

**Rhode Island Department of Environmental Management  
Regulatory Agenda– June 15, 2015**

**PART I - Rules Promulgated January 16, 2015 through June 15, 2015**

8020	Amendment	RI Marine Fisheries Regulations – Part III – Marine Fisheries Council	1/21
	Amendment	Air Pollution Control Regulation No. 8 “Sulfur Content of Fuels”	2/12
	Amendment	Air Pollution Control Regulation No. 15 “Control of Organic Solvent Emissions”	2/12
	Amendment	Air Pollution Control Regulation No. 23 “Control of Perchloroethylene Emissions from Dry Cleaning Operations”	2/12
	Amendment	Air Pollution Control Regulation No. 26 “Control of Organic Solvent Emissions from Manufacturers of Synthesized Pharmaceutical Products”	2/12
	Amendment	Air Pollution Control Regulation No. 29 “Operating Permits”	2/12
	Amendment	Air Pollution Control Regulation No. 32 “Control of Volatile Organic Compounds from Marine Vessel Loading Operations”	2/12
	Amendment	Air Pollution Control Regulation No. 44 “Control of Volatile Organic Compounds from Adhesives and Sealants”	2/12
8045	Amendment	RI Marine Fisheries Regulations – Part III – Marine Fisheries Council	2/16
8060	Amendment	RI Marine Fisheries Regulations – Part III – Marine Fisheries Council	2/26
8013	Amendment	RI Marine Fisheries Regulations – Part III – Marine Fisheries Council	3/17
8014	Amendment	RI Marine Fisheries Regulations - Part XV - Lobsters, Other Crustaceans, and Horseshoe Crabs	3/17
8015	Amendment	RI Marine Fisheries Regulations – Finfish	3/17
8016	Amendment	RI Marine Fisheries Regulations – Part X – Equipment Provisions	3/17
8017	Amendment	RI Marine Fisheries Regulations – Part XII – Striped Bass	3/17
8018	Amendment	RI Marine Fisheries Regulations – Shellfish	3/17
8083	Amendment	RI Marine Fisheries Regulations – Part III – Marine Fisheries Council	4/7
8084	Amendment	RI Marine Fisheries Regulations – Part III – Marine Fisheries Council	4/10
8113	Amendment	RI Marine Fisheries Regulations – Part III – Marine Fisheries Council	5/8
8117	Amendment	RI Marine Fisheries Regulations – Part III – Marine Fisheries Council	5/18
8121	Amendment	RI Marine Fisheries Regulations – Part III – Marine Fisheries Council	5/27
8122	Amendment	RI Marine Fisheries Regulations – Part III – Marine Fisheries Council	5/28
8123	Amendment	RI Marine Fisheries Regulations – Part III – Marine Fisheries Council	5/29
8132	Amendment	RI Marine Fisheries Regulations – Part III – Marine Fisheries Council	6/5
7981	Amendment	Rules and Regulations for the Stormwater Design & Installation Standards Manual – Amendments to Minimum Standard 10 & elimination of Appendix A from the Rule.	6/3

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**PART II - Expected Rulemaking Activity June 16, 2015 through January 16, 2016**

Type Filing	Title/Subject Area	Objective	Legal Basis	Anticipated Schedule	Agency Contact	Interested Parties
Adoption	Freshwater & Anadromous Fishing Regulations for the 2016 – 2017 Season	To establish season bag limits & methods of take.	RIGL 20-1-13	DEM expects to complete the rulemaking process during the 3 <sup>rd</sup> quarter of 2015	Ashley Schipritt, Division of Fish & Wildlife, 782-3720	Recreational anglers, bait & tackle shops
Adoption	Hunting Regulations for the 2015 – 2016 Season	To establish season bag limits & methods of take for the State of Rhode Island Hunting Regulations.	RIGL 20-1-13	DEM expects to complete the rulemaking process during the 3 <sup>rd</sup> quarter of 2015	Ashley Schipritt, Division of Fish & Wildlife, 782-3720	Hunters & Sporting good stores
Adoption	Park Management Rules & Regulations	State of Rhode State owned parks & management areas.	RIGL 20-1-13	DEM expects to complete the rulemaking process during the 3 <sup>rd</sup> quarter of 2015	Ashley Schipritt, Division of Fish & Wildlife, 782-3720	General Public & Hunters
Adoption	Rhode Island Regulations for the Waterfowl Season 2015 – 2016	To establish season bag limits & methods of take for the State of Rhode Island Hunting Regulations	RIGL 20-1-13	DEM expects to complete the rulemaking process during the 3 <sup>rd</sup> quarter of 2015	Ashley Schipritt, Division of Fish & Wildlife 782-3720	
Adoption	2015 – 2016 Falconry Regulations	To establish season bag limits & methods of take for the State of Rhode Island Falconry Regulations	RIGL 20-1-13	DEM expects to complete the rulemaking process during the 3 <sup>rd</sup> quarter of 2015	Ashley Schipritt, Division of Fish & Wildlife, ,782-3720	Falconers & Suppliers of products

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Type Filing	Title/Subject Area	Objective	Legal Basis	Anticipated Schedule	Agency Contact	Interested Parties
Amendment	Priority Determination System for Federal & State Assistance to Local Governmental Units for Construction of Water Pollution Abatement Projects.	Publish FY 2016 Project Priority List	RIGL 46-12.2, 42-17.1 & 46.12	DEM expects to complete the rule making process during the 3 <sup>rd</sup> quarter of 2015	Jay Manning, Office of Water Resources, 222-4700 x7254	Cities & Towns
Amendment	Groundwater Quality Rules	Update Groundwater Classification & Wellhead Protection Area maps. Minor language updates.	RIGL 46-12, 46-13.1, 23-18.9, 23-19.1	DEM expects to complete rulemaking process during the 3 <sup>rd</sup> quarter of 2015	Ernie Panciera, Office of Water Resources, 222-4700 x 7603	Developers, property owners, municipal officials, water suppliers, state agencies & environmental community
Amendment	Rules and Regulations for the Narragansett Bay & Watershed Restoration Bond Fund	Amend rules to administer funds related to flood prevention authorized by a 2014 bond issue.	RIGL 42-17.1-2(s), 46-12-24 & 46-12-24.1	DEM expects to complete rulemaking process during the 4 <sup>th</sup> quarter of 2015.	Sue Kiernan, Office of Water Resources, 222-4700 x7600	Municipalities, non-governmental watershed organizations, Emergency Management Agencies (EMA, local).
Amendment	Rules & Regulations for Drilling of Drinking Water Wells	The purpose is to repeal rules in coordination with the Department of Administration pursuant to revised State law.	RIGL 46-13.2	DEM expects to complete rulemaking process during the 4 <sup>th</sup> quarter of 2015	Sue Kiernan, Office of Water Resources, 222-4700 x 7600	Well Drilling Contractors, DOA, DOH, Municipalities (Building Officials)

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Type Filing	Title/Subject Area	Objective	Legal Basis	Anticipated Schedule	Agency Contact	Interested Parties
Amendment	Rules and Regulations for Operators of Wastewater Treatment Facilities	Update regulations to revise administrative language to match board policy	RIGL 42-17.4	DEM expects to complete rulemaking process during the 4 <sup>th</sup> quarter of 2015	Bill Patenaude, Office of Water Resources, 222-4700 x7264	Wastewater operators, other licensed wastewater professions, training organizations, state and federal partners
Amendment	Aquaculture	Update regulations	RIGL 42-17.1; 20-1-2, 20-1-4, 20-1-5, 20-10-5c, & 20-10-12	DEM expects to complete rulemaking process during the 4 <sup>th</sup> quarter of 2015	Mark Gibson, Marine Fisheries, 423-1935	Aquaculturists; fish dealers; general public
Amendment	RI Marine Fisheries Regulations – Finfish	Revise commercial regulations for regulated finfish species for 2016	RIGL 42-17.1, 42-17.6, & 42-17.7	DEM expects to complete rulemaking process during the 4 <sup>th</sup> quarter of 2015	Mark Gibson, Marine Fisheries, 423-1935	Commercial Fishermen; fish dealers; general public
Amendment	Sector Management Plans – Finfish, Shellfish, and Crustacean	Revise plans to guide in development of revised commercial licensing regulations	RIGL 42-17.1, Section 20-1-4, & Section 20-2.1-9	DEM expects to complete rulemaking process during the 4 <sup>th</sup> quarter of 2015	Mark Gibson, Marine Fisheries, 423-1935	Commercial fishermen; general public

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Type Filing	Title/Subject Area	Objective	Legal Basis	Anticipated Schedule	Agency Contact	Interested Parties
Amendment	Commercial & Recreational Saltwater Fishing Licensing Regulations	Revise commercial licensing regulations for 2016	RIGL 42-17.1, 20-1-4, & 20-2.1	DEM expects to complete rulemaking process during the 4 <sup>th</sup> quarter of 2015	Mark Gibson, Marine Fisheries, 423-1935	Commercial fishermen; fish dealers; general public
Amendment	RI Marine Fisheries Regulations – Shellfish	Revise commercial Winter harvest schedules for Shellfish Management Areas for 2015-2016	RIGL 42-17.1, 42-17.6, & 42-17.7	DEM expects to complete rulemaking process during the 4 <sup>th</sup> quarter of 2015	Mark Gibson, Marine Fisheries, 423-1935	Commercial fishermen; fish dealers; general public
Amendment	RI Marine Fisheries Regulations – Part XVI – Menhaden	Amend Commercial Menhaden Regulations for 2016	RIGL 42-17.1, 42-17.6, & 42-17.7	DEM expects to complete rulemaking process during the 4 <sup>th</sup> quarter of 2015	Mark Gibson, Marine Fisheries, 423-1935	Commercial fishermen; fish dealers; recreational fishermen, general public
Amendment	Air Pollution Control Regulation No. 12, “Incinerators”	Incorporate Federal requirements for sewage sludge incinerators by reference.	RIGL Chapters 42-17.1-2(19) & 23-23	DEM expects to begin the rule making process during the 3rd quarter of 2015	Gina Friedman, Office of Air Resources, 222-4700 x 7016	Sewage sludge incinerators
Amendment	Air Pollution Control Regulation No. 19, “Control of Volatile Organic Compounds from Surface Coating Operations”	Revisions to the registration section to make the requirements consistent with APC Regulation No. 14.	RIGL 42-17.1-2(19) & 23-23	DEM expects to begin the rule making process during the 3rd quarter of 2015.	Barbara Morin, Office of Air Resources, 222-4700 x 7012	Not a substantive change

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Type Filing	Title/Subject Area	Objective	Legal Basis	Anticipated Schedule	Agency Contact	Interested Parties
Amendment	Air Pollution Control Regulation No. 19, “Control of Volatile Organic Compounds from Surface Coating Operations” and No. 44, “Control of Volatile Organic Compounds from Adhesives and Sealants”	Correct technical errors and change applicability and exemption specifications so there is no overlap in the operations regulated by the two regulations.	RIGL 42-17.1-2(19) & 23-23	DEM expects to begin the rule making process during the 3 <sup>rd</sup> quarter of 2015.	Barbara Morin, Office of Air Resources, 222-4700 x 7012	Sources with operations that apply industrial adhesives and sealants.
Amendment	Air Pollution Control Regulation No. 27, “Control of Nitrogen Oxide Emissions.”	For stationary sources that are subject to the regulation and are required to conduct annual stack testing reduce the frequency of the required testing.	RIGL 42-17.1-2(19) & 23-23	DEM expects to begin the rule making process during the 3 <sup>rd</sup> quarter of 2015.	Karen Peltier, Office of Air Resources, 222-2808 x 7136	Stationary sources that emit greater than 50 tons of nitrogen oxides per year.
Amendment	Air Pollution Control Regulation No. 35, “Control of Volatile Organic Compounds and Volatile Hazardous Air Pollutants from Wood Products Manufacturing Operations”	Modify applicability specifications to exempt major sources of Hazardous Air Pollutants (HAP) that have minimal HAP emissions from wood products manufacturing operations.	RIGL 42-17.1-2(19) & 23-23	DEM expects to begin the rule making process during the 3 <sup>rd</sup> quarter of 2015.	Barbara Morin, Office of Air Resources, 222-4700 x 7012	Boat builders and other major HAP sources with small wood products manufacturing operations.
Amendment	Air Pollution Control Regulation No. 36, “Control of Emissions from Organic Solvent Cleaning”	Modify the regulation to include potential alternative control technologies and add a de minimis solvent use exemption for degreasing equipment.	RIGL 42-17.1-2(19) & 23-23	DEM expects to begin the rule making process during the 3 <sup>rd</sup> quarter of 2015.	Ted Burns, Office of Air Resources, 222-4700, x-7013	Miscellaneous sources conducting cleaning using organic solvents

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Amendment	Air Pollution Control Regulations No. 9, “Air Pollution Control Permits”	Revise permitting thresholds so that it is clearer when permits are necessary. Add major source requirements for PM-2.5. Update reference to modeling guidelines.	RIGL 42-17.1-2(19) & 23-23	DEM expects to begin the rule making process during the 4 <sup>th</sup> quarter of 2015.	Doug McVay, Office of Air Resources, 222-4700 x 7011	USEPA, small businesses required to obtain air permits, environmental groups
Amendment	Air Pollution Control Regulations No. 9, “Air Pollution Control Permits” and No. 22, “Air Toxics”	Update Acceptable Ambient Levels & Minimum Quantity Thresholds consistent w/ current toxicological data. Update references to modeling guidelines.	RIGL 42-17.1-2(19) & 23-23	DEM expects to begin the rule making process during the 4 <sup>th</sup> quarter of 2015.	Barbara Morin, Office of Air Resources, 222-4700 x 7012	Sources emitting toxic air pollutants & consultants conducting modeling for those sources

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**PART III - Expected Rule-making Activity January 16, 2016 through June 16, 2016**

Type Filing	Title/Subject Area	Objective	Legal Basis	Anticipated Schedule	Agency Contact	Interested Parties
Amendment	Recycling regulations, Composting & Solid Waste Management Facilities	Updates to recycling requirements, requirements for facilities that manage composting, construction & demolition debris, & solid waste.	RIGL 23-18.9, 42-17.1, & 42-35	DEM expects to complete the rule making process in 2016.	Laurie Grandchamp, Office of Waste Management, 222-2797 x 7143	Owners of solid waste management facilities, composters, & commercial recyclers.