

3745-53-21

Compliance with the manifest.

(A) The transporter ~~shall~~**must** deliver the entire quantity of hazardous waste which he has accepted from a generator or transporter to:

- (1) The designated facility listed on the manifest;
- (2) The alternate designated facility, if the hazardous waste cannot be delivered to the designated facility because an emergency prevents delivery;
- (3) The next designated transporter; or
- (4) The place outside the United States designated by the generator.

~~(B) If the hazardous waste cannot be delivered in accordance with paragraph (A) of this rule, the transporter shall contact the generator for further directions and shall revise the manifest according to the generator's instructions.~~

(B)

(1) If the hazardous waste cannot be delivered in accordance with paragraph (A) of this rule because of an emergency condition other than rejection of the waste by the designated facility, then the transporter must contact the generator for further directions and must revise the manifest according to the generator's instructions.

(2) If hazardous waste is rejected by the designated facility while the transporter is on the facility's premises, then the transporter must obtain the following:

(a) For a partial load rejection or for regulated quantities of container residues, a copy of the original manifest that includes the facility's date and signature, and the manifest tracking number of the new manifest that will accompany the shipment, and a description of the partial rejection or container residue in the "Discrepancy" block of the original manifest. The transporter must retain a copy of this manifest in accordance with rule 3745-53-22 of the Administrative Code, and give the remaining copies of the original manifest to the rejecting designated facility. If the transporter is forwarding the rejected part of the shipment or a regulated container residue to an alternate facility or returning it to the generator, the transporter must obtain a new manifest to accompany the shipment, and the new manifest must include all of the information required in paragraphs (E)(1) to (E)(6) or (F)(1) to (F)(6) of rule 3745-54-72 of the Administrative Code or paragraphs (E)(1) to (E)(6) or (F)(1) to (F)(6) of rule 3745-65-72 of the Administrative Code.

(b) For a full load rejection that will be taken back by the transporter, a copy of the original manifest that includes the rejecting facility's signature and date attesting to the rejection, the description of the rejection in the "Discrepancy" block of the manifest, and the name, address, phone number, and U.S. EPA identification number for the alternate facility or generator to whom the shipment must be delivered. The transporter must retain a copy of the manifest in accordance with rule 3745-53-22 of the Administrative Code, and give a copy of the manifest containing this information to the rejecting designated facility. If the original manifest is not used, then the transporter must obtain a new manifest for the shipment and comply with paragraphs (E)(1) to (E)(6) of rule 3745-54-72 of the Administrative Code or paragraphs (E)(1) to (E)(6) of rule 3745-65-72 of the Administrative Code.

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Certification

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