

# RCRA Waste Regulations Update

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# What EPA regulations are we now integrating?

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## EPA's "Hazardous Waste Generator Improvements Rule"

- Part 1
  - Independent Requirements:
    - Generator category determination
    - EPA ID Number & Re-notification
    - Use of manifest
    - Pre-transport requirements
    - Recordkeeping

# What EPA regulations are we now integrating?

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## EPA's "Hazardous Waste Generator Improvements Rule"

- Part 2
  - Conditions for exemption (from permit or interim status):
    - Waste generation limits
    - Accumulation time limits
    - Container compatibility with waste
    - "Closed" container
    - Inspections (weekly)
    - Accumulation in tanks, drip pads, or containment buildings
    - Labelling, marking containers
    - Closure of SWMUs (LQG only)

# What EPA regulations are on the horizon?

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- EPA's "Definition of Solid Waste"
  - Legitimacy criteria
- First Rule – 2008
  - Various court challenges
- Final Rule 2015
  - MORE court challenges; resulting in DC Circuit Ct invalidating certain portions (2017).
  - 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?

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- 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

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- 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

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- Waste Characterization (improper waste determinations)
- Recordkeeping
- Container Closure
- Universal Waste Management
- Contingency Plans

# Questions ?

