

US EPA ARCHIVE DOCUMENT

RCRA REVISION CHECKLIST 203
 Recycled Used Oil Management Standards; Clarification
 68 FR 44659 – 44665
 July 30, 2003
 (RCRA Cluster XIV, Non-HSWA)

Name of State:

State Statutory Authority:

Title of Regulations: _____ Effective Date:

Date Checklist Completed:

FEDERAL REQUIREMENTS	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:					
			EQUIV- ALENT	LESS STRIN- GENT	MORE STRIN- GENT	BROADER IN SCOPE		
PART 261 – IDENTIFICATION AND LISTING OF HAZARDOUS WASTE								
SUBPART A -- GENERAL								
SPECIAL REQUIREMENTS FOR HAZARDOUS WASTE GENERATED BY CONDITIONALLY EXEMPT SMALL QUANTITY GENERATORS								
amend paragraph 261.5(j) by removing both phrases, “if it is destined to be burned for energy recovery”	261.5(j)							
PART 279 – STANDARDS FOR THE MANAGEMENT OF USED OIL								
SUBPART B -- APPLICABILITY								
APPLICABILITY								
Revise paragraph (i) to read as follows:	279.10							

**RCRA REVISION CHECKLIST 203: Recycled Used Oil Management Standards; Clarification
(Cont'd)**

FEDERAL REQUIREMENTS	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:			
			EQUIV- ALENT	LESS STRIN- GENT	MORE STRIN- GENT	BROADER IN SCOPE
Used oil containing PCBs at any concentration less than 50 ppm is subject to requirements of this Part unless it is regulated under 40 CFR 761 as a used oil containing PCBs at 50 ppm or greater. PCB-containing used oil subject to the requirements of this Part may also be subject to prohibitions and requirements at 40 CFR 761, including 20(d) and (e). Used oil containing PCBs at concentrations of 50 ppm or greater is not subject to requirements of this Part, but is subject to regulation under Part 761. No person may avoid these provisions by diluting used oil containing PCBs, unless otherwise specifically provided for in this Part or Part 761 of this chapter.	279.10(i)					
SUBPART H -- STANDARDS FOR USED OIL FUEL MARKETERS						
TRACKING						
279.74 is revised so paragraph (b) reads as follows:	279.74					

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(Cont'd)**

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			EQUIV- ALENT	LESS STRIN- GENT	MORE STRIN- GENT	BROADER IN SCOPE
A generator, transporter, processor/re-refiner, or burner who first claims that used oil that is to be burned for energy recovery meets the fuel specifications under 279.11 must keep a record of each shipment to the facility to which it delivers the used oil. Records for each shipment must include the following information	279.74(b)					
Name and address of facility receiving the shipment;	279.74(b)(1)					
Quantity of used oil fuel delivered;	279.74(b)(2)					
Date of shipment or delivery; and	279.74(b)(3)					
A cross-reference to the record of used oil analysis or other information used to make the determination that the oil meets the specification as required under 279.72(a).	279.74(b)(4)					