

US EPA ARCHIVE DOCUMENT

PK VIII  
Revised AG  
RCRA V + VI

**MODEL REVISION ATTORNEY GENERAL'S STATEMENT FOR FINAL  
AUTHORIZATION FOR CHANGES TO THE FEDERAL  
RCRA PROGRAM FROM JANUARY 1983 THROUGH  
JUNE 1996**

Signed 4/15/98

I hereby certify, pursuant to my authority as Attorney General and in accordance with Section 3006(b) of the Resource Conservation and Recovery Act, as amended by the Hazardous and Solid Waste Amendments of 1984 (42 USC 6901 et seq.), and 40 CFR 271 that in my opinion the laws of the State of Louisiana provide adequate authority to carry out the revised program set forth in the revised "Program Description" submitted by the Louisiana Department of Environmental Quality. The specific authorities provided are contained in statutes or regulations lawfully adopted at the time this Statement is signed and which are in effect now as specified below. These authorities and this certification supplement the previously certified authorities described in my (or my predecessors) certification(s) of June 17, 1996.

The State of Louisiana was previously granted authorization for most of the checklists contained in clusters referred to by the United States Environmental Protection Agency (U.S.E.P.A.) as Base Program, non-HSWA I, non-Hswa II, non-Hswa III, non-HSWA IV, non-HSWA V, non-HSWA VI, HSWA I, HSWA II, RCRA I, RCRA II, and RCRA III. This Attorney General's statement coincides with the rules addressed in checklist 85 in the cluster referred to by the U.S.E.P.A. as RCRA I, checklists 94 and 96 in the cluster referred to by the U.S.E.P.A. as RCRA II, checklists 111 and 114 in the cluster referred to by the U.S.E.P.A. as RCRA III, checklists 125-134 in the cluster referred to by the U.S.E.P.A. as RCRA IV, checklists 135-144 in the cluster referred to by U.S.E.P.A. as RCRA V, and checklists 145-152 in the cluster referred to by U.S.E.P.A. as RCRA VI.

**I. IDENTIFICATION AND LISTING**

II. State statutes and regulations provide that recovered oil excluded from the definition of hazardous waste at 40 CFR 261.4(a)(12) be inserted into the petroleum refining process at or before a point where contaminants are removed as indicated in Revision Checklist 150.

Federal Authority: RCRA §§2002 and 3001; 40 CFR 261.4(a)(12) as amended March 26, 1996 (61 FR 13103).

**Citation of Laws and Regulations; Date of Enactment and Adoption**

Louisiana Revised Statutes 30:2180 et seq. as amended June 14, 1991, effective June 14, 1991.

LHWR Sec. 105.D.43.g

as amended April 20, 1998,  
effective April 20, 1998.

Remarks of the Attorney General  
The state provisions are equivalent.

## **X. LIQUIDS IN LANDFILLS**

C. State statutes and regulations provide that OECD 301B (Modified Sturm Test) may also be used to demonstrate that a sorbent is non-biodegradable as indicated in Revision Checklist 145.

Federal Authority: RCRA §3004(c), 42 U.S.C. 6924(c); 40 CFR 264.314(e)(2)(ii)&(iii), and 265.314(e)(2)(ii)&(iii) as amended July 11, 1995 (60 ER 35703).

Citation of Laws and Regulations: Date of Enactment and Adoption

Louisiana Revised Statutes 30:2180 et seq. as amended June 14, 1991, effective June 14, 1991.

LHWR Sec. 2515.F.2.b	as amended April 20, 1998, effective April 20, 1998;
2515.F.2.c	as amended April 20, 1998, effective April 20, 1998;
4507.F.2.b	as amended April 20, 1998, effective April 20, 1998;
4507.F.2.c	as amended April 20, 1998, effective April 20, 1998

Remarks of the Attorney General  
The state provisions are equivalent.

## **XVI. REQUIREMENTS FOR PERMITS**

Z. State statutes and regulations provide for opportunities for earlier public involvement in the permitting process and expand public access to information throughout the permitting process and the operational lives of facilities as indicated in Revision Checklist 148.

Federal Authority: RCRA §§2002, 3004, 3005, and 7004(b), 40 CFR 124.31, 124.32, 124.33, 270.2, 270.14(b)(22), 270.30(m), 270.61(b)(5), 270.62(b)(6), 270.62(d), 270.66(d)(3), and 270.66(g) as amended December 11, 1995 (60 ER 63417).

Citation of Laws and Regulations: Date of Enactment and Adoption

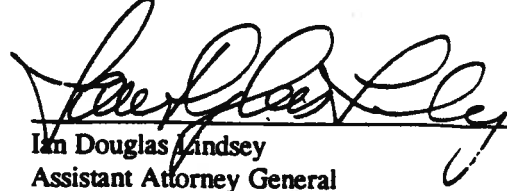
Louisiana Revised Statutes 30:2180 et seq. as amended June 14, 1991, effective June 14, 1991.

LHWR Sec. 109.Facility mailing list	as amended April 20, 1998, effective April 20, 1998;
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708.A.4.b	as amended April 20, 1998, effective April 20, 1998;
708.A.4.b.i	as amended April 20, 1998, effective April 20, 1998;
708.A.4.b.ii	as amended April 20, 1998, effective April 20, 1998;
708.A.4.b.iii	as amended April 20, 1998, effective April 20, 1998;
708.A.4.b.iv	as amended April 20, 1998, effective April 20, 1998;
708.A.4.b.v	as amended April 20, 1998, effective April 20, 1998;
708.B.1	as amended April 20, 1998, effective April 20, 1998;
708.B.2	as amended April 20, 1998, effective April 20, 1998;
708.B.2.a	as amended April 20, 1998, effective April 20, 1998;
708.B.2.b	as amended April 20, 1998, effective April 20, 1998;
708.B.2.b.i	as amended April 20, 1998, effective April 20, 1998;
708.B.2.b.ii	as amended April 20, 1998, effective April 20, 1998;
708.B.2.b.iii	as amended April 20, 1998, effective April 20, 1998;
708.B.2.b.iv	as amended April 20, 1998, effective April 20, 1998;
708.B.2.b.v	as amended April 20, 1998, effective April 20, 1998;
708.B.2.b.vi	as amended April 20, 1998, effective April 20, 1998;
708.B.3	as amended April 20, 1998, effective April 20, 1998;
708.C.1	as amended April 20, 1998, effective April 20, 1998;
708.C.2	as amended April 20, 1998, effective April 20, 1998;
708.C.3	as amended April 20, 1998, effective April 20, 1998;
708.C.4	as amended April 20, 1998, effective April 20, 1998;

Richard P. Ieyoub  
Attorney General

By:



Ian Douglas Lindsey  
Assistant Attorney General

15 April 88

Date