

3745-279-70 Applicability of standards for used oil fuel marketers.

- (A) Any person who conducts either of the following activities is subject to the requirements of rules 3745-279-70 to 3745-279-75 of the Administrative Code:
- (1) Directs a shipment of off-specification used oil from their facility to a used oil burner; or
 - (2) First claims that used oil that is to be burned for energy recovery meets the used oil fuel specifications set forth in rule 3745-279-11 of the Administrative Code.
- (B) The following persons are not marketers subject to rules 3745-279-70 to 3745-279-75 of the Administrative Code:
- (1) Used oil generators, and transporters who transport used oil received only from generators, unless the generator or transporter directs a shipment of off-specification used oil from their facility to a used oil burner. However, processors/re-refiners who burn some used oil fuel for purposes of processing are considered to be burning incidentally to processing. Thus, generators and transporters who direct shipments of off-specification used oil to processor/re-refiners who incidentally burn used oil are not marketers subject to rules 3745-279-70 to 3745-279-75 of the Administrative Code;
 - (2) Persons who direct shipments of on-specification used oil and who are not the first person to claim the oil meets the used oil fuel specifications of rule 3745-279-11 of the Administrative Code.
- (C) Any person subject to the requirements of rules 3745-279-70 to 3745-279-75 of the Administrative Code shall also comply with one of the following:
- (1) Rules 3745-279-20 to 3745-279-24 of the Administrative Code- standards for used oil generators;
 - (2) Rules 3745-279-40 to 3745-279-47 of the Administrative Code- standards for used oil transporters and transfer facilities;
 - (3) Rules 3745-279-50 to 3745-279-59 of the Administrative Code- standards for used oil processors and re-refiners; or
 - (4) Rules 3745-279-60 to 3745-279-67 of the Administrative Code- standards for used oil burners who burn off-specification used oil for energy recovery.

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