**DEPARTMENT OF TOXIC SUBSTANCES CONTROL**

**2020 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2019**

**Subject:** Permitting Criteria - Cumulative Impacts and Community Vulnerability

R-2017-01

**California Code of Regulations Title and Sections Affected:**

CCR, Title 22, Division 4.5, Chapters 20 and 21, sections 66270.14 and 66271

**Statute(s) Being Implemented:**

Health and Safety Code, Division 20, Chapter 6.5, sections 25150, 25159, 25200.21, 58004 and 58012

**Responsible Agency Unit:**

Hazardous Waste Management Program – Permitting Division

**Contact Person and Phone Number:**

Evelia Rodriguez – (916) 327-6104

**Projected Notice Publication Date:**

February 27, 2021

**Projected Public Hearing Date:**

April 13, 2021

**Projected Adoption by Your Agency Date:**

February 26, 2022

**Projected To OAL for Review Date:**

February 26, 2022

**Report on the Status of all Uncompleted Rulemaking Described on Previous Calendars:**

DTSC is currently undergoing further public engagement before commencing the formal APA process.

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL**

**2020 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2019**

**Subject:** Photovoltaic (PV) Modules – Universal Waste Management

R-2017-04

**California Code of Regulations Title and Sections Affected:**

CCR, Title 22, Division 4.5, Chapter 23, sections 66260.10, 66261.9, 66273.1, 66273.7.1, 66273.9, 66273.31, 66273.32, 66273.33.6, 66273.34, 66273.37, 66273.39, 66273.51, 66273.70, 66273.71, 66273.72, 66273.73, 66273.74, 66273.75, 66273.76, 66273.77

**Statute(s) Being Implemented:**

Health and Safety Code, Division 20, Chapter 6.5, Article 17, section 25259

**Responsible Agency Unit:**

Hazardous Waste Management Program – Policy and Program Support Branch

**Contact Person and Phone Number:**

Chosu Khin – (916) 324-2428

**Projected Notice Publication Date:**

April 19, 2019

**Projected Public Hearing Date:**

June 10, 2019

**Projected Adoption by Your Agency Date:**

April 18, 2020

**Projected To OAL for Review Date:**

April 18, 2020

**Report on the Status of all Uncompleted Rulemaking Described on Previous Calendars:**

03/25/19: Informational seminar.

04/19/19: Public notice.

06/10/19: Public hearing held.

09/09/19: 15-day public notice.

10/18/19: 15-day public notice.

12/24/19: 15-day public notice.

DTSC is currently preparing responses to comments from all public comment periods.

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL**

**2020 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2019**

**Subject:** Conditional Exclusion for Chemically Treated Metal Shredder Residue

R-2017-05

**California Code of Regulations Title and Sections Affected:**

CCR, Title 22, Division 4.5, Chapter 10, section 66260.10 and Chapter 11, section 66261.4

**Statute(s) Being Implemented:**

Health and Safety Code, Division 20, Chapter 6.5, section 25150

**Responsible Agency Unit:**

Hazardous Waste Management Program – Policy and Program Support Branch

**Contact Person and Phone Number:**

Mohammed Omer – (916) 322-2505

**Projected Notice Publication Date:**

June 5, 2020

**Projected Public Hearing Date:**

July 20, 2020

**Projected Adoption by Your Agency Date:**

May 28, 2021

**Projected To OAL for Review Date:**

May 28, 2021

**Report on the Status of all Uncompleted Rulemaking Described on Previous Calendars:**

DTSC is continuing to evaluate appropriate regulatory pathways. After DTSC selects a pathway, rulemaking documents will be prepared.

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL**

**2020 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2019**

**Subject:** Safer Consumer Products: Laundry Detergents with Nonylphenol Ethoxylates

R-2019-01

**California Code of Regulations Title and Sections Affected:**

CCR, Title 22, Division 4.5, Chapter 55, Article 11, section 69511 and 69511.4

**Statute(s) Being Implemented:**

Health and Safety Code sections 25252 and 25253

**Responsible Agency Unit:**

Safer Consumer Products and Workplaces Program

**Contact Person and Phone Number:**

Nancy Ostrom – (916) 445-3077

**Projected Notice Publication Date:**

April 1, 2020

**Projected Public Hearing Date:**

May 16, 2020

**Projected Adoption by Your Agency Date:**

May 31, 2021

**Projected To OAL for Review Date:**

May 31, 2021

**Report on the Status of all Uncompleted Rulemaking Described on Previous Calendars:**

DTSC has finalized initial documents and is routing the package for approval.

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL**

**2020 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2019**

**Subject:** Safer Consumer Products: Carpets and Rugs with Perfluoroalkyl and Polyfluoroalkyl Substances (PFASs)

R-2019-02

**California Code of Regulations Title and Sections Affected:**

CCR, Title 22, Division 4.5, Chapter 55, Article 11, section 69511 and 69511.5

**Statute(s) Being Implemented:**

Health and Safety Code sections 25252 and 25253

**Responsible Agency Unit:**

Safer Consumer Products and Workplaces Program

**Contact Person and Phone Number:**

Nancy Ostrom – (916) 445-3077

**Projected Notice Publication Date:**

February 3, 2020

**Projected Public Hearing Date:**

March 19, 2020

**Projected Adoption by Your Agency Date:**

December 27, 2020

**Projected To OAL for Review Date:**

December 27, 2020

**Report on the Status of all Uncompleted Rulemaking Described on Previous Calendars:**

DTSC has finalized initial documents and is routing the package for approval.

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL**

**2020 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2019**

**Subject:** Safer Consumer Products: Paint and Varnish Strippers and Graffiti Removers Containing 1-Methyl-2-pyrrolidone (NMP)

R-2019-03

**California Code of Regulations Title and Sections Affected:**

CCR, Title 22, Division 4.5, Chapter 55, Article 11, section 69511 and 69511.6

**Statute(s) Being Implemented:**

Health and Safety Code sections 25252 and 25253

**Responsible Agency Unit:**

Safer Consumer Products and Workplaces Program

**Contact Person and Phone Number:**

Nancy Ostrom – (916) 445-3077

**Projected Notice Publication Date:**

April 1, 2020

**Projected Public Hearing Date:**

May 16, 2020

**Projected Adoption by Your Agency Date:**

March 31, 2021

**Projected To OAL for Review Date:**

March 31, 2021

**Report on the Status of all Uncompleted Rulemaking Described on Previous Calendars:**

DTSC is preparing rulemaking documents and will be routing the package for approval.

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL**

**2020 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2019**

**Subject:** Safer Consumer Products: Nail Products with Toluene

R-2019-04

**California Code of Regulations Title and Sections Affected:**

CCR, Title 22, Division 4.5, Chapter 55, Article 11, section 69511 and 69511.7

**Statute(s) Being Implemented:**

Health and Safety Code sections 25252 and 25253

**Responsible Agency Unit:**

Safer Consumer Products and Workplaces Program

**Contact Person and Phone Number:**

Christine Papagni – (818) 717-6541

**Projected Notice Publication Date:**

June 1, 2020

**Projected Public Hearing Date:**

July 16, 2020

**Projected Adoption by Your Agency Date:**

May 31, 2021

**Projected To OAL for Review Date:**

May 31, 2021

**Report on the Status of all Uncompleted Rulemaking Described on Previous Calendars:**

DTSC is finalizing initial documents and will begin routing the package for approval.

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL**

**2020 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2019**

**Subject:** Safer Consumer Products: Treatments containing Perfluoroalkyl and Polyfluoroalkyl Substances (PFASs) for Use on Converted Textiles or Leathers

R-2020-04

**California Code of Regulations Title and Sections Affected:**

CCR, Title 22, Division 4.5, Chapter 55, Article 11, section 69511 and 69511.8

**Statute(s) Being Implemented:**

Health and Safety Code sections 25252 and 25253

**Responsible Agency Unit:**

Safer Consumer Products and Workplaces Program

**Contact Person and Phone Number:**

Nancy Ostrom – (916) 445-3077

**Projected Notice Publication Date:**

December 1, 2020

**Projected Public Hearing Date:**

January 19, 2021

**Projected Adoption by Your Agency Date:**

November 30, 2021

**Projected To OAL for Review Date:**

November 30, 2021

**Report on the Status of all Uncompleted Rulemaking Described on Previous Calendars:**

N/A

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL**

**2020 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2019**

**Subject:** Safer Consumer Products: Food Packaging containing Perfluoroalkyl and Polyfluoroalkyl Substances (PFASs)

R-2020-XX

**California Code of Regulations Title and Sections Affected:**

Title 22 Division 4.5 Chapter 55, section: Article 11, section 69511 and Section 69511.9

**Statute(s) Being Implemented:**

Health and Safety Code sections 25252 and 25253

**Responsible Agency Unit:**

Safer Consumer Products and Workplaces Program

**Contact Person and Phone Number:**

Nancy Ostrom – (916) 445-3077

**Projected Notice Publication Date:**

December 1, 2020

**Projected Public Hearing Date:**

January 19, 2021

**Projected Adoption by Your Agency Date:**

November 30, 2021

**Projected To OAL for Review Date:**

November 30, 2021

**Report on the Status of all Uncompleted Rulemaking Described on Previous Calendars:**

none

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL**

**2020 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2019**

**Subject:** Section 100: Nonsubstantive Updates to Clarify Title 22 Permitting Regulations

R-2020-02

**California Code of Regulations Title and Sections Affected:**

CCR, Title 22, Division 4.5, Chapter 20, Article 7, appendix I; CCR, Title 22, sections 66270.14(b)(12), 66264.56(g), and 66263.18

**Statute(s) Being Implemented:**

Health and Safety Code, Division 20, Chapter 6.5, sections 25150, 25159, 25159.5. 25179.6, 25245, 25247, and

25168.1

**Responsible Agency Unit:**

Hazardous Waste Management Program – Permitting Division

**Contact Person and Phone Number:**

Randy Snapp – (916) 255-3711

**Projected Notice Publication Date:**

N/A

**Projected Public Hearing Date:**

N/A

**Projected Adoption by Your Agency Date:**

September 30, 2020

**Projected To OAL for Review Date:**

September 30, 2020

**Report on the Status of all Uncompleted Rulemaking Described on Previous Calendars:**

None

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL**

**2020 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2019**

**Subject:** Section 100: Generator Improvements Rule Adoption

R-2018-04

**California Code of Regulations Title and Sections Affected:**

CCR, Title 22, Division 4.5, sections

66260.10, 66260.23, 66262.12, 66262.15, 66262.16, 66262.17, 66262.18, 66262.32, 66262.34, 66262.35, 66262.250, 66262.251, 66262.252, 66262.253, 66262.254, 66262.255, 66262.256, 66262.260, 66262.261, 66262.262, 66262.263, 66262.264, 66262.265, 66263.43, 66263.45, 66263.46, 66264.1, 66264.71, 66264.191, 66264.192, 66264.193, 66264.1030, 66264.1050, 66265.1, 66265.71, 66265.191, 66265.192, 66265.193, 66265.1030, 66265.1050, 66268.1, 66268.7, 66268.50, 66270.60, 66273.8, 66273.9, 66273.72, 66279.10, and 67426.1

**Statute(s) Being Implemented:**

Health and Safety Code, Division 20, Chapter 6.5, section 25159

**Responsible Agency Unit:**

Hazardous Waste Management Program – Policy and Program Support Branch

**Contact Person and Phone Number:**

Kareem Taylor – (916) 445-9553

**Projected Notice Publication Date:**

N/A

**Projected Public Hearing Date:**

N/A

**Projected Adoption by Your Agency Date:**

February 15, 2020

**Projected To OAL for Review Date:**

February 15, 2020

**Report on the Status of all Uncompleted Rulemaking Described on Previous Calendars:**

DTSC has been developing regulation amendment language to incorporate the mandatory provisions of the federal rule. This is to allow California to maintain Resource Conservation and Recovery Act authorization to implement the state hazardous waste program in lieu of the federal hazardous waste program.

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL**

**2020 RULEMAKING CALENDAR**

**SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2019**

**Subject:** Revisions to the Assessment of Administrative Penalties

Regulation

R-2020-02

**California Code of Regulations Title and Sections Affected:**

CCR, Title 22, sections 66272.60 – 66272.69

**Statute(s) Being Implemented:**

Health and Safety Code, section 25188, 25189, and 25189.2.

**Responsible Agency Unit:**

Hazardous Waste Management Program

**Contact Person and Phone Number:**

Abdalin Asinas – (916) 255-6567

**Projected Notice Publication Date:**

December 1, 2020

**Projected Public Hearing Date:**

January 14, 2021

**Projected Adoption by Your Agency Date:**

December 1, 2021

**Projected To OAL for Review Date:**

December 1, 2021

**Report on the Status of all Uncompleted Rulemaking Described on Previous Calendars:**

None