Environmental Protection Agency

§ 82.164

must send their certifications to:
CAA section 608 Enforcement Contact; EPA Region VII; Mail Code APCO/ARTD; 901 North 5th Street; Kansas City, KS; 66101.

Owners or lessees of recycling or recovery equipment having their places of business in:
- Colorado
- Montana
- North Dakota
- South Dakota
- Utah
- Wyoming

must send their certifications to:
CAA section 608 Enforcement Contact; EPA Region VIII, Mail Code 8ENF-T, 999 18th Street, Suite 500, Denver, CO 80202–2466.

Owners or lessees of recycling or recovery equipment having their places of business in:
- American Samoa
- Arizona
- California
- Guam
- Hawaii
- Nevada

must send their certifications to:
CAA section 608 Enforcement Contact; EPA Region IX; Mail Code AIR–5; 75 Hawthorne Street; San Francisco, CA 94105.

Owners or lessees of recycling or recovery equipment having their places of business in:
- Alaska
- Idaho
- Oregon
- Washington

must send their certifications to:
CAA section 608 Enforcement Contact; EPA Region X (OAQ–107); 1200 Sixth Avenue; Seattle, WA 98101.

(b) Certificates under paragraph (a) of this section are not transferable. In the event of a change of ownership of an entity that maintains, services, or repairs appliances except MVACs, or that disposes of appliances except small appliances, MVACs, and MVAC-like appliances, the new owner of the entity shall certify within 30 days of the change of ownership pursuant to paragraph (a) of this section.

(c) No later than August 12, 1993, persons recovering refrigerant from small appliances, MVACs, and MVAC-like appliances for purposes of disposal of these appliances must certify to the Administrator that such person has acquired recovery equipment that meets the standards set forth in §82.158 (l) and/or (m), as applicable, and that such person is complying with the applicable requirements of this subpart. Such equipment may include system-dependent equipment but must include self-contained equipment, if the equipment is to be used in the disposal of appliances except for small appliances. The owner or lessee of the recovery or recycling equipment may perform this certification for his or her employees. Certification shall take the form of a statement signed by the owner of the equipment or another responsible officer and setting forth:

(1) The name and address of the purchaser of the equipment, including the county name;
(2) The name and address of the establishment where each piece of equipment is or will be located;
(3) The number of service trucks (or other vehicles) used to transport technicians and equipment between the establishment and job sites and the field;
(4) The manufacturer’s name, the date of manufacture, and if applicable, the model and serial number of the equipment; and
(5) The certification must also include a statement that the equipment will be properly used in recovering refrigerant from appliances and that the information given is true and correct. The certification shall be sent to the appropriate address in paragraph (a).

(d) Failure to abide by any of the provisions of this subpart may result in revocation or suspension of certification under paragraph (a) or (c) of this section. In such cases, the Administrator or her or his designated representative shall give notice to the organization setting forth the basis for her or his determination.


§ 82.164 Reclaimer certification.

Effective May 11, 2004, all persons reclaiming used refrigerant for sale to a new owner, except for persons who properly certified under this section prior to May 11, 2004, must certify to the Administrator that such person will:
§ 82.166 Reporting and recordkeeping requirements.

(a) All persons who sell or distribute or offer to sell or distribute any refrigerant must retain invoices that indicate the name of the purchaser, the date of sale, and the quantity of refrigerant purchased.

(b) Purchasers of refrigerant who employ certified technicians may provide evidence that at least one technician is properly certified to the wholesaler who sells them refrigerant; the wholesaler must then keep this information on file and may sell refrigerant to the purchaser or his authorized representative even if such purchaser or authorized representative is not a properly certified technician. In such cases, the purchaser must notify the wholesaler in the event that the purchaser no longer employs at least one properly certified technician. The wholesaler is then prohibited from selling refrigerants to the purchaser until such time as the purchaser employs at least one properly certified technician. At that time, the purchaser must provide new evidence that at least one technician is properly certified.

(c) Approved equipment testing organizations must maintain records of equipment testing and performance and a list of equipment that meets EPA requirements. A list of all certified equipment shall be submitted to EPA within 30 days of the organization’s approval by EPA and annually at the end of each calendar year thereafter.