Revision Checklist 203 Summary

Title:	Hazardous Waste Management System; Identification and Listing of Hazardous Waste; Recycled Used Oil Management Standards
Checklist Title:	Recycled Used Oil Management Standards; Clarification
Reference:	68 FR 44659 – 44665
Promulgation Date:	July 30, 2003
Effective Date:	September 29, 2003
Cluster:	RCRA Cluster XIV
Provision Type:	Non-HSWA
Linkage:	112, 122, 166
Optional:	Yes

Summary: This rule addresses three aspects of the used oil management standards: 1) It clarifies when used oil contaminated with PCBs is regulated under RCRA used oil management standards and when it is not; 2) It explains that used oil mixed with CESQG waste is subject to RCRA used oil management standards irrespective of how this mixture is to be recycled; 3) It explains that the initial marketer of on-specification used oil must keep a record of the shipment of used oil to the facility to which the initial marketer delivers the used oil.

State Authorization: This rule is placed in RCRA Cluster XIV. The State modification deadline is July 1, 2005 (or July 1, 2006 if a State statutory change is necessary).

This rule is promulgated pursuant to non-HSWA authority and is no more stringent than the current Federal requirements. Therefore, States will not be required to adopt and seek authorization for this rule. However, EPA strongly urges states to do so. EPA will implement the program only in those States which are not authorized for the RCRA program.

Attorney General (AG) Certification Guidance: Specific AG certification of statutory authority may not be required for this checklist as long as the AG has previously demonstrated authority for regulating recycled used oil.

Program Description (PD) Guidance: A State seeking authorization for this checklist should determine whether the revisions impact the program described in the Program Description.

Incorporation by Reference Guidance: There is no special guidance for States that incorporate by reference.