionID=112&GA=103&DocTypeID=HB&DocNum=4448&print=true>

Illinois SB 2816: This act amends the Environmental Protection Act. It requires the Environmental Protection Agency to compile and make available to the public a report identifying the types and volumes of waste treated at authorized recycling facilities, the types and volumes of waste treated at authorized organic waste composting facilities, the total volumes of food scraps processed at municipal solid waste landfills, the total permitted capacity for compost volume on municipal solid waste (MSW) sites, and the total emissions of methane from MSW landfills.

<https://www.ilga.gov/legislation/fulltext.asp?DocName=10300SB2816lv&SessionID=112&GA=103&DocTypeID=SB&DocNum=2816&print=true>

FINAL REGULATION

Illinois Definitions and General Provisions: The Pollution Control Board has adopted rulemaking regarding the listings of compounds exempted from the State definition of "volatile organic material" (VOM) or "volatile organic compound" (VOC) in 35 Ill. Adm. Code 211.7150 of the Illinois air pollution control rules. Effective Jan. 4, 2024.

https://www.ilsos.gov/departments/index/register/volume48/register_volume48_3.pdf

OTHER ACTIONS AND OPPORTUNITIES

Illinois Access to Facilities for Treatment, Storage, or Disposal of Low-Level Radioactive Waste: The Emergency Management Agency and Office of Homeland Security has issued a regulatory agenda notice sharing that it anticipates proposing an amendment to change the definition of low-level radioactive waste to be consistent with federal law and meet compatibility as an Agreement State with the U.S. Nuclear Regulatory Commission.

https://www.ilsos.gov/departments/index/register/volume48/register_volume48_2.pdf

Illinois Construction in Floodways of Rivers, Lakes and Streams: The Department of Natural Resources has issued a regulatory agenda notice sharing that it is amending this part to update, clarify or simplify the current rules.

https://www.ilsos.gov/departments/index/register/volume48/register_volume48_2.pdf

Illinois Introduction and Definitions: The Environmental Protection Agency has issued a regulatory agenda notice sharing that it plans to repeal its rules for public water supplies in Parts 651.

https://www.ilsos.gov/departments/index/register/volume48/register_volume48_2.pdf

Illinois Raw and Finished Water Quality and Quantity: The Environmental Protection Agency has issued a regulatory agenda notice sharing that it plans to repeal its rules for public water supplies in Parts 651, 653 and 654.

https://www.ilsos.gov/departments/index/register/volume48/register_volume48_2.pdf



Note: The Indiana General Assembly convened on Jan. 8, 2024 and will adjourn on March 14, 2024.

PROPOSED LEGISLATION

Indiana HB 1085: This act requires the Indiana Department of Health to establish state maximum contaminant levels for PFAS in water provided by public water systems. <https://iga.in.gov/legislative/2024/bills/house/1085/details>

Indiana HB 1108: This act prohibits a unit from preventing development exclusively on the basis of slope, if the predevelopment slope of the site is less than 25%, unless the site is within a watershed area of a reservoir that is a source of a municipality's drinking water. <https://iga.in.gov/legislative/2024/bills/house/1108/details>

Indiana HB 1229: This act would allow a local health officer to order an environmental inspection of a building in which a child who has an elevated blood lead level has resided for at least six months.

<https://iga.in.gov/legislative/2024/bills/house/1229/details>

Indiana SB 162: This act would authorize a town, city, or county to establish or designate an agency to act for the town, city, or county as a local air pollution control agency.

<https://iga.in.gov/legislative/2024/bills/senate/162/details>

Indiana SB 206: This act would allow the Indiana Department of Environmental Management (IDEM) to use electronic means to complete mail delivery communications, accept applications, post public notices, and provide access to documents for public comment. <https://iga.in.gov/legislative/2024/bills/senate/206/details>



Note: The Michigan Legislature convened on Jan. 11, 2023 and will adjourn on Dec. 31, 2024.

No new environmental legislation or regulation of significant importance to the Navy was identified during this reporting period.



Note: The Ohio General Assembly convened on Jan. 2, 2023 and will adjourn on Dec. 31, 2024.

No new environmental legislation or regulation of significant importance to the Navy was identified during this reporting period.



Note: The Wisconsin Legislature convened on Jan. 2, 2023 and will adjourn on Jan. 2, 2025.

No new environmental legislation or regulation of significant importance to the Navy was identified during this reporting period.

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