



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

June 2, 2022

OFFICE OF
LAND AND EMERGENCY
MANAGEMENT

The Honorable Debra Fisher
United States Senate
Washington, D.C. 20510

Dear Senator Fisher:

Thank you for your letter of April 22, 2022, to U.S. Environmental Protection Agency Administrator Michael S. Regan, regarding the reporting requirements for air releases from animal waste at farms under the Emergency Planning and Community Right-to-Know Act (EPCRA).

The final rule issued in 2019 exempts farms from reporting air emissions of hazardous substances from animal waste under EPCRA. The agency is currently reviewing the rule in accordance with Executive Order 13990: Protecting Public Health and the Environment and Restoring Science to Tackle the Climate Crisis. In February 2022, the EPA's motion to remand the rule was granted. The agency will commence a new notice-and-comment rulemaking procedure to revise or rescind the rule to consider requirements for reporting emissions of hazardous substances from animal waste under EPCRA. While the EPA undergoes the rulemaking process, the rule and its EPCRA exemption for farms will remain in place.

We appreciate the comments in your letter and will take them into consideration. Additionally, stakeholders and interested individuals will have the opportunity to comment following publication of the proposed rule to revise or rescind the exemption. The EPA will consider all comments prior to taking a final action.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Raquel Snyder in the EPA's Office of Congressional and Intergovernmental Relations at snyder.raquel@epa.gov or at (202) 564-9586.

Sincerely,

A handwritten signature in black ink, appearing to read "Barry N. Breen".

Barry N. Breen
Acting Assistant Administrator