



MTCA/SMS Rule Revisions

Introductory Remarks

November 20, 2009

Welcome



Thank you for agreeing to participate in the rule process.

Why Revise the MTCA & SMS Rules?

- Ecology implementation experience
 - Sediment cleanup requirements in MTCA and SMS rules do not always fit neatly together
 - Accumulation of frequently-occurring issues
- Public feedback
 - Comments during scoping meetings
 - Comments on issue summaries

What Did We Hear About the Rules?

- MTCA and SMS rules work pretty well – except when they don't
 - MTCA & SMS do not always fit neatly together
 - Vapor intrusion provisions are unclear
- There are some conflicts with new science and new laws
- It is not all about the rules!
 - Guidance/Model Remedies
 - Training

Scope of Rule Updates

- CR-101 Rulemaking Notice (February 2009)
 - Get rid of confusion for sediment cleanups
 - Update/clarify vapor intrusion provisions
 - Consider new science
 - Incorporate requirements in new laws
- We also want to look at relationship between SMS rule and Dredged Material Management Program (DMMP) guidelines for open water sites.

Advisory Groups

- Group members
 - Smart and knowledgeable people
 - Diverse viewpoints
 - Balance of interests
 - Work well with others
- Tried to stretch opportunities by having two groups – there are limits
- Facilitation to maximize use of people's time and expertise
- Looking for input/review- not consensus

Challenges

- Maintaining focus on priority issues
- Creating better balance between defining problems and finding solutions
- Adapting to rule discussions and evolving agency budget realities
- Constructively using the experience and expertise in this room

CLOSING



The main thing is to make sure the main thing stays the main thing.