

US EPA ARCHIVE DOCUMENT



COMMONWEALTH OF PENNSYLVANIA  
OFFICE OF GENERAL COUNSEL  
333 MARKET STREET, 17TH FLOOR  
HARRISBURG, PENNSYLVANIA 17101  
(717) 783-6563  
FAX: (717) 787-1788

July 27, 2000

Mr. Bradley M. Campbell  
Regional Administrator  
U.S. Environmental Protection Agency, Region 3  
1650 Arch Street  
Philadelphia, Pennsylvania 19103-2029

**RE:** Pennsylvania Legal Statement for Final Authorization, including changes to the Federal RCRA Program through June 1998 and Pennsylvania Supplemental Legal Statement

Dear Mr. Campbell:

Pennsylvania is applying for final authorization under the Resource Conservation and Recovery Act (RCRA), 42 U.S.C.S. § 6901, *et seq.* The attached Legal Statement is submitted in support of the Commonwealth's application for program authorization under RCRA, as is the Supplemental Legal Statement for changes to the Federal RCRA Program from July 1998 through July 6, 1999 ("Legal Statements"). These Legal Statements are provided in accordance with 40 C.F.R. § 271.7, which requires the Attorney General or independent legal counsel to certify that the state has adequate legal authority to carry out the program described in the application.

EPA's regulations require the "independent legal counsel" signing such a statement to "have full authority to independently represent the State agency in court on all matters pertaining to the State program." 40 C.F.R. § 271.7(a) (emphasis added). Since passage of the Commonwealth Attorneys Act, Act of October 15, 1980 (P.L. 950, No. 164), 71 P.S. § 732.101, *et seq.*, authority to represent Pennsylvania on matters pertaining to the hazardous waste management program is divided between the Office of General Counsel and the Office of Attorney General. In order to assure full compliance with EPA's regulations, I am authorized to sign the Legal Statements for the Office of General Counsel. I am enclosing a separate letter signed by a member of the Office of Attorney General concurring in the Legal Statements.

Sincerely,

A handwritten signature in cursive script that reads "R. E. Grimaldi".

Rick Grimaldi  
Deputy General Counsel