

US EPA ARCHIVE DOCUMENT

CONSOLIDATED CHECKLIST C4

Standards Applicable to Transporters of Hazardous Waste
40 CFR Part 263 as of **December 31, 2002**

Note: No final rules affecting 40 CFR Part 263 were promulgated between June 30, 2002 and December 31, 2002, therefore, this Consolidated Checklist corresponds to 40 CFR Part 263 as published on July 1, 2002.

FEDERAL REQUIREMENTS	CHECKLIST REFERENCE	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:			
				EQUIV- ALENT	LESS STRIN- GENT	MORE STRIN- GENT	BROADER IN SCOPE

SUBPART A - GENERAL

SCOPE

transportation standards	III	263.10(a)					
on-site transportation excluded	III	263.10(b)					
compliance with 262 required if transporter:	III	263.10(c)					
transports waste into U.S. from abroad	III	263.10(c)(1)					
mixes wastes of different DOT shipping descriptions	III	263.10(c)(2)					
† transporters importing or exporting hazardous waste subject to part 262, part 273, or analogous state standards to any countries listed in 262.58(a)(1) for recovery	152	263.10(d)					
Part 263 does not apply to transportation during an explosives or munitions emergency response	156	263.10(e)					
§ 266.203 identifies how this part applies to military munitions classified as solid waste	156	263.10(f)					

EPA IDENTIFICATION NUMBER

EPA identification number required	III	263.11(a)					
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40 CFR Part 263 as of **December 31**, 2002 (cont'd)

FEDERAL REQUIREMENTS	CHECKLIST REFERENCE	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:			
				EQUIV- ALENT	LESS STRIN- GENT	MORE STRIN- GENT	BROADER IN SCOPE
application for EPA ID number	III	263.11(b)					
TRANSFER FACILITY REQUIREMENTS							
exception for storage of 10 days or less	III,34	263.12					
SUBPART B - COMPLIANCE WITH THE MANIFEST SYSTEM AND RECORDKEEPING							
THE MANIFEST SYSTEM							
manifest required; conditions for accepting exported waste	III,31,†152	263.20(a)					
signature and date; copy to generator	III	263.20(b)					
manifest accompanies waste; EPA Acknowledgment of Consent also accompanies exports	III,31	263.20(c)					
procedures when delivering waste to another transporter or to the designated facility	III	263.20(d)					
		263.20(d)(1)					
		263.20(d)(2)					
		263.20(d)(3)					
water transporters, conditions under which 263.20(c), (d) & (f) do not apply	III	263.20(e)					
delivered by water	III	263.20(e)(1)					
shipping paper; EPA Acknowledgment of Consent for exports	III,31	263.20(e)(2)					
signature of owner	III	263.20(e)(3)					
signature of transporter	III	263.20(e)(4)					
copies retained	III	263.20(e)(5)					

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				EQUIV- ALENT	LESS STRIN- GENT	MORE STRIN- GENT	BROADER IN SCOPE
rail shipments; conditions under which 263.20(c), (d) & (e) do not apply	III	263.20(f)					
duties of the initial rail transporter	III	263.20(f)(1)					
		263.20(f)(1)(i)					
		263.20(f)(1)(ii)					
		263.20(f)(1)(iii)					
		263.20(f)(1)(iii)(A)- (C)					
		263.20(f)(1)(iv)					
shipping paper; EPA Acknowledgment of Consent for exports	III,31	263.20(f)(2)					
procedures when waste is delivered to designated facility	III	263.20(f)(3)					
		263.20(f)(3)(i)					
		263.20(f)(3)(ii)					
procedures when delivering to non-rail transporter	III	263.20(f)(4)					
		263.20(f)(4)(i)					
		263.20(f)(4)(ii)					
acceptance from a rail transporter by a non-rail transporter	III	263.20(f)(5)					
procedures when transporting waste out of U.S.	III	263.20(g)					
date waste left U.S.	III	263.20(g)(1)					
signature and copy retention	III	263.20(g)(2)					
return signed copy to generator	III,31	263.20(g)(3)					

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				EQUIV- ALENT	LESS STRIN- GENT	MORE STRIN- GENT	BROADER IN SCOPE
copy to U.S. Customs official at departure point	31	263.20(g)(4)					
transporters of waste from a generator of 100 kg/mo to 1000 kg/mo not subject to 263.20 or 263.22 provided:	23	263.20(h)					
reclamation agreement provided for in 262.20(e)	23	263.20(h)(1)					
what the transporter must record	23	263.20(h)(2)					
		263.20(h)(2)(i)					
		263.20(h)(2)(ii)					
		263.20(h)(2)(iii)					
		263.20(h)(2)(iv)					
handling of records	23	263.20(h)(3)					
3-year record retention	23	263.20(h)(4)					

COMPLIANCE WITH THE MANIFEST

delivery of entire quantity to:	III	263.21(a)					
designated facility	III	263.21(a)(1)					
alternate designated facility	III	263.21(a)(2)					
next designated transporter	III	263.21(a)(3)					
designated place outside the U.S.	III	263.21(a)(4)					
requirements if unable to deliver waste	III	263.21(b)					

RECORDKEEPING

3-year record retention	III	263.22(a)					
water transporter, 3 year record retention of	III	263.22(b)					

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				EQUIV- ALENT	LESS STRIN- GENT	MORE STRIN- GENT	BROADER IN SCOPE
shipping paper							
for shipments by rail:	III	263.22(c)					
initial transporter retains manifest and shipping paper for 3 years	III	263.22(c)(1)					
final transporter retains manifest or shipping paper for 3 years	III	263.22(c)(2)					
transporter of waste out of U.S. retains manifest for 3 years	III	263.22(d)					
automatic extension of retention periods	III	263.22(e)					

SUBPART C - HAZARDOUS WASTE DISCHARGES

IMMEDIATE ACTION

transporter action in event of discharge	III	263.30(a)					
removal/authorization by official	III	263.30(b)					
duties of transporter:	III	263.30(c)					
notice to National Response Center	III	263.30(c)(1)					
written report to DOT	III	263.30(c)(2)					
water transporter must give same notice as required by 33 CFR 153.203 for oil and hazardous substances	III	263.30(d)					

DISCHARGE CLEAN UP

transporter must clean up hazardous waste discharge	III	263.31					
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† Optional