



CalEPA

California Environmental
Protection Agency

California Code of Regulations, title 27

Revised Regulations Effective July 1, 2024

Background

- April 15, 2021 – Title 27 Workgroup Kick-off Meeting
- 100+ meetings to discuss various topics (with the workgroup, BDOs, and CalEPA)
- March 13, 2023, Package sent to OAL
- March 24, 2023, Package published in Register
- March 24 – May 8, 2023, 45-day comment period

Background (Cont.)



- May 9, 2023, Virtual Public Hearing
- September 15, 2023, Package Withdrawn by CalEPA
- February 1, 2024, Package Resubmitted
- March 14, 2024, Package Approved by OAL
- July 1, 2024, New Title 27 Regulations Become Effective

Non-Substantive Changes



- Grammar
- Spelling
- Syntax
- Structure
- Moving paragraphs for a smoother transition between topics

Substantive Changes (Articles 1 and 2)



- Article 1 Introduction

- 15100(b)(2)(D)(i) - Changed oversight authority from Cal OES to CalEPA for the HMRRP and CalARP program elements (AB 148)

- Article 2 Definitions

- 15110(c)(6) - Changed definition of Data Exchange Technical Specification
- 15110(f) - Added definition of Incidental Finding
- 152110(k) - Added definition of Program deficiency
- 15110(m) - Added definition of Progressive Enforcement
- 15110(o) - Added definition of Secretary

Substantive Changes (Articles 3 and 4)



- Article 3 Application Process
 - No Substantive Changes
- Article 4 Certification Process and Responsibilities
 - 15160(b)(1) - Removed Director of Office of Emergency Services (Cal OES) as a reviewer
 - 15160(d)(2) – Removed periodic review of an established Unified Program

Substantive Changes (Articles 5 and 6)



- Article 5 Implementation and Maintenance of the Unified Program

- 15220(a)(2) & (3) - Annual review of the Fee Accountability Program
- 15210(b)(5) - Process for establishing and adjusting the Single Fee amount based on Annual Review
- 15240(c)(1) - Broke down the CUPA Oversight Surcharge components
- 15260(a) - Education requirements
- 15260(b) – Grandfather Clause
- 15260(c) - Training requirements
- Repeal Section 15270
 - Require PAs to meet CUPA Education and Training requirements

- Article 6 CUPA Self-Auditing and Reporting

- 15280(c)(3)(C) - Added additional narrative summary of activities

Substantive Changes (Articles 7 and 8)



- Article 7 Changes in the Program

- 15300(f) - Added allowance for Secretary to extend the 60 days requirement to address a CUPAs proposed change(s) to the Unified Program when warranted.

- Article 8 Performance Evaluations

- 15330(a) - Changed evaluation period from at least every three years to at least every four years.

Substantive Changes (Appendices)



- Appendix A
 - No Changes
- Appendix B CUPA Applicant Certification
 - No Changes
- Appendix C Reports and Forms
 - Changed reporting information on the Quarterly Transmittal Report
 - Oversight surcharge increase
 - Changes to columns, rows, and cells
 - Changed reporting information on the Annual Fee Summary
 - Fee source type: Added Non-RCRA Large Quantity Generators.

What's Next?

- 27 CCR Division 3 (Electronic Submittal of Information)
 - Change Data Dictionary to reflect CERS Nextgen upon Certification
- 27 CCR Division 1, Subdivision 4, Chapter 1 (Unified Hazardous Waste and Hazardous Materials Management Regulatory Program)
 - Address additional revisions not made during previous rulemaking

Additional Information

- Approved regulations (with underline/strikeout) are available at the following website:
 - <https://calepa.ca.gov/unified-program-home/unified-program-proposed-regulations/>
- This presentation and instructions on how to obtain a video of the webinar will also be found at the link above.

Questions?

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