



21 May 2024

(24-3882)

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Committee on Technical Barriers to Trade

Original: English

NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

1. Notifying Member: UNITED STATES OF AMERICA If applicable, name of local government involved (Article 3.2 and 7.2):
2. Agency responsible: Environmental Protection Agency (EPA) [2152] Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above: Please submit comments to: USA WTO TBT Enquiry Point, Email: usatbtep@nist.gov
3. Notified under Article 2.9.2 [], 2.10.1 [], 5.6.2 [], 5.7.1 [], 3.2 [], 7.2 [], other [X]: This action updates the regulations to identify seven per- and polyfluoroalkyl substances (PFAS) that must be reported pursuant to the National Defense Authorization Act for Fiscal Year 2020 (FY2020 NDAA) enacted on 20 December 2019.
4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): Per- and Polyfluoroalkyl Substances; Environmental protection (ICS code(s): 13.020); Domestic safety (ICS code(s): 13.120); Production in the chemical industry (ICS code(s): 71.020); Products of the chemical industry (ICS code(s): 71.100)
5. Title, number of pages and language(s) of the notified document: Implementing Statutory Addition of Certain Per- and Polyfluoroalkyl Substances (PFAS) to the Toxics Release Inventory Beginning With Reporting Year 2024; (5 page(s), in English)
6. Description of content: Final Rule - The Environmental Protection Agency (EPA) is updating the list of chemicals subject to toxic chemical release reporting under the Emergency Planning and Community Right-to-Know Act (EPCRA) and the Pollution Prevention Act (PPA). Specifically, this action updates the regulations to identify seven per- and polyfluoroalkyl substances (PFAS) that must be reported pursuant to the National Defense Authorization Act for Fiscal Year 2020 (FY2020 NDAA) enacted on 20 December 2019. As this action is being taken to conform the regulations to a Congressional legislative mandate, notice and comment rulemaking is unnecessary.
7. Objective and rationale, including the nature of urgent problems where applicable: Prevention of deceptive practices and consumer protection; Protection of human health or safety; Protection of the environment
8. Relevant documents: 89 Federal Register (FR) 43331, 17 May 2024; Title 40 Code of Federal Regulations (CFR) Part 372 : https://www.govinfo.gov/content/pkg/FR-2024-05-17/html/2024-10568.htm

<https://www.govinfo.gov/content/pkg/FR-2024-05-17/pdf/2024-10568.pdf>

This final rule is identified by Docket Number EPA-HQ-OPPT-2024-0044. The Docket Folder is available on Regulations.gov at <https://www.regulations.gov/docket/EPA-HQ-OPPT-2024-0044/document> and provides access to primary and supporting documents. Documents are also accessible from [Regulations.gov](https://www.regulations.gov) by searching the Docket Number.

[G/TBT/N/USA/1897](https://www.govinfo.gov/content/pkg/FR-2024-05-17/pdf/2024-10568.pdf) and [G/TBT/N/USA/1897/Corr.1](https://www.govinfo.gov/content/pkg/FR-2024-05-17/pdf/2024-10568.pdf) identified by Docket Number [EPA-HQ-TRI-2022-0453](https://www.regulations.gov/docket/EPA-HQ-OPPT-2024-0044/document)

[G/TBT/N/USA/2011](https://www.govinfo.gov/content/pkg/FR-2024-05-17/pdf/2024-10568.pdf) identified by Docket Number [EPA-HQ-OPPT-2023-0223](https://www.regulations.gov/docket/EPA-HQ-OPPT-2024-0044/document)

9. Proposed date of adoption: 17 May 2024

Proposed date of entry into force: 17 June 2024

10. Final date for comments: Not Applicable

11. Texts available from: National enquiry point [] or address, telephone and fax numbers and email and website addresses, if available, of other body:

https://members.wto.org/crnattachments/2024/TBT/USA/24_03307_00_e.pdf