



AMERICAN CHEMISTRY COUNCIL CAPCA FALL 2018 CONFERENCE REGULATORY UPDATE

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THE BUSINESS
OF CHEMISTRY IS A
\$768
BILLION ENTERPRISE



AS THE SECOND
LARGEST PRODUCER, THE
U.S. CHEMICAL INDUSTRY
PROVIDES NEARLY
15%
OF THE WORLD'S
CHEMICALS

THE BUSINESS OF
CHEMISTRY PROVIDES
811,000
SKILLED, GOOD-PAYING
AMERICAN JOBS



THE BUSINESS OF CHEMISTRY
ACCOUNTS FOR 14%
OF U.S. GOODS EXPORTS,
\$174 BILLION IN 2016, AND IS AMONG
THE LARGEST EXPORTERS IN THE U.S.




CAPITAL INVESTMENT
BY THE BUSINESS OF CHEMISTRY
REACHED NEARLY
\$32 BILLION
IN 2016, INCLUDING INVESTMENTS
IN STRUCTURES AND EQUIPMENT

THE BUSINESS
OF CHEMISTRY
SUPPORTS MORE THAN
= 25% =
OF THE U.S. GDP

MORE THAN
96%
OF ALL
MANUFACTURED
GOODS ARE
DIRECTLY TOUCHED BY
THE BUSINESS
OF CHEMISTRY



ACC Air Regulatory Priorities

National Ambient Air Quality Standards (NAAQS)

- Streamlined Review Process for Ozone & Particulate Matter

Residual Risk and Technology Reviews (RTRs)

- HCl, EMAX, MON, OLD, Site Remediation, etc.

New Source Review (NSR)

- Project Emissions Accounting & “Adjacency” Memoranda

Once In, Always In Policy Under CAA S. 112

- Jan. 2018 Withdrawal Memorandum & future rulemaking

Affordable Clean Energy (ACE) Proposal

- Aug. 2018 Proposal for BSER for EGUs

Revisions to Refrigerant Management Program

- Oct. 2018 Proposal to Rescind Leak Repair & Maintenance Requirements

Risk Management Plan (RMP) Rule

January 2017: EPA Publishes RMP Amendments Rule:

New Accident Prevention Requirements:

Safer Alternatives Analysis, 3rd-Party Audits, Root Cause Analysis

New Information Availability (Public Requests, Public Meetings)

Expanded Emergency Response Plan Coordination (Notification and Exercises)

100% Compliance Audits (vs. sampling)

March 2017: Industry Petitions EPA to Reconsider Rule:

ACC's Analysis of RMP Accident Data Trends

Flawed Regulatory Impact Analysis (Cost/Benefit)

ATF finding that West was arson

CAA section 037(d)(7)(B) – Lack of Notice and Comment

March 2017: EPA Grants Reconsideration Request:

Publishes FR notice to stay the RMP Amendments Rule to Feb. 2019

NGO's file suit claiming EPA stay was illegal

Court agrees with NGOs; vacates stay and mandating immediate compliance

Risk Management Plan (RMP) Rule

May 17 to August 23, 2018: EPA conducts Rulemaking:

Rescinding most of the Prevention Program Amendments:

Safer technology and alternatives analyses, Third-party audits, Incident investigations and Public information availability,

Modify local emergency response and coordination requirements

February 2019 – RMP Reconsideration Rule Published

April 2019 - Likely Court Action by NGOs

ACC Contacts



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