

The Coal Combustion Residuals (CCR) regulations require owners and operators of CCR units to maintain a publicly accessible internet site and the website must be titled “CCR Rule Compliance Data and Information.” The CCR website must include specific compliance information as specified in the CCR regulations. This document is designed to summarize the type of information that must be available, as well as the deadline to post the information on the facility’s CCR website.

This document has three main sections based on the type of CCR unit: (1) existing CCR surface impoundments; (2) eligible inactive CCR surface impoundments; and (3) existing CCR landfills. A description of each type of unit follows.

*Existing CCR surface impoundment:* a CCR surface impoundment that receives CCR both before and after October 19, 2015, or for which construction commenced prior to October 19, 2015 and receives CCR on or after October 19, 2015. A CCR surface impoundment has commenced construction if the owner or operator has obtained the federal, state, and local approvals or permits necessary to begin physical construction and a continuous on-site, physical construction program had begun prior to October 19, 2015.

*Eligible inactive CCR surface impoundment:* an inactive unit that had relied on the “early closure” provisions under § 257.100(b) that were subsequently vacated by a court on June 14, 2016. Following vacatur, these units became subject to all of the requirements for existing CCR surface impoundments and EPA extended the compliance deadlines for the affected units. An ‘inactive’ impoundment is a unit that no longer receives CCR on or after October 19, 2015, and still contains both CCR and liquids on or after October 19, 2015.

*Existing CCR landfill:* a CCR landfill that receives CCR both before and after October 19, 2015, or for which construction commenced prior to October 19, 2015 and receives CCR on or after October 19, 2015. A CCR landfill has commenced construction if the owner or operator has obtained the federal, state, and local approvals or permits necessary to begin physical construction and a continuous on-site, physical construction program had begun prior to October 19, 2015.

While EPA has taken steps to ensure the accuracy of the information presented in this document, the obligations of the regulated community are determined by the CCR regulations codified at 40 CFR part 257, subpart D

EXISTING SURFACE IMPOUNDMENTS - DEADLINES TO POST TO CCR WEBSITES

| Federal CCR Citation   | Requirement  | Deadline to PREPARE   | Deadline to POST   |
|--|--|---|--|
| § 257.60(c)(1),<br>.61(c)(1), .62(c)(1),<br>.63(c)(1), .64(d)(1) | Location Restrictions  | Oct 17, 2018  | Nov 16, 2018   |
| § 257.71(a)(1)   | Documentation of liner type  | Oct 17, 2016  | Nov 16, 2016   |
| § 257.73(a)(2) and<br>(f)  | Initial hazard potential classification<br>assessment  | Oct 17, 2016  | Nov 16, 2016   |
| § 257.73(a)(3)(i)  | Emergency action plan  | Apr 17, 2017  | May 17, 2017   |
| § 257.73(a)(3)(i)(E)   | Documentation recording the face-to-face<br>meeting or exercise with local emergency<br>responders | Annual requirement;<br>however, deadline not<br>specified in CCR<br>regulations | Within 30 days of completing<br>documentation                          |
| § 257.73(c)  | History of construction of CCR unit  | Oct 17, 2016  | Nov 16, 2016   |
| § 257.73(d) and (f)  | Initial structural stability assessment  | Oct 17, 2016  | Nov 16, 2016   |
| § 257.73(e) and (f)  | Initial safety factor assessment   | Oct 17, 2016  | Nov 16, 2016   |
| § 257.80(b)(5)   | Initial fugitive dust control plan   | Oct 19, 2015  | Nov 19, 2015   |
| § 257.80(c)  | Initial annual CCR fugitive dust control<br>report   | Dec 19, 2016  | Jan 18, 2017   |
|  | 2 <sup>nd</sup> annual CCR fugitive dust control report  | Dec 19, 2017  | Jan 18, 2018   |
|  | 3 <sup>rd</sup> annual and subsequent CCR fugitive<br>dust control report                          | Dec 19, 20XX <sup>1</sup>   | Jan 18, 20XX <sup>1</sup> (Within 30 days of<br>completing the report) |
| § 257.82(c)(3)   | Initial inflow design flood control system<br>plan   | Oct 17, 2016  | Nov 16, 2016   |
| § 257.83(b)(3) <sup>2</sup>                                      | Report by PE following initial annual<br>inspection  | Jan 19, 2016  | Feb 18, 2016   |
|  | Report by PE following 2 <sup>nd</sup> annual<br>inspection  | Jan 19, 2017  | Feb 20, 2017   |
|  | Report by PE following 3 <sup>rd</sup> annual and<br>subsequent inspections                        | Jan 19, 20XX <sup>1</sup>   | Feb 19, 20XX <sup>1</sup> (Within 30 days of<br>completing the report) |

<sup>1</sup> This indicates annual or recurring reports that must be prepared annually by the date specified and posted 30 days after that date.

<sup>2</sup> As provided by § 257.83(b)(3)(ii), in any calendar year in which both the periodic inspection by a qualified professional engineer and the quinquennial (occurring every five years) structural stability assessment are required to be completed, the annual inspection is not required, provided the structural stability assessment is completed during the calendar year. In such situations the deadline for completing the next annual inspection is one year from the date of completing the quinquennial (every 5 years) structural stability assessment. Importantly, the inspection report deadlines presented in this table cannot not reflect this regulation flexibility due to its site-specific nature. Thus, the dates shown are for illustrative purposes only.

**EXISTING SURFACE IMPOUNDMENTS - DEADLINES TO POST TO CCR WEBSITES**

| <b>Federal CCR Citation</b>          | <b>Requirement</b>   | <b>Deadline to PREPARE</b>  | <b>Deadline to POST</b>  |
|--------------------------------------|--|---|--|
| § 257.90(e)                          | Initial annual groundwater monitoring and corrective action report                         | Jan 31, 2018  | Mar 2, 2018  |
|                                      | 2 <sup>nd</sup> annual and subsequent groundwater monitoring and corrective action reports | Jan 31, 20XX <sup>1</sup>   | Posted 30 days after Jan 31.   |
| § 257.91(f) and § 257.90(b)(1)(i)    | Groundwater monitoring system certification  | Oct 17, 2017  | Nov 16, 2017   |
| § 257.93(f)(6) and § 257.90(b)(1)(i) | Statistical method certification   | Oct 17, 2017  | Nov 16, 2017   |
| § 257.94(e)(3)                       | Notification that an assessment monitoring program has been established                    | If triggered  | Within 30 days of placing the notification in the operating record (hereafter will be written as “Within 30 days”) |
| § 257.95(g)                          | Notification that Appendix IV constituents have been detected at SSI above GWPS            | If triggered  | Within 30 days   |
| § 257.95(g)(2)                       | Notification to land owners  | If triggered  | Within 30 days   |
| § 257.95(g)(5)                       | Notification of initiation of corrective measures  | If triggered  | Within 30 days   |
| § 257.96(d)                          | Conclusion of assessment of corrective measures  | If triggered  | Within 30 days   |
| § 257.102(b)(2)                      | Initial closure plan   | Oct 17, 2016  | Nov 16, 2016   |
| § 257.102(b)(3)(iii)                 | Amended closure plan   | At least 60 days prior to change in operation of facility or unit | Within 30 days of amending   |
| § 257.102(g)                         | Notification of intent to close CCR unit   | No later than the date the owner or operator initiates closure    | Within 30 days   |
| § 257.102(e)(2)(ii)                  | Demonstration(s) for a time extension for initiating closure                               | Site-specific, if applicable                                      | Within 30 days   |
| § 257.103(c)(1)                      | Notification of intent to comply with the alternative closure requirements                 | Site-specific, if applicable                                      | Within 30 days   |
| § 257.102(k)                         | Initial retrofit plan  | 60 days prior to initiating retrofit                              | Within 30 days of completing the plan  |
| § 257.102(k)(5)                      | Notification of intent to retrofit CCR unit  | Site-specific, if applicable                                      | Within 30 days   |
| § 257.103(k)(3)                      | Notification of intent to comply with the alternative closure requirements                 | Site-specific, if applicable                                      | Within 30 days   |
| § 257.104(d)(2)                      | Initial post-closure care plan   | Oct 17, 2016  | Nov 16, 2016   |
| § 257.104(d)(3)(iii)                 | Amended post-closure care plan   | At least 60 days prior to change in operation of facility or unit | Within 30 days of amending   |

ELIGIBLE INACTIVE SURFACE IMPOUNDMENTS - DEADLINES TO POST TO CCR WEBSITES

| Federal CCR Citation                         | Requirement  | Deadline to PREPARE  | Deadline to POST   |
|--|--|--|--|
| § 257.100(e)(2)                              | Location Restrictions  | Apr 16, 2020   | May 18, 2020   |
| § 257.100(e)(3)(i)                           | Documentation of liner type  | Apr 17, 2018   | May 17, 2018   |
| § 257.73(a)(2) and (f)<br>§ 257.100(e)(3)(v) | Initial hazard potential classification assessment   | Apr 17, 2018   | May 17, 2018   |
| § 257.73(a)(3)(i)<br>§ 257.100(e)(3)(iii)    | Emergency action plan  | Oct 16, 2018   | Nov 15, 2018   |
| § 257.73(a)(3)(i)(E)                         | Documentation recording the face-to-face meeting or exercise with local emergency responders | Annual requirement; however, deadline not specified in CCR regulations | Within 30 days of placing the notification in the operating record (hereafter will be written as "Within 30 days") |
| § 257.73(c)<br>§ 257.100(e)(3)(iv)           | History of construction of CCR unit  | Apr 17, 2018   | May 17, 2018   |
| § 257.73(d) and (f)<br>§ 257.100(e)(3)(v)    | Initial structural stability assessment  | Apr 17, 2018   | May 17, 2018   |
| § 257.73(e) and (f)<br>§ 257.100(e)(3)(v)    | Initial safety factor assessment   | Apr 17, 2018   | May 17, 2018   |
| § 257.100(e)(4)(i)                           | Initial fugitive dust control plan   | Apr 18, 2017   | May 18, 2017   |
| § 257.80(c)                                  | Initial annual CCR fugitive dust control report  | Jun 18, 2018   | Jul 18, 2018   |
|  | 2 <sup>nd</sup> annual and subsequent CCR fugitive dust control reports                      | Jun 18, 20XX <sup>3</sup>  | July 18, 20XX <sup>3</sup>   |
| § 257.100(e)(4)(ii)                          | Initial inflow design flood control system plan  | Apr 17, 2018   | May 17, 2018   |
| §257.100(e)(4)(iv) <sup>45</sup>             | Report by PE following initial annual inspection   | July 19, 2017 <sup>5</sup>   | August 18, 2017 <sup>5</sup>   |
|  | Report by PE following 2 <sup>nd</sup> annual inspection                                     | July 19, 2018 <sup>5</sup>   | August 18, 2018 <sup>5</sup>   |
|  | Report by PE following 3 <sup>rd</sup> annual and subsequent inspections                     | July 19, 20XX <sup>35</sup>  | August 18, 20XX <sup>35</sup>  |

<sup>3</sup> This indicates annual or recurring reports that must be prepared annually by the date specified and posted 30 days after that date.

<sup>4</sup> As provided by § 257.83(b)(3)(ii), in any calendar year in which both the periodic inspection by a qualified professional engineer and the quinquennial (occurring every five years) structural stability assessment are required to be completed, the annual inspection is not required, provided the structural stability assessment is completed during the calendar year. In such situations the deadline for completing the next annual inspection is one year from the date of completing the quinquennial (every 5 years) structural stability assessment. Importantly, the inspection report deadlines presented in this table cannot not reflect this regulation flexibility due to its site-specific nature. Thus, the dates shown are for illustrative purposes only.

<sup>5</sup> Note of correction: EPA mailed letters to each of the CCR facilities or parent companies with an enclosure. An error was identified in this table under this section. See the new corrected date in this table.

**ELIGIBLE INACTIVE SURFACE IMPOUNDMENTS - DEADLINES TO POST TO CCR WEBSITES**

| <b>Federal CCR Citation</b>           | <b>Requirement</b>  | <b>Deadline to PREPARE</b>  | <b>Deadline to POST</b>               |
|---------------------------------------|---|---|---------------------------------------|
| § 257.100(e)(5)(ii)                   | Initial annual groundwater monitoring and corrective action report                        | Aug 1, 2019   | Sep 3, 2019                           |
|                                       | 2 <sup>nd</sup> annual and subsequent groundwater monitoring and corrective action report | Aug 1, 20XX <sup>1</sup>  | Within 30 days of Aug 1               |
| § 257.91(f) and § 257.100(e)(5)(i)    | Groundwater monitoring system certification   | Apr 17, 2019  | May 17, 2019                          |
| § 257.93(f)(6) and § 257.100(e)(5)(i) | Statistical method certification  | Apr 17, 2019  | May 17, 2019                          |
| § 257.94(e)(3)                        | Notification that an assessment monitoring program has been established                   | If triggered  | Within 30 days                        |
| § 257.95(g)                           | Notification that Appendix IV constituents have been detected at SSI above GWPS           | If triggered  | Within 30 days                        |
| § 257.95(g)(2)                        | Notification to land owners   | If triggered  | Within 30 days                        |
| § 257.95(g)(5)                        | Notification of initiation of corrective measures   | If triggered  | Within 30 days                        |
| § 257.96(d)                           | Assessment of corrective measures   | If triggered  | Within 30 days                        |
| § 257.100(e)(6)(i)                    | Initial closure plan  | Apr 17, 2018  | May 17, 2018                          |
| § 257.102(b)(3)(iii)                  | Amended closure plan  | At least 60 days prior to change in operation of facility or unit | Within 30 days of amending            |
| § 257.102(g)                          | Notification of intent to close CCR unit  | No later than the date the owner or operator initiates closure    | Within 30 days                        |
| § 257.103(c)(1)                       | Notification of intent to comply with the alternative closure requirements                | Site-specific, if applicable                                      | Within 30 days                        |
| § 257.102(k)                          | Initial retrofit plan   | 60 days prior to initiating retrofit                              | Within 30 days of completing the plan |
| § 257.102(k)(5)                       | Notification of intent to retrofit CCR unit   | Site-specific, if applicable                                      | Within 30 days                        |
| § 257.103(k)(3)                       | Notification of intent to comply with the alternative closure requirements                | Site-specific, if applicable                                      | Within 30 days                        |
| § 257.100(e)(6)(ii)                   | Initial post-closure care plan  | Apr 17, 2018  | May 17, 2018                          |
| § 257.104(d)(3)(iii)                  | Amended post-closure care plan  | At least 60 days prior to change in operation of facility or unit | Within 30 days of amending            |

**EXISTING LANDFILLS- DEADLINES TO POST TO CCR WEBSITES**

| Federal CCR Citation                 | Requirement   | Deadline to PREPARE       | Deadline to POST   |
|--------------------------------------|---|---------------------------|--|
| § 257.64(d)(1)                       | Unstable areas demonstration  | Oct 17, 2018              | Nov 16, 2018   |
| § 257.80(b)(5)                       | Initial fugitive dust control plan  | Oct 19, 2015              | Nov 19, 2015   |
| § 257.80(c)                          | Initial annual CCR fugitive dust control report   | Dec 19, 2016              | Jan 18, 2017   |
|                                      | 2 <sup>nd</sup> annual CCR fugitive dust control report                                   | Dec 19, 2017              | Jan 18, 2018   |
|                                      | 3 <sup>rd</sup> annual and subsequent CCR fugitive dust control reports                   | Dec 19, 20XX <sup>6</sup> | Within 30 days of Dec 19   |
| § 257.81(c)(3)                       | Initial run-on and run-off control system plan  | Oct 17, 2016              | Nov 16, 2016   |
| § 257.84(b)(3)                       | Report by PE following initial annual inspection  | Jan 19, 2016              | Feb 18, 2016   |
|                                      | Report by PE following 2 <sup>nd</sup> annual inspection                                  | Jan 19, 2017              | Feb 20, 2017   |
|                                      | Report by PE following 3 <sup>rd</sup> annual and subsequent inspections                  | Jan 19, 20XX <sup>5</sup> | Within 30 days of Jan 19   |
| § 257.90(e)                          | Initial annual groundwater monitoring and corrective action report                        | Jan 31, 2018              | Mar 2, 2018  |
|                                      | 2 <sup>nd</sup> annual groundwater monitoring and corrective action report                | Jan 31, 2019              | Mar 4, 2019  |
|                                      | 3 <sup>rd</sup> annual and subsequent groundwater monitoring and corrective action report | Jan 31, 20XX <sup>5</sup> | Within 30 days of Jan 31   |
| § 257.91(f) and § 257.90(b)(1)(i)    | Groundwater monitoring system certification   | Oct 17, 2017              | Nov 16, 2017   |
| § 257.93(f)(6) and § 257.90(b)(1)(i) | Statistical method certification  | Oct 17, 2017              | Nov 16, 2017   |
| § 257.94(e)(3)                       | Notification that an assessment monitoring program has been established                   | If triggered              | Within 30 days of placing the notification in the operating record (hereafter will be written as “Within 30 days”) |
| § 257.95(g)                          | Notification that Appendix IV constituents have been detected at SSI above GWPS           | If triggered              | Within 30 days   |
| § 257.95(g)(2)                       | Notification to land owners   | If triggered              | Within 30 days   |
| § 257.95(g)(5)                       | Notification of initiation of corrective measures   | If triggered              | Within 30 days   |

<sup>6</sup> This indicates annual or recurring reports that must be prepared annually by the date specified and posted 30 days after that date.

EXISTING LANDFILLS- DEADLINES TO POST TO CCR WEBSITES

| Federal CCR Citation | Requirement                                 | Deadline to PREPARE   | Deadline to POST                      |
|----------------------|---|---|---------------------------------------|
| § 257.96(d)          | Assessment of corrective measures           | If triggered  | Within 30 days                        |
| § 257.102(b)(2)      | Initial closure plan                        | Oct 17, 2016  | Nov 16, 2016                          |
| § 257.102(b)(3)(iii) | Amended closure plan                        | At least 60 days prior to change in operation of facility or unit | Within 30 days of amending            |
| § 257.102(g)         | Notification of intent to close CCR unit    | No later than the date the owner or operator initiates closure    | Within 30 days                        |
| § 257.102(k)         | Initial retrofit plan                       | 60 days prior to initiating retrofit                              | Within 30 days of completing the plan |
| § 257.102(k)(5)      | Notification of intent to retrofit CCR unit | Site-specific, if applicable                                      | Within 30 days                        |
| § 257.104(d)(2)      | Initial post-closure care plan              | Oct 17, 2016  | Nov 16, 2016                          |
| § 257.104(d)(3)(iii) | Amended post-closure care plan              | At least 60 days prior to change in operation of facility or unit | Within 30 days of amending            |