



John R. Kasich, Governor  
 Mary Taylor, Lt. Governor  
 Craig W. Butler, Director

**RE: Interested Parties Review of Draft Ohio-specific Universal Waste Rules.**

Dear Interested Parties:

The Division of Environmental Response and Revitalization (DERR) is developing rules to add Ohio-specific wastes to Ohio EPA’s Universal Waste rules. The proposed wastes are: hazardous non-empty aerosol containers, hazardous paint and paint-related wastes, and hazardous antifreeze. The Ohio Universal Waste rules impacted by the addition of wastes are listed below. Please be aware that not all the universal rules needed revised in order to accommodate the addition of the new waste streams. There are a number of universal waste rules that are applicable to the management of hazardous non-empty aerosol cans, hazardous antifreeze and hazardous paint and paint-related wastes that are not listed below. The universal waste rules that did not require revision can be found [here](#).

<u>Rule Number</u>	<u>Rule Title</u> * means this is the amended title	<u>Action</u>
3745-50-45	Special inclusions and exclusions for hazardous waste permits	amend, review
3745-51-09	Requirements for universal waste	amend, review
3745-54-01	Purpose, scope, and applicability of Chapters 3745-54 to 3745-57 and 3745-205 of the Administrative Code	amend, review
3745-65-01	Purpose, scope, and applicability of Chapters 3745-65 to 3745-69 and 3745-256 of the Administrative Code	amend, review
3745-270-01	Purpose, scope, and applicability- land disposal restrictions	amend, review
3745-273-01	Scope of management standards for universal waste	amend, review
3745-273-09	Definitions- management standards for universal waste	amend, review
3745-273-13	Waste management- standards for small quantity handlers of universal waste	amend, review
3745-273-13	Waste management- standards for small quantity handlers of universal waste	new, review
3745-273-14	Labeling or marking- standards for small quantity handlers of universal waste *	amend, review
3745-273-15	Accumulation time limits- standards for small quantity handlers of universal waste	amend, review
3745-273-32	Notification- standards for large quantity handlers of universal waste	Amend, review

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<u>Rule Number</u>	<u>Rule Title</u> * means this is the amended title	<u>Action</u>
3745-273-33	Waste management- standards for large quantity handlers of universal waste	amend, review
3745-273-33	Waste management- standards for large quantity handlers of universal waste	new, review
3745-273-34	Labeling or marking- standards for large quantity handlers of universal waste *	amend, review
3745-273-35	Accumulation time limits- standards for large quantity handlers of universal waste	amend, review
3745-273-39	Tracking universal waste shipments- standards for large quantity handlers of universal waste	amend, review
3745-273-60	Applicability- standards for destination facilities	amend, review
3745-273-62	Tracking universal waste shipments- standards for destination facilities	amend, review
<b>3745-273-89</b>	<b>Applicability- management standards for Ohio-specific universal wastes</b>	new, review

**Note: It would be helpful to read this rule first as it explains what wastes are eligible to be managed as universal waste. There was no room to place this rule in the beginning of the chapter.**

**Summary of proposed changes:**

The purpose of designating a hazardous waste as a universal waste is to promote the proper handling, recycling or disposal of the hazardous waste by streamlining the regulations that apply to the waste. The hazardous wastes currently designated as universal wastes are batteries, mercury-containing equipment, certain pesticides and lamps. Ohio EPA is considering on adding hazardous non-empty aerosol containers, hazardous antifreeze and hazardous paint and paint-related wastes to the list of Ohio universal wastes. The universal waste rules are optional; a generator or handler of a waste designated as a universal waste has the option of handling the waste according to the universal waste rules or the traditional hazardous waste rules.

Each new universal waste will be subject to streamlined provisions that are tailored to address the risks the wastes may pose. The requirements include: labeling, tank and container standards, limited treatment provisions, accumulation time limits, employee training requirements, emergency response requirements and transportation according to applicable Department of Transportation rules.

**Ohio EPA is accepting comment on these draft rules until December 21, 2016.**

## Interested Parties Review of Draft Ohio-specific Universal Waste rules.

### You may find the following suggestions helpful for preparing your comments:

1. Explain your views as clearly as possible.
2. Describe any assumptions that you used.
3. Provide any technical information and/or data you used that support your views.
4. If you estimate potential burden or costs, explain how you arrived at your estimate.
5. Provide specific examples to illustrate your concerns.
6. Offer alternatives.
7. Make sure to submit your comments by the comment period deadline.

As part of the rulemaking process, Ohio EPA is required to prepare and submit a Business Impact Analysis (BIA) form to Ohio's Common Sense Initiative (CSI) Office. This form is also available at this time for public review and comment.

You may view the draft universal waste rules at <http://epa.ohio.gov/derr/derrrules/rcra.aspx#176615080-interested-party-review> or call 614/644-2927 to obtain a copy. Please submit your comments by regular mail or electronically to the following addresses. If you have questions, you may contact Karen Hale at 614/644-2927.

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