**What is the Affordable Clean Energy Rule?**

EPA has proposed a new rule for greenhouse gas emissions at power plants called the Affordable Clean Energy Rule (ACE) Rule. This rule is a replacement for the controversial Clean Power Plan (CPP) Rule.

The CPP Rule was developed by the Obama Administration, and it put some definite limits in place to reduce greenhouse gas emissions at power plants. The rule created quite a bit of controversy and EPA was taken to court by a number of parties. The Trump Administration and EPA put the CPP on hold in order to review it for potential repeal and replacement. The new ACE Rule is the result of this review.

With the new ACE Rule, EPA hands over greater power to the states to set their own limits. According to EPA, ACE will reduce greenhouse gas emissions through four actions:

1. Defines a “Best System of Emission Reduction”, for existing power plants based on heat rate efficiency improvements;
2. Provides states with an example list of technologies that may be used in their rules to establish standards of performance;
3. Updates the New Source Review permit program to further encourage efficiency improvements; and,
4. Puts the regulation in Clean Air Act section 111(d) to give states time to develop their own plans.

Opponents of the original CPP Plan say that while limiting greenhouse gas emissions is very important, the makeup of the CPP Plan went too far. It would create burdensome regulation and a tremendous negative economic impact. Coal industry advocates are happy with the ACE Rule in that it will save coal industry jobs. Also, giving the responsibility back to the states will allow states to customize their rules for the conditions and economies around them.

Critics of the new ACE Rule say the new regulations will not nearly reduce the emissions the CPP would have. There is some fear it’ll allow states to write less strict regulations that the power companies will be able to get around. Other say the new rule appears to be an appeasement to the coal industry.

EPA says that replacing CPP with ACE will save $400 million in net benefits and $400 million in compliance burden, will still reduce greenhouse gas emissions, and may reduce carbon dioxide emissions even as much as 33-34% from 2005 which is even more than what CPP projected.

The ACE Rule is available for comment and there will be a public hearing scheduled. The D.C. Circuit Court will also have to determine if it is a suitable replacement for the CPP rule, which is still on hold with the court.

**EPA Issues Changes to 6H NESHAP for Paint Stripping and Surface Coating**

EPA has issued Final Rule updates to 40 CFR Part 63, subpart HHHHHH, the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Paint Stripping and Miscellaneous Surface Coating Operations at Area Sources. This NESHAP standard applies to companies coating miscellaneous parts/products made of metal, plastic or a combination, anyone stripping paint using methylene chloride, or conducting motor vehicle/mobile equipment refinishing.

EPA issued the changes as part of its technology review. They didn’t find any new developments in practices, processes or controls that warranted changing existing rules, but they did decide to take the opportunity to update and clarify some of the items in the current requirements.

Here is a summary of what has changed in the regulation:

**Electronic Reporting**

Rather than mailing reports to EPA, you will now be required to be submit electronically through the CEDRI/CDX platform. This includes initial notifications, notifications of compliance status changes, annual notification of changes reports and the report required in 40 CFR 63.11176(b).

**HAP Content**

EPA updated the definition of a “target HAP containing coating” to clarify that compliance is based on the hazardous air pollutant (HAP) content of the coating applied to the part, not the content purchased.

**Spray Gun Cups and Liners**

For spray guns with disposable cap liners, EPA amended “spray-applied coating operations” to clarify that the allowance to use spray guns outside of a spray booth is based on the volume of the spray gun cup liner, not volume of the cup itself. They also clarified that repeatedly refilling and reusing the 3.0 fl. oz. cup or cup liner, and/or using multiple liners for a single spray-applied coating operation will be considered trying to circumvent the regulation and you can be fined for this.

**Exemptions Became Easier**

If motor vehicle/mobile equipment spray coating operations don’t spray apply coatings that contain the target HAP, rather than the current petition for exemption process, the rule now allows companies to submit notifications to the Administrator. This process is meant to be simplified and easier. All records to support the notification shall still be kept as a backup to support the notification, but those records don’t need to be sent to the administrator.

**Military Equipment: Tanks and Submarines**

The NESHAP no longer applies to surface coating or paint stripping on tanks and submarines when that work is conducted onsite at military installations, NASA, or at the National Nuclear Security Administration. It also doesn’t apply when conducted offsite where military munitions or equipment are manufactured by or for the Armed Forces and that equipment is directly and exclusively used for the purposes of transporting military munitions.

**OSHA Carcinogen References**

EPA removed references to OSHA’s carcinogens because OSHA no longer spells out what those are. Instead, EPA will be putting in their own list. These will include target HAPs that must be counted if they’re present at 0.1% by mass or greater. All other HAPs will be counted if present at 1.0% or greater by mass.

**No Non-HAP Solvents**

The term “Non-HAP solvent” will be removed because there’s no requirement in the standard to use them and there is no other place where this is used.

**Filter Test Method**

EPA updated the spray booth filter test method to the most recent ASHRAE method, ANSI/ASHRAE Standard 52.2-2017 Method of Testing General Ventilation Air-Cleaning Devices for Removal Efficiency by Particle Size. The standard also now includes a reference to EPA Method 319-Determination of Filtration Efficiency for Paint Overspray Arrestors as an alternative method. EPA Method 319 is the same one referenced in the NESHAP for Aerospace Manufacturing and Rework to test paint spray booth filters for hexavalent chromium emissions.

For more information about changes to the rule, you can find the final rule in its entirety [**here**.](https://envirofdok.us11.list-manage.com/track/click?u=d8a2cb3217a51b5c96acc5186&id=75946d4821&e=70f52d0762)

**Fall Protection Self-Retracting Lifelines Under Recall**

If your company uses DBI-SALA self-retracting lifelines, you may be subject to a recall. 3M has issued a stop use recall on the DBI-SALA Twin-Leg Nano-Lok *edge* and the Twin-Leg Nano-Lok Wrap self-retracting lifelines. If you have any of these, stop using them immediately and take them out of service. All models manufactured since 2013 are affected.

Although no injuries have occurred yet, 3M has found that the energy absorbers may not properly deploy, which could result in serious injury or death.

**What are Self-Retracting Lifelines?**

Self-retracting lifelines are part of a fall protection system. They are placed above a worker’s head and work much like seat belts do. They pull out and retract, but when tugged or a force is applied, an internal mechanism acts as a brake to shorten the distance of a fall. Both of the affected DBI-SALA models are used to connect two self-retracting lifelines under the D-ring of a fall protection harness. The *edge* model anchors at foot level and the Wrap Back wraps around the anchor.

**I’m Affected by the Recall – Now What?**

If you have one of these models, you can either return it to 3M to be fixed, repaired, or replaced at 3M’s expense. If 3M has not been able to determine a fix or a certified solution for your particular model, you may choose to send it back for a $200 refund. Once repair solutions are determined, and model SKU numbers have been certified, the cash option will not be available. As of August 8, 2019, 3M has only found a fix for the *edge* model, not the Wrap-Back.

For the *edge* model, 3M announced a fix had been certified to ANSI standard Z359.14 about 2 weeks after the recall notice. Once the unit has been repaired, it will have a green checkmark on the front label. This fix will only be available in regions that recognize the ANSI standard as a regulatory certification. If you are located in an area where additional certifications are required for fall protection devices, 3M will be working to receive those certifications.

3M specifies that until it can fix your Nano-Lok *edge* models, none of its other twin-leg self-retracting lifelines are approved for use over sharp edges or abrasive edges. That was the key feature of the *edge* model.

**Get the Recall Notice**

To learn more about this recall and to see if your model numbers are affected, check out the recall website at <https://www.nanolokedgerecall.com/>.

**Required Fall Protection Inspections**

When was the last time you had your fall protection devices inspected? Did you know iSi conducts the required routine fall equipment inspections for a number of our clients? Let us give you a different pair of eyes in inspection, and help you check this requirement off your to-do list! [Contact us today](https://isienvironmental.com/index.php/pricing/)!

**Central U.S. / Region VII**

**Region VII (KS, MO, IA, NE)**

**Midwest Environmental Compliance Conference (MECC)  
Sept. 13-14, 2022 | Overland Park | In-Person & Online |**[**https://mecconference.com/september-13-14-2022/**](https://mecconference.com/september-13-14-2022/)

**Region VII VPPPA Midwest Safety and Health Conference  
Postponed until May 2022 | Des Moines |**[**http://regionviivpp.org/**](http://regionviivpp.org/)

**Kansas**

* **KDHE Environmental Conference  
  Aug. 11-12, 2021 | Online | Free**

**Kansas Safety and Health Conference  
Oct. 11-14, 2022 | Manhattan KS | In-Person |**[**https://www.dol.ks.gov/ishconference**](https://www.dol.ks.gov/ishconference)

**Missouri**

* **Mid-America Safety, Health & Environmental Conference and Expo  
  Sept. 1-2, 2021 | Springfield | In-Person**

**Greater St. Louis Safety & Health Conference  
Oct. 13, 2022 | St. Louis | In-Person |** [**https://www.stlsafety.org/meeetingsevents**](https://www.stlsafety.org/meeetingsevents)

**Missouri Water Seminar  
July 28, 2022 | Online |** [**https://regform.org/seminar/22waterseminar/**](https://regform.org/seminar/22waterseminar/)

**Missouri Air Seminar  
Nov. 1, 2022 | Online |** [**https://regform.org/seminar/22airseminar/**](https://regform.org/seminar/22airseminar/)

**Nebraska**

**Nebraska Safety & Health Summit  
Oct. 31-Nov. 1, 2022 | Omaha | In-Person |**[**https://www.safenebraska.org/conferences-events/safety-health-summit**](https://www.safenebraska.org/conferences-events/safety-health-summit)

**Iowa**

**Hawkeye on Safety  
Sept.8, 2022 | Coralville | In-Person |**[**https://hawkeyeonsafety.com/**](https://hawkeyeonsafety.com/)

**Iowa Governor’s Safety & Health Conference  
Nov. 1-2, 2022 | Des Moines | In-Person |**[**https://www.iowagshc.com/**](https://www.iowagshc.com/)

**Central U.S. / Region VI**

**Region VI (OK, TX, NM, LA, AR)**

**Region VI VPPPA  
May 23-26, 2022 | San Antonio, TX | In-Person |**[**https://regionvivpp.org/conference**](https://regionvivpp.org/conference)

**Oklahoma**

**Oklahoma Safety and Health Conference  
Aug. 1-4, 2022 | Norman, OK | In-Person |**[**https://www.oksafety.org/conference**](https://www.oksafety.org/conference)

**Environmental Federation of Oklahoma (EFO) Annual Meeting & Trade Show  
Oct. 10-12, 2022 | Midwest City, OK | In-Person |**[**http://envirofdok.org/event/31st-efo-annual-meeting-and-trade-show/**](http://envirofdok.org/event/31st-efo-annual-meeting-and-trade-show/)

**Southeast / Region IV**

**Region IV (GA, AL, MS, KY, TN, NC, SC, FL)**

**Region IV VPPPA Safety + Symposium  
Aug. 23-25, 2022 | Washington, DC | In-Person |** [**https://www.vpppa.org/events/safety-symposium/**](https://www.vpppa.org/events/safety-symposium/)

**Georgia**

**Georgia Environmental Conference  
Aug. 23-26. 2022 | Jekyll Island | In-Person |**[**https://georgiaenet.com/**](https://georgiaenet.com/)

**Georgia Safety, Health and Environmental Conference  
Sept. 7-9, 2022 | Savannah | In-Person |** [**https://www.gasafetyconference.com/**](https://www.georgiaconference.org/event/14f96d59-0c65-418f-b20d-062c1dd00593/summary?fbclid=IwAR1GJ5GgXgoFB3H78WPjFaWNPfopCGfDpOkJ6TKXIDaj6ysOVy4uC8faAU0)

**Tennessee**

**Chattanooga Regional Manufacturers’ Association Environmental, Health and Safety Summit  
November 16, 2022| Chattanooga | In-Person |** **http://cma1902.com/events-archive/crma-environment-health-safety-summit/**

**Tennessee Environmental Network Show of the South  
May 10-13, 2022 | Chattanooga | In-Person |** [**https://www.tennesseeenet.com/**](https://www.tennesseeenet.com/)

**Alabama**

**Alabama Governor’s Safety and Health Conference  
Aug. 29-Aug. 31, 2022 | Orange Beach | In-Person** https://training.ua.edu/governors/registration/

**Manufacture Alabama HR, Safety & Environmental Conference  
Nov. 9-10, 2022 | Birmingham |**[**https://business.manufacturealabama.org/events/Details/2022-hr-safety-and-environmental-conference-548738?sourceTypeId=Website**](https://business.manufacturealabama.org/events/Details/2022-hr-safety-and-environmental-conference-548738?sourceTypeId=Website)

**North Carolina**

**NC Statewide Safety Conference  
May 10-12, 2022 | Beaufort |**[**Learn More**](https://ncsafetyconference.com/)

**Carolina Star Safety Conference  
Sept. 14-16, 2022 | Greensboro | In-Person |**[**https://www.carolinastar.org/**](https://www.carolinastar.org/)

**Eastern Carolina Safety & Health Conference  
April 28, 2022 |**[**Learn More**](https://www.ecshs.com/)

**South Carolina**

**South Carolina Environmental Conference  
March 12-15, 2023 | Myrtle Beach | In-Person |**[**https://www.scwaters.org/mpage/scec**](https://www.scwaters.org/mpage/scec)

**ASSP Region VI Conference  
Sept. 14-16, 2022 | Myrtle Beach | In-Person and Online |**[Region VI ASSP PDC (regionsixpdc.com)](https://regionsixpdc.com/)

**NSC Southeast Regional Conference & Expo  
Apr. 12-14, 2022 | Charleston |** [**https://sece.nsc.org/SECE2020/Public/enter.aspx**](https://sece.nsc.org/SECE2020/Public/enter.aspx)

**National Conferences**

**American Industrial Hygiene Conference and Expo (AIHCE) EXP 2023**  
May 22-24, 2023 | Phoenix | [Learn More](https://www.aihceexp.org/)

**American Society for Safety Professionals (ASSP) Conference and Expo**  
June 27-29, 2022  | Chicago | In-Person and Online | [Learn More](https://safety.assp.org/)

**National Safety Council (NSC) Safety Congress**  
Sept. 19-21, 2022 | San Diego| In-Person| [Learn More](https://congress.nsc.org/nsc2022/public/enter.aspx)

**Alliance of Hazardous Materials Professionals (AHMP) National Conference**  
Aug. 27-30, 2023 | Omaha | [Learn More](https://www.ahmpnet.org/page/National_Conference)

**National Association of Environmental Professionals (NAEP) Annual Conference and Training Symposium**  
May 7-10, 2023 | Phoenix | [Learn More](https://www.naep.org/)

**National Environmental Health Association (NEHA) Annual Education Conference & Exhibition**  
June 28–July 1, 2022 | Spokane |  In-Person and Virtual | [Learn More](https://www.neha.org/2022-annual-educational-conference-exhibition)

It’s a new reporting year and time to plan for 2022 reporting and compliance deadlines. Mark your calendars with these environmental and safety reporting deadlines.

**EPA/Environmental**

* **March 1**: [EPCRA SARA Tier II (311 and 312)](https://isienvironmental.com/index.php/epcra-tier-ii-blog/)
* **March 1**: [Hazardous Waste – Biennial Reports for Large Quantity Generators](https://isienvironmental.com/biennial-hazardous-waste-blog/)
* **March 31**: Greenhouse Gas Emissions Report
* **April 1**: Air Emissions Inventory: Class I and Class II
* **July 1**: [EPCRA SARA Form R Toxic Release Inventory (313)](https://isienvironmental.com/index.php/tri-form-r-blog/)
* **July 1:**[Mercury Inventory Report, per TSCA](https://isienvironmental.com/mercury-reporting-blog/)
* **July 15**: Annual PCB Report, per TSCA
* **July 31**: Voluntary Form R or Form A Revisions to TRI-MEweb
* Small Quantity Hazardous Waste Generators Requirement to Update Site Notification Information Every 4 Years
* [Annual Supplier Notifications per EPCRA Section 313](https://isienvironmental.com/chemical-notification-blog/)
* [Required Annual Environmental Training in Specific Topics](https://isienvironmental.com/annual-environmental-training-blog/)

**OSHA/Safety**

* **February 1**: OSHA Annual Injury and Illness Summary: Post from February 1st through April 30th
* **February 15**: OSHA VPP Sites Submit Annual Injury and Illness Rates per Annual Submission Document for VPP Sites
* **March 2**: OSHA Electronic Injury and Illness Reporting for 2021
* Process Safety Management
  + [Hazard Analysis Revalidation (every 5 years)](https://isienvironmental.com/what-is-psm-blog/),
  + [Compliance Evaluation (every 3 years)](https://isienvironmental.com/psm-compliance-blog/),
  + [Training (every 3 years)](https://isienvironmental.com/what-is-psm-blog/)
* [Annual Respirator Fit-Testing and Respiratory Protection Training](https://isienvironmental.com/respirator-issues-blog/)
* Annually Required or Year-Based OSHA Safety Program Reviews
* [Required Annual Training in Specific Topics](https://isienvironmental.com/index.php/annual-safety-training-blog/)

**DOT/Transportation**

* **June 30**: [DOT Registrations](https://isienvironmental.com/dot-registration-blog/)
* Hazmat Refresher Training:
  + [DOT (Every 3 Years),](https://isienvironmental.com/dot-training-blog/)
  + IATA (Every 2 Years),
  + [IMDG (Every 3 Years)](https://isienvironmental.com/imdg-blog/),
  + FAR Part 145 for Certified FAA Repair Stations (Every 2 Years)

**State and Local Reporting Dates**

There are other environmental and/or safety reports you must complete, but due dates may vary according to your state and local regulations or when your permits or reports were first completed. Some examples include:

* Title V Air Permits (Semi-Annual Compliance Certifications)
* Hazardous Waste Reports
* Wastewater Discharge Certifications and Monitoring Reports
* Groundwater Monitoring Reports
* Air MACT Certifications, Deviation Reports and Summary Reports
* Stormwater Reports, Inspections and Sampling
* Boiler Reports

Stay tuned to our blog for any updates or notices of new regulations.

Because environmental and safety regulations vary from state to state, city to city, there may be additional requirements for your company which are not listed above. If you need assistance in determining which of these apply to you, or assistance with completing these reports and permits, iSi would love to help! Please contact us for more information and pricing.

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**EPA/Environmental**

* [EPCRA Annual Supplier Notifications](https://isienvironmental.com/chemical-notification-blog/) for Chemical or Chemical Mixture Manufacturers or Processors: With first shipment of a chemical in the calendar year
* [EPCRA SARA Tier II (311 and 312)](https://isienvironmental.com/index.php/epcra-tier-ii-blog/): March 1
* Greenhouse Gas Emissions Report: March 31
* Air Emissions Inventory: Class I:  April 1, Class II:  April 1
* [EPCRA SARA Form R Toxic Release Inventory (313)](https://isienvironmental.com/index.php/tri-form-r-blog/): July 1
* Small Quantity Hazardous Waste Generators Requirement to Update Site Notification Information Every 4 Years: Starts Sept. 1
* [Required Annual Training](https://isienvironmental.com/index.php/annual-environmental-training-blog/)

**OSHA/Safety**

* OSHA Annual Injury and Illness Summary: Post from February 1 through April 30
* OSHA Electronic Injury and Illness Reporting for 2020: March 2
* [Required Annual Training](https://isienvironmental.com/index.php/annual-safety-training-blog/)
* Respirator Fit-Testing
* Annually Required or Year-Based OSHA Safety Program Reviews

Keep an eye on OSHA to update language, include newer technology considerations, and to clarify some of its existing programs in the coming year. Some may include Hazcom, Lockout/Tagout, Mechanical Power Presses, PPE in Construction, Powered Industrial Trucks Design, Walking and Working Surfaces and Drug Testing/Incentives Rule.

**DOT/Transportation**

* DOT Registrations: June 30
* Hazmat Refresher Training: DOT (Every 3 Years), IATA (Every 2 Years), IMDG (Every 3 Years), FAA FAR Part 145 for Certified FAA Repair Stations (Every 2 Years)

**Other State-Specific and Local-Specific Reporting Dates**

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* Wastewater Discharge Certifications and Monitoring Reports
* Groundwater Monitoring Reports
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* Title V Air Permits (Semi-Annual Compliance Certifications)
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* [EPCRA SARA Tier II (311 and 312)](https://isienvironmental.com/index.php/epcra-tier-ii-blog/): March 1st
* Hazardous Waste – Biennial Reports for Large Quantity Generators: March 1st
* Greenhouse Gas Emissions Report: March 31st
* Air Emissions Inventory: Class I: April 1st, Class II: April 1st
* [EPCRA SARA Form R Toxic Release Inventory (313)](https://isienvironmental.com/index.php/tri-form-r-blog/): July 1st
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* [Required Annual Training](https://isienvironmental.com/index.php/annual-environmental-training-blog/)

**OSHA/Safety**

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