

US EPA ARCHIVE DOCUMENT

## RCRA REVISION CHECKLIST 77

HSWA Codification Rule, Double Liners, Correction  
55 FR 19262-19264  
May 09, 1990  
(RCRA Cluster II, HSWA provisions)

Note: The final rule addressed by this checklist corrects 264.221(c) and 264.301(c) as promulgated on June 15, 1985 (50 FR 28702; Revision Checklist 17 H). This correction is based on a decision reached in the United States Court of Appeals for the District of Columbia (June 23, 1987), concerning a lawsuit filed against EPA. On January 29, 1992, EPA issued a final rule (57 FR 3462; Revision Checklist 100) that superceded the Revision Checklist 77 changes and expanded the 264.221(c) and 264.301(c) requirements, as promulgated by Revision Checklist 17 H. States not yet authorized for Revision Checklist 17 H are encouraged to adopt either the Revision Checklist 77 corrections or the Revision Checklist 100 changes at the same time the Revision Checklist 17 H provisions are adopted. States seeking authorization for Revision Checklist 100 rather than this checklist should also submit Revision Checklist 77 to receive "credit" for Revision Checklist 77 in StATS, even though Revision Checklist 100 has superceded these changes.

FEDERAL REQUIREMENTS	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:					
			EQUIV- ALENT	LESS STRIN- GENT	MORE STRIN- GENT	BROADER IN SCOPE		
PART 264 - STANDARDS FOR OWNERS AND OPERATORS OF HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES								
SUBPART K - SURFACE IMPOUNDMENTS								
DESIGN AND OPERATING REQUIREMENTS								
1 insert "for units where the Part B of the permit application is received by the Regional Administrator after November 8, 1984" after "permit"	264.221(c)							

RCRA REVISION CHECKLIST 77:  
 HSWA Codification Rule, Double Liners, Correction (cont'd)

FEDERAL REQUIREMENTS	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:			
			EQUIV- ALENT	LESS STRIN- GENT	MORE STRIN- GENT	BROADER IN SCOPE
SUBPART N - LANDFILLS						
DESIGN AND OPERATING REQUIREMENTS						
add sentence regarding applicability of 264.301(c) only where Part B of the permit application is received after November 8, 1984	264.301(c)					

<sup>1</sup> "Issuance" should not be changed to "insurance" in this paragraph; this is a typographical error in the FR for this correction notice (55 FR 19263).