

Revisions to the MTCA and SMS Rules

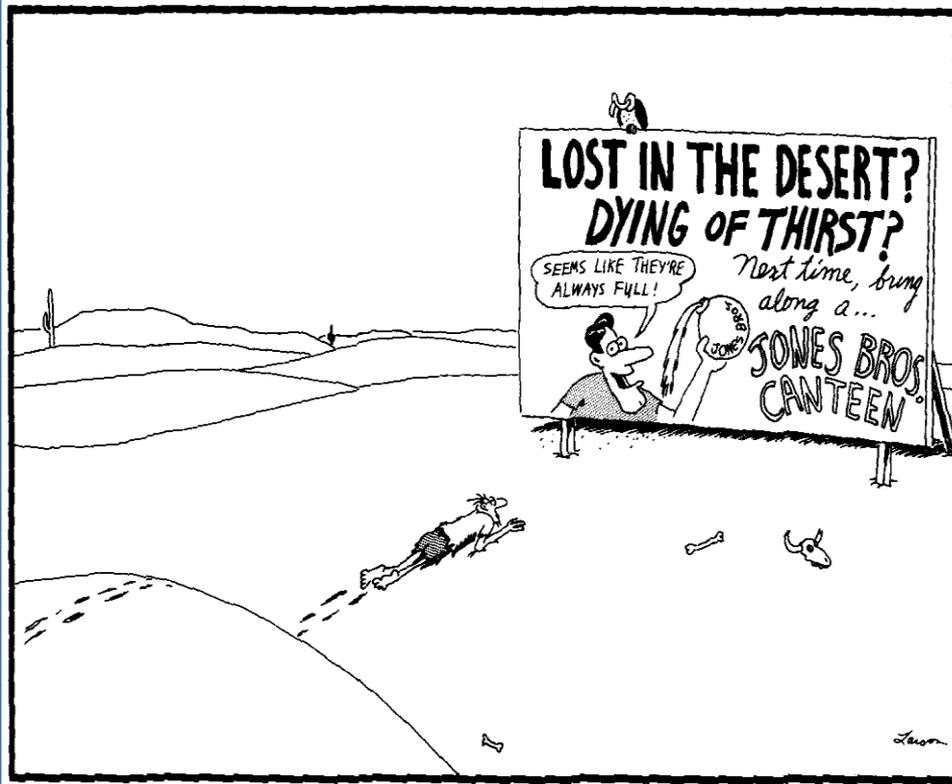
Goals, Expectations and Challenges

November 20, 2009

Overview of Expectations

- Expectations for Rule Process
- Expectations for Advisory Groups
- Expectations for Ecology
- Expectations for Issues
- Expectations for Communication

Expectations for Rule Process



- Meetings will sometimes be exhausting.
- You will be frustrated with Ecology.
- We will need to adapt the process along the way.
- Process designed to provide broad input – not consensus.
- Rule changes will be worthy of your time and expertise.

Discussion Phases

Kickoff Meeting

Issue Discussions
Decision Frameworks

Dec 2009 -
Feb 2010

Issue Discussions –
Specific Topics

Feb 2010 –
April 2010

Draft Rule Review

Spring 2010

Informal Public Review

Summer
2010

Formal Public Review

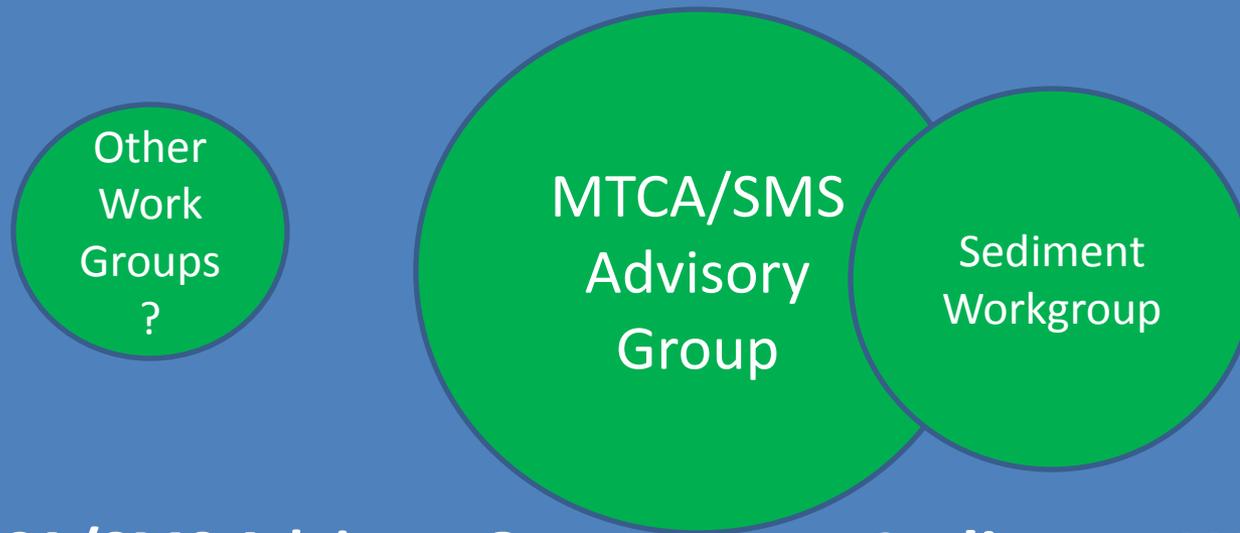
Fall 2010/ Winter 2011

Expectations for Advisory Groups

- Bring wealth of knowledge and diverse views.
- Ask tough questions and identify thorny issues.
- Members will participate in finding workable answers.



Multiple Advisory Groups



MTCA/SMS Advisory Group

- 18-20 members
- Review technical and policy issues surrounding Ecology proposals for MTCA and SMS rule revisions
- Provide advice on regulatory analyses
- 8-10 meetings

Sediment Work Group

- 8-10 Members
- Scientific/technical focus.
- Work with Ecology staff on initial sediment cleanup proposals for review by MTCA/SMS Advisory Group
- 4-6 Meetings

Two Rules with Common Challenges

- Establishing risk-based cleanup standards
 - Reasonable maximum exposure
 - New EPA guidance for cancer risk assessment
- Consideration of background concentrations
- Institutional controls
- Consideration of cross-media transfer
- Rules vs guidance

Expectations for Ecology



- Will be prepared to discuss issues
- Listen
- Objectively evaluate what we hear
- Make timely decisions on rule issues
- Provide the rationale for decisions

Expectations on Issues (cont.)

- Sediment cleanup requirements
- Vapor intrusion requirements
- Science/Technical/Legal Issues
 - Early-life stage adjustments to cancer slope factors
 - Fish consumption rates
 - Institutional controls
- Regulatory analyses to support rulemaking

Expectations on Communication



- 2-way communication is key to successful process
- Speak up at meetings – respect others
- Send us follow-up e-mails
- Have follow-up phone calls