

Wyoming Department of Environmental Quality  
Solid and Hazardous Waste Division  
Hazardous Waste Management

Chapter 9 – Standards Applicable to Transporters of Hazardous Waste

2007 Rule Revision Explanation

**Introduction:**

The proposed revisions within Chapter 8 are being initiated by changes to federal rules that have been promulgated by the Environmental Protection Agency (EPA) through the Federal Register Notices listed below. Revisions being proposed in this package are comparable to the federal Resource Conservation and Recovery Act (RCRA) regulations. Other revisions are proposed to correct editorial errors.

The authority to revise the rules contained within Chapter 9 is provided by W.S. 35-11-503(d)(i).

**Applicable Federal Register Notices:**

These proposed rules incorporate the final adopted EPA rule changes addressed in the following Federal Register (FR) notices:

1) April 12, 1996, in 61 FR 16290, *Imports and Exports of hazardous Waste: Implementation of OECD Council Decision*; and

2) February 12, 1997, in 62 FR 6622, *Military Munitions Rule: Hazardous Waste Identification and Management, Explosives Emergencies, Manifest Exemption for Transport of Hazardous Waste on Right-of-ways on Contiguous Properties* (hereafter referred to as Military munitions rule).

**EXPLANATION FOR PROPOSED REVISIONS**

**Universal editing guides pertaining to the attached rules:**

Text in the margins indicates the federal citation for the rule.

**Boldface type** indicates that the state has added language for which there is no federal equivalent language.

A caret symbol (^) indicates that federal language has not been adopted

**Editing guides pertaining to proposed changes:**

Underline means language proposed to be added.

~~Strikethrough~~ means language proposed for removal.

*The numbers in the left margin coincide with the page numbers on the attached pages from Chapter 9.*

Changes proposed to Section 1. GENERAL.

9-2

Section 1(a)(iv) is proposed for revision to remove cross-references to Sections 5 and 8 within Chapter 8 and include references to the appropriate Section within Chapter 8 and subpart H of 40 CFR part 262. This policy was adopted by the EPA in 61 FR 16290, (April 12, 1996) as part of the implementation of the Organization for Economic Cooperation and Development (OECD) decision. The OECD governs import and export of waste between participating countries. Control of the import and export of hazardous waste to/from the United States will continue to be regulated by the EPA.

9-2

Section 1(a)(v) and (vi) are proposed for adoption to add a rule regarding military munitions which was added to the federal rules as part of 62 FR 6622, (February 12, 1997 - the Military munitions rule).

Changes proposed to Section 2. COMPLIANCE WITH THE MANIFEST SYSTEM AND RECORDKEEPING.

9-3

Section 2(a)(i) is proposed for revision to adopt the same changes as described above for Section 1(a)(iv).