

US EPA ARCHIVE DOCUMENT

# RCRA REVISION CHECKLIST 39

## California List Waste Restrictions

52 FR 25760-25792

July 8, 1987

as amended on October 27, 1987, at 52 FR 41295-41296  
(HWA Cluster II)

Notes: 1) The EPA Administrator is solely responsible for granting a national capacity variance to the prohibition effective date. The procedures for granting case-by-case extensions are found in 40 CFR 268.5. Since the granting of such variances is based on national concerns, States cannot be authorized for this aspect of the program. Similarly, variances under 40 CFR 268.42(b) and §268.44 for waste-specific variances from a treatment standard are not delegable to the States. (Note: 40 CFR 268.44 is not addressed by this checklist, but rather by Revision Checklist 34. The Federal Register (51 FR 40572, November 4, 1986) for Revision Checklist 34 implied that this section was delegable. However, the preamble to this present checklist changed the delegability of this section, so that it is not delegable.)

Under 40 CFR 268.6, EPA may grant petitions of specific duration to allow land disposal of certain hazardous wastes provided certain criteria are met. States that have the authority to impose land disposal prohibitions may ultimately be authorized under RCRA Section 3006 to grant petitions for such exemptions. However, because the Agency expects few such petitions, EPA is currently requiring that these petitions be handled at EPA headquarters. (Note: This is a change from 51 FR 40572 (November 7, 1986) addressed by Revision Checklist 34.)

States should either not adopt 40 CFR 268.5, 268.8, 268.42(b) and 268.44 or include these sections, making it clear that the EPA Administrator is responsible for carrying out these portions of the land disposal restrictions. States incorporating by reference must exclude these sections of code from their blanket substitution of "Administrator" with the title of the chief administrator of the State environmental agency. For a more detailed discussion of these issues, see the guidance for the land disposal checklists found in Appendix J of the State Authorization Manual (SAM).

2) Revision Checklist 50 (53 FR 31138, August 17, 1988) amends certain sections of code addressed by Revision Checklist 39, but does not affect the delegability outlined in the previous note. Other related Checklists include current Revision Checklists 62 (54 FR 18836, May 2, 1989) and 63 (54 FR 26594, June 23, 1989) and future Checklists 66 (54 FR 36967, September 6, 1989) and 78 (55 FR 22520, June 1, 1990).

| FEDERAL REQUIREMENT | FEDERAL RCRA CITATION | ANALOGOUS<br>STATE CITATION | STATE ANALOG IS: |                   |                     |
|---------------------|-----------------------|-----------------------------|------------------|-------------------|---------------------|
|                     |                       |                             | EQUIV-<br>ALENT  | MORE<br>STRINGENT | BROADER<br>IN SCOPE |

## PART 260 - HAZARDOUS WASTE MANAGEMENT SYSTEM: GENERAL

### SUBPART B - DEFINITIONS

#### REFERENCES

|                            |           |                         |     |  |  |
|----------------------------|-----------|-------------------------|-----|--|--|
| 1 Parts 260<br>through 270 | 260.11(a) | HWMR- 7<br>PART I § 101 | X ✓ |  |  |
|----------------------------|-----------|-------------------------|-----|--|--|

RCRA REVISION CHECKLIST 39: California  
List Waste Restrictions (cont'd)

| FEDERAL REQUIREMENT | FEDERAL RCRA CITATION | ANALOGOUS<br>STATE CITATION | STATE ANALOG IS: |                   |                     |
|---------------------|-----------------------|-----------------------------|------------------|-------------------|---------------------|
|                     |                       |                             | EQUIV.<br>ALENT  | MORE<br>STRINGENT | BROADER<br>IN SCOPE |

PART 262 - STANDARDS APPLICABLE TO GENERATORS OF HAZARDOUS WASTE

SUBPART G - FARMERS

|                                         |        |                           |     |  |  |
|-----------------------------------------|--------|---------------------------|-----|--|--|
| FARMERS                                 |        |                           |     |  |  |
| †<br>2 pesticide disposal<br>by farmers | 262.70 | HWMR- 7<br>PART III § 301 | X ✓ |  |  |

PART 264 - STANDARDS FOR OWNERS AND OPERATORS OF HAZARDOUS WASTE  
TREATMENT, STORAGE, AND DISPOSAL FACILITIES

SUBPART B - GENERAL FACILITY STANDARDS

GENERAL WASTE ANALYSIS

|                                        |                        |                         |     |  |  |
|----------------------------------------|------------------------|-------------------------|-----|--|--|
| annual removal of<br>specific residues | 264.13(b)<br>(7) (iii) | HWMR- 7<br>PART V § 501 | X ✓ |  |  |
|----------------------------------------|------------------------|-------------------------|-----|--|--|

PART 265 - INTERIM STATUS STANDARDS FOR OWNERS AND OPERATORS OF  
HAZARDOUS WASTE TREATMENT, STORAGE, AND DISPOSAL FACILITIES

SUBPART B - GENERAL FACILITY STANDARDS

GENERAL WASTE ANALYSIS

|                                        |                       |                          |     |  |  |
|----------------------------------------|-----------------------|--------------------------|-----|--|--|
| annual removal of<br>specific residues | 265.13(b)<br>(7)(iii) | HWMR- 7<br>PART VI § 601 | X ✓ |  |  |
|----------------------------------------|-----------------------|--------------------------|-----|--|--|

PART 268 - LAND DISPOSAL RESTRICTIONS

SUBPART A - GENERAL

PURPOSE, SCOPE AND APPLICABILITY

|                                       |             |                            |     |  |  |
|---------------------------------------|-------------|----------------------------|-----|--|--|
| †<br>pesticide disposal<br>by farmers | 268.1(c)(5) | HWMR- 7<br>PART VIII § 801 | X ✓ |  |  |
|---------------------------------------|-------------|----------------------------|-----|--|--|

DEFINITIONS APPLICABLE TO THIS PART

|                                        |          |                            |     |  |  |
|----------------------------------------|----------|----------------------------|-----|--|--|
| add "halogenated<br>organic compounds" | 268.2(a) | HWMR- 7<br>PART VIII § 801 | X ✓ |  |  |
| revise<br>"land disposal"              | 268.2(a) | " "                        | X ✓ |  |  |

RCRA REVISION CHECKLIST 39: California  
List Waste Restrictions (cont'd)

| FEDERAL REQUIREMENT             | FEDERAL RCRA CITATION | ANALOGOUS<br>STATE CITATION   | STATE ANALOG IS: |                   |                     |
|---------------------------------|-----------------------|-------------------------------|------------------|-------------------|---------------------|
|                                 |                       |                               | EQUIV-<br>ALENT  | MORE<br>STRINGENT | BROADER<br>IN SCOPE |
| add "polychlorinated biphenyls" | 268.2(a)              | HWMR- 7<br>PART VIII<br>§ 801 | X ✓              |                   |                     |

**DILUTION PROHIBITED AS A SUBSTITUTE FOR TREATMENT**

|                                                                                                                   |       |                               |     |  |  |
|-------------------------------------------------------------------------------------------------------------------|-------|-------------------------------|-----|--|--|
| add restriction regarding circumvention of effective dates and avoidance of prohibition of Subpart C or RCRA 3004 | 268.3 | HWMR- 7<br>PART VIII<br>§ 801 | X ✓ |  |  |
|-------------------------------------------------------------------------------------------------------------------|-------|-------------------------------|-----|--|--|

**TREATMENT SURFACE IMPOUNDMENT EXEMPTION**

|                                                                                |             |                               |     |  |  |
|--------------------------------------------------------------------------------|-------------|-------------------------------|-----|--|--|
| provide clarification and add new section and statutory prohibition references | 268.4(a)(2) | HWMR- 7<br>PART VIII<br>§ 801 | X ✓ |  |  |
| add section concerning hazardous constituent evaporation                       | 268.4(b)    | " "                           | X ✓ |  |  |

**WASTE ANALYSIS AND RECORDKEEPING**

|                                                                                                |                   |                            |     |  |  |
|------------------------------------------------------------------------------------------------|-------------------|----------------------------|-----|--|--|
| 268.32 exception:                                                                              | 268.7(a)          | HWMR- 7<br>PART VIII § 801 | X ✓ |  |  |
| add 268.32 and RCRA 3004(d) prohibition to notification restrictions:                          | 268.7(a)(1)       | " "                        | X ✓ |  |  |
| add 268.32 and RCRA 3004(d) treatment standards to notification                                | 268.7(a)(1)(iii)  | " "                        | X ✓ |  |  |
| add reference to Subpart D and prohibitions in 268.32 and 3004(d) to notice and certification: | 268.7(a)(2)       | " "                        | X ✓ |  |  |
| add prohibitions in 268.32 and RCRA 3004(d) to notice:                                         | 268.7(a)(2)(i)(B) | " "                        | X ✓ |  |  |

**RCRA REVISION CHECKLIST 39: California**  
**List Waste Restrictions (cont'd)**

| FEDERAL REQUIREMENT                                                                          | FEDERAL RCRA CITATION | ANALOGOUS<br>STATE CITATION  | STATE ANALOG IS: |                   |                     |
|----------------------------------------------------------------------------------------------|-----------------------|------------------------------|------------------|-------------------|---------------------|
|                                                                                              |                       |                              | EQUI-<br>VALENT  | MORE<br>STRINGENT | BROADER<br>IN SCOPE |
| add prohibitions in 268.32 and RCRA 3004(d) to certification                                 | 268.7(a)(2)(ii)       | HWMR-7<br>PART VIII<br>§ 801 | ✓ X              |                   |                     |
| add testing requirements of 268.32 for wastes prohibited under 268.32 or RCRA 3004(d):       | 268.7(b)              | " "                          | ✓ X              |                   |                     |
| add prohibitions in 268.32 and RCRA 3004(d) to notice:                                       | 268.7(b)(1)(ii)       | " "                          | ✓ X              |                   |                     |
| add prohibitions in 268.32 and RCRA 3004(d) to certification requirements:                   | 268.7(b)(2)           | " "                          | ✓ X              |                   |                     |
| add 268.32 and RCRA 3004(d) prohibitions to certification requirements and to certification: | 268.7(b)(2)(i)        | " "                          | ✓ X              |                   |                     |
| add testing requirements of 268.32 for wastes prohibited under 268.32 or RCRA 3004(d)        | 268.7(c)              | " "                          | ✓ X              |                   |                     |

**SUBPART C - PROHIBITIONS ON LAND DISPOSAL**

**WASTE SPECIFIC PROHIBITIONS - SOLVENT WASTES**

|                                                                                                                    |              |                             |     |  |  |
|--------------------------------------------------------------------------------------------------------------------|--------------|-----------------------------|-----|--|--|
| † add residues of 268.30 a(1), a(2), and a(3) to wastes not subject to November 8, 1986, land disposal prohibition | 268.30(a)(4) | HWMR-7<br>PART VIII<br>§801 | ✓ X |  |  |
|--------------------------------------------------------------------------------------------------------------------|--------------|-----------------------------|-----|--|--|

**WASTE SPECIFIC PROHIBITIONS - CALIFORNIA LIST WASTE**

|                                       |              |                           |     |  |  |
|---------------------------------------|--------------|---------------------------|-----|--|--|
| prohibitions effective July 8, 1987:  | 268.32(a)    | HWMR-7<br>PART VIII § 801 | ✓ X |  |  |
| liquids/ph less than or equal to 2.0: | 268.32(a)(1) | " "                       | ✓ X |  |  |

RCRA REVISION CHECKLIST 39: California  
List Waste Restrictions (cont'd)

| FEDERAL REQUIREMENT                                                                                                        | FEDERAL RCRA CITATION | ANALOGOUS<br>STATE CITATION   | STATE ANALOG IS: |                   |                     |
|----------------------------------------------------------------------------------------------------------------------------|-----------------------|-------------------------------|------------------|-------------------|---------------------|
|                                                                                                                            |                       |                               | EQUIV-<br>ALENT  | MORE<br>STRINGENT | BROADER<br>IN SCOPE |
| liquids/PCBs greater than or equal to 50 ppm:                                                                              | 268.32(a)(2)          | HWMR- 7<br>PART VIII<br>§ 801 | X ✓              |                   |                     |
| liquids/HOCs greater than or equal to 1,000 mg/l and less than 10,000 mg/l                                                 | 268.32(a)(3)          | " "                           | X ✓              |                   |                     |
| † November 8, 1988 date for contaminated soil or debris from response under CERCLA 104 or 106 or RCRA corrective action    | 268.32(d)             | " "                           | X ✓              |                   |                     |
| prohibitions effective July 8, 1989:                                                                                       | 268.32(e)             | " "                           | X ✓              |                   |                     |
| liquid/HOCs greater than or equal to 1,000 mg/l;                                                                           | 268.32(e)(1)          | " "                           | X ✓              |                   |                     |
| nonliquid/HOCs greater than or equal to 1,000 mg/kg                                                                        | 268.32(e)(2)          | " "                           | X ✓              |                   |                     |
| † July 8, 1987 and July 8, 1989 dates for disposal and landfills and surface impoundments meeting 268.5(h)(2) requirements | 268.32(f)             | " "                           | X ✓              |                   |                     |
| † requirements don't apply when:                                                                                           | 268.32(g)             | " "                           | X ✓              |                   |                     |
| † granted a 268.6 exemption;                                                                                               | 268.32(g)(1)          | " "                           | X ✓              |                   |                     |
| † granted a 268.5 extension                                                                                                | 268.32(g)(2)          | " "                           | X ✓              |                   |                     |
| † in compliance with Subpart D standards or RCRA 3004(d) or section prohibitions                                           | 268.32(g)(3)          | " "                           | X ✓              |                   |                     |
| † requirements do not apply when subject to Part 268, Subpart C prohibition                                                | 268.32(h)             | " "                           | X ✓              |                   |                     |
| 1 method 9095 required                                                                                                     | 268.32(i)             | " "                           | X ✓              |                   |                     |

**RCRA REVISION CHECKLIST 39: California**  
List Waste Restrictions (cont'd)

| FEDERAL REQUIREMENT                                                                                            | FEDERAL RCRA CITATION | ANALOGOUS<br>STATE CITATION   | STATE ANALOG IS: |                   |                     |
|----------------------------------------------------------------------------------------------------------------|-----------------------|-------------------------------|------------------|-------------------|---------------------|
|                                                                                                                |                       |                               | EQUIV-<br>ALENT  | MORE<br>STRINGENT | BROADER<br>IN SCOPE |
| applicability of waste analysis/recordkeeping requirements of 268.7:                                           | 268.32(i)             | HWMR- 7<br>PART VIII<br>§ 801 | X<br>✓           |                   |                     |
| initial generator must use 261.22(a)(1) procedures or knowledge of pH; pH less than 2.0 restriction:           | 268.32(i)(1)          | " "                           | X<br>✓           |                   |                     |
| initial generator must test for or have knowledge of HOC or PCB concentration levels: restriction above levels | 268.32(i)(2)          | " "                           | X<br>✓           |                   |                     |

**SUBPART D - TREATMENT STANDARDS**

**APPLICABILITY OF TREATMENT STANDARDS**

|                                                                      |           |                               |        |  |  |
|----------------------------------------------------------------------|-----------|-------------------------------|--------|--|--|
| † land disposal if extract or residue meets 268.41 Table CCWE values | 268.40(a) | HWMR- 7<br>PART VIII<br>§ 801 | ✓<br>X |  |  |
| † land disposal after treatment is acceptable                        | 268.40(b) | " "                           | X<br>✓ |  |  |

**TREATMENT STANDARDS EXPRESSED AS SPECIFIED TECHNOLOGIES**

|                                                                         |              |                           |        |  |  |
|-------------------------------------------------------------------------|--------------|---------------------------|--------|--|--|
| standard for incineration of liquid hazardous wastes containing PCBs    | 268.42(a)(1) | HWMR- 7<br>PART VIII §801 | X<br>✓ |  |  |
| standard for incineration of non-liquid hazardous waste containing HOCs | 268.42(a)(2) | " "                       | X<br>✓ |  |  |

**SUBPART E - PROHIBITIONS ON STORAGE**

RCRA REVISION CHECKLIST 39: California  
List Waste Restrictions (cont'd)

| FEDERAL REQUIREMENT                                                                                                                    | FEDERAL RCRA CITATION | ANALOGOUS<br>STATE CITATION | STATE ANALOG IS: |                   |                     |
|----------------------------------------------------------------------------------------------------------------------------------------|-----------------------|-----------------------------|------------------|-------------------|---------------------|
|                                                                                                                                        |                       |                             | EQUIV-<br>ALENT  | MORE<br>STRINGENT | BROADER<br>IN SCOPE |
| PROHIBITIONS ON STORAGE OF RESTRICTED WASTES                                                                                           |                       |                             |                  |                   |                     |
| storage prohibition                                                                                                                    | 268.50(a)             | HWMR- 7<br>PART VIII § 801  | X                |                   |                     |
| no prohibition<br>where treatment<br>standards are not<br>specified or are<br>met, or compliance<br>with 268.32 or<br>RCRA 3004 exists | 268.50(e)             | " "                         | X                |                   |                     |
| liquid hazardous<br>waste containing<br>PCBs                                                                                           | 268.50(f)             | " "                         | X                |                   |                     |

APPENDIX III TO PART 268

|                                                                             |              |                               |   |  |  |
|-----------------------------------------------------------------------------|--------------|-------------------------------|---|--|--|
| add new appendix:<br>HOC definition and list of HOCs regulated under 268.32 | Appendix III | HWMR- 7<br>PART VIII<br>§ 801 | X |  |  |
|-----------------------------------------------------------------------------|--------------|-------------------------------|---|--|--|

In determining the concentration of HOCs in a hazardous waste for purposes of the §268.32 land disposal prohibition, EPA has defined the HOCs that must be included in the calculation as any compounds having a carbon-halogen bond which are listed in this Appendix (see §268.2). Appendix III to Part 268 consists of the following compounds:

*Volatiles*

Bromodichloromethane  
Bromomethane  
Carbon Tetrachloride  
Chlorobenzene  
2-Chloro-1,3-butadiene  
Chlorodibromomethane  
Chloroethane  
2-Chloroethyl vinyl ether  
Chloroform  
Chloromethane  
3-Chloropropene  
1,2-Dibromo-3-chloropropane  
1,2-Dibromomethane  
Dibromomethane  
Trans-1,4-Dichloro-2-butene  
Dichlorodifluoromethane  
1,1-Dichloroethane

1,2-Dichloroethane  
1,1-Dichloroethylene  
Trans-1,2-Dichloroethene  
1,2-Dichloropropane  
Trans-1,3-Dichloropropene  
cis-1,3-Dichloropropene  
Iodomethane  
Methylene chloride  
1,1,1,2-Tetrachloroethane  
1,1,2,2-Tetrachloroethane  
Tetrachloroethane  
Tribromomethane  
1,1,1-Trichloroethane  
1,1,2-Trichloroethane  
Trichloroethene  
Trichloromonofluoromethane  
1,2,3-Trichloropropene  
Vinyl chloride

RCRA REVISION CHECKLIST 39: California  
List Waste Restrictions (cont'd)

| FEDERAL REQUIREMENT                | FEDERAL RCRA CITATION | ANALOGOUS<br>STATE CITATION          | STATE ANALOG IS: |                   |                     |
|------------------------------------|-----------------------|--------------------------------------|------------------|-------------------|---------------------|
|                                    |                       |                                      | EQUIV-<br>ALENT  | MORE<br>STRINGENT | BROADER<br>IN SCOPE |
| <i>Semivolatile</i>                |                       |                                      |                  |                   |                     |
| Bis(2-chloroethoxy)ethane          |                       | Chlordane                            |                  |                   |                     |
| Bis(2-chloroethyl)ether            |                       | DDD                                  |                  |                   |                     |
| Bis(2-chloroisopropyl) ether       |                       | DDE                                  |                  |                   |                     |
| p-Chloroaniline                    |                       | DDT                                  |                  |                   |                     |
| Chlorobenzilate                    |                       | Diieldrin                            |                  |                   |                     |
| p-Chloro-m-cresol                  |                       | Endosulfan I                         |                  |                   |                     |
| 2-Chloronaphthalene                |                       | Endosulfan II                        |                  |                   |                     |
| 2-Chlorophenol                     |                       | Endrin                               |                  |                   |                     |
| 3-Chloropropionitrile              |                       | Endrin aldehyde                      |                  |                   |                     |
| m-Dichlorobenzene                  |                       | Heptachlor                           |                  |                   |                     |
| o-Dichlorobenzene                  |                       | Heptachlor epoxide                   |                  |                   |                     |
| p-Dichlorobenzene                  |                       | Isodrin                              |                  |                   |                     |
| 3,3'-Dichlorobenzidine             |                       | Kepone                               |                  |                   |                     |
| 2,4-Dichlorophenol                 |                       | Methoxychlor                         |                  |                   |                     |
| 2,5-Dichlorophenol                 |                       | Toxaphene                            |                  |                   |                     |
| Hexachlorobenzene                  |                       |                                      |                  |                   |                     |
| Hexachlorobutadiene                |                       | <i>Phenoxyacetic Acid Herbicides</i> |                  |                   |                     |
| Hexachlorocyclopentadiene          |                       | 2,4-Dichlorophenoxyacetic acid       |                  |                   |                     |
| Hexachloroethane                   |                       | Silvex                               |                  |                   |                     |
| Hexachloropropene                  |                       | 2,4,5-T                              |                  |                   |                     |
| 4,4'-Methylenebis(2-chloroaniline) |                       | <i>PCBs</i>                          |                  |                   |                     |
| Pentachlorobenzene                 |                       | Aroclor 1018                         |                  |                   |                     |
| Pentachloroethane                  |                       | Aroclor 1221                         |                  |                   |                     |
| Pentachloronitrobenzene            |                       | Aroclor 1232                         |                  |                   |                     |
| Pentachlorophenol                  |                       | Aroclor 1242                         |                  |                   |                     |
| Pronamide                          |                       | Aroclor 1248                         |                  |                   |                     |
| 1,2,4,5-Tetrachlorobenzene         |                       | Aroclor 1254                         |                  |                   |                     |
| 2,3,4,6-Tetrachlorophenol          |                       | Aroclor 1260                         |                  |                   |                     |
| 1,2,4-Trichlorobenzene             |                       | PCBs not otherwise specified         |                  |                   |                     |
| 2,4,5-Trichlorophenol              |                       | <i>Dioxins and Furans</i>            |                  |                   |                     |
| 2,4,6-Trichlorophenol              |                       | Hexachlorodibenzo-p-dioxins          |                  |                   |                     |
| Tris(2,3-dibromopropyl)phosphate   |                       | Hexachlorodibenzofuran               |                  |                   |                     |
| <i>Organochlorine Pesticides</i>   |                       | Pentachlorodibenzo-p-dioxins         |                  |                   |                     |
| Aldrin                             |                       | Pentachlorodibenzofuran              |                  |                   |                     |
| alpha-BHC                          |                       | Tetrachlorodibenzo-p-dioxins         |                  |                   |                     |
| beta-BHC                           |                       | Tetrachlorodibenzofuran              |                  |                   |                     |
| delta-BHC                          |                       | 2,3,7,8-Tetrachlorodibenzo-p-dioxin  |                  |                   |                     |
| gamma-BHC                          |                       |                                      |                  |                   |                     |

PART 270 - EPA ADMINISTERED PERMIT PROGRAMS: THE HAZARDOUS  
WASTE PERMIT PROGRAM

SUBPART D - CHANGES TO PERMITS

† MINOR MODIFICATIONS OF PERMITS

|                                                                      |              |                              |                                     |  |  |
|----------------------------------------------------------------------|--------------|------------------------------|-------------------------------------|--|--|
| add permitted when<br>waste prohibited<br>under RCRA<br>Section 3004 | 270.42(o)(1) | HWMR - 7<br>PART XI<br>§ 901 | <input checked="" type="checkbox"/> |  |  |
|----------------------------------------------------------------------|--------------|------------------------------|-------------------------------------|--|--|

**RCRA REVISION CHECKLIST 39: California**  
List Waste Restrictions (cont'd)

| FEDERAL REQUIREMENT                                                           | FEDERAL RCRA CITATION | ANALOGOUS<br>STATE CITATION          | STATE ANALOG IS: |                   |                     |
|-------------------------------------------------------------------------------|-----------------------|--------------------------------------|------------------|-------------------|---------------------|
|                                                                               |                       |                                      | EQUIV-<br>ALENT  | MORE<br>STRINGENT | BROADER<br>IN SCOPE |
| add permitted when treatment according to 268.4 and 268.3 and:                | 270.42(o)(2)          | HWMR- 7<br>PART IX<br>§ 901 & 902(B) | X ✓              |                   |                     |
| treatment standards under 268.41, 268.42 or 268.44 are met; or                | 270.42 (o)(2)(i)      | " "                                  | X ✓              |                   |                     |
| no standards exist and treatment removes prohibitions of 268.32 and RCRA 3004 | 270.42(o)(2)(ii)      | " "                                  | X ✓              |                   |                     |
| allow facilities to change operation to treat or store if:                    | 270.42(p)             | " "                                  | X ✓              |                   |                     |
| major permit modification is requested:                                       | 270.42(p)(1)          | " "                                  | X ✓              |                   |                     |
| demonstrates necessity to comply with 268 or RCRA 3004; and                   | 270.42(p)(2)          | " "                                  | X ✓              |                   |                     |
| ensures compliance pending administrative determination                       | 270.42(p)(3)          | " "                                  | X ✓              |                   |                     |

**SUBPART G - INTERIM STATUS**

**CHANGES DURING INTERIM STATUS**

|                                                                                                             |           |                                   |     |  |  |
|-------------------------------------------------------------------------------------------------------------|-----------|-----------------------------------|-----|--|--|
| no reconstructing; changes do not include tank/ container changes to comply with land disposal restrictions | 270.72(e) | HWMR- 7<br>PART IX<br>§ 901 & 902 | X ✓ |  |  |
|-------------------------------------------------------------------------------------------------------------|-----------|-----------------------------------|-----|--|--|

<sup>1</sup> See amendment to rule at 52 FR 41295 (October 27, 1987).

<sup>2</sup> Note that the FR gives Subpart E, 262.51 as the citation for Farmers. This is not correct as the August 8, 1986 (51 FR 28664) final rule regarding exports changed this section and moved it to Subpart G, 262.70. This error was corrected at 53 FR 27164 (July 19, 1988).