

Revision Checklist 184 Summary

Rule Title:	180-Day Accumulation Time Under RCRA for Waste Water Treatment Sludges From the Metal Finishing Industry; Final Rule
Checklist Title:	Accumulation Time for Waste Water Treatment Sludges
Reference:	65 <u>FR</u> 12378-12398
Promulgation Date:	March 8, 2000
Effective Date:	March 8, 2000
Cluster:	RCRA Cluster X
Provision Type:	Non-HSWA
Linkage:	None
Optional:	Yes

Summary: This rule promulgates regulations that allow large quantity generators of F006 wastes up to 180 days (or 270 days in certain circumstances) to accumulate F006 waste on-site in tanks, containers, or containment buildings without a hazardous waste storage permit or interim status, provided that these generators (1) have implemented pollution prevention practices, (2) recycle the F006 waste through metals recovery, (3) accumulate no more than 20,000 kg of F006 waste at any one time, and (4) comply with applicable management standards. The same management standards that apply to 90-day on-site accumulation of hazardous waste apply to the new 180-day (or 270-day, as applicable) on-site accumulation of F006 waste. The extension of the accumulation time addresses economic barriers to the recycling of F006 waste through metals recovery. This change will provide large quantity generators of F006 waste an incentive to choose recycling instead of treatment and land disposal as their final waste management option. Because this rule is intended to increase recycling, EPA strongly encourages States to adopt regulations that allow the additional accumulation time.

State Authorization: This rule is placed in RCRA Cluster X. The State modification deadline is July 1, 2001 (or July 1, 2002 if a State statutory change is necessary).

This rule was promulgated under non-HSWA authorities. The changes do not go into effect in an authorized State until the State adopts and receives authorization for the revisions. Only final authorization is available.

The State Revision Application must include applicable statutes and regulations, Revision Checklist 184, and other application materials, i.e. a supplemental AG statement, a program description, and/or an MOA, as determined by the Regional office. Note that under 271.21(b), the Regional office is allowed flexibility to determine what specific documents must be included in an application. Also, under 271.21(d), the Regional office may require the submission of any additional application materials it deems necessary.

Revision Checklist 184 Summary (cont'd)

Attorney General's Statement Entry: Revise the heading for Subsection IV to read “**ACCUMULATION**”. The following entry should be placed at Subsection IV (B) in the Model Revision Attorney General's Statement.

B. [OPTIONAL: This is a reduced requirement.] State statutes and regulations allow generators who generate 1,000 kilograms or more of hazardous waste per calendar month who also generate wastewater treatment sludges from electroplating operations that meet the F006 listing description, to accumulate F006 waste on-site for up to 180 days (or 270 days in certain circumstances) without a permit or interim status as indicated in Revision Checklist 184.

Federal Authority: RCRA §§2002 and 3002; 40 CFR 262.34(g) - (i), as amended March 8, 2000 (65 FR 12378).

Citation of Laws and Regulations; Date of Enactment and Adoption

Remarks of the Attorney General

Incorporation by Reference Guidance: There is no special guidance for States that incorporate by reference.