

Summary Checklist of the Federal Requirements for Waste Generators

Requirement	Regulatory Citation or Reference	Generator Category		
		CESQG	SGG	LQG
40 CFR Part 261 Subpart A - General				
Does not generate more than 100 Kg. Of hazardous waste (HW) in a calendar month	261.5	x		
Disposal of HW: 1. Sent to a TSDF permitted under for Subtitle C HW, or 2. Sent to a municipal landfill subject to Part 258, or 3. Sent to a non-municipal landfill subject to Part 257, or 4. Sent to recycling facility	261.5	x		
40 CFR Part 262 Subpart A - General				
Waste Identification	262.11	x	x	x
Notification/EPA I.D. Number	262.12		x	x
40 CFR Part 262 Subpart B - The Manifest				
Use of a manifest	262.20 - 262.23		x	x
Tolling Agreements: A generator (SGQ) that has his hazardous waste reclaimed does not need a manifest provided: 1. Has written agreement w/ reclaimer 2. Frequency of reclamation is specified 3. Transport vehicle is owned by reclaimer 4. Agreement is kept on file three years after contract expires			x	
40 CFR Part 262 Subpart C - Pre-Transport Requirements				
Package hazardous waste (HW) according to DOT requirements	262.30 49 CFR Parts 173,178, and 179	a/	x	x
Label HW containers according to DOT requirements (shipping labels)	262.31 49 CFR Part 172	a/	x	x
Mark HW containers with the hazardous waste label	262.32 49 CFR Part 172	a/	x	x
Ensure that HW transport vehicles are properly placarded	262.33 49 CFR Part 172	a/	x	x
Accumulate HW in main accumulation area for 90 days	262.34(a)			x
Accumulate up to 55 gal. of HW at a satellite accumulation area	262.34(c)		x	x
Accumulate HW in main accumulation area for 180 days or 270 if TSDF is 200 miles away	262.34(d), (e)		x	
Have an Emergency Coordinator who can: 1. call fire dept. or extinguish the fire 2. contain and clean up spills 3. notify the NRC when appropriate and provide certain key information	(262.34(d)(5)(i))		x	
Post information next to telephone: 1. Name and # of emerg. Coord. 2. Location of fire and spill control equip. and fire alarm (if present) 3. Tele. # of fire dept.	262.34(d)(5)(ii)		x	
Ensure that all employees are familiar with waste handling and spill response procedures relevant to their jobs.	262.34(d)(5)(iii)		x	
Emergency coordinator must respond to emergencies	262.34(d)(5)(iv)		x	
40 CFR Part 262 Subpart D- Recordkeeping and Reporting				
1. Maintain manifests, Biennial Report and exception report for 3 years, LDR Notifications and Certifications for 5 years. 2. Maintain records on test results and documentation of waste determinations	262.40		x	x
Submit Form 8700-13A (Biennial Report) by Mar. 1 of every even numbered year	262.41			
File exception report if signed copy of manifest from TSDF is not received within 60 days of receipt of waste by transporter	262.42			
40 CFR Part 265 Subpart B - General Facility Standards				
Personnel must receive either On-The-Job-Training or classroom training to ensure compliance with Part 265. Proper personnel training and training plan require: Program must be directed by someone trained in hazardous waste management Minimum requirements are ability to respond to emergencies Training must be completed within six months of taking the job Annual refresher required Records/document required: 1. Job title and name for each person with HW responsibility 2. Written job description with includes skill and education required 3. Type and amount of training required for each type of PD 4. Records that document the training Retain records until closure of facility or three years after employee leaves	265.16 (a)(1)			x
40 CFR Part 265 Subpart C - Preparedness and Prevention				
Maintenance and operation of the facility to minimize fire, explosion or releases	62.34(d)(4)		x	x
Required equipment: 1. Internal communications or alarm to warn facility personnel 2. Communications to call local response personnel 3. Appropriate fire control equipment 4. Adequate water volume and pressure	265.32		x	x
Testing and maintenance of required equipment	256.33		x	x
HW workers must have access to communications or alarm systems	265.34		x	x
Required isle space; must be adequate to conduct inspections and respond to spills	265.35		x	x
Arrangement w/ local response authorities	254.37		x	x
40 CFR Part 265 Subpart D - Contingency Plan and Emergency Procedures				
1. Prepare a proper plan 2. Maintain copies at the facility and provide to all emergency response agencies that may be involved 3. Amend the plan as needed 4. Have a designated emergency coordinator 5. Implement the plan when necessary	265.51 - 265.56			x
40 CFR Part 265 Subpart I - Use and Management of Containers (in main accumulation area)				
Maintain containers in good condition	265.171		x	x
Waste is compatible with container	265.172		x	x
Keep containers closed except when adding or removing waste	265.173		x	x
Conduct weekly inspections	265.174		x	x
Store ignitable and reactive wastes 50 ft. from property line	265.176		x	x
Separate incompatible wastes	265.177		x	x
40 CFR Part 268 - Land Disposal Restrictions				
Generator must determine whether the waste is restricted from land disposal and if restricted, provide one time notice to TSDF. No further notifications required unless wastestream or TSDF changes. If not, prepare certification.	268.7(a)(1)		x	x
40 CFR Part 279 Subpart C - Standards for Used Oil Generators				
1. Have SPCC Plan if facility presents risk to navigable waterway 2. Containers in good condition and not leaking 3. Containers labeled with the words "Used Oil" 4. Clean up spills and releases	279.22	x	x	x

Although not required by the RCRA requirements, DOT requires all shippers of hazardous materials (including CESGs) to comply with the appropriate regulations under 49 CFR.