



MEMORANDUM OF RESPONSE

To: Cory Bailey, Regulatory Policy Advocate, Lt. Governor's Office

From: Mandi Payton, Rules Coordinator

Date: April 29, 2016

Memorandum of Response to CSI Review – Beneficial Use Rules (OAC § 3745-599-01; 3745-599-02; 3745-599-03; 3745-599-05; 3745-599-10; 3745-599-20; 3745-599-25; 3745-599-30; 3745-599-35; 3745-599-60; 3745-599-200; 3745-599-210; 3745-599-220; 3745-599-310; 3745-599-320; 3745-599-330; 3745-599-334; 3745-599-335; 3745-599-340; 3745-599-345; 3745-599-350; 3745-599-360; 3745-599-370)

Recommendations

On April 28, 2016, Ohio EPA received the Recommendations for the Division of Materials and Waste Management Beneficial Use Rules (OAC 3745-599) Rules.

The CSI memorandum stated that:

“The draft rules are intended to make industrial wastes more accessible for beneficial use, which will benefit many businesses. The requirements to ensure that the right materials are used in a proper way are within reason. Additionally, it is clear that OEPA has taken stakeholder input seriously and included as much flexibility in the rules as possible. Following review of the draft rules, BIA, and stakeholder outreach, it has been determined that the standards espoused by the CSI Office have been met, and the adverse impacts of the draft rules are justified.

For the reasons discussed above, the CSI Office does not have any recommendations for this rule package.

Based on the above comments, the CSI Office concludes that the Ohio Environmental Protection Agency should proceed with the formal filing of this rule package with the Joint Committee on Agency Rule Review.”

Next Steps

At this time, it is Ohio EPA's plan to move forward with the original filing of these rules with the Joint Committee on Agency Rule Review.

If you have any questions please contact Mandi Payton at 614-644-2782.