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## An Overview of Current ECOS Resolutions August 2016

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#### **PURPOSE**

The Environmental Council of the States (ECOS) periodically adopts resolutions to document policy determinations agreed upon by its members. ECOS has 56 current resolutions covering a variety of categories. All resolutions are available on ECOS' website, however, they are posted by subject matter making a comprehensive and holistic assessment of all current resolutions challenging. As such, the purpose of this report is to present an overview of current ECOS resolutions to allow the reader to view in a single place the range of issues with which state environmental leaders are engaged through ECOS. This report is responsive to Goal 4 of the ECOS Five Year Strategic Plan (2016-2020), ECOS as a Voice in Environmental Policy, which calls for ECOS to ensure the purpose and process for advancing resolutions is working to address ECOS members' environmental concerns.

The report provides an overview of current ECOS resolutions, including a brief historical look at all ECOS resolutions, to allow interested parties to take a high level view of subject matter areas in which ECOS has voiced a consolidated states perspective, now and in the past. Appendix 1 of this report is a *Table of Current Resolutions with Summaries*; Appendix 2 is an *Index of Key Terms in Current ECOS Resolutions*. It is worthy of note that ECOS also expresses state perspective in formats other than resolutions, such as letters, testimony, and in meeting and conference dialogue.

## **BACKGROUND**

The Environmental Council of the States is the national, nonprofit, non-partisan association of state and territorial environmental commissioners founded nearly 25 years ago. The purpose of ECOS is to improve the capability of state environmental agencies and their leaders to protect and improve human health and the environment of the United States of America.

Because ECOS is a national organization, there may not be consensus on all environmental issues, but there may be a number of issues on which substantial consensus among a significant majority of States does occur. When ECOS does arrive at policy determinations, they are transcribed in one of the following manners: resolution, statements of principles, letters, testimony, or surveys/member polls. ECOS' resolutions always take precedence over any other policy position, with the most recent resolutions taking precedent over older ones.

#### **RESOLUTION PROCESS**

The ECOS resolution process is outlined in the ECOS bylaws. According to the bylaws, resolutions or amendments to current resolutions may be introduced by the ECOS Executive Committee or referred to the Executive Committee by any member or group of members. The Executive Director also may introduce resolutions related to internal ECOS matters or which provide guidance, other than environmental policy guidance, to ECOS staff. A Work Group or Forum may propose a resolution or amendment to a current resolution to the Executive Committee for recommendation to the general membership. To take action on resolutions, at least a quorum of ECOS members must vote.

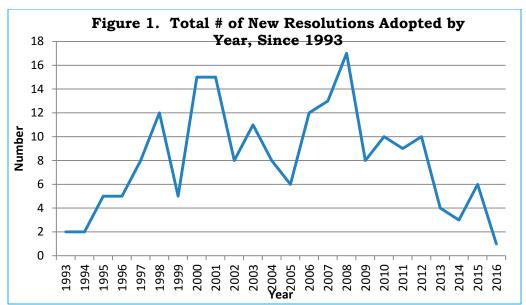
Resolutions or amendments to current resolutions are considered at the ECOS Spring or Annual (Fall) Meeting and adopted upon the approval of 85% of the ECOS members present or voting by proxy. Resolutions remain in effect for three years and then automatically are presented to the Executive Committee for review and determination regarding renewal or needed changes prior to the Spring or Annual (Fall) meeting three years from the date of adoption or continuance. As with new resolutions, all expiring resolutions will be announced by the Executive Committee at the ECOS meeting prior to the end of the resolutions' three year terms. Resolutions may be continued or amended by approval of 85% of members present or voting by proxy. Resolutions that are not continued or amended automatically expire without need for a vote.

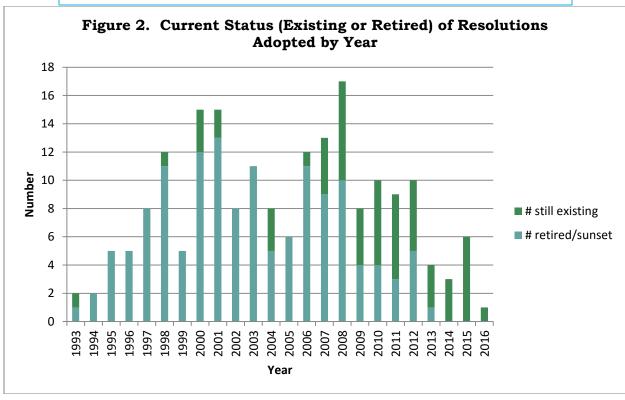
#### NUMBER AND CATEGORIES OF RESOLUTIONS

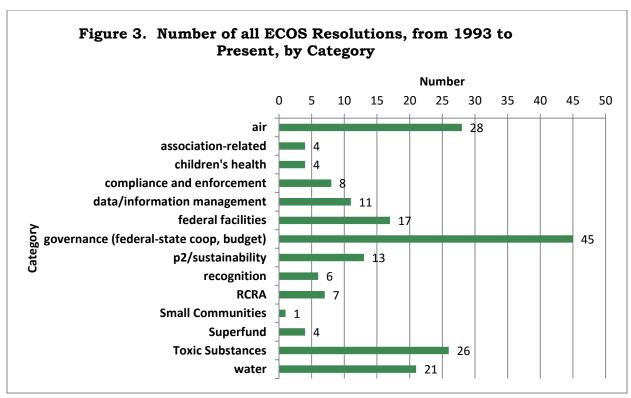
ECOS has adopted a total of 195 resolutions since 1993. Figure 1 illustrates the number of resolutions adopted per year, from 1993 to present. Figure 2 shows, for each year, the number of retired resolutions and the number of current resolutions. For the purpose of this report, all resolutions are grouped into the following 14 broad categories (in alphabetical order): air, association-related, children's health, compliance & enforcement, data/information management, federal facilities, governance (federal-state cooperation, budget), P2/sustainability, recognition<sup>1</sup>, Resource Conservation and Recovery Act (RCRA), small communities, Superfund, toxic substances, and water. While some resolutions may be characterized by more than one category, for the purpose of this report, only one category is used per resolution. Figure 3 illustrates the number of resolutions (retired and current) in each category. ECOS currently has 56 current resolutions; Figure 4 shows the breakdown of the current resolutions by category.

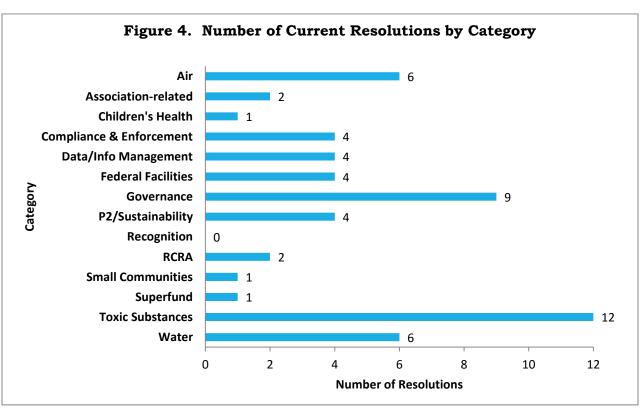
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<sup>&</sup>lt;sup>1</sup> Over the years, ECOS adopted several resolutions recognizing individuals who have been instrumental in advancing state environmental interests. Because ECOS has discontinued this practice, the "recognition" category is not included in the analysis of current resolutions.



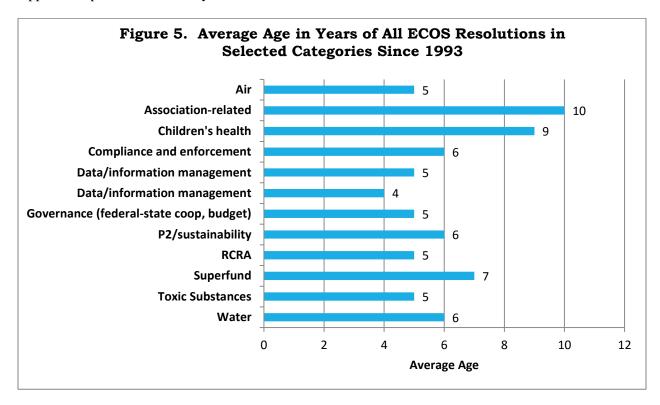






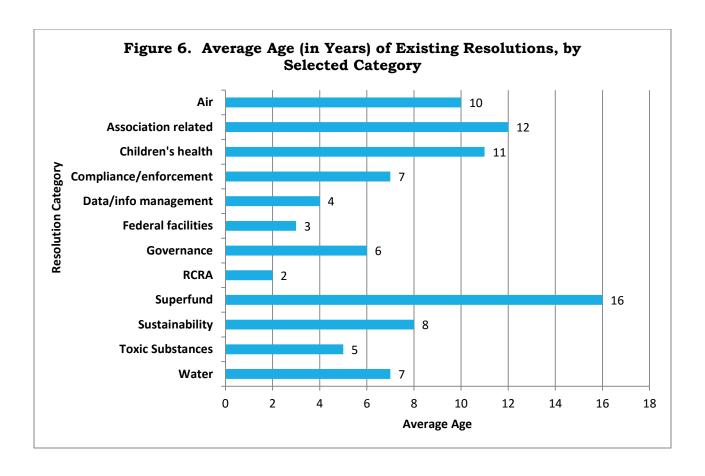
### **AGE OF RESOLUTIONS**

The age of ECOS' current resolutions ranges from less than one year (Resolution 16-1, adopted on April 11, 2016) to 23 years old (Resolution 93-2, adopted on December 4, 1993). Figure 5 illustrates the average age of all resolutions (retired and current) by category. Table 1 lists the longest surviving ECOS resolutions. Figure 6 shows the average age of only current resolutions. Appendix 1 provides an overview of all current and retired resolutions, organized by the year in which they were originally adopted. Appendix 2 lists the current ECOS resolutions by age, when first adopted, and number of updates. Appendix 3 provides a summary of all 56 current ECOS resolutions.



**Table 1.** Longest Surviving Active ECOS Resolutions

Years	Resolution	Title of Resolution								
<u>Old</u>	Number									
23	93-2	Resolution - Coordination with NGA								
18	98-9	EPA Enforcement in Delegated States								
16	00-9	Clarification of CERCLA Sovereign Immunity Waiver for Federal Facilities								
16	00-12	Change to the United States Environmental Protection Agency's "Once In, Always In" Policy								
16	00-1	On Environmental Federalism								
15	01-6	State Access to Confidential Business Information under the Toxic Substances Control Act								
15	01-7	Reducing Environmental Factors that Affect Asthma in Children								

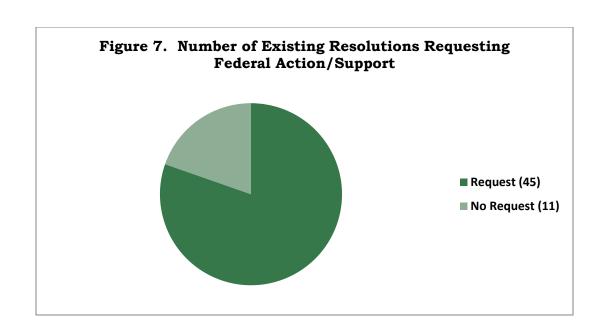


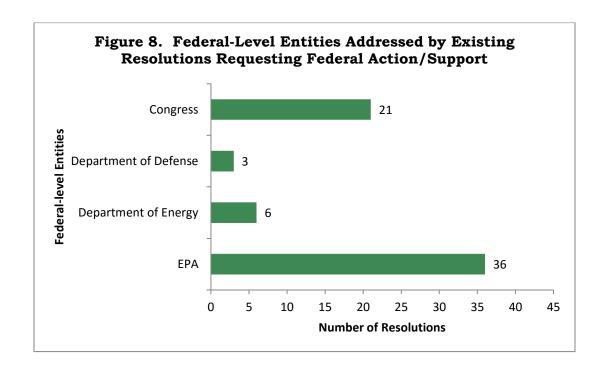
#### FEDERAL AGENCY FOCUS OF CURRENT RESOLUTIONS

As documents that establish ECOS' position on environmental topics ranging from broad issues like pollution to specific laws such as Executive Orders, resolutions also often call on agencies at the federal level for support. Of the 56 current resolutions, 45 (80 percent) request, or "urge" some type of action or support from the federal level (Figure 7). Among those 45 resolutions, four federal-level entities are addressed: Congress, Department of Defense (DOD), Department of Energy (DOE), and U.S. EPA (Figure 8). The majority of the 45 resolutions requesting action/support are directed to EPA (36), mainly for continued support and collaboration with states, and to Congress (21) for funding requests. Other than EPA, the resolutions request action or support from only two additional federal departments – DOD (3) and DOE (6). Note that Figure 8 does not take into account requests for action/support from *individuals* at the federal-level, which are directed on several occasions in the older resolutions.

## **CONCLUSION**

Since 1993, ECOS has memorialized its policy positions in 195 resolutions spanning a variety of categories. ECOS has 56 current resolutions, which are the focus of this report. Data regarding the resolutions is presented to provide the reader with an overview of the nature of ECOS policy concerns through time as well as an indication of the current areas of interest expressed by ECOS members. For further information, including access to all of the 56 current resolutions, please visit <a href="www.ecos.org">www.ecos.org</a>.





#### Appendix 1. Table of Current ECOS Resolutions, by Category, with Summaries

Appendix 3 is a table listing, by the 13 broad categories, the 56 current ECOS resolutions along with summaries of each. All of ECOS' 56 current resolutions compiled in this table can be found online at <a href="https://www.ecos.org">www.ecos.org</a>.<sup>2</sup>

In the table, each resolution is further organized by Scope and Key Terms. The scope of each resolution is either broad or specific, depending on whether the content of the resolution focuses on a specific topic within the broader Area of Focus. For example, Resolution 00-9, *Clarification of CERCLA Sovereign Immunity Waiver for Federal Facilities*, is grouped under federal facilities and waste for Area of Focus. However, the subject of the resolution is specifically on Executive Order 12580, and thus marked as specific in the scope column of the table.

Key Terms are words or sub-topics (not necessarily a term that explicitly appears in the resolution) that pertain to the content/summary of the resolution. There are over 100 key terms, compiled in an index at the end of the table. The key terms are intended to acquaint the user with the specific policies, agencies/organizations, and sub-topics of importance to ECOS' work. In addition to the key term table, a word cloud characterizing the key terms, is included as Figure

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<sup>&</sup>lt;sup>2</sup> The 56 existing resolutions are organized on the ECOS website by *area of focus*, which differs slightly from the categories used to distinguish resolutions in this Green Report. Additionally,

# APPENDIX 1. TABLE OF CURRENT RESOLUTIONS WITH SUMMARIES

Category: Air

No.	Title	Renewed	Expires	Area(s) of Focus	Scope	Key Terms		
		2015	9/2/2018	Air	specific	pollution, HAP emissions, MACT, EPA, source reduction, 1990 Pollution Prevention Act, CAA, permit		
00-12	Change to the United States Environmental Protection Agency's "Once In, Always In" Policy	ECOS calls on EPA to provide an exception to the "Once In, Always In" policy provisions that apply major source requirements after a source reduces and maintains its level of HAP emissions below major source thresholds and equivalent to maximum achievable control technology (MACT) if the reduction is made through the use of pollution prevention measures that are permanent and enforceable through permit conditions; and calls on EPA to provide an additional exception to the "Once In, Always In" policy provisions for a source that had a potential to emit above the major source threshold and actual emissions below the major source threshold, has continuously maintained actual emissions below the major source threshold, and maintained records that demonstrate such without the addition of pollution control equipment, becomes subject to a federally enforceable synthetic minor limit after the applicability date of the MACT, and would not be required to add pollution control equipment in order to comply with the MACT.						
		2013	9/17/2016	Air	broad	asthma, children, pollution, CAA, ASTHO, relations, federal support		
01-7	Reducing Environmental Factors that Affect Asthma in Children	ECOS acknowledges the critical importance of continuing to address asthma in children; endorses in concept the vision statement, goals, and topic areas for action put together by ECOS members and representatives of the Association of State and Territorial Health Officials (ASTHO) to work to ensure that asthma does not pose barriers to a health and active live for any child; commits to continued efforts to implement an action agenda to reduce the environmental factors that contribute to the burden of asthma for children; and expresses its intent to inform federal authorities of states' needs to reduce environmental triggers of asthma for children and to obtain resources needed to accomplish this.						
06-9	National Training Strategy Implementation and Funding	2015	9/2/2018	air	specific	CAA, NACAA, AAPCA, EPA, relations, National Training Strategy for Clean Air Officials, funding, federal support, APTI-Learn		
		ECOS endorses the concepts and proposals outlined in the "National Training Strategy For Clean Air Officials"; expects EPA to explore all available mechanisms for funding to provide training for air officials on an ongoing basis; encourages EPA to enhance the APTI-Learn (Air Pollution Training Institute) web site and associated learning management system to allow state, territorial, and local agencies to meet their reporting obligations to EPA under various grants; encourages EPA to plan and fund training for emerging and evolving programs; and urges EPA to provide timely and comprehensive training on air topics that will assist in building capacity among government partners.						
07-8	On the Need to Ensure that Up-to-Date Protective National Ambient Air Quality Standards and Implementation Rules are Timely Promulgated and Implemented					CAA, NAAQS, pollution, SIP, EPA, Congress, relations, compliance  QS to reflect current scientific information; of safety to public health; calls on EPA to		

No.	Title	Renewed	Expires	Area(s) of Focus	Scope	Key Terms			
		consider all relevant, well-conducted studies when NAAQS standards; urges EPA to make all data used to develop a proposed NAAQS easily accessible to the public; urges EPA to work with states to identify needed SIP process improvements; calls on EPA and Congress to recognize the state and local agency resources needed to meet NAAQS; calls on EPA to issue a proposed implementation rule concurrent with final NAAQs promulgation; encourages EPA to better align compliance dates for rules that reduce the same or different pollutants from the same source sectors; and urges EPA to educate sensitive populations about exposure to criteria pollutants during periods of high concentration.							
09-5	Funding for Clean Air Act Programs under Sections 103 and 105	agencies und under Section Section 103 recommenda and Section support ong the responsi	der Sections 10 on 103 authoric, so the funds of that without 105 funds; recoing and increbilities and ma	03 and 105 and that PM, toxics, a ty; recommends that new funding can be available for all states and the concurrence of state, territoria commends increasing future feder asing responsibilities; recommends	nd lead mo for monito territories, al, or local ral grants to ds that EPA red funding	CAA, pollution, federal support, funding, ozone for grants to state, territorial, and local clean air onitoring programs, among others, be funded oring activities be granted under the authority of regardless of their ability to match the grants; air agencies, EPA not earmark any Section 103 o state, territorial, and local air agencies to A work with the states and territories to modify g; and opposes EPA shifting PM2.5 monitoring			
10-7	Retention of Clean Air Act Waiver of California Emissions Standards and State Adoption of California Standards	2013 ECOS resoldevelop star law; comme California's	9/17/2016 ves that states idards as or mends EPA for i authority to a	air must be allowed to exercise their ore stringent than federal regulations to June 30, 2009 GHG waiver december 100 cm.	specific discretion ons, as lon sision; and ds for any	CAA, preemption, emission, vehicle, GHG, state authority, pollution, Congress to regulate pollutants within their borders and g as these standards do not conflict with federal urges Congress to retain and not limit air pollutant from any mobile source and any hissions standards.			

**Category: Association-related** 

No.	Title	Renewed	Expires	Area(s) of Focus	Scope	Key Terms			
	On Coordination with the National	2015	3/18/2018	n/a	broad	NGA, relations			
93-2	Governors' Association		ECOS will coordinate its positions with the Natural Resources Committee of the National Governors' Association; invite this committee to ECOS meetings; and ensure regular communication.						
		2015	9/2/2018	waste	broad	ITRC, ERIS, relations, EPA, DOE, DOD, training			
15-6	State and Federal Support of the Interstate Technology & Regulatory Council (ITRC)	mechanism approaches; environmen encourages and particip participation	for streamling supports ITF tall challenges state and terreation in ITRC in ITRC; en	ed interstate regulatory acceptant RC's efforts to expand its products; commends the state and territorial use of ITRC guidance do C training events; supports state	nce of innocts and servorial staff cuments; and territorial staff	continued success; endorses ITRC as a povative environmental technologies and evices beyond remediation to other and members of the ITRC for work; encourages state and territorial sponsorship orial environmental agency leadership and organizations; and appreciates and commends			

# **Category: Children's Health**

No.	Title	Renewed	Expires	Area(s) of Focus	Scope	Key Terms
04-6	Health	ECOS supp urges contir Prevention I impacts of t	nued support a Research; urg he built envir	and expansion of the Centers for ses support for the National Chil conment on children's health; en	r Children ldren's Stu courages	children, pollution, Executive Order 13045, National Children's Study, NIEHS, EPA, CDC, relations, federal support, funding rement of children's health and development; 's Environmental Health and Disease ady; encourages better understanding of the funding for state efforts promoting children's ers to promote children's environmental

# **Category: Compliance & Enforcement**

No.	Title	Renewed	Expires	Area(s) of Focus	Scope	Key Terms			
		2013	9/18/2016	compliance & enforcement	broad	EPA, Congress, relations, compliance, regulatory action			
98-9	U.S. EPA Enforcement in Delegated States	encourages coordinate compliance	ECOS encourages EPA to perform program oversight to not extend into individual state regulatory actions; encourages EPA regions to consult with a state prior to taking an enforcement action there; encourages EPA to coordinate with states in settlements; encourages clarification of state and federal roles in enforcement and compliance; states its support for the "Policy Framework for State/EPA Enforcement Agreements"; and encourages EPA to recognize a variety of approaches to monitor compliance and measure performance.						
		2015	3/18/2018	compliance & enforcement	broad	training, relations, federal support, funding, compliance			
09-1	Concerning Environmental Enforcement Training for State and Local Environmental Regulators	sustainable Regional A	ECOS recognizes the value of the Regional Environmental Enforcement Associations and encourages sustainable federal funding for them; expresses concern that EPA has funded a party disconnected from the Regional Associations to provide training to states that will not meet state needs; and encourages the use of supplemental sentencing penalties as a supplemental source of funding for the Regional Associations.						
		2016	4/11/2019	compliance & enforcement, legal trends	specific	state authority, regulatory action, relations, EPA, legal affairs, compliance			
13-2	The Need for Reform and State Participation in EPA's Consent Decrees which Settle Citizen Suits	ECOS affirms that state environmental agencies are co-regulators, co-funders, and partners with U.S. EPA; calls							
		2014	4/2/2017	compliance & enforcement, information management, sustainability	broad	CMS, relations, compliance, E-Enterprise, sustainability			
14-1	Next Generation Compliance Assurance and Performance Measurement	ECOS encourages EPA to collaborate with states to make innovation, stewardship, technology, and sustainability more integral to agency programs and actions; encourages EPA to collaborate with states to use innovative compliance and enforcement strategies as well as incentive programs to improve compliance; and indicates its plans to collaborate with EPA on Next Generation Compliance and E-Enterprise for the Environment.							

**Category: Data/Information Management** 

No.	Title	Renewed	Expires	Area(s) of Focus	Scope	Key Terms			
	Long-Term Financing for the National	2014	9/17/2017	information management, management & budget	specific	EPA, Exchange Network, relations, federal support, Congress, funding			
08-16	Environmental Information Exchange Network	ECOS supports continued implementation of the National Environmental Information Exchange Network; recognizes that ongoing operation and maintenance costs for the Exchange Network will be borne by all involved; requests EPA support for the use of programmatic grants for maintenance and operation of regulator data flows; and call on Congress to provide adequate funding for the Exchange Network.							
		2014	4/2/2017	information management	broad	data, FOIA, EPA, relations			
11-2	Respectful Use of Data	ECOS urges EPA to provide advance notice to states prior to the scheduled release of routine datasets; supports the process outlined in EPA's 2010 Data Verification Process for the release of routine data; encourages EPA to establish a pre-notification process to alert states to unscheduled releases of non-routine, unverified datasets; and asks EPA to provide context when releasing raw data.							
		2014	9/17/2017	information management, management & budget	broad	E-Enterprise, Exchange Network, relations, Congress, funding			
13-3	E-Enterprise for the Environment	ECOS affirms ECOS' commitment to E-Enterprise for the Environment including implementing recommendations in the states as practicable; and calls on Congress to provide funding for E-Enterprise for the Environment.							
		2013	9/18/2017	information management, management & budget	broad	data, EPA, relations, E-Enterprise, funding, state authority, training			
13-4	Environmental Performance Data and Metrics	adequately with states to with states to EPA work and the state programs at windows for adequate tra	disseminated regarding the co improve da with states to es; asks that Ind measuring r implementationing and ins	to allow states to focus their eff- proper metrics and interpretatio ta accuracy, streamline data req ensure that the data collected is EPA share federal data and data performance; requests that EPA tion for states to prepare for and truction materials for the impler	orts on pront of statut uirements meeting the analysis to a provide a l meet nev mentation	s are balanced, targeted, clearly defined, and ogram implementation; urges EPA to consult corily-required data; encourages EPA to work, and facilitate data transfers; requests that he decision making requirements of both EPA cols with the states to assist them in managing additional funding assistance and appropriate v requests for data; requests that EPA provide of revised data requirements; and requests allow data cost to be covered under program			

**Category: Federal Facilities** 

No.	Title	Renewed	Expires	Area(s) of Focus	Scope	Key Terms		
		2016	4/11/2019	federal facilities, management & budget	specific	clean-up, nuclear weapons, hazardous substance, FFA, facilities, DOE, FUSRAP, NNSA, relations, federal support, funding, Congress		
10-3	Cleanup Budgets for the Nuclear Weapons Complex	and the Army Corps officials request annual budgets to ensure enough funds are provided to all sites to achieve cleanup milestones on schedule; urges Congress to appropriate the levels of funding necessary to ensure annual budgets are fully compliant; and urges DOE and the Army Corps to establish mechanisms whereby any cost savings that result from accelerated cleanups are recouped and redirected toward funding other site cleanups within the nuclear weapons complex.						
		2015	9/2/2018	federal facilities, waste	broad	DOE, waste management, nuclear, radioactive, Congress, relations, federal support, state authority, funding, facilities		
12-6	Urging Collaboration between Federal Agencies and States to Manage High-Level Radioactive Waste and Spent Nuclear Fuel	ECOS encourages the Department of Energy, the Nuclear Regulatory Council, and EPA to collaborate and fund the development of health and environmental standards and model state laws and regulations to guide the site						
15-5	On Department of Defense's Environmental	2015	9/2/2018	federal facilities	broad	DOD, facilities, hazardous substance, funding, clean-up, relations, contaminant, Congress, DSMOA, DOE, NRDAR		
15-3	Response Programs	ECOS supports DOE Policy 140.1; requests that DOE more clearly define the DOE NRDA represent roles and responsibilities; and urges DOE to designate and empower a locally based DOE Authorized for each DOE site engaged in NRDAR activities.						
	DOE Designation of Locally Based DOE	2015	3/18/2018	federal facilities	specific	DOE, NRDAR, relations		
15-1	Authorized Official for Assessment of Damages and Restoration of Natural Resources at DOE Sites	roles and re	sponsibilities		ore clearly	y define the DOE NRDA representatives' er a locally based DOE Authorized Official		

**Category: Governance (Federal-State Cooperation, Budget)** 

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No.	Title	Renewed	Expires	Area(s) of Focus	Scope	Key Terms	
		2015	3/18/2018	management & budget	broad	EPA, Congress, relations, funding, preemption, state authority	
00-1	On Environmental Federalism	federal env		ograms; opposes preemption of		the need for adequate funding for state and ority; and supports authorization and	
		2016	4/11/2019	management & budget	broad	EPA, relations, E-Enterprise, business, training	
07-5	To Support and Promote the Use of Business Process Improvement Techniques in State and U.S. EPA Programs	ECOS endorses a sustained, collaborative organizational commitment by the states and U.S. EPA to apply business process improvement techniques and thinking; recognizes the importance of buy-in, support, training, and commitment of appropriate resources for such efforts to be successful and enduring; and believes that a successful partnership between states, ECOS, and EPA should focus on the implementation of the improvements to business processes to enhance the organizational capacity of states, ECOS, and EPA to carry out the nation's environmental laws and regulations.					
	Strong the minerals State EDA Doute anglin	2014	4/2/2017	management & budget	specific	relations, EPA, NEPPS, funding, state authority	
08-10	Strengthening the State-EPA Partnership Including a Continued Commitment to NEPPS	ECOS reaffirms support for the principles embodied in the original 1995 NEPPS Agreement; acknowledges that an opportunity exists to realize greater nation-wide benefits from the existing NEPPS model; commits the states, and urges EPA, to actively engage with each other on implementing further improvements to the State-EPA partnership; and urges EPA to revitalize the core components of NEPPS.					
	Oli din A. H.S. E	2014	4/2/2017	compliance & enforcement	specific	EPA, state authority, regulatory action, relations, compliance	
Objection to U.S. Environmental Protection Agency's Imposition of Interim Guidance, Interim Rules, Draft Policy and Reinterpretation Policy  BCOS states its belief that EPA should provide for adequate public notice and comment actions; that EPA should engage states as co-regulators prior to and during the rulemaking EPA should minimize the use of interim guidance, interim rules, draft policy and reinter resolution ECOS urges EPA to make its guidance, rules, and policies final prior to seek implementation.						d during the rulemaking process; and that raft policy and reinterpretation policy. In the	
	On the Use of Guidance	2014	9/17/2017	compliance & enforcement	broad	regulatory action, EPA, state authority, compliance, permit	
11-8		environmer	ntal regulatory	y effort; urges EPA to not use g	guidance as	from using guidance as part of its a substitute for regulation but to help interpret astification to object to the issuance or renewal	

No.	Title	Renewed	Expires	Area(s) of Focus	Scope	Key Terms				
	On Innovative Approaches to Protecting	2015	3/18/2018	n/a	broad	relations, EPA, state authority, NEPPS				
12-2	Human Health and the Environment		ECOS urges EPA to provide state flexibility to prioritize work and resources; urges EPA to reduce unnecessary burdens; and encourages EPA to find ways to support development and implementation of innovative programs.							
		2015	9/2/2018	n/a	broad	US-Mexico Border 2020 Program, Border Environmental Infrastructure Fund, EPA, funding, Congress, federal support				
12-10	Funding the Border 2020 Program	ECOS urges EPA to provide continued funding and support for the Border 2020 Program and to do so without reducing other resources committed to environmental issues; and urges continued congressional support for the Border 2020 Program as a model of international success that engages state governments and tribes as partners in shaping solutions to pressing trans-boundary environmental problems.								
		2014	9/17/2017	management & budget	broad	relations, EPA, federal support, funding, Congress				
14-3	Federal Resources for State Environmental Programs	ECOS supports early magningful and substantial state involvement in U.S. EDA's hudget process and its								
	ECOS Opposition to Set-Asides in State and Tribal Assistance Grants	2016	4/11/2019	management & budget	broad	funding, STAG, EPA, relations				
16-1		ECOS opposes set-asides of STAG funding provided to states, unless the set-asides are made with state concurrence and support joint priorities; and supports the continuation of routine and meaningful budget planning and priority setting discussions between states and EPA.								

**Category: Pollution Prevention/Sustainability** 

		<i>-</i>							
No.	Title	Renewed	Expires	Area(s) of Focus	Scope	Key Terms			
04-4		2016	4/11/2019	sustainability	broad	EPA, pollution, P2, NPPR, 1990 Pollution Prevention Act, funding, federal support, relations, sustainability, Cross-Media Committee			
		federal fund	ECOS requests that U.S. EPA continue the states-EPA dialogue on P2; requests that U.S. EPA seek appropriate federal funding for the State Pollution Prevention Grants; and urges U.S. EPA cooperate with the states to promote P2 throughout all EPA programs.						
		2013	9/17/2013	sustainability, water	specific	runoff, wastewater, green infrastructure, stormwater, funding, federal support, communities, facilities, pollution			
07-10	Supporting Green Infrastructure	ECOS encourages the use of green infrastructure as an important and effective tool to mitigate the many and diverse impacts of runoff quality and quantity, and as a tool to protect public health and the environment; supports the objectives of EPA's efforts to promote green infrastructure and low impact development; recommends promoting clear and efficient standards for the operation and maintenance of existing stormwater facilities and pollution prevention at sites; urges support for communities of all sizes proposing alternative green infrastructure; and sugges that EPA allow monitoring devices and other efficient technology to measure green infrastructure effectiveness.							
		2016	4/11/2019	sustainability, waste	broad	RCRA, sustainability, waste management, EPA. relations			
National Sustainable Materials Management  National Sustainable Materials Management  ECOS supports the framework outlined in EPA's "Sustainal EPA for engaging with international bodies including the G management and identify opportunities for implementation; incorporate materials management as an important strategic requests that EPA continue to work with states to integrate the programs; and requests that EPA convene a national dialogute.						er refine the concept of sustainable materials hat EPA continue to collaborate with states to for addressing environmental challenges; life-cycle materials management into existing			
		2015	9/2/2018	sustainability, waste	specific	product stewardship, EPR, business			
12-5	Principles of Extended Producer Responsibility and the Definition of Product Stewardship	ECOS defines product stewardship as the act of minimizing health, safety, environmental, and social impacts, and maximizing economic benefits of a product and its packaging throughout all lifecycle stages; defines extended producer responsibility as a mandatory type of product stewardship that includes, at a minimum, the requirement that the producer's responsibility for its product extends to post-consumer management of that product and its packaging; and endorses principles for extended producer responsibility.							

Category: RCRA

No.	Title	Renewed	Expires	Area(s) of Focus	Scope	Key Terms
08-14	In Support of Federal Legislation on the Regulation of Coal Combustion Residuals	ECOS state agrees with a hazardous dialogue wi regulation; a allowing CO	EPA's decision waste under the states regard and calls upon	at states should continue to be the on to regulate CCR as a non-har Subtitle C; supports safe, benefinding the many complex implement Congress to amend RCRA Subgrams adopted by states to open	zardous wicial reuse nentation in title D by	EPA, CCR, facilities, SWMP, state authority, RCRA, permit, hazardous substance, relations, Congress al regulatory authority for regulating CCR; raste under Subtitle D of RCRA rather than as of CCR; calls upon EPA to engage in a issues associated with the new federal renacting federal legislation limited to efficient, flexible, and protective fashion in
11-5	In Support of Local, State, and Federal Action to Securely Fasten Vehicle Loads	ECOS supp	from 10 states s to prevent li	to all 50 states and the District	of Colum	vehicle, Congress load laws; supports expanding state education bia to educate drivers on how to properly onal action to provide grants for safety and

**Category: Small Communities** 

No.	Title	Renewed	Expires	Area(s) of Focus	Scope	Key Terms	
		2014	4/2/2017	management & budget, water	-	CWA, SDWA, communities, wastewater, facilities, EPA, federal support, funding, Congress, compliance, drinking water	
04-3		ECOS requests that EPA work with States and local governments to develop innovative strategies to address current and future small community drinking water and wastewater requirements; encourages EPA to support the use of flexibility in existing federal funding for small communities; encourages Congress to amend the Clean Water Act to give states the option of awarding deserving communities with principal forgiveness loans under the Clean Water State Revolving Loan Fund; and requests that all federal funding for small communities authorized as part of EPA's budget be directed to delegated or designated State agencies to provide to small communities the needed technical and compliance resources.					

# **Category: Superfund**

No.	Title	Renewed	Expires	Area(s) of Focus	Scope	Key Terms	
00-9	Clarification of CERCLA Sovereign	2015	3/18/2018	federal facilities, waste	specific	facilities, hazardous substance, CERCLA, Executive Order 12580, clean-up, state authority	
00-9	Immunity Waiver for Federal Facilities	ECOS requests that Executive Order 12580 be revised to clarify that federal facilities are subject to appropriat state regulations and are not unduly shielded by sovereign immunity and lead agency authority; and encourage Congress to pass legislation acknowledging state authority for oversight of cleanup at federal facilities.					

**Category: Toxic Substances** 

No.	Title	Renewed	Expires	Area(s) of Focus	Scope	Key Terms		
110.	Title	Reneweu	Expires	chemicals & emerging	Scope	IXCY Terms		
		2016	4/11/2019	contaminants	specific	TSCA, CBI, EPA, TSCA Reform, Congress		
01-6	Exceptions to Protection from Disclosure of Confidential Information under the Toxic Substances Control Act	EPA commends EPA for support of TSCA reforms that increase transparency; urges EPA to continue its to reduce unwarranted CBI claims under TSCA that hamper state and public access to toxics information Congress to require U.S. EPA to share CBI data with the states for the purpose of development, adminis or enforcement of a law; urges Congress to direct EPA to require re-substantiation of past CBI claims for chemicals; and encourages Congress and EPA to adhere to key principles related to CBI.						
		2013	9/17/2016	chemicals & emerging contaminants, mercury	broad	mercury, pollution, emission, MATS, Quicksilver Caucus, EPA, federal support, dental, MEBA, Congress, Mercury Export Ban Act of 2008, Minamata Convention		
07-1	Implementing a National Vision for Mercury	ECOS urges continued efforts to reduce mercury releases including engaging with the Quicksilver Caucus; requests the collection of comprehensive data on mercury uses and pollution sources, the support of research on alternatives to mercury use and pollution controls; requests that EPA finalize and implement the Effluent Guideline for the dental sector; supports the Mercury Export Ban Act of 2008; requests that EPA reaffirm that federal programs will not preempt the adoption of state or local mercury programs that are as stringent as or more stringent than federal programs; applauds international efforts to address mercury including the Minamata Convention; and urges the FDA to work with states on fish consumption advisories.						
08-9	Phasing Out the Sale and Installation of		4/2/2017	water	specific	lead, TSCA, runoff, children, regulatory action, sustainability, Executive Order 13514, EPA		
00-9	Lead Wheel Weights	ECOS requests that U.S. EPA move forward on its notice under TSCA to initiate regulatory action to address lead hazards associated with lead wheel balancing weights; and recommends that federal agencies phase out their use of lead wheel weights.						
09-2	Mercury Reduction, Stewardship, and Retirement	2015	9/2/2018	chemicals & emerging contaminants, mercury	broad	mercury, Quicksilver Caucus, TSCA, facilities, Mercury Export Ban Act of 2008, federal support, EPA, funding, Minamata Convention, relations, DOE, MEBA		

No.	Title	Renewed	Expires	Area(s) of Focus	Scope	Key Terms	
		ECOS commends the U.S. House, Senate, and Administration for adopting the Mercury Export Ban Act of 2008; requests that federal agencies responsible for implementing MEBA consult with the states in the implementation of MEBA; requests that EPA consult with the states as it implements the integrated mercury export prohibition and essential use exemption process established by MEBA; requests that sufficient funding be made available to DOE to establish and operate the MEBA mercury storage facility; commends the EPA and the State Department for supporting international mercury reduction efforts through the Minamata Convention and for seeking state input into these efforts; encourages the federal government to provide resources to implement and assess results of the international mercury partnerships and the Minamata Convention; requests that EPA establish mercury reporting requirements to provide data needed to fulfill U.S. national obligations under the Minamata Convention; and requests, supports, and encourages the QSC to continue to work with EPA and other interested parties on mercury issues.					
10-8	Reforming the Toxic Substances Control Act				specific	TSCA, Congress, state authority, federal support, EPA, hazardous substance, TSCA Reform les key issues with TSCA that states would	
10-10	Supporting Transfer of TSCA Authority for Management of PCB Wastes to Waste Management and Remediation Programs	2013 ECOS supp	9/17/2016 orts the stream			PCB, TSCA, RCRA, CERCLA, waste management, regulatory action gement and remediation requirements to	
11-3	under RCRA and CERCLA  Urging Creation of a Dental Amalgam Separator National Review Committee	promote the effective and efficient management and remediation of PCB wastes and residuals.    Comparison of PCB wastes and residuals   mercury, dental, discharge, wastewater, Effluent Guidelines Program Plan, EPA, facilities					
12-9	PCBs in Products	for dental facilities.    Chemicals & emerging 2015   9/2/2018   contaminants   pCB, TSCA, clean-up, funding, federal support, EPA					
14-2	Advancing Alternatives Assessments for	2014	4/2/2017	chemicals & emerging	broad	alternatives assessment, IC2, hazardous	

No.	Title	Renewed	Expires	Area(s) of Focus	Scope	Key Terms			
	Continuous Improvement and Protection of Public Health and the Environment			contaminants, sustainability		substance			
	Public Health and the Environment	assistance s	ECOS encourages the implementation of and increased federal, state, and private sector funding and technical assistance support for alternatives assessments that seek to reduce hazards, minimize exposure, use best available information, promote disclosure and transparency, resolve trade-offs, and choose safer alternatives.						
		2015	9/2/2018	chemicals & emerging contaminants, federal facilities	broad	regulatory action, state authority, data, DoD, contaminants, federal support, funding, NTP, alternatives assessment, sustainability			
15-2	Supporting Continued Work for Emerging Contaminants	ECOS requests that appropriate resources be directed to understanding the potential risks associated with emerging contaminants in order to address their human and environmental impacts as expeditiously as possible; urges continued federal funding and support of National Toxicology Program (NTP); urges responsible parties, federal agencies and states to commit to investigate whether an emerging contaminant is present, even if potential risks from these contaminants has not yet been fully determined; urges continued collaboration and exchange of information between states and the federal government to identify, assess potential hazards and risks, and address exposures to emerging contaminants, identify safer alternatives and advance the use of alternatives assessment; and endorses the concepts and principles embodied in the ECOS-DoD Sustainability Work Group papers and encourages the States, DoD and EPA to use these principles to address emerging contaminant issues.							
15-3	Advancing Sustainable Chemistry and Green	2015	9/2/2018	chemicals & emerging contaminants, sustainability	broad	sustainability, green chemistry, funding, relations, EPA, data			
15-3	Chemistry Programs	ECOS encourages funding and increased technical assistance support from the federal government to promote and coordinate federal and state sustainable chemistry and green chemistry initiatives.							
	Support for Improvements to the National Mercury Switch Recovery Program	2015	9/2/2018	chemicals & emerging contaminants, mercury, waste	specific	mercury, vehicle, emission, NVMSRP, ELVS, federal support, funding, EPA, relations, regulatory action, compliance			
15-4		ECOS supports the National Vehicle Mercury Switch Removal Program; commends End of Life Vehicle Solutions for funding the NVMSRP; calls on all parties to take action to improve the program's elements and performance; calls on all parties to renew and enhance their commitments to the MOU; requests that EPA evaluate and adopt approaches to improve the effectiveness of the EAF Rule; and requests that EPA not include the NVMSRP as the primary compliance option in any future rulemaking regulating iron and steel-making.							

**Category: Water** 

	Caugory. Water							
No.	Title	Renewed	Expires	Area(s) of Focus	Scope	Key Terms		
08-1	Congress Should Reauthorize and Fully Fund the SRFs	2014 ECOS urges DWSRF.	2014 4/2/2017 management & budget, water specific support, Congress  ECOS urges Congress to pass and the President to sign legislation to reauthorize and fully fund					
08-3	State Delegation of Clean Water Act Section 404 Permit Program	2014 ECOS supporting capacity to passumable a	protect wetland nd non-assum	ds; encourages EPA to work with able waters; supports Congression	states to b	CWA, EPA, Congress, funding, permit, wetland, water  tes that demonstrate a robust commitment and ring clarity and certainty to the identification of to authorize and appropriate adequate funding tts a simplified and more flexible process for		
				ction 404 Permit Program.	and suppor	is a simplified and more flexible process for		
	Cunnating Dublic Notification of Cowago	2014	9/17/2017	water	broad	wastewater, sewage overflow, funding, federal support, CWA		
08-15	Supporting Public Notification of Sewage Overflows	ECOS supports the public's right to know when sewage overflows into water poses a danger to public health environment; and requests that any modifications to current laws, regulations, or policies require public deta notification of sewage overflows into water.						
		2015	9/2/2018	sustainability, water	specific	SDWA, CWA, wastewater, drinking water, SRF, green infrastructure, federal support, funding, EPA, Congress		
09-8	Advancing Green Infrastructure, Energy Efficiency and Clean Energy Production through Wastewater and Drinking Water Facilities	ECOS endorses state, territorial, and federal action to encourage voluntary green infrastructure, ecological prote energy efficiency, and on-site clean energy production in the water and wastewater treatment sector; supports or federal financial support for green infrastructure through the SRF programs and other appropriate financing mechanisms; urges EPA to broadly interpret green infrastructure funding eligibility; urges EPA and Congress to maintain the federal capitalization of State Revolving Funds; and urges EPA, in cooperation with the states and territories, to promote energy efficiency and ecological protection through its wastewater and drinking water programs.						
		2013	9/17/2016	water	broad	NPS, source reduction, pollution, water, federal support, funding, EPA, Congress, relations		
10-5	Improved Cooperative Management of Federal Programs to Reduce Nonpoint Source Pollution							

No.	Title	Renewed	Expires	Area(s) of Focus	Scope	Key Terms	
		from federal highways.					
			9/17/2017	water	specific	CWA, NPS, pollution, water, funding, CWSRF, EPA, federal support	
11-9	Support for the Clean Water Act Section 319 Program	ECOS identifies nonpoint sources of pollution as a high priority, justifying funding for Clean Water Act Section 319 program; and calls on EPA and the White House Office of Management and Budget to provide strong support for Section 319 grants program.					

# Appendix 2. Index of Key Terms in Current ECOS Resolutions (Accompanies Appendix 1, Table of Current Resolutions with Summaries)

Key Term	Abbreviation	Frequency	Present in Resolution
1990 Pollution Prevention Act		2	00-12, 01-06
AAPCA	Association of Air Pollution Control Agencies	1	06-09
alternatives assessment		2	14-2, 15-2
APTI-Learn	Air Pollution Training Institute-Learn	1	06-09
asthma		1	01-07
ASTHO	Association of State and Territorial Health Officials	1	01-07
Border Environmental Infrastructure Fund	Officials	1	12-10
business		2	07-05, 12-5
CAA	Clean Air Act (1973, 1990 amended)	6	00-12, 01-07, 06-09, 07-08, 09- 05, 10-07
CBI	Confidential Business Information (from TSCA)	1	01-06
CDC	Center for Disease Control and Prevention	1	04-06
CERCLA	Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (Superfund)	2	00-9, 10-10
children		3	01-07, 04-06, 08-09
clean-up		4	00-9, 10-3, 12-9, 15-5
CMS	Compliance Monitoring Strategies	1	14-1
communities		2	04-03, 07-10
compliance		9	98-9, 04-3, 07-08, 09-01, 11-1, 11-08, 13-2, 14-1, 15-4
Congress		21	98-9, 00-1, 01-06, 04-03, 07- 01, 07-08, 08-01, 08-03, 08-14, 08-16, 09-08, 10-3, 10-5, 10-7, 10-8, 11-5, 12-6, 12-10, 13-3, 14-3, 15-5
contaminant		2	15-2, 15-5
Cross-Media Committee		1	04-04
CWA	Clean Water Act	6	04-03, 08-01, 08-03, 08-15, 09- 08, 11-9
CWSRF	Clean Water State Revolving Fund	2	08-01, 11-9
data		4	11-2, 13-4, 15-2, 15-3
dental		2	07-01, 11-3
discharge		1	11-3
DoD	Department of Defense	3	15-2, 15-4, 15-6
DOE	Department of Energy	6	09-02, 10-03, 12-6, 15-1, 15-5, 15-6

Key Term	Abbreviation	Frequency	Present in Resolution
drinking water		3	04-03, 08-01, 09-08
DSMOA	Defense State Memorandum of Agreement	1	15-5
DWSRF	Drinking Water State Revolving Fund	1	08-01
E-Enterprise		4	07-05, 13-3, 13-4, 14-1
Effluent Guidelines Program Plan		1	11-3
ELVS	End of Life Vehicle Solutions	1	15-4
emission		4	00-12, 07-01, 10-7, 15-4
EPA	Environmental Protection Agency	36	98-9, 00-1, 00-12, 01-06, 04- 03, 04-04, 04-06, 06-09, 07-01, 07-05, 07-08, 08-03, 08-09, 08- 10, 08-14, 08-16, 09-02, 09-08, 10-1, 10-5, 10-8, 11-1, 11-2, 11-3, 11-8, 11-9, 12-2, 12-9, 12-10, 13-2, 13-4, 14-3, 15-3, 15-4, 15-6, 16-1
EPR	Extended Producer Responsibility	1	12-5
ERIS	Environmental Research Institute of the States	1	15-6
Exchange Network		2	08-16, 13-3
Executive Order 12580		1	00-9
Executive Order 13045		1	04-06
Executive Order 13514		1	08-09
facilities		9	00-9, 04-03, 07-10, 08-14, 09- 02, 10-3, 11-3, 12-6, 15-5
federal support		24	01-07, 04-03, 04-04, 04-06, 06- 09, 07-01, 07-10, 08-01, 08-15, 08-16, 09-01, 09-02, 09-05, 09- 08, 10-3, 10-5, 10-8, 11-9, 12- 6, 12-9, 12-10, 14-3, 15-2, 15-4
FFA	Federal Facility Agreements	2	10-3, 13-2
FOIA	Freedom of Information Act	1	11-2
funding		29	00-1, 04-03, 04-04, 04-06, 06- 09, 07-10, 08-01, 08-03, 08-10, 08-15,08-16, 09-01, 09-02, 09- 05, 09-08, 10-3, 10-5, 11-9, 12- 6, 12-9, 12-10, 13-3, 13-4, 14- 3, 15-2, 15-3, 15-4, 15-5, 16-1
	Formerly Utilized Sites Remedial Action		
FUSRAP	Program	1	10-3
GHG	greenhouse gas	1	10-7
green chemistry		1	15-3
green infrastructure		2	07-10, 09-08
HAP emissions	hazardous air pollutants (emissions)	1	00-12
hazardous substance		6	00-9, 08-14, 10-3, 10-8, 14-2,

Key Term	Abbreviation	Frequency	Present in Resolution
·			15-5
IC2	Interstate Chemicals Clearinghouse	1	14-2
ITRC	Interstate Technology and Regulatory Council	1	15-6
lead		1	08-09
legal affairs		1	13-2
MACT	Maximum Achievable Control Technology	1	00-12
MATS	Mercury and Air Toxics Standards	1	07-01
MEBA	Mercury Export Ban Act (2008)	2	07-01, 09-02
mercury		4	07-01, 09-02, 11-3, 15-4
Minamata Convention		2	07-01, 09-02
NAAQS	National Ambient Air Quality Standards	1	07-08
NACAA	National Association of Clean Air Agencies	1	06-09
National Children's Study		1	04-06
National Training Strategy for Clean Air Officials		1	06-09
NEPPS	National Environmental Performance Partnership System	2	08-10, 12-2
NGA	National Governors Association	1	93-2
NIEHS	National Institute of Environmental Health Sciences	1	04-06
NNSA	National Nuclear Security Administration	1	10-3
NPPR	National Pollution Prevention Roundtable	1	04-04
NPS	Nonpoint Source (pollution)	2	10-5, 11-9
NRDAR	natural resource damage assessment and restoration	2	15-1, 15-5
NTP	National Toxicology Program	1	15-2
nuclear		2	10-3, 12-6
nuclear weapons		1	10-3
NVMSRP	National Vehicle Mercury Switch Recovery Program	1	15-4
ozone		1	09-05
P2	Pollution Prevention	1	04-04
PCB	polychlorinated biphenyl	2	10-10, 12-9
permit		4	00-12, 08-03, 08-14, 11-8
pollution		11	00-12, 01-07, 04-04, 04-06, 07- 01, 07-08, 07-10, 09-05, 10-5, 10-7, 11-9
preemption		2	00-1, 10-7
product stewardship		1	12-5

Key Term	Abbreviation	Frequency	Present in Resolution
Quicksilver Caucus		2	07-01, 09-02
radioactive		1	12-6
RCRA	Resource Conservation and Recovery Act	3	8-14, 10-1, 10-10
regulatory action		8	98-9, 08-09, 10-10, 11-1, 11-8, 13-2, 15-2, 15-4
relations		32	93-2, 98-9, 00-1, 01-07, 04-04, 04-06, 06-09, 07-05, 07-08, 08-10, 08-14, 08-16, 09-01, 09-02, 10-1, 10-3, 10-5, 11-1, 11-2, 12-2, 12-6, 13-2, 13-3, 13-4, 14-1, 14-3, 15-1, 15-3, 15-4, 15-5, 15-6, 16-1
runoff		3	07-10, 08-09, 10-5
SDWA	Safe Drinking Water Act	3	04-03, 08-01, 09-08
sewage overflow		1	08-15
SIP	State Implementation Plan	1	07-08
source reduction		2	00-12, 10-5
SRF	State Revolving Fund	3	08-01, 09-08, 11-9
STAG	State and Tribal Assistance Grants	2	12-5, 16-1
state authority		13	00-1, 00-9, 08-10, 08-14, 10-7, 10-8, 11-1, 11-8, 12-2, 12-6, 13-2, 13-4, 15-2
stormwater		2	07-10, 10-5
sustainability		6	04-04, 08-09, 10-1, 14-1, 15-2, 15-3
training		5	06-09, 07-05, 09-01, 13-4, 15-6
TSCA	Toxic Substances Control Act	6	01-06, 08-09, 09-02, 10-8, 10- 10, 12-9
TSCA Reform	Toxic Substances Control Act (Reform)	2	01-06, 10-8
US-Mexico Border 2020 Program		1	12-10
vehicle		3	10-7, 11-5, 15-4
waste management		3	10-1, 10-10, 12-6
wastewater		6	04-03, 07-10, 08-01, 08-15, 09- 08, 11-3
water		9	04-03, 07-10, 08-01, 08-03, 08- 15, 09-08, 10-5, 11-3, 11-9
wetland		1	08-03