

US EPA ARCHIVE DOCUMENT

RCRA REVISION CHECKLIST 44

HSWA Codification Rule 2

52 FR 45788-45799

December 1, 1987

(HSWA Cluster II)

This codification rule is a companion to the initial codification rule of July 15, 1985 (Revision Checklist 17) and incorporates logical outgrowths of the 1984 HSWA amendments into the existing RCRA regulations. Since HSWA provides that States may seek authorization for selected provisions (instead of having to adopt all provisions simultaneously), this checklist has been divided into logical subgroupings. There are seven subsections to this checklist.

- Checklist 44 A - Permit Application Requirements Regarding Corrective Action
- Checklist 44 B - Corrective Action Beyond the Facility Boundary
- Checklist 44 C - Corrective Action for Injection Wells
- Checklist 44 D - Permit Modification
- Checklist 44 E - Permit as a Shield Provision
- Checklist 44 F - Permit Conditions to Protect Human Health and the Environment
- Checklist 44 G - Post-Closure Permits

RCRA REVISION CHECKLIST 44 A

Permit Application Requirements Regarding Corrective Action

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:		
			EQUIV- ALENT	MORE STRIN- GENT	BROAD- ER IN SCOPE

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

SUBPART B - PERMIT APPLICATION

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:		
			EQUIV- ALENT	MORE STRIN- GENT	BROAD- ER IN SCOPE

CONTENTS OF PART B: GENERAL REQUIREMENTS

facilities containing					
a regulated unit	270.14(c)	§305.50 (4) (A) ✓	x		
information					
requirements:	270.14(d)	§305.50 (4) (A) ✓	x		
solid waste					
management unit					
information	270.14(d)(1)(i-v)	§305.50 (4) (A) ✓	x		
hazardous waste					
release information	270.14(d)(2)	§305.50 (4) (A) ✓	x		
facility assessment					
information	270.14(d)(3)	§305.50 (4) (A) ✓	x		

Incorporation by Reference Form 1

RCRA Revision Checklist 44A

Cluster II

FEDERAL RCRA CITATION	STATE CITATION INCORPORATING BY REFERENCE	EQUIVALENT	STATE ANALOG IS:	
			MORE STRINGENT	BROADER IN SCOPE
270.14	§305.50(4)(A)	x		

Comments:

RCRA REVISION CHECKLIST 44 B

Corrective Action Beyond the Facility Boundary

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:		
			EQUIV- ALENT	MORE STRIN- GENT	BROAD- ER IN SCOPE

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

SUBPART F - RELEASES FROM SOLID WASTE MANAGEMENT UNITS

CORRECTIVE ACTION PROGRAM

new introductory wording	264.100(e)	§335.166 (5) ✓	x
compliance point/ downgradient property boundary	264.100(e)(1)	§335.166 (5) ✓	x
release beyond the facility boundary	264.100(e)(2)	§335.166 (5) ✓	x

CORRECTIVE ACTION FOR SOLID WASTE MANAGEMENT UNITS

corrective action beyond facility boundaries	264.101(c)	§335.167 (c) ✓	x
--	------------	----------------	---

RCRA REVISION CHECKLIST 44 C

Corrective Action for Injection Wells

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:		
			EQUIV- ALENT	MORE STRIN- GENT	BROAD- ER IN SCOPE

PART 144 - REQUIREMENTS FOR THE UNDERGROUND INJECTION CONTROL PROGRAM

SUBPART A - GENERAL PROVISIONS

PURPOSE AND SCOPE OF PART 144

interim status

for Class I wells

144.1(h)

§331.121 (e)

x

SUBPART D - AUTHORIZATION BY PERMIT

APPLICATION FOR A PERMIT, AUTHORIZATION BY PERMIT

information

requirements

144.31(g)(1)

§331.121 (d) (1)

x

information on

hazardous waste

releases

144.31(g)(2)

§331.121 (d) (2)

x

preliminary site

investigations

144.31(g)(3)

§331.121 (d) (3)

x

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

SUBPART A - GENERAL

PURPOSE, SCOPE, AND APPLICABILITY

remove (c)(2)

265.1(c)(2)

§335.41(c)

x

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

SUBPART F - SPECIAL FORMS OF PERMITS

PERMITS BY RULE

complies with

264.101

270.60(b)(3)(i)

§335.47 (c) (3)

x

UIC well is

the only unit

270.60(b)(3)(ii)

§335.47 (c) (3)

x

RCRA REVISION CHECKLIST 44 D

Permit Modification

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:		
			EQUIV- ALENT	MORE STRIN- GENT	BROAD- ER IN SCOPE

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

SUBPART D - CHANGES TO PERMITS

MAJOR MODIFICATION OR REVOCATION AND REISSUANCE OF PERMITS

statutory			
requirements	270.41(a)(3)	§305.62 (d) (3)	x
modification by			
the director	270.41(a)(3)(i)	SEE 53 FED REG 37936	NOT APPLICABLE
permittee request			
for modification	270.41(a)(3)(ii)	SEE 53 FED REG 37936	NOT APPLICABLE
renumber old (3)(ii)			
as (3)(iii) and revise	270.41(a)(3)(iii)	SEE 53 FED REG 37936	NOT APPLICABLE

RCRA REVISION CHECKLIST 44 E

Permit as a Shield Provision

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:		
			EQUIV- ALENT	MORE STRIN- GENT	BROAD- ER IN SCOPE

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

SUBPART A - GENERAL INFORMATION

EFFECT OF A PERMITexception of
requirements not in
permit or under Part268

270.4(a)

\$305.124 ✓

x

RCRA REVISION CHECKLIST 44 F

Permit Conditions to Protect Human Health and the Environment

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:		
			EQUIV- ALENT	MORE STRIN- GENT	BROAD- ER IN SCOPE

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

SUBPART B - PERMIT APPLICATION

GENERAL APPLICATION REQUIREMENTS

information for

permit conditions

270.10(k)

\$305.50 (13) ✓

RCRA REVISION CHECKLIST 44 G

Post-Closure Permits

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:		
			EQUIV- ALENT	MORE STRIN- GENT	BROAD- ER IN SCOPE

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

SUBPART A - GENERAL INFORMATION

PURPOSE AND SCOPE OF THESE REGULATIONS

post-closure permits	270.1(c)	§335.2 (h) ✓	x
closure by removal/ decontamination determination	270.1(c)(5)	§335.2 (h) ✓	x
following Part B application submittal	270.1(c)(5)(i)	§335.2 (h) ✓	x
† petition if Part B application not submitted	270.1(c)(5)(ii)	§335.2 (h) ✓	x
† what petition data must demonstrate	270.1(c)(5)(ii)(A)	§335.2 (h) ✓	x
† RA approval/denial	270.1(c)(5)(ii)(B)	§335.2 (h) ✓	x
procedures for equivalency determination	270.1(c)(6)(i)	§335.2 (h) ✓	x
procedure if determination finds equivalency is not met	270.1(c)(6)(ii)	§335.2 (h) ✓	x
requirements if 264 closure standards are not met	270.1(c)(6)(iii)	§335.2 (h) ✓	x

Incorporation by Reference Form 1

RCRA Revision Checklist 44G

Cluster II

FEDERAL RCRA CITATION	STATE CITATION INCORPORATING BY REFERENCE	STATE ANALOG IS:		
		EQUIVALENT	MORE STRINGENT	BROADER IN SCOPE
270.1(c)(5) and (6)	§335.2(h)	X		

Comments: