

CHAPTER TWELVE UPDATES (14 August 2009)

Add a new Note 1 on page 952 immediately after the excerpted article:

• Note:

1. In 2009, after the change of presidential administrations, EPA cancelled the Bush administration's National Environmental Performance Track Program. *See* 74 Fed. Reg. 22,741 (May 14, 2009). A 2007 report from the EPA Inspector General had found that the program lacked performance measures sufficient to demonstrate the effectiveness of the program, and that only two of the 30 sampled program participants had met all of their environmental commitments. *See Environmental Reporter* 38:816 (2007).