

LEGAL UPDATES

UPDATED: JULY 22, 2020

PUBLISHED: MAY 11, 2020

Service

Environmental

Industry

Transportation

COVID-19 Enforcement Relief and Response Policies

A GUIDE TO FEDERAL AND STATE ENVIRONMENT- AND TRANSPORTATION-RELATED ENFORCEMENT

Below, our Environmental practice group has collected the latest enforcement actions from various federal and state agencies tasked with regulating environmental policy. We will update this webpage periodically as new guidance and rulemakings are handed down. We encourage you to bookmark this URL and check back for new updates.

Federal Agency Resources

State-by-State Resources

Please click on the state you are interested in to view state-specific information:

Alabama	Illinois	Montana	Rhode Island
Alaska	Indiana	Nebraska	South Carolina
Arizona	Iowa	Nevada	South Dakota
Arkansas	Kansas	New Hampshire	Tennessee
California	Kentucky	New Jersey	Texas
Colorado	Louisiana	New Mexico	Utah
Connecticut	Maine	New York	Vermont
Delaware	Maryland	North Carolina	Virginia
Dist. of Col.	Massachusetts	North Dakota	Washington
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Idaho	Missouri	Pennsylvania	

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[Interim Guidance on Site Field Work Decisions Due to Impacts of COVID-19](#)

[Frequent Questions About the Temporary COVID-19 Enforcement Policy](#)

Continuous Emission Monitoring: Quality-Assurance Requirements During the COVID-19 National Emergency

COVID-19 Implications for EPA's Enforcement and Compliance Assurance Program: Addendum on Termination

Frequent Questions About the Temporary COVID-19 Enforcement Policy

U.S. Department of Transportation

Pipeline and Hazardous Materials Safety Administration

Hazardous Materials Notice of Enforcement Policy Regarding Training Requirements

Pipeline Operators Stay of Enforcement

Notice of Enforcement Discretion to Gas Pipeline Operators Affected by the Coronavirus Outbreak

Notice of Enforcement Discretion Regarding Transportation of Certain Sanitizing and Disinfecting Materials During the Coronavirus Disease 2019 Public Health Emergency

Notice of Enforcement Discretion Regarding Continued Manufacturing of Performance Oriented Packaging (POP) Designs That Have Exceeded Their Periodic Retesting Date

PHMSA Issues Notice of Enforcement Discretion for Cylinders

Federal Motor Carrier Safety Administration

Motor Carrier Safety Administration COVID-19 Information & Resources

Disruptions to Drug and Alcohol Testing Due to the Coronavirus Disease 2019

Waiver in Response to the COVID-19 Emergency – For States, CDL Holders, CLP Holders, and Interstate Drivers Operating Commercial Vehicles

Waiver for States Concerning Third Party Skills Test Examiners in Response to the COVID-19 Emergency

Notice of Enforcement Discretion Concerning Certain Requirements for 10-Day State Notification and other Actions on Driver License Records

Expanded Frequently Asked Questions for State Driver Licensing Agencies and Commercial Drivers Regarding Permissible Actions During the COVID-19 Emergency

Federal Railroad Administration

FRA Response to Request for Relief Regarding Training Requirements

FRA Response to Request for Relief Regarding Certain Safety Requirements

FRA Response to Request for Relief Regarding Drug and Alcohol Testing

FRA Guidance on Drug & Alcohol Testing Requirements During the COVID-19 Public Health Emergency

FRA Individual Relief Request Responses

Federal Aviation Administration

FAA Grants Exemption for Certain Air Ambulance Personnel

FAA Grants Exemption Pertaining to Flight Attendant Regulations

Federal Highway Administration

Notice of Enforcement Discretion—Operation of Commercial Food Trucks in Federally Funded Interstate Highway Rest Areas

Occupational Safety & Health Administration

Temporary Enforcement Guidance- Healthcare Respiratory Protection Annual Fit-Testing for N95 Filtering Facepieces During the COVID-19 Outbreak

Enforcement Guidance for Respiratory Protection and the N95 Shortage Due to the Coronavirus Disease 2019 Pandemic

Enforcement Guidance for Use of Respiratory Protection Equipment Certified under Standards of Other Countries or Jurisdictions During the Coronavirus Disease 2019 (COVID-19) Pandemic

Expanded Temporary Enforcement Guidance on Respiratory Protection Fit-Testing for N95 Filtering Facepieces in All Industries During the Coronavirus Disease 2019 (COVID-19)

Discretion in Enforcement when Considering an Employer’s Good Faith Efforts During the Coronavirus Disease 2019 Pandemic

Enforcement Guidance on Decontamination of Filtering Facepiece Respirators in Healthcare During the Coronavirus Disease 2019 Pandemic

Updated Interim Enforcement Response Plan for Coronavirus Disease 2019 (COVID-19)

Revised Enforcement Guidance for Recording Cases of Coronavirus Disease 2019 (COVID-19)

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COVID-19 Caused Non-Compliance Concerns, No Action Assurance Memorandum (air quality)

COVID-19 Caused Non-Compliance Concerns, No Action Assurance Memorandum (water quality)

COVID-19 Caused Non-Compliance Concerns, No Action Assurance Memorandum (underground storage tanks)

Landfill Groundwater and Surface Water Monitoring During COVID-19

Operator Certification Compliance Guidance During COVID-19 Pandemic

COVID-19 Caused Non-Compliance Concerns, No Action Assurance Memorandum (Spill Prevention and Response)

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Commercial Driver's Licenses Extended

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Memorandum of Compliance and Enforcement Implementation during COVID-19

Continuing ADEQ Operations While Slowing the Spread

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Weight Limits Eased for Delivery of Essential Supplies

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Provisional COVID-19 Enforcement Guidance

ADEQ COVID-19 Resources & Information

Arkansas Department of Energy and Environment Enforcement Guidance

ADEQ Emergency Order Regarding License Renewals

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Arkansas DOT Emergency Relief Provisions on FMCSR and Weight Limits

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“CARB’s regulations continue to be in effect and deadlines apply.” Message from CARB in response to COVID-19

Compliance with Water Board Requirements During the Coronavirus 2019 (COVID-19) Emergency

South Coast AQMD COVID-19 Updates

Implementation of Underground Storage Tank Requirements During Government Imposed Coronavirus 2019 (COVID-19) Public Health and Safety Restrictions

CalEPA Issues Statement on Compliance with Regulatory Requirements During the COVID-19 Emergency

CalRecycle Guidance: Emergency Waiver of Standards which may be used by solid waste facilities with COVID-19 impacts

CalRecycle Guidance for Recycling Centers

Advisory on the Management of Hazardous Waste by Generators, Transporters, Electronic Waste Handlers, and Tiered Permit Facilities During the Coronavirus Disease 2019 Pandemic

Advisory on the Management of Hazardous Waste by Permitted Treatment, Storage and Disposal Facilities During the Coronavirus Disease 2019 Pandemic

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Frequently Asked Questions for the Air Pollution Control Division

Water and COVID-19-Frequently Asked Questions (See Questions 36 and 37 regarding discharge monitoring reports and inspections)

Temporary Guidance for Complying with Hazardous Waste Requirements During COVID-19 Response

Solid Waste Waivers due to COVID-19 Impacts

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Emergency Waiver related to driver's license extensions COVID-19 Emergency Waiver

Colorado CDL Impact During Closure and Extension of CDL licenses

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DEEP COVID-19 Response – a few deadlines are extended

DEEP Enforcement Discretion Statement During the COVID-19 Emergency

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Connecticut DMV IRP Waiver

COVID 19 Waiver of FMCSRs

Credentials Extension: 90-day extension for expiring DMV credentials

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No policy change identified as of 7/20/2020

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Emergency Order Due to the Effects of COVID-19 – Extends certain deadlines for 30 days

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COVID-19 Emergency Order – Extends drivers licenses

Office of Commercial Vehicle Enforcement Emergency Declarations

COVID-19 Public Health Emergency Third Amended Emergency Order

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Link to Response to Questions about COVID-19 Implications for EPD's Compliance and Enforcement

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Governor Orders Relaxing Rules on Hours of Service and other Requirements – See 3/14/2020 for hours of service and 3/25/2020 for certain CDL provisions

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[Illinois Waiver for Overweight Vehicles](#)

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[Declaration Extending Drivers Licenses](#)

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Intrastate Motor Carriers, International Registration Plan, Base Plate Registrations, and International Fuel Tax Agreement Waivers in Response to COVID-19

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[Executive Order 20-09-Conditional and temporary relief from certain motor carrier rules and regulations in response to the COVID-19 pandemic](#)

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Application for Temporary COVID-19 Regulatory Flexibility

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Declaration of Emergency, Temporary Suspension of Weight Restrictions, and Exemption of Hours of Service and Stoppage at Weigh Stations

Declaration of Emergency, 90 Day Extension of Operator's Licenses Expiration Dates and Registration Deadlines

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Second Amended Declaration of Emergency and Administrative Order granting relief from certain deadlines

Third Amended Declaration of Emergency COVID-19

Fourth Amended Declaration of Emergency and Administrative Order

Fifth Amended Declaration of Emergency and Administrative Order

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Louisiana DOT OS Waiver | FMCSA

Waiver Order-DOTD Disaster Relief for Vehicles, Trucks and Loads

DOD Secretary Wilson extends COVID-19 waiver order for motor carriers to May 31, 2020

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[Order Extending Certain Licenses, Permits, Registrations, and Other Governmental Authorizations, and Authorizing Suspension of Legal Time Requirements](#)

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[Massachusetts to Temporarily Suspend Bottle Redemption Enforcement](#)

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[Guidance on Continuity of MassDEP Waste Site Cleanup Operations and MCP Compliance during COVID-19 State of Emergency](#)

[MassDEP COVID-19 FAQs for Public Water Suppliers](#)

[Underground Storage Tank & Stage 1 Vapor Recovery Guidance During State of Emergency for COVID-19 Pandemic](#)

[Guidance Regarding the Orders by the Governor Extending Certain Occupational and Professional Licenses](#)

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DEP Issues Guidance for Public Water Systems and Wastewater Monitoring, Licensed Operator and Certified Laboratory Issues due to the COVID-19 Pandemic

Be Aware of Requirements to call the DEP Hotline

[Notice of Rule Waiver/Modification/Suspension Pursuant to Executive Order No. 103 \(Pertains to underground storage tanks\)](#)

[General Guidance for Facilities and Contractors Maintaining Commercial Underground Storage Tanks](#)

[Extensions for Monitoring and Emission Reports: Requirements for Air Quality Permits](#)

[DEP Issues Guidance for Public Water Systems and Wastewater Monitoring, Licensed Operator and Certified Laboratory Issues Due to the COVID-19 Pandemic](#)

[EMS COVID-19 Update](#)

[Notice of Rule Waiver/Modification/Suspension Pursuant to Executive Order No. 103 \(Pertaining to Remedial Actions\)](#)

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[Solid Waste Temporary Rule Suspension](#)

[General Guidance for Solid Waste & Recycling Collectors and Transporters and Processing, Transfer and Disposal Facilities and Temporary Adjustment of Limits and Discretionary Allowances](#)

[Extension Guidelines for Water System Requirements During the COVID-19 Pandemic Established by the New Jersey Department of Environmental Protection-02](#)

[Memorandum from Division of Water Quality re: March 31, 2020 USEPA Temporary Advisory for National Pollutant Discharge Elimination System Reporting in Response to COVID-19 Pandemic](#)

[Division of Water Quality Sewage Sludge Management Advisory](#)

[Reduced Monitoring Frequency for Sanitary Wastewater Discharges](#)

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Enforcement Discretion on Signature Procedures for Hazardous Waste and Low-Level Radioactive Waste Manifests and Non-Hazardous Waste Shipping Papers during the COVID-19 emergency

Enforcement Discretion for Extension of Pesticide Applicator Recertification and Business and Agency Registration during the COVID-19 Emergency

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Emergency Waivers (does not include waivers related to CDL and drug & alcohol testing)

COVID-19 information for customers and businesses

In the matter of motor carrier compliance with regulations contained in Title 17 of the New York Codes, Rules and Regulations, (NYCRR) Parts 154-1 (Non-divisible Load Permits), Part 154-2 (Divisible Load Overweight Permits), and Part 820.1-820.13 except 820.2 (Commercial Driver Licensing and Drug/Alcohol Testing

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Ohio Relief for Fuel Trucks

Ohio 2020 PUCO HOS Coronavirus Relief 3-13-2020 (final) | FMCSA

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Executive Department Seventh Amended Executive Order (Contains waivers of certain motor carrier rules for vehicles participating in relief efforts)

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TCEQ Reporting Requirements for Regulated Entities - TCEQ - www.tceq.texas.gov

General TCEQ Response to COVID-19

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Utah Division of Air Quality Regulatory Guidance During COVID-19 Pandemic

Utah Division of Water Quality Regulatory Guidance During COVID-19 Pandemic

Utah Division of Drinking Water Regulatory Guidance During COVID-19 Pandemic

Utah Division of Waste Management and Radiation Control Regulatory Guidance During COVID-19 Pandemic

Utah Division of Environmental Response and Remediation Regulatory Guidance During COVID-19
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No policy changes identified as of 5/3/2020

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Vermont Gubernatorial Directive to the Vermont Department of Motor Vehicles | FMCSA

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Washington Memo 03/22/20 | FMCSA

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Division of Air Quality, Compliance & Enforcement Bulletin COVID-19

WVDEP still enforcing all applicable rules and regulations amid COVID-19 pandemic

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Wyoming EO 2020-3 | FMCSA

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COVID-19 resource

Husch Blackwell has launched a COVID-19 response team providing insight to businesses as they address challenges related to the coronavirus outbreak. The page contains programming and content

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to assist clients and other interested parties across multiple areas of operations, including labor and employment, retailing, and supply chain management, among others.