

Summary of Reasons Supporting the Adoption of the Proposed Amendments to the Alabama Department of Environmental Management’s Administrative Code for Division 14 (Hazardous Waste Program).

Revisions to the ADEM Admin. Code r. 335-14 are being proposed to adopt a newly codified and revised federal rule promulgated by EPA and to adjust the term length for permits issued to hazardous waste treatment, storage, and/or disposal facilities by the Department. The federal rule, *Increasing Recycling: Adding Aerosol Cans to the Universal Waste Regulations* Rule 83 FR 11654 (hereinafter “the Aerosol Cans Rule”), was finalized on December 9, 2019. This rule adds hazardous waste aerosol cans to the universal waste program and creates new management standards for universal waste aerosol cans. The Department proposes modifications to permit term lengths to promote consistency among permitted hazardous waste treatment, storage, and/or disposal facilities.

ADEM Admin. Code r. 335-14-1-.02 Definitions and References

The Department proposes to revise Rule 335-14-1-.02 to adopt the Aerosol Cans Rule, as described above, and to correct typographical or grammatical errors. These revisions are necessary for the Department to maintain regulations that are at least as stringent as those promulgated federally, a requirement to preserve the State’s authorized status.

ADEM Admin. Code r. 335-14-1-.03 Rulemaking Petitions

The Department proposes to revise Rule 335-14-1-.03 to adopt the Aerosol Cans Rule, as described above, and to correct typographical or grammatical errors. These revisions are necessary for the Department to maintain regulations that are at least as stringent as those promulgated federally, a requirement to preserve the State’s authorized status.

ADEM Admin. Code r. 335-14-2-.01 General

The Department proposes to revise Rule 335-14-2-.01 to adopt the Aerosol Cans Rule, as described above. These revisions are necessary for the Department to maintain regulations that are at least as stringent as those promulgated federally, a requirement to preserve the State’s authorized status.

ADEM Admin. Code r. 335-14-2-.04 Lists of Hazardous Waste

The Department proposes to revise Rule 335-14-2-.04 to make general clarifications and correct typographical or grammatical errors.

ADEM Admin. Code r. 335-14-2-.08 Financial Requirements for Management of Excluded Hazardous Secondary Materials

The Department proposes to revise Rule 335-14-2-.08 to make general clarifications and correct typographical or grammatical errors.

ADEM Admin. Code r. 335-14-3-.01 General

The Department proposes to revise Rule 335-14-3-.01 to make general clarifications and correct typographical or grammatical errors.

ADEM Admin. Code r. 335-14-3-.04 Recordkeeping and Reporting Applicable to Small and Large Quantity Generators

The Department proposes to revise Rule 335-14-3-.04 to clarify that small and large quantity generators must submit records to the Department upon request.

ADEM Admin. Code r. 335-14-3-.13 Alternative Standards for Episodic Generation

The Department proposes to revise Rule 335-14-3-.13 to make general clarifications and correct typographical or grammatical errors.

ADEM Admin. Code r. 335-14-5-.01 General

The Department proposes to revise Rule 335-14-5-.01 to adopt the Aerosol Cans Rule, as described above, and to correct typographical or grammatical errors. These revisions are necessary for the Department to maintain regulations that are at least as stringent as those promulgated federally, a requirement to preserve the State's authorized status.

ADEM Admin. Code r. 335-14-5-.02 General Facility Standards

The Department proposes to revise Rule 335-14-5-.02 to make general clarifications and correct typographical or grammatical errors.

ADEM Admin. Code r. 335-14-5-.06 Releases from Solid Waste Management Units

The Department proposes to revise Rule 335-14-5-.06 to make general clarifications and correct typographical or grammatical errors.

ADEM Admin. Code r. 335-14-5-.07 Closure and Post-Closure

The Department proposes to revise Rule 335-14-5-.07 to make general clarifications and correct typographical or grammatical errors.

ADEM Admin. Code r. 335-14-5-.10 Tank Systems

The Department proposes to revise Rule 335-14-5-.10 to make general clarifications and correct typographical or grammatical errors.

ADEM Admin. Code r. 335-14-6-.01 General

The Department proposes to revise Rule 335-14-6-.01 to adopt the Aerosol Cans Rule, as described above. These revisions are necessary for the Department to maintain regulations that are at least as stringent as those promulgated federally, a requirement to preserve the State's authorized status.

ADEM Admin. Code r. 335-14-6-.02 General Facility Standards

The Department proposes to revise Rule 335-14-6-.02 to make general clarifications and correct typographical or grammatical errors.

ADEM Admin. Code r. 335-14-8-.01 General Information

The Department proposes to revise Rule 335-14-8-.01 to adopt the Aerosol Cans Rule, as described above. These revisions are necessary for the Department to maintain regulations that are at least as stringent as those promulgated federally, a requirement to preserve the State's authorized status.

ADEM Admin. Code r. 335-14-8-.05 Expiration and Continuation of Permits - Treatment, Storage and Disposal Facilities

The Department proposed to revise Rule 335-14-8-.05 to adjust the term length for permits issued to hazardous waste treatment, storage, and/or disposal facilities by the Department in order to promote consistency among permitted hazardous waste treatment, storage, and/or disposal facilities.

ADEM Admin. Code r. 335-14-9-.00 References Adopted

The Department proposes to revise Rule 335-14-9-.00 to adopt the Aerosol Cans Rule, as described above. These revisions are necessary for the Department to maintain regulations that are at least as stringent as those promulgated federally, a requirement to preserve the State's authorized status.

ADEM Admin. Code r. 335-14-9-.01 Subpart A - General

The Department proposes to revise Rule 335-14-9-.01 to adopt the Aerosol Cans Rule, as described above. These revisions are necessary for the Department to maintain regulations that are at least as stringent as those promulgated federally, a requirement to preserve the State's authorized status.

ADEM Admin. Code r. 335-14-11-.01 General

The Department proposes to revise Rule 335-14-11-.01 to adopt the Aerosol Cans Rule, as described above. These revisions are necessary for the Department to maintain regulations that are at least as stringent as those promulgated federally, a requirement to preserve the State's authorized status.

ADEM Admin. Code r. 335-14-11-.02 Standards for Small Quantity Handlers of Universal Waste

The Department proposes to revise Rule 335-14-11-.02 to adopt the Aerosol Cans Rule, as described above, and to correct typographical or grammatical errors. These revisions are necessary for the Department to maintain regulations that are at least as stringent as those promulgated federally, a requirement to preserve the State's authorized status.

ADEM Admin. Code r. 335-14-11-.03 Standards for Large Quantity Handlers of Universal Waste

The Department proposes to revise Rule 335-14-11-.03 to adopt the Aerosol Cans Rule, as described above, and to correct typographical or grammatical errors. These revisions are necessary for the Department to maintain regulations that are at least as stringent as those promulgated federally, a requirement to preserve the State's authorized status.