

3745-51-40

**Conditional exclusion for used, intact CRTs exported for recycling.**

Used, intact cathode ray tubes (CRTs) exported for recycling are not wastes if ~~they~~such CRTs meet the notice and consent conditions of 40 CFR 261.39(a)(5), and if ~~they~~such CRTs are not "accumulated speculatively" as defined in paragraph (C)(8) of rule 3745-51-01 of the Administrative Code.

[Comment 1: The exercise of foreign relations and international commerce powers is reserved to the federal government under the Constitution. These responsibilities are not delegable to the states. Therefore, the importation and exportation of hazardous waste into and out of the ~~U.S.~~United States is solely regulated by the federal government.]

[Comment 2: 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: 2/12/2018  
Five Year Review (FYR) Dates: 10/30/2017 and Exempt

CERTIFIED ELECTRONICALLY

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Certification

01/10/2018

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Date

Promulgated Under: 119.03  
Statutory Authority: 3734.12  
Rule Amplifies: 3734.12  
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