

SEVENTH ANNUAL



Midwest Environmental Compliance Conference

December 1-2, 2020

The Region's Most Important Environmental Compliance Event of the Year

December 1-2, 2020

Kansas City Convention Center

301 West 13th Street, Kansas City, MO 64105 (816) 513-5000

In partnership with



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Conference Day 1 Entirely by Live Streaming Video

Tuesday, December 1

7:55 am

Welcome
KEVIN PERRY, REGFORM

8:00 am

Election Results and what they mean for Environmental Policy, Compliance and Enforcement
By the time MECC starts, either US EPA will be looking to finish the job and set new priorities, or we will be looking (once again) at a major overhaul of environmental regulations, policy, and guidance. If we have a change in control of the US Senate, a new governor, or a new SCOTUS line-up, your world may be in for some significant upheaval.
DAVID SHORR, Partner, Lathrop GPM
DAVID COZAD, Director, Compliance and Enforcement Division, US EPA Region 7
BRITTANY BARRIENTOS, Partner, Stinson
JIM PRICE, Partner, Spencer Fane (Moderator)

8:40 am

8:45 am	<p>Water Policy Update Panel</p> <p>This session will address state and Federal responses to COVID-19, the Navigable Waters Rule, revisions to NEPA, 401 certification changes, the DOJ's new CWA enforcement policy, policy updates, nutrients, infrastructure needs, the new lead and copper rule, emerging PFAS standards, groundwater in a post-Maui legal world, and of course, the impact (if any) of our November election.</p> <p>JEFF ROBICHAUD, Director, Water Division, US EPA Region 7 CHRIS WIEBERG, Director, WPP, Missouri DNR TOM STILES, Director, Bureau of Water, KDHE AIMEE DAVENPORT, Partner, Stinson ROB MORRISON, Barr Engineering (Moderator)</p>
9:25 am	
9:30 am	<p>The Year in Review with US EPA and State Agency Directors</p> <p>Who knew when we first set the agenda for MECC 2020 back in February what a crazy, confusing, difficult year it would be? Come join us for a recap of the key challenges that our state and Federal agencies have had to manage: COVID and rising to the occasion, cracks in the armor, lessons learned, and where we go from here. Plus, the usual array of what our Agency heads see as the most relevant non-COVID issues since our last MECC event.</p> <p>JIM GULLIFORD, Regional Administrator, US EPA Region 7 JIM MACY, Director, Nebraska DEE CAROL S. COMER, Director, Missouri DNR ED TORMEY, Division Administrator, Iowa DNR LEO HENNING, Director, Environment, Kansas DHE ROGER WALKER, Executive Director, REGFORM (Moderator)</p>
10:10 am	
10:15 am	<p>US EPA Successes in the Trump Administration/Where US EPA Goes from Here (VIDEO)</p> <p>US EPA Administrator Andrew Wheeler will address the MECC audience from Washington DC where he will outline the many successes of the Administration and either explain the Agency's goals for a second Trump Administration or offer his insight as to what directions a Biden Administration might take.</p> <p>ANDREW WHEELER, Administrator, US EPA</p>
10:35 am	
10:40 am	<p>PFAS Growing Impact on Everything!</p> <p>PFAS has become a microcosm for everything challenging about environmental protection. The failure of science-based regulation, lack of uniformity in state standards, litigation-focused, massive regulatory uncertainty, failure of risk management, legislative stalemates, and more. This session will also provide a regulatory overview and practical advice that helps entities identify and address PFAS risks even as Congress, US EPA, and a growing number of states continue to investigate and regulate these chemicals. This session will examine current regulations in drinking water, air emissions, consumer products, groundwater contamination, workplace protection, due diligence for properties, cleanups, permit compliance, and toxic torts.</p> <p>STEVE MCGINNIS, Ramboll JIM AIKEN, Barr Engineering MIKE LIEBERT, Trinity Consultants DAVID SHORR, Partner, Lathrop GPM (Moderator)</p>
11:20 am	

11:25 am Lunch Break

Presentation of US EPA Region 7 Pollution Prevention Awards (Video)

JIM GULLIFORD, Regional Administrator, US EPA Region 7

- Honorees:
- Clow Valve Company, Oskaloosa, IA
 - Iowa City VA Health Care System, Iowa City, IA
 - JBS Swift Pork, Ottumwa, IA
 - Washington University in St. Louis, St. Louis, MO

State Agency Breakouts

12:10 pm

Iowa DNR Panel

ED TORMEY, Iowa DNR
ADAM SCHNIEDERS, Iowa DNR
SARAH PIZIALI, Iowa DNR

Kansas DHE Panel

LEO HENNING, KDHE

12:40 pm

12:45 pm

Missouri DNR Panel

ED GALBRAITH, MDNR
CAREY BRIDGES, MDNR
KYRA MOORE, MDNR

Nebraska DEE Panel

JIM MACY, NDEE

1:15 pm

1:20 pm

Air Policy Update Panel

This panel will engage in a candid discussion of current and emerging trends in air policy including NAAQS updates, Affordable Clean Energy Act, update of air-related National Compliance Initiatives, important SIPs updates, recent changes to NSR, success stories during COVID, and other developments.

DANA SKELLEY, Director, Air and Radiation Division, US EPA Region 7
ARRON HEINERIKSON, Trinity Consultants
DARCY BYBEE, Director, APCP, Missouri DNR
RICK BRUNETTI, Director, Bureau of Air, Kansas DHE
BRITTANY BARRIENTOS, Partner, Stinson (Moderator)

2:00 pm

2:05 pm

Compliance and Enforcement Roundtable

This panel of experienced environmental attorneys will discuss how to stay in compliance while managing regulatory uncertainty (deregulation, litigation of everything, political change, etc.), voluntary disclosure, growing citizen enforcement initiatives, new DOJ guidelines, loss of the use of Supplemental Environmental Projects (SEPs), and other compliance and litigation issues on the horizon.

BRITTANY BARRIENTOS, Partner, Stinson (Moderator)
THOMAS GREVER, Partner, Shook, Hardy & Bacon
LESLIE HUMPHREY, Regional Counsel, US EPA Region 7
ANDREW BROUGHT, Partner, Spencer Fane (Speaker and Moderator)

2:45 pm

2:45 pm End of Day 1

Conference Day 2

Wednesday, December 2

7:55 am Welcome back

8:00 am

EHS Manager Best Practice Tips

Our panel of EHS professionals will address among other issues: best practice tips, staff retention and training, managing EHS issues through COVID-19, best EHS resources, tips for dealing with state and federal regulators, regulatory concerns on the horizon, and how to present complicated environmental issues to upper management.

CHRIS NELSON, Environmental Compliance Manager, 3M

LINDA VISHINO, Director, Environmental Compliance, Washington University in St. Louis

MICHELLE BUCKLIN, Cargill

JESSIE MERRIGAN, Spencer Fane (Moderator)

8:40 am

8:45 am

So Where Exactly Are We on New Source Review?

This session will explore NSR efforts to date, what remains to be done, and how the reform efforts are being handled in each Region 7 State.

WARD BURNS, US EPA Region 7

KELLI CALHOON, Ramboll

9:15 am

9:20 am

Hazardous Waste Generator Improvement Rule (HWGIR) and Aerosol Can Rule Update for Region 7

This session will review where Region 7 states (except Iowa where EPA manages RCRA) stand on the adoption of the Definition of Solid Waste, the Aerosol Can Universal Waste Rule, and the Hazardous Waste Generator Improvement Rule.

MATTHEW SHANAHAN, Burns & McDonnell

9:55 am

10:00 am

EPCRA Changes - PFAS reporting under SARA 313

What you need to know about the addition of certain Per- and Polyfluoroalkyl Substances (PFAS) to the Emergency Planning and Community Right-to-Know Act (EPCRA) Section 313 Toxic Release Inventory (TRI) list. The US EPA added 172 PFAS chemicals to the TRI list in early 2020. If your facility manufactured, processed or otherwise used one of these TRI-listed PFAS at or above the reporting threshold of 100 lb during CY2020, your facility is required to prepare and submit a TRI report to your state and the US EPA by July 1, 2021 unless exempt. Potential TRI reporters should be tracking and collecting data now that covers CY2020 to enable a thorough report applicability evaluation.

KEN YASS, Geosyntec

10:25 am

10:30 am

Environmental Audit Success

Lessons from the trenches on optimizing the approach, execution, and follow-up for internal audits

JENNIFER VAN THOMME, GHD

11:00 am

11:05 am

Air Permitting Strategies and Best Practices
DAN WILKUS, Evergy
KENDALL HALE, Missouri DNR
RICK CAMPBELL, Barr Engineering
KELLI CALHOUN, Ramboll

11:35 am

11:40 am

How to Navigate a Facility Response Plan (FRP)
BECKY SVATOS, Stanley Consultants
JEFFREY PRITCHARD, US EPA Region 7

12:10 pm

12:10 pm Lunch break

Presentation of US EPA Region 7 Pollution Prevention Awards (Video)

JIM GULLIFORD, Regional Administrator, US EPA Region 7

12:50 pm

Ambient Air Modeling vs. Monitoring for PM_{2.5}
Many project proposers have had difficulties with pre-permit PM_{2.5} modeling because of the conservative nature of emission factors, nearby source impacts, and background, along with tight 24-hour and annual air quality standards. States are evaluating different options for primary PM_{2.5} analyses, including not modeling PM_{2.5} at all, or using ambient monitoring data instead of modeling. This presentation offers a snapshot of different options and how to address permitting requirements with them.
JEFFRY BENNETT, PE, Barr Engineering

1:20 pm

1:25 pm

CLE Legal Ethics
Applying Accident Theory to Legal Practice
This legal ethics session will explore the impact of accident theory on legal practice. The concept is that more complex and tightly coupled systems will naturally lead to more system accidents unless appropriate measures are taken to prevent them. Research typically focuses on high risk industries such as nuclear power or aviation, but increasingly the legal field is subject to the same trends of becoming more complex and tightly coupled. This presentation will explain how the theory applies to legal practice and explore different solutions to prevent “normal accidents” in the practice of law.
DALTON MOTT, Shook, Hardy & Bacon
JAMIE THOMPSON, Shook, Hardy & Bacon

2:15 pm

2:15 pm End of Conference

We'll see you next year, June 22-23, 2021

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Live Streaming Video, Both Days	\$460	\$500	\$660
Live Streaming Video, Day 1 Only	\$305	\$330	\$410
Live Streaming Video, Day 2 Only	\$250	\$290	\$350

All registration prices escalated by \$80 on Nov. 12, 2020

*Are you employed by a company or entity that has applied for and obtained an environmental permit in your employer's name from a regulatory agency? If yes, you are eligible for the regulated facility rate.

CANCELLATIONS: Cancellations received on or after November 1, 2020 receive a refund minus an \$85 processing fee. The refund policy applies to all registration rates. No-shows will be charged the full registration fee. Substitutions are welcomed any time.

QUESTIONS? NEED ASSISTANCE? Contact Kevin Perry at (573) 680-5069, kevinlperry@gmail.com

Attorneys: CLE credits for attorneys are being sought for: Missouri only.