

NASTTPO 2026 Annual Conference/Workshop

Office of Resource Conservation and Recovery
Oil Spills and Chemical Accidents Requirements Branch
“EPA-HQ”

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Agenda

- EPA Structure** for the oil and chemical accident prevention programs
- EPCRA Updates**
- CAMEO Software Suite Releases**
- CAA 112(r) Updates & Reminders**
- Oil Program Updates & Reminders**
- CWA HS FRP Updates & Reminders**



Oil & Chemical Accident Prevention Program

CAA 112(r): General Duty Clause & Risk Management Program

EPCRA: (except the TRI program)

Oil: SPCC, FRP, spill reporting, and Subpart J of the NCP

Office of Land and Emergency Management (OLEM)

Acting Assistant Administrator: Thomas Croci

Moved from the Office of Emergency Management (OEM) to:

Office of Resource Conservation and Recovery (ORCR)

Director: Andrew Baca

Deputy Director: Amanda Kohler

Waste and Chemical Implementation Division (WCID)

Director: Cathy Davis

Deputy Director: Janice Sims

Oil Spills and Chemical Accidents Requirements Branch (OSCAR)

Branch manager: Rebecca Broussard



Chemical Enforcement & Compliance

CWA 112(r): General Duty Clause & Risk Management Program
EPCRA: (except the TRI program)

Remains in:

Office of Enforcement and Compliance Assurance (OECA)

Assistant Administrator: Jeffrey A. Hall

Office of Civil Enforcement (OCE)

Director: Rosemarie Kelley Acting Deputy Director: Douglas Wink

Waste and Chemical Enforcement Division (WCED)

Acting Director: Diana Saenz

Waste and Chemical Enforcement Technical Branch (WCETB)

Acting Manager: Meghan Tierney

Waste and Chemical Legal Branch I (WCLB₁)

Manager: James Miles

Oil Enforcement & Compliance

CWA 311: Oil and Hazardous Substances Spill Program, FRP and SPCC Programs

Remains in:

Office of Enforcement and Compliance Assurance (OECA)

Assistant Administrator: Jeffrey A. Hall

Office of Civil Enforcement (OCE)

Director: Rosemarie Kelley Acting Deputy Director: Douglas Wink

Water Enforcement Division (WED)

Acting Director: Carol King

Legal Branch 2 (Industrial Branch)

Branch Manager: Chrisna Baptista

Legal Support: Oil & Chemical Programs

- CERCLA (Superfund)
EPCRA (SARA Title III), except the TRI Program
 - Resource Conservation and Recovery Act
 - Oil Pollution Act
 - Clean Water Act Section 311
-

Remains in:

Office of General Counsel (OGC)

General Counsel: Sean Donahue

Solid Waste and Emergency Response Law Office (SWERLO)

Associate General Counsel: Charlotte Youngblood

Deputy Associate General Counsel: Jen Lewis



Legal Support – Clean Air Act 112(r)

- Clean Air Act (CAA), including GDC & RMP
-

Remains in:

Office of General Counsel (OGC)

General Counsel: Sean Donahue

Air and Radiation Law Office (ARLO)

Associate General Counsel: Gautam Srinivasan

Deputy Associate General Counsel: Matthew Marks



Legal Support: EPCRA TRI

- EPCRA (SARA Title III): Toxics Release Inventory (TRI) Program
-

Remains in:

Office of General Counsel (OGC)

General Counsel: Sean Donahue

Pesticides and Toxic Substances Law Office (PTSLO)

Associate General Counsel: Randy Hill

Deputy Associate General Counsel: Chris Kaczmarek



EPCRA TRI Program

Toxics Release Inventory (TRI) Program: EPCRA section 313

Remains in:

Office of Chemical Safety and Pollution Prevention (OCSP)

Assistant Administrator: Douglas Troutman

Office of Pollution Prevention and Toxics (OPPT)

Director: Elissa Reaves

Acting Deputy Director for Programs: Joel Wolf

Deputy Director for Management: Regina Milbeck

Chemical Information, Prioritization, and TRI Division

Director: Kevin DeBell



Program Updates:

Emergency Planning and Community Right-to-Know Act (EPCRA)

EPA Subject Matter Expert: Jennifer Barre

Presented by: Jennifer Barre

Office of Resource Conservation and Recovery (ORCR)

Waste and Chemical Implementation Division (WCID)

Oil Spills and Chemical Accidents Requirements Branch (OSCAR)





Aligning EPCRA 311–312 with the Hazard Communication Standard 29 CFR 1900.1200

Changes to the OSHA HazCom Standard - Final Rule May 20, 2024 - Effective July 19, 2024

- Appendix A (health hazards): [No changes that require EPCRA regulation modifications]
 - Revised health hazard definitions, updated Skin corrosion/irritation and Serious eye damage/eye irritation chapters, and general updates to hazard classes.
- Appendix B (physical hazards): [Changes that affect Tier I and Tier II Forms]
 - New “aerosol” and “chemicals under pressure” hazard classes: contain both flammable and non-flammable substances.
 - Expanded “flammable gases” category now includes chemically unstable and pyrophoric gases
 - Modified “pyrophoric” category now excludes pyrophoric gases
 - New “desensitized explosives” hazard
- Requires hazard classification in 2 separate Sections of the SDS – Section 2(a) and Section 2(c)



Proposed rule to remedy the misalignment:

November 17, 2025, Proposed Rule [90 FR 51266] and now withdraw direct final rule [90 FR 51187]
Docket: EPA-HQ-OLEM-2025-0299
Comment period is closed.

1. Directly incorporate the OSHA HazCom Standard's hazard categories as the EPCRA hazard categories and retain our 1987 decision that the *Hazards Not Otherwise Classified (HNOCs)* are EPCRA hazard categories.
2. Commit to using the term Safety Data Sheet (SDS), by removing use of the term Material Safety Data Sheet (MSDS) from the regulation. Conforming to the 2012 OSHA HazCom Standard amendments.
3. Improve readability with minor plain language, clarifying, and consistency corrections.

Draft Interim Guidance:

Section 2(c) for downstream hazards: Are these required to be reported?

Not included in the proposed rule.

Intend to publish the following recommended approach for states:

The contents of Section 2(c) of the SDS, which provides the hazard classifications for chemical reaction products associated with known or reasonably anticipated uses or applications, should be reported if these hazards are reasonably anticipated to occur at a facility.

The EPA is making this interim guidance to ensure that communities and first responders are provided with accurate hazard information for each facility. For example, it would be inaccurate for a warehouse that houses epoxy chemicals to report this hazard information to first responders, however it would be appropriate for an epoxy table manufacturer to provide these downstream hazard classifications on their hazardous chemical inventory reports.

Interim resolution for misalignment (2024, 2025...)

2024 OSHA Hazard Category	Use this EPCRA Hazard Category
Aerosols – Categories 1, 2, & 3	Hazard Not Otherwise Classified (HNOC)
Chemicals Under Pressure – Categories 1, 2, & 3	Hazard Not Otherwise Classified (HNOC)
Flammable Gases – Pyrophoric Gas – Category 1A	Pyrophoric Gas
Flammable Gases – Chemically Unstable Category 1A/A	Hazard Not Otherwise Classified (HNOC)
Flammable Gases – Chemically Unstable Category 1A/B	Hazard Not Otherwise Classified (HNOC)
Desensitized Explosives – Categories 1, 2, 3, & 4	Hazard Not Otherwise Classified (HNOC)

What's next for EPCRA?

Planned Workload:

- Frequent Questions
- EPCRA Training
- LEPC Handbook

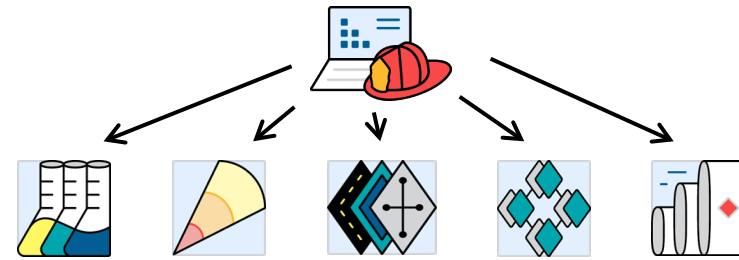
Might be coming:

- National Reporting Center system updates and potential Continuous Release Report (CRR) module and regulation



Program Updates

CAMEO Software Suite



CAMEO Program Manager: Brianne Connolly, NOAA

EPA Software Manager: Jennifer Barre

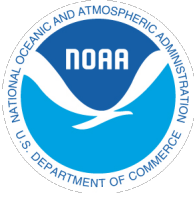
Presented by: Jennifer Barre

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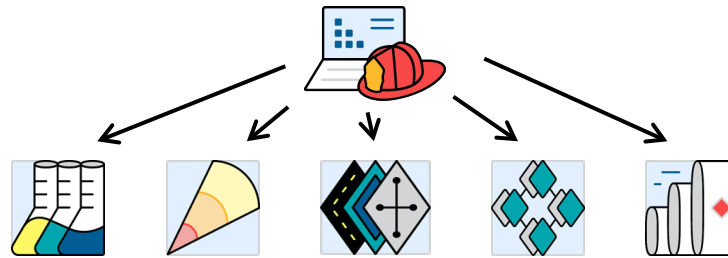
CAMEO[®] Software Suite

Computer-Aided Management of Emergency Operations



Software Support: orr.cameo@noaa.gov

www.epa.gov/cameo

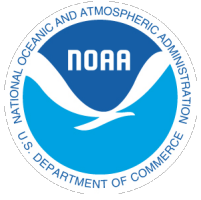


Latest Software Versions

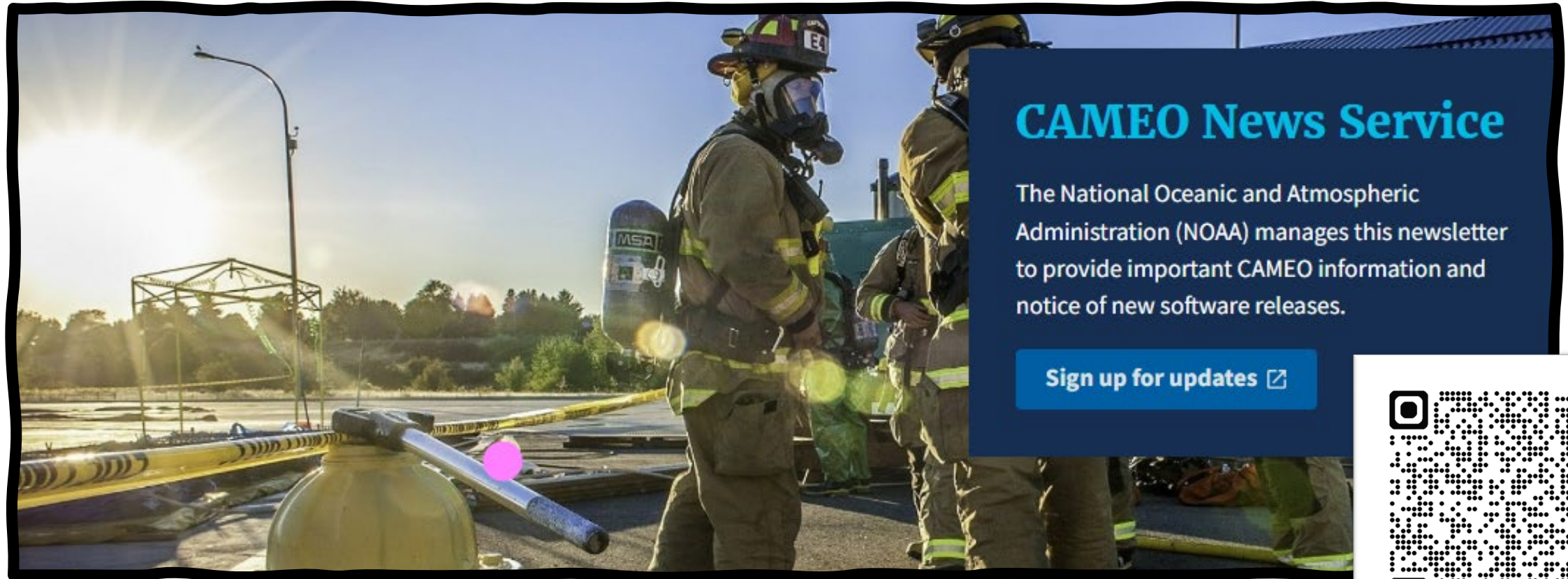
- [ALOHA](#) (version 5.4.7, September 2016).
- [CAMEO Chemicals](#) (version 3.1.0, May 2024).
- [CAMEO Data Manager](#) (version 4.5.1, December 2025).
- [MARPLOT](#) (version 5.1.1, December 2017).
- [Tier2 Submit](#) (version 2025, "rev 1", February 2026).

Anticipated Software Releases

- | | |
|--|-----------------|
| <input type="checkbox"/> ALOHA Major Update | ~ Summer 2026 |
| <input type="checkbox"/> CAMEO Chemicals | ~ Summer 2026 |
| <input type="checkbox"/> Tier2 Submit | ~ November 2026 |
| <input type="checkbox"/> CAMEO Data Manager | ~ November 2026 |
| <input type="checkbox"/> MARPLOT Major Update | ~ November 2026 |
| <input type="checkbox"/> Tier2 Data Standard Update | TBD |




CAMEO[®] Updates



CAMEO News Service

The National Oceanic and Atmospheric Administration (NOAA) manages this newsletter to provide important CAMEO information and notice of new software releases.

[Sign up for updates](#) 



Program Updates

Clean Air Act 112(r):

- Risk Management Plan Program
- General Duty Clause

EPA Subject Matter Expert: Kristina Guarino

Presented by: Francesco Maimone, CAPP Lead

Office of Resource Conservation and Recovery (ORCR)

Waste and Chemical Implementation Division (WCID)

Oil Spills and Chemical Accidents Requirements Branch (OSCAR)



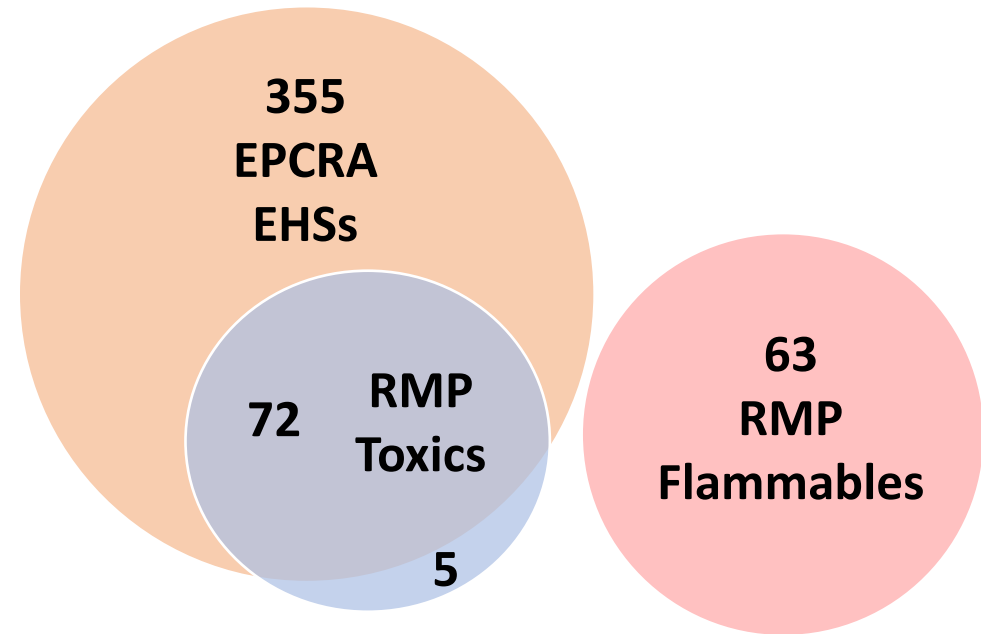
What facilities are included in the RMP Program?

- Stationary sources with more than the **threshold quantity** of a **regulated substance** in a **process**.
- *Regulated substances* and *threshold quantities* are listed at 40 CFR 68.130.
- *Process* means any activity involving a regulated substance including any use, storage, manufacturing, handling, or on-site movement of such substances, or combination of these activities.



What Chemicals are Regulated under RMP and how do those relate to EPCRA's Extremely Hazardous Substances

- RMP currently regulates 77 toxic and 63 flammable substances.
 - 72 of the 77 toxic chemicals are EPCRA EHS.
 - RMP places the responsibility of emergency response plans on the owner and operator of each process.
- EPCRA currently regulates 355 Extremely Hazardous Substances (EHSs)
 - EPCRA 303 places the responsibility of developing and maintaining comprehensive emergency response plans for EPCRA EHSs on the LEPCs
[\[42 U.S.C. 11003\]](#)



Risk Management Plan (RMP) Program: Regulatory Updates

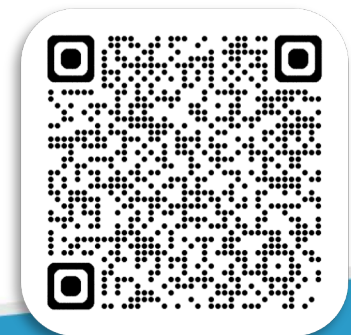
February 24, 2026 Proposed Rule: *Common Sense Approach to Chemical Accident Prevention* to revise the Risk Management Plan Program.

Proposed changes seek to:

- avoid duplicative requirements,
- realign RMP program requirements with OSHA PSM requirements, and
- eliminate unnecessary burdens placed on facilities where there is not specific data available to show that the current RMP rule would reduce or has reduced accidental releases.

Docket ID: EPA-HQ-OLEM-2025-0313

EPA is accepting comments on this proposal through May 11, 2026.



Risk Management Plan (RMP) Program: Regulation History

- February 24, 2026 Proposed Rule: *Common Sense Approach to Chemical Accident Prevention*
Accepting comments through May 11, 2026
- March 11, 2024 Final Rule: *Safer Communities by Chemical Accident Prevention*
Effective date: May 10, 2024
Litigation on this rule is in abeyance (i.e., on pause) while the 2026
Common Sense rulemaking proceeds.
- December 19, 2019 Final Rule: *Risk Management Program Reconsideration*
Made changes to the RMP Amendments rule, January 13, 2017.
- January 13, 2017 Final Rule: *Risk Management Program Amendments*
Modernized regulations per Executive Order 13650,
resultant of the West Texas Fertilizer Explosion on April 17, 2013.

RMP Compliance Dates: 2019 - RMP Reconsideration Rule (40 CFR 68.96)

Due Date	What
September 21, 2018	Emergency coordination & accident prevention requirements in place
March 15, 2021 (within 90 days of qualifying event)	Public Meetings held
December 2023	Exercise plans and schedules developed
December 2024	First notification drill completed
December 2024	New information elements in plans for new and resubmitted plans
December 2026	Conduct first tabletop exercise
Schedule established in coordination with local response agencies	Conduct first field exercise

RMP Facility Emergency Response Plans

	Responding Facility	Non-Responding Facility
§ 68.93	Emergency Response Coordination Activities	Emergency Response Coordination Activities
§ 68.95	Emergency Response Program development and implementation	N/A
§ 68.90(b)	N/A	Ensure that toxic substances are included in the EPCRA 303 Comprehensive Emergency Response Plan
§ 68.90(b)	N/A	Ensure that for flammable substances, response actions are coordinated with the local fire department
§ 68.96	Emergency Response Exercises	N/A
§ 68.96(a)	Notification Exercises	Notification Exercises
§ 68.96(b)	Emergency Response Exercises (Field and Tabletop)	N/A

Program Overview

Oil Spill Prevention & Preparedness Program:

- Spill Prevention, Control, and Countermeasures (SPCC)
- Facility Response Plans (FRP)

EPA Subject Matter Expert: Christe Torres Rosa (SPCC, FRP, & Spill Reporting)

Presented by: Francesco Maimone

Office of Resource Conservation and Recovery (ORCR)

Waste and Chemical Implementation Division (WCID)

Oil Spills and Chemical Accidents Requirements Branch (OSCAR)



Spill Prevention, Control, and Countermeasure (SPCC) Regulation Overview

SPCC rule is applicable to facilities that:

- Store, transfer, use, or consume oil products
- Store > 1,320-gal in above ground tanks (ASTs) or > 42,000-gal in underground storage tanks (USTs)
- Discharges of oil could reasonably be expected to affect Waters of the United States (WOTUS)

Aims to prevent oil discharges from reaching navigable waters or adjoining shorelines.

Requires site-specific SPCC Plans that:

- *Prevent* oil discharges via containment and procedures (tank testing and overfill prevention)
- *Control* measures to keep an oil discharge from entering navigable waters (secondary containment)
- *Countermeasures* to contain, clean up, and mitigate any oil discharges (spill response measures)



Facility Response Plan (FRP) Regulation Overview

FRP rule is applicable to facilities that may cause “substantial harm” by discharging oil to navigable waters. Substantial harm includes facilities with:

- $\geq 42,000$ -gal total storage capacity and conducts over-water transfers of oil to/from vessels or
- ≥ 1 M-gallons of storage capacity and:
 - Lacks sufficient secondary containment for ASTs
 - Located where discharge could cause “injury” to fish, wildlife, and sensitive environments or would shut down a public drinking water intake
 - Had a reportable discharge $\geq 10,000$ -gal within 5 years
- Aims to ensure that facilities can respond to worst case oil discharges with site-specific plans on response strategies once a spill is detected.



National Oil & Hazardous Substances Pollution Contingency Plan Subpart J of the “National Contingency Plan” (NCP) Regulation Overview

The NCP is the federal government’s blueprint for responding to oil spills and hazardous substance releases. Subpart J governs the use of chemical and biological agents for oil spill responses in both inland and coastal zones.

November 17, 2025

Interim Final Rule (In effect): EPA revised the date until which some products listed on the current NCP Product Schedule will remain conditionally listed and available for use.

Previously: December 12, 2025

Currently: June 10, 2026

Docket ID: EPA-HQ-OPA-2006-0090

*Comment period is closed.



Program Overview

Clean Water Act (CWA):

- Hazardous Substance (HS) Facility Response Plan (FRP)

EPA Subject Matter Experts: Rebecca Broussard and Melissa Kaps

Presented by: Francesco Maimone

Office of Resource Conservation and Recovery (ORCR)

Waste and Chemical Implementation Division (WCID)

Oil Spills and Chemical Accidents Requirements Branch (OSCAR)



CWA Hazardous Substance FRP Statutory Background

Resultant of the Exxon Valdez disaster:

Section 311(j)(5) of the Clean Water Act (CWA),
as amended by the Oil Pollution Act of 1990 (OPA 90):

The President shall issue regulations which
require an owner or operator of a ... facility ...
to prepare and submit a plan for responding,
to the maximum extent practicable to a worst-case discharge,
and to a substantial threat of such a discharge,
of oil or a hazardous substance.



CWA Hazardous Substance FRP Regulatory Background

Oil FRP Requirements

1994 40 CFR part 112, subpart D

Hazardous Substance FRP Requirements

March 2024 Final rule published

February 2026 ANPRM Published

March 2026 Delay Rule Published



CWA Hazardous Substance FRP Important Dates

June 1, 2027

FRP current due date

Facilities are required to submit response plans to EPA for review (facility response plans need to be recertified every 5 years after initial review/approval)

June 1, 2030

Proposed Rule FRP due date



CWA Hazardous Substance FRP Delay - Proposed Rule

EPA proposed:

- Extend the CWA hazardous substance FRP compliance date by three years: FRP due date proposal from June 1, 2027 to June 1, **2030**.
- Consider implementation and compliance assistance tools.
- Language modifications to update climate change and environmental justice policies.

Comment period is closed.

Docket ID: EPA-HQ-OLEM-2021-0585-0001



CWA Hazardous Substance FRP Advanced Notice of Proposed Rulemaking (ANPRM)

Seeks feedback on potential amendments to address implementation challenges and clarifies requirements from the 2024 final rule.

The proposed amendments include opportunities to address regulatory burden while maintaining planning requirements to protect human health and the environment when responding to Clean Water Act Hazardous Substance worst case discharges.

EPA is accepting comments on this proposal through May 19, 2026

Docket ID: EPA-HQ-OLEM-2025-1707



SERC-TERC Monthly Newsletter

Due to limited resources and content,
we are not distributing the SERC-TERC Newsletter
until further notice.

Consider signing up for the NASTTPO distributions
to receive program updates in your email.



Oil & Chemical Accident Prevention Program

Infocenter-chemical-oil@epa.gov

Oil Information Center

800-424-9346 or TDD 800-553-7672

Office of Enforcement and Compliance

James Miles Miles.James@epa.gov

Joe Varco Varco.Joe@epa.gov

Daniel Williams Williams.Daniel.D@epa.gov