

August 2017

### **Bi-Annual Update #3**

As provided in our letter issued February 11, 2016, this is the **Third Bi-Annual Update** on the progress in the development of a proposed rule to prevent spills of hazardous substances under Clean Water Act (CWA) section 311(j)(1)(C).

Since February 2016, EPA:

- Held several rulemaking workgroup meetings to conduct internal, deliberative work under the Agency's Action Development Process;
- Continued research and analysis of hazardous substances and existing regulatory provisions that may pertain to hazardous substance spill prevention;
- Continued work on issue papers, briefing materials, background documents, language, and administrative requirements needed to develop the Information Collection Request (ICR) and regulatory action;

In the next six months EPA expects to:

- Continue to work on issue papers, briefing materials, background documents, language, and administrative requirements needed to develop the ICR and regulatory action;
- Continue to follow the Agency's Action Development Process;
- Issue at least one Federal Register Notice pertaining to the ICR.