

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

Chapter 4 – Permit Conditions

2007 Rule Revision Explanation

**Introduction:**

The proposed revisions within Chapter 4 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 adopt, revise or delete the rules contained within Chapter 4 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) December 6, 2004, in 59 FR 62896, *Hazardous Waste Treatment, Storage, and Disposal Facilities and Hazardous Waste Generators; Organic Emission Standards for Tanks, Surface Impoundments, and Containers* ( hereafter referred to as Organic Emission Standards for Tanks, Surface Impoundments, and Containers);
- 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); and
- 3) May 16, 2001, in 66 FR 27266, *Hazardous Waste Identification Rule (HWIR), Revision to the Mixture and Derived-from Rules* (hereafter known as Mixture and derived from rule revisions).

## EXPLANATION FOR PROPOSED REVISIONS, ADOPTIONS AND DELETIONS

### 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 4.*

#### Changes proposed to Section 1. **PERMIT CONDITIONS.**

Sections 1(b)(iii) and 1(c)(ii)(A) are proposed for revision to add a cross-reference to Chapter 12, Sections 19 and 20. These are two new sections (Military Munitions and Conditional Exemptions for Low-Level Mixed Waste Storage, Treatment, Transportation and Disposal Terms, respectively) being proposed for inclusion within Chapter 12 in accordance with new federal rules adopted as part of 62 FR 6622, (February 12, 1997 - Military munitions rule); and 66 FR 27218 (May 16, 2001- Storage, treatment, transportation and disposal of mixed wastes).

4-6

#### Changes proposed to Section 2. **EXPIRATION AND CONTINUATION OF PERMITS.**

Section 2(b)(i)(D) is proposed for adoption because the WDEQ inadvertently excluded this rule from the previous rulemaking which adopted rule changes associated with 59 FR 62896 (December 6, 2004 - Organic Emission Standards for Tanks, Surface Impoundments, and Containers).

4-9