

US EPA ARCHIVE DOCUMENT

official
signed
12-19-84

AMENDMENT TO THE MEMORANDUM OF AGREEMENT
BETWEEN THE STATE OF NEW MEXICO
AND THE U.S. ENVIRONMENTAL PROTECTION AGENCY,
REGION VI, FOR FINAL AUTHORIZATION

I. GENERAL

This amendment to the Agreement, which was effective on 7/16/84, establishes additional policies, responsibilities and procedures pursuant to 40 CFR 271 for the operation of the State of New Mexico hazardous waste program authorized under Section 3006 of RCRA and subject to review by the EPA Regional Office for Region VI. This Amendment is being made in response to the requirements of the Hazardous and Solid Waste Amendments of 1984.

II. POLICY STATEMENT

Pursuant to 3006 (g) (1), and in accordance with the Hazardous and Solid Waste Amendments of 1984 (HSWA), EPA has the authority to issue or deny permits or those portions of permits to facilities in New Mexico for the requirements and prohibitions in or stemming from the HSWA until the State's program is amended to reflect those requirements and prohibitions and authorization is received for the portion or portions of the program.

III. JOINT PERMITTING AGREEMENT

EPA and New Mexico hereby enter into a Joint Permitting Agreement for the issuance of RCRA permits in New Mexico. This Joint Permitting Agreement is entered into in accordance with Section 3006 (c)(3) of RCRA. The details of the Joint Permitting Agreement shall be incorporated into the State Work Program. The duties and responsibilities of EPA and the State for joint permitting shall also be specified in the State Work Program.

The details of the Joint Permitting Agreement between EPA and New Mexico as contained in the State Work Program shall be reviewed and revised as

often as necessary, but no less often than annually to assure its continued appropriateness.

Upon authorization of the State for any of the provisions of the HSWA, the specifics of the Joint Permitting Agreement as set out in the State Work Program shall be amended to reflect the authorization. Amendment of this Memorandum of Agreement or the execution of a separate Memorandum of Agreement shall be required for authorization of any of the provisions of the HSWA.

IV. APPROVAL

DATE: May 23, 1985

by Dennis D. [Signature]
Director
New Mexico Environmental
Improvement Division

DATE: June 14, 1985

by Dick Whittington [Signature]
Regional Administrator,
U.S. Environmental
Protection Agency, Region
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