

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
Florida	Michigan	Ohio	West Virginia
Georgia	Minnesota	Oklahoma	Wisconsin
Hawaii	Mississippi	Oregon	Wyoming
Idaho	Missouri	Pennsylvania	

FEDERAL

[Back to the top](#)

U.S. Environmental Protection Agency

[COVID-19 Implications for EPA's Enforcement and Compliance Assurance Program](#)

[Temporary Advisory for NPDES Reporting in Response to COVID-19 Pandemic](#)

[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)

[Back to the top](#)

STATE-BY-STATE

[Back to the top](#)

Alabama

Environment

COVID-19 Temporary Advisory for Discharge Monitoring Reports

Motor Carrier Transportation

Weight Limit Increased for COVID-19 Relief Efforts

Suspension of IRP and IFTA for Interstate Relief Efforts

Extension of Time for Motor Vehicle Registration and Paying Property Taxes on Vehicles

[Back to the top](#)

Alaska

Environment

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)

Motor Carrier Transportation

Commercial Driver's Licenses Extended

Back to the top

Arizona

Environment

Memorandum of Compliance and Enforcement Implementation during COVID-19

Continuing ADEQ Operations While Slowing the Spread

Motor Carrier Transportation

Weight Limits Eased for Delivery of Essential Supplies

License Expirations Extended

Back to the top

Arkansas

Environment

Provisional COVID-19 Enforcement Guidance

ADEQ COVID-19 Resources & Information

Arkansas Department of Energy and Environment Enforcement Guidance

ADEQ Emergency Order Regarding License Renewals

Motor Carrier Transportation

Arkansas DOT Emergency Relief Provisions on FMCSR and Weight Limits

Back to the top

California

Environment

“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

Motor Carrier Transportation

License Extensions

Back to the top

Colorado

Environment

Extension of Asbestos and Lead certifications

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

Motor Carrier Transportation

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

Colorado CDL Impact During Closure and Extension of CDL licenses

COVID-19 Information for CMV Companies and Drivers

[Back to the top](#)

Connecticut

Environment

DEEP COVID-19 Response – a few deadlines are extended

DEEP Enforcement Discretion Statement During the COVID-19 Emergency

Motor Carrier Transportation

Connecticut DMV IRP Waiver

COVID 19 Waiver of FMCSRs

Credentials Extension: 90-day extension for expiring DMV credentials

[Back to the top](#)

Delaware

Environment

No policy change identified as of 7/20/2020

Motor Carrier Transportation

CDL Drivers with Expired Medical Certification May Renew

Waiver of IRP and IFTA Requirements for Delaware

[Back to the top](#)

District of Columbia

Environment

Implementation of Underground Storage Tank Requirements During Government Imposed Coronavirus 2019 Public Health and Safety Restrictions

Motor Carrier Transportation

IRP Waivers

License Deadlines Extended

Back to the top

Florida

Environment

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

Motor Carrier Transportation

COVID-19 Emergency Order – Extends drivers licenses

Office of Commercial Vehicle Enforcement Emergency Declarations

COVID-19 Public Health Emergency Third Amended Emergency Order

Back to the top

Georgia

Environment

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

Motor Carrier Transportation

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

Back to the top

Hawaii

Environment

Temporary Policy Regarding Compliance Issues Due to the Coronavirus Disease 2019 Pandemic (Clean Air Branch)

COVID-19 and Hazardous Waste Generators

Motor Carrier Transportation

COVID-19 CDL FAQs

COVID-19 Safety Check FAQs

HDOT COVID-19 Update: Identification Credentials, Safety Checks, and Vehicle Registrations

[Back to the top](#)

Idaho

Environment

[Links to IDEQ COVID-19 Responses](#)

[COVID-19 Regulatory Flexibility and Compliance Assistance](#)

Motor Carrier Transportation

[Driving & Identification Credential Extensions](#)

[Relief for the Motor Carrier Rules, Due to Coronavirus Disease 2019](#)

[Back to the top](#)

Illinois

Environment

[Illinois Environmental Protection Agency Compliance Expectations Statement](#)

Motor Carrier Transportation

[Illinois Waiver for Overweight Vehicles](#)

[Movement of Loads in Response to COVID-19 Pandemic on Roads Under Jurisdiction of State of Illinois](#)

[Back to the top](#)

Indiana

Environment

[IDEM Statement on Enforcement Discretion](#)

Motor Carrier Transportation

[Declaration Extending Drivers Licenses](#)

[Relief from Hours of Service Requirements](#)

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

[Back to the top](#)

Iowa

Environment

[Link to DNR Enforcement Discretion and Compliance Protocol](#)

Motor Carrier Transportation

[Driver's License Extensions](#)

[Iowa DOT COVID-19 Public Response](#)

[Back to the top](#)

Kansas

Environment

[Letter from Director of Environment to Kansas Regulated Community](#)

Motor Carrier Transportation

[Driver's Licenses and Registrations Extended](#)

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

[Motor Carrier Emergency Declarations](#)

[Back to the top](#)

Kentucky

Environment

[Grace Period for Method 9 Certifications](#)

[Memorandum to Waste Management Facilities](#)

[General Discussion of COVID-19](#)

[Regulatory Compliance Impacts from COVID-19](#)

Application for Temporary COVID-19 Regulatory Flexibility

Motor Carrier Transportation

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

Back to the top

Louisiana

Environment

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

Motor Carrier Transportation

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

Back to the top

Maine

Environment

DEP and the Novel Coronavirus 2019 (COVID-19) (Compliance Obligations)

[Wastewater Compliance—Questions and Answers](#)

Motor Carrier Transportation

CDLs, registrations extended during emergency

[Back to the top](#)

Maryland

Environment

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

[MDE COVID-19 Update](#)

Motor Carrier Transportation

[Maryland Ex Order Vehicle Weight Limits - 3.18.20 | FMCSA](#)

[Order Vehicle Weight Limits](#)

[Back to the top](#)

Massachusetts

Environment

[MassDEP COVID-19 FAQs for Wastewater Service Providers](#)

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

[Hazardous Waste Management Guidance During State of Emergency for COVID-19 Pandemic](#)

[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](#)

Motor Carrier Transportation

[Commercial Driver Information during State of Emergency](#)

Order Authorizing the Registrar of Motor Vehicles to Temporarily Extend Licenses, Permits, and other Identification Cards

[Back to the top](#)

Michigan

Environment

[EGLE Establishes Process for Handling Enforcement Discretion Due to COVID-19](#)

[EGLE and the Coronavirus FAQs](#)

Motor Carrier Transportation

[Lifting of Certain Weight Restrictions](#)

[Temporary relief from certain credentialing requirements for motor carriers transporting essential supplies, equipment, and persons](#)

[Back to the top](#)

Minnesota

Environment

[COVID-19 and Regulatory Flexibility](#)

Motor Carrier Transportation

[Minnesota Emergency Executive Order 20-24 | FMCSA](#)

[Waiver of safety regulations](#)

[Back to the top](#)

Mississippi

Environment

[Guidance to Regulated Community Regarding Compliance with Regulatory Requirements During the Motor Carrier COVID-19 Pandemic](#)

Motor Carrier Transportation

[Mississippi Temporary COVID-19 Weight Increase for Carriers of Certain Commodities | FMCSA](#)

[Back to the top](#)

Missouri

Environment

MDNR Policy on Enforcement Discretion

Regulatory Relief

Motor Carrier Transportation

Special Permit to Operate on Missouri Interstates

Executive Order Suspending Hours of Service Requirements

[Back to the top](#)

Montana

Environment

Montana DEQ Compliance and Enforcement In Response to COVID-19

Motor Carrier Transportation

Montana Waiver 3/30/20 | FMCSA

Governor Directive to Implement FMCSA Emergency Declaration

[Back to the top](#)

Nebraska

Environment

Message on Compliance Expectations

Motor Carrier Transportation

Nebraska DMV Waivers

Nebraska Motor Carrier Safety Waivers

[Back to the top](#)

Nevada

Environment

Compliance during the COVID-19 Pandemic

Motor Carrier Transportation

90-Day Auto Extension for DMV Issued Documents

COVID-19 Emergency Waiver

[Back to the top](#)

New Hampshire

Environment

NHDES Response to COVID-19

Motor Carrier Transportation

Temporary Modification to Department of Safety Laws and Regulations

[Back to the top](#)

New Jersey

Environment

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 \(Pertaining to Remedial Actions\)](#)

HUSCH BLACKWELL

[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](#)

[Temporary Rule Modification Pertaining to Medical Waste Generators](#)

[COVID-19 Regulatory Compliance](#)

[Motor Carrier Transportation](#)

[Weight Limit Waiver](#)

[Back to the top](#)

New Mexico

[Environment](#)

[SWQB COVID-19 Resources – Links to EPA Policy](#)

[COVID-19: Air Quality Regulatory Notice for the Oil and Natural Gas Industry](#)

[Motor Carrier Transportation](#)

[Executive Order Directing the New Mexico Department of Transportation to Create Emergency Expedited Special Permits](#)

[Back to the top](#)

New York

[Environment](#)

HUSCH BLACKWELL

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

Motor Carrier Transportation

Emergency Declaration

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

Back to the top

North Carolina

Environment

State Environmental Enforcement during COVID-19

Motor Carrier Transportation

NC Transportation Waivers

Additional NC Transportation Waivers

Facilitating Critical Motor Vehicle Operations

Back to the top

North Dakota

Environment

Temporary Environmental Compliance Policy

Temporary Crude Oil Storage Vessels

HUSCH BLACKWELL

Motor Carrier Transportation

Executive Order Removing Weight Restrictions

Expiration Dates Waived

Highway Patrol: COVID-19 Federal Emergency Declaration and Waivers

Weight Restrictions Lifted

Extended Expiration Date for IRP Credentials

Back to the top

Ohio

Environment

Coronavirus Response, Questions and Guidance

Extension of Solid Waste Reporting Deadlines

Motor Carrier Transportation

Ohio 2020 PUCO HOS Expanded Coronavirus Relief 3-23-20 | FMCSA

Ohio Relief for Fuel Trucks

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

Back to the top

Oklahoma

Environment

Enforcement Discretion-Noncompliance Issues related to COVID-19 Pandemic

Motor Carrier Transportation

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

Back to the top

Oregon

Environment

DEQ Response to COVID-19

Motor Carrier Transportation

Oregon Emergency Declaration, ATTN: Motor Carriers COVID-19 Emergency Declaration | FMCSA

Back to the top

Pennsylvania

Environment

DEP COVID-19 Update

Motor Carrier Transportation

CDL Expiration Suspended

Weight Restriction Exemptions

Back to the top

Rhode Island

Environment

DEM COVID-19 Updates

Motor Carrier Transportation

Second Expiration Date Extensions Order

Back to the top

South Carolina

Environment

Environmental Regulatory Assistance

Motor Carrier Transportation

SC_Memo | FMCSA

IRP and IFTA Changes

Back to the top

South Dakota

Environment

FAQs for COVID-19 and Water Quality

Motor Carrier Transportation

South Dakota Executive Order

Back to the top

Tennessee

Environment

TDEC General Statement on COVID-19

Motor Carrier Transportation

Tennessee exec-orders-lee19 | FMCSA

Back to the top

Texas

Environment

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

General TCEQ Response to COVID-19

Motor Carrier Transportation

Motor Carrier COVID-19 Information

Back to the top

Utah

Environment

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
Pandemic

Motor Carrier Transportation

No policy changes identified as of 5/3/2020

[Back to the top](#)

Vermont

Environmental

[Enforcement and Compliance Guidance Document](#)

Motor Carrier Transportation

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

[Back to the top](#)

Virginia

Environment

COVID-19 Compliance and Enforcement Guidance

Motor Carrier Transportation

Virginia DOT Waivers

[Back to the top](#)

Washington

Environment

Regulatory Flexibility

Motor Carrier Transportation

Washington Memo 03/22/20 | FMCSA

[Back to the top](#)

West Virginia

Environment

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

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

Motor Carrier Transportation

CDL and Medical Certificate Extensions

[Back to the top](#)

Wisconsin

Environment

COVID-19 Environmental Compliance Process

Motor Carrier Transportation

Carrier Waivers

Wisconsin emergency relief | FMCSA

[Back to the top](#)

Wyoming

Environment

COVID-19 Wyoming DEQ's Temporary Guidance on Enforcement and Compliance Assurance Programs

Motor Carrier Transportation

Emergency Declarations, Waivers, Exemptions and Permits | FMCSA

Wyoming EO 2020-3 | FMCSA

IRP Waivers

FMCSR Waivers

[Back to the top](#)

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

HUSCH BLACKWELL

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