

US EPA ARCHIVE DOCUMENT

RCRA REVISION CHECKLIST 104

Used Oil Filter Exclusion

57 FR 21524-21534

May 20, 1992

(RCRA Cluster II, HSWA provisions)

Note: The final rule addressed by this Revision Checklist preserves the status quo for used oil destined for disposal and exempts, from the definition of hazardous waste, certain types of used oil filters. The Agency is not taking final action, at this time, on a listing determination and/or management standards for used oils that are recycled as proposed in 1985 and 1991. It will, in the near future, make a final decision on such a listing under the authority of RCRA section 3014. The Agency may also propose standards controlling the burning of used oil in boilers and furnaces at a later date.

The standards addressed by this checklist narrow the scope of the Toxicity Characteristic (TC) rule promulgated pursuant to HSWA authority, as well as the characteristics of EP toxicity regulations promulgated under non-HSWA authority; thus, authorized States are not required to adopt them.

FEDERAL REQUIREMENTS	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:			
			EQUIV- ALENT	MORE STRIN- GENT	LESS STRIN- GENT	BROADER IN SCOPE

PART 261 - IDENTIFICATION AND LISTING OF HAZARDOUS WASTE

SUBPART A - GENERAL

† EXCLUSIONS

non-terne plated used oil filters not mixed with waste listed in Part 261, subpart C if oil filters have been gravity hot-drained using one of the following methods:	261.4(b)(15)	105.D.46	EQ			
puncturing the filter anti-drain back valve of the filter dome end and hot-draining	261.4(b)(15)(i)	105.D.46.a	EQ			
hot-draining and crushing	261.4(b)(15)(ii)	106.D.46.b	EQ			

RCRA REVISION CHECKLIST 104: Used Oil Filter Exclusion (cont'd)

FEDERAL REQUIREMENTS	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:			
			EQUIV- ALENT	MORE STRIN- GENT	LESS STRIN- GENT	BROADER IN SCOPE
PART 261 - IDENTIFICATION AND LISTING OF HAZARDOUS WASTE						
dismantling and hot-draining	261.4(b)(15)(iii)	105.D.46.c	EQ			
any other equivalent hot-draining method which will remove used oil	261.4(b)(15)(iv)	105.D.46.d	EQ			

RCRA REVISION CHECKLIST 105

Recycled Coke By-Product Exclusion

57 FR 27880-27888

June 22, 1992

(RCRA Cluster II, HSWA provisions)

Note: This Revision Checklist excludes from the definition of solid waste certain coke by-product plant residues that exhibit the Toxicity Characteristic (TC). The final rule reduces the scope of the Federal program; therefore, authorized States are not required to modify their programs to adopt this checklist. Although States are not required to adopt this checklist, EPA strongly encourages States to do so as quickly as possible in order to minimize disruption to legitimate recycling practices currently taking place in the coking industry.

Special Note: While this checklist is considered an optional checklist, States that adopt the Coke Oven Administrative Stay introduced by Revision Checklist 98 (56 FR 43874) should either remove their analog to the note that follows 266.100(a) or state in their regulations that this stay ends on June 22, 1992.

RCRA REVISION CHECKLIST 105: Recycled Coke By-Product Exclusion (cont'd)

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

† EXCLUSIONS

replace existing paragraph with new paragraph excluding from definition of solid waste K087 and other wastes from coke by-products that are hazardous only because they exhibit the Toxicity Characteristic when recycled as specified; exclusion is conditioned on there being no land disposal of the wastes from point of generation to recycling point	261.4(a)(10)	105.D.44	EQ		
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PART 266 - STANDARDS FOR THE MANAGEMENT OF SPECIFIC HAZARDOUS WASTES AND SPECIFIC TYPES

SUBPART H - HAZARDOUS WASTE BURNED IN BOILERS AND INDUSTRIAL FURNACES

†,1 APPLICABILITY

remove note addressing the Administrative Stay for coke ovens processing coke by-product wastes exhibiting the toxicity characteristic identified in 266.100(a)	266.100(a),note	No state analog	EQ		
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RCRA REVISION CHECKLIST 105: Recycled Coke By-Product Exclusion (cont'd)

- 1 This change is conditionally optional. States that adopted the Coke Oven Administrative Stay introduced by Revision Checklist 98 (September 5, 1991; 56 FR 43874) should make this change to assure that their code remains at least as stringent as the Federal code.