

US EPA ARCHIVE DOCUMENT

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Parts 261 and 302

[SWH-FRL-5191-5]

RIN 2050-AD59

Hazardous Waste Management System; Carbamate Production Identification and Listing of Hazardous Waste; and CERCLA Hazardous Substance Designation and Reportable Quantities; Correction

AGENCY: Environmental Protection Agency.

ACTION: Final rule; correction.

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SUMMARY: The U.S. Environmental Protection Agency (EPA) is correcting minor errors in the amendments to the regulations which appeared in the Federal Register on February 9, 1995 (60 FR 7824).

EFFECTIVE DATES: April 17, 1995.

FOR FURTHER INFORMATION CONTACT: John Austin, (202) 260-4789.

SUPPLEMENTARY INFORMATION: In the February 9, 1995 final rule, EPA designated a number of discarded commercial chemical products, off-specification species, container residues, and spill residues as hazardous wastes. EPA is correcting typographical and omission errors in the listing of these chemicals. EPA also designated a number of substances as hazardous constituents based upon scientific studies which demonstrate that the substance has toxic, carcinogenic, mutagenic or teratogenic effects on humans or other life forms. In the course of EPA's determinations, final action on twelve substances was deferred. The text of the amendments to part 261, appendix VIII inadvertently lists one of the substances for which final action was deferred and also lists in error a hazardous waste designation of U389 for this substance. The substance, bis(dibutylcarbamothio)dioxo-dimolydenum sulfurized (Chemical Abstracts Number 68412-26-0), was proposed as U398 not U389. EPA is deleting this inadvertent entry.

The final rule also inadvertently does not include the Appendix A list of the additions to CERCLA Section 302.4 in numerical sequence of their CAS Registry numbers. The Agency is amending Appendix A to § 302.4 to reflect the additions to Section 304.4 that were finalized by the February 9, 1994 notice.

On page 7483, the February 9, 1995 final rule states in error the compliance dates for new facilities to submit a Part B application and for permitted facilities to certify that the facility is in compliance with groundwater and financial responsibility requirements. Under section 3005(e)(3), not later than August 9, 1996, land disposal facilities newly qualifying for interim status under section 3005(e)(1)(A)(ii) also must submit a Part B permit application and certify that the facility is in compliance with all applicable groundwater monitoring and financial responsibility requirements. For newly regulated land disposal units, permitted facilities must certify that the facility is in compliance with all applicable 40 CFR 265 groundwater monitoring and financial responsibility requirements no later than August 9, 1996.

Dated: April 5, 1995.

Elliott P. Laws, Assistant Administrator, Office of Solid Waste and Emergency Response.

Accordingly, the publication on February 9, 1995 of the final regulations, which were the subject of FR Doc. 95-2983, is corrected as follows:

#### PART 261-IDENTIFICATION AND LISTING OF HAZARDOUS WASTE [CORRECTED]

1. On page 7850, the table for § 261.33(e) is corrected by deleting "\*1P198" following the substance entry for "Methanimidamide, N,N-dimethyl-N'-[3-[[[(methylamino) carbonyl]oxy] phenyl]-, monohydrochloride" in column 3 and designating the entry as Hazardous Waste No. "P198" in column one. The entries in columns one and two for the substance "Mexacarbate" are deleted and replaced by "P128" and "315-8-4" respectively.

2. On page 7851, the Chemical Abstract Number in column one of the table for § 261.33(f) is corrected to read "121-44-8" for the substance N,N-diethylethanamine, and on page 7852, "122-42-9" for Protham, and "121-44-8" for Triethylamine.

#### Appendix VIII to Part 261-[Corrected]

3. Appendix VIII to Part 261-Hazardous Constituents is corrected by deleting from each column the entries for "Bis(dibutylcarbamothioato)dioxodi-molybdenum sulfurized" on page 7853, and the Common name "Physostigmine" corresponding to "P188" is revised to read "Physostigmine salicylate" on page 7855.

>>>> Part 302 has not been included because it is not required as part of a State's Hazardous Waste Program. <<<<

[FR Doc. 95-9247 Filed 4-14-95; 8:45 am]  
BILLING CODE 6560-50-P