



Overview of the Reg Neg Mandate

- On June 22, 2016, TSCA was amended by the Frank R. Lautenberg Chemical Safety for the 21st Century Act to include the requirement that EPA convene a negotiated rulemaking to develop and publish a proposed rule providing for limiting the reporting requirements under TSCA section 8(a) for manufacturers of any **inorganic byproducts**, when such byproducts, whether by the byproduct manufacturer or by any other person, are subsequently **recycled, reused, or reprocessed**.
- The Act also required the EPA to publish a final rule resulting from the negotiated rulemaking not later than three and one-half years after June 22, 2016. (*See TSCA section 8(a)(6)*)



Overview of the Reg Neg Mandate (continued)

- If there is a consensus within the Negotiated Rulemaking Committee, EPA will use the consensus to the maximum extent possible, consistent with the legal obligations of the Agency, as the basis for a rule proposed by the Agency for public notice and comment.
- The Agency is committed to working in good faith to seek consensus on a proposal that is consistent with the legal mandate of TSCA.
- The objective of the negotiated rulemaking process is to develop and publish a proposed rule by **June 22, 2019**.
 - In the event a proposed rule is developed, a final rule “resulting from such negotiated rulemaking” must be issued by **December 22, 2019**.