

3745-50-05

Applicability- electronic manifest system and user fee requirements to facilities that receive state-only regulated waste shipments.

(A) For purposes of this rule, "state-only regulated waste" means either of the following:

- (1) A non-RCRA waste that a state regulates more broadly under the state's regulatory program.
- (2) A RCRA hazardous waste that is federally exempt from manifest requirements, but not exempt from manifest requirements under state law.

(B) In any case in which a state requires a RCRA manifest to be used under state law to track the shipment and transportation of a state-only regulated waste to a receiving facility, the facility receiving such a waste shipment for management shall do the following:

- (1) Comply with rules 3745-54-71 and 3745-54-72 of the Administrative Code.
- (2) Pay the appropriate per manifest fee to U.S. EPA for each manifest submitted to the e-manifest system, subject to the fee determination methodology, payment methods, dispute procedures, sanctions, and other fee requirements specified in 40 C.F.R. Part 264 subpart FF.

[Comment: For dates of non-regulatory government publications, publications of recognized organizations and associations, federal rules, and federal statutory provisions referenced in this rule, see rule 3745-50-11 of the Administrative Code titled "Incorporated by reference."]

Effective: 10/5/2020

Five Year Review (FYR) Dates: Exempt

CERTIFIED ELECTRONICALLY

Certification

09/21/2020

Date

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