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At R315–3–23(f)(3)(iv), Utah's analog to 40 CFR 270.33(b)(3)(iv), the State has a printing error in its regulations. The State will fix this error in its next rule making. For the codification, the authorized version of the provision will also be included in the Addendum to the EPA-Approved Utah Regulatory Requirements Applicable to the Hazardous Waste Management Program, March 1999.

(6) Memorandum of Agreement. The Memorandum of Agreement between EPA Region VIII and the Utah Department of Environmental Quality, signed by the EPA Regional Administrator on October 4, 1994, is referenced as part of the authorized hazardous waste management program under subtitle C of RCRA, 42 U.S.C. 6921 et seq.


(8) Program description. The Program description and any other materials submitted as part of the original application or as supplements thereto are referenced as part of the authorized hazardous waste management program under subtitle C of RCRA, 42 U.S.C. 6921 et seq.

[66 FR 58971, Nov. 26, 2002]
§ 272.2501

14.73–14.74; 14.76(2) and (3); Wisconsin Statutes Volume 4. §§ 227.07; 227.09; 227.14; 227.51; and Wisconsin Statutes, Volume 5, § 803.09 (1985–86).

(2) Wisconsin Administrative Code, Volume 1, § NR: 2.19; 2.195(1); and 2.195(5) (effective April 1, 1984); Wisconsin Administrative Code, Volume 12, § NR: 680.06(12) (effective March 1, 1991).

[58 FR 49200, Sept. 22, 1993]

EFFECTIVE DATE NOTE: At 76 FR 26619, May 9, 2011, § 272.2501 was revised, effective July 8, 2011. For the convenience of the user, the revised text is set forth as follows:

§ 272.2501 Wisconsin State-administered program: Final authorization.

(a) Pursuant to section 306(b) of RCRA, 42 U.S.C. 6926(b), Wisconsin has final authorization for the following elements as submitted to EPA in Wisconsin's base program application for final authorization which was approved by EPA effective on January 31, 1986. Subsequent program revision applications were approved effective on June 6, 1989, January 22, 1990, April 24, 1992, August 2, 1993, October 4, 1994, October 4, 1999, June 26, 2002, April 15, 2009, and April 17, 2009.

(b) The State of Wisconsin has primary responsibility for enforcing its hazardous waste management program. However, EPA retains the authority to exercise its inspection and enforcement authorities in accordance with sections 3007, 3008, 3013, and 7063 of RCRA. 42 U.S.C. 6927, 6928, 6934, and 6973, and any other applicable statutory and regulatory provisions, regardless of whether the State has taken its own actions, as well as in accordance with other statutory and regulatory provisions.

(c) State Statutes and Regulations.

(1) The Wisconsin regulations referenced in paragraph (c)(1)(i) of this section are incorporated by reference as part of the hazardous waste management program under subtitle C of RCRA, 42 U.S.C. 6921 et seq. (See § 272.2). The director of the Federal Register approves this incorporation by reference in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. You may obtain copies of the Wisconsin regulations (Wisconsin Administrative Code) that are incorporated by reference in this paragraph from: Reference Bureau, One East Main Street, Suite 200, Madison, Wisconsin 53701–2037. You may inspect a copy at EPA Region 5, from 8 a.m. to 4 p.m., 77 West Jackson Boulevard, Chicago, Illinois, 60604, or at the National Archives and Records Administration (NARA). For more information on the availability of this material at NARA, call 202-741–6030, or go to: http://www.archives.gov/federal-register/cfr/ibrlocations.html.

(2) The following provisions provide the legal basis for the State's implementation of the hazardous waste management program, but they are not being incorporated by reference and do not replace Federal authorities: Wisconsin Statutes, Sections 13.93(2m)(b)7, 19.21, 19.31, 19.32(2) and (5), 19.35(3) and (4), 19.36, 19.37(1) and (2), 23.32(1), 101.055, 141.05(47), 227.14, 227.51, 283.01(7) and (12), 283.11, 283.21(2), 283.31, 283.33, 287.07(1m)(a) and (am), 287.15, 287.18, 287.199, 289.22(1m) and (2), 289.25–289.29, 289.39(3), 289.39(a), 289.39(2), 289.41(1)(a), (b), (c), and (m), 3(a)(5), (4) and (5)(d), (6) and (7), 289.61–289.69, 289.81–289.97, 291.01(7), (17), and (21), 291.05 (1)(7), 291.11, 291.15, 291.21, 291.23, 291.25, 291.25(4), 291.37, 291.85–291.97, 291.97(1), 292, 292.11, 295.01(2)(c), 299.45(1)(a), 803.09 and 985.08. Copies of the Wisconsin Statutes are available from: Legislative Reference Bureau, One East Main Street, Suite 200, Madison, Wisconsin 53701–2037.

(3) The following statutory and regulatory provisions are broader in scope than the Federal program, are not part of the authorized program, and are not incorporated by reference:


(ii) [Reserved]

(4) Memorandum of Agreement. The Memorandum of Agreement between EPA Region 5 and the State of Wisconsin (WDNR), signed by the EPA Regional Administrator on October 23, 2008, is referenced as part of the authorized hazardous waste management program under subtitle C of RCRA, 42 U.S.C. 6921 et seq.


(6) Program Description. The Program Description and any other materials submitted as supplements thereto are referenced as 40 CFR Ch. I (7–1–11 Edition)
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part of the authorized hazardous waste management program under subtitle C of RCRA, 42 U.S.C. 6921 et seq.

§§ 272.2502–272.2549 [Reserved]

Subpart ZZ—Wyoming

§§ 272.2550–272.2599 [Reserved]

Subpart AAA—Guam

§§ 272.2600–272.2649 [Reserved]

Subpart BBB—Puerto Rico

§§ 272.2650–272.2699 [Reserved]

Subpart CCC—Virgin Islands

§§ 272.2700–272.2749 [Reserved]

Subpart DDD—American Samoa

§§ 272.2750–272.2799 [Reserved]

Subpart EEE—Commonwealth of the Northern Mariana Islands

§§ 272.2800–272.2849 [Reserved]

APPENDIX A TO PART 272—STATE REQUIREMENTS

The following is an informational listing of the State and local requirements incorporated in part 272 of the Code of Federal Regulations:

ARIZONA


ARKANSAS


Copies of the Arkansas statutes that are incorporated by reference are available from Michie Publishing, 1275 Broadway, Albany, New York 12204, Phone: (800) 223–1940.

The regulatory provisions include: Arkansas Pollution Control and Ecology (APC&E) Commission Regulation No. 23, Hazardous Waste Management, as amended December 9, 2005, effective March 23, 2006. Please note that the 2006 APC&E Commission Regulation No. 23, is the most recent version of the Arkansas authorized hazardous waste regulations. For a few provisions, the authorized version is found in the APC&E Commission Regulation 23, dated January 21, 1996, Arkansas made subsequent changes to these provisions but these changes have not been authorized by EPA. The provisions from the January 21, 1996 regulations are noted below.

Chapter Two, Sections 3(b) introductory paragraph, 3(b)(2), 3(b)(4); Section 260—Hazardous Waste Management System—General—260.1, 260.3, 260.10 (except the definitions of “consolidation” and “mercury-containing device,” and the phrase “a written permit issued by the Arkansas Highway and Transportation Department authorizing a person to transport hazardous waste (Hazardous Waste Transportation Permit), or” in the definition for “permit”), 260.11 (except 260.11(d)(2), (e)(2), (f)(2) and (g)(2)), 260.20(a), and (b), 260.21, 260.23, 260.30 through 260.33, 260.40, 260.41 and Appendix I.

Section 261—Identification and Listing of Hazardous Waste—261.1, 261.2, 261.3 (except 261.3(a)(2)(iii) and (e)), 261.4, 261.5, 261.6 (except except (a)(5)), 261.7 through 261.11, 261.20 through 261.24, 261.30 through 261.33, 261.35, 261.38, Appendices I, VII and VIII.

Section 262 Standards Applicable to Generators of Hazardous Waste—262.10 (except 262.10(d)), 262.11, 262.12, 262.13 (except 262.13(c)), 262.20 (except 262.20(e)), 262.21, 262.22, 262.23, 262.24 (except 262.24(d)), 262.27, 262.30, 262.31 through 262.34, 262.35 (except the phrase “and the requirements of §262.13(d) and §263.10(d)” at 262.35(a)(2)), 262.40, 262.41 (except references to PCBs) (January 21, 1996), 262.62, 262.63, 262.69 through 262.71, 262.68 (except 262.60(e), 262.70 and Appendix I.