RCRA Waste Regulations Update

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What EPA regulations are we now integrating?

EPA’s “Hazardous Waste Generator Improvements Rule”

• Part 1
  ▪ Independent Requirements:
    o Generator category determination
    o EPA ID Number & Re-notification
    o Use of manifest
    o Pre-transport requirements
    o Recordkeeping
What EPA regulations are we now integrating?

EPA’s “Hazardous Waste Generator Improvements Rule”

• Part 2
  ▪ Conditions for exemption (from permit or interim status):
    o Waste generation limits
    o Accumulation time limits
    o Container compatibility with waste
    o “Closed” container
    o Inspections (weekly)
    o Accumulation in tanks, drip pads, or containment buildings
    o Labelling, marking containers
    o Closure of SWMUs (LQG only)
What EPA regulations are on the horizon?

• EPA’s “Definition of Solid Waste”
  o Legitimacy criteria

• First Rule – 2008
  o Various court challenges

• Final Rule 2015
  o MORE court challenges; resulting in DC Circuit Ct invalidating certain portions (2017).
  o Leaves this DSW Rule in limbo – few states have adopted either the original 2008 or subsequent final rules.

• EPA – guidance? New rulemaking?
What EPA regulations are on hold?

- Financial Responsibility Requirements Under CERCLA Section 108(b) for Facilities in the Hard Rock Industries
- Financial Responsibility Requirements Under CERCLA Section 108(b) for Facilities in the Chemical, Petroleum and Electric Power Industries
- RCRA Subtitle C Financial Test Criteria Regulatory Determination
Maryland Regulations on the Horizon

- Electronic Hazardous Waste Manifest
- Generator Improvements Rule (integrate EPA rule into COMAR)
- Solvent-contaminated rags & wipes (Guidance)
- Land Disposal Restrictions (adopt by reference)
- Coal Combustion Residuals – minor “tweaks”
- HWIR - media
- CAMU – corrective action management unit
Maryland Compliance Issues

• Waste Characterization (improper waste determinations)
• Recordkeeping
• Container Closure
• Universal Waste Management
• Contingency Plans
Questions?

"Yes...I believe there's a question in the back."