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Title 22@ Social Security

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Division 4.5@ Environmental Health Standards for the Management of Hazardous Waste

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Chapter 12@ Standards Applicable to Generators of Hazardous Waste

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Article 2@ The Manifest

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Section 66262.20@ General Requirements

66262.20 General Requirements

(a)

A generator who transports, or offers for transport a hazardous waste for offsite treatment, storage, or disposal, or a treatment, storage, or disposal facility that offers for transport a rejected hazardous waste load, shall prepare a Manifest (OMB Control number 2050-0039), EPA Form 8700-22, and, if necessary, EPA Form 8700-22A before the waste is transported off-site. (1) The revised manifest form and procedures in 40 Code of Federal Regulations sections 260.10, 261.7, 262.20, 262.21, 262.27, 262.32, 262.34, 262.54, and 262.60 shall not apply until September 5, 2006. The manifest form and procedures in 40 Code of Federal Regulations sections 260.10, 261.7, 262.20, 262.21, 262.32, 262.34, 262.54, and 262.60, contained in 40 Code of Federal Regulations parts 260 to 265 edition revised as of July 1, 2004, shall be applicable until September 5, 2006. (2) A generator who qualifies as a contributing school, as defined in section 67450.41(a)(3) of chapter 45, is not subject to the provisions of this article for transportation of hazardous wastes to a K-12 schools hazardous waste collection, consolidation, and accumulation facility (SHWCCAF) in accordance with article 5 of chapter 45 as long as the generator also maintains compliance with the provisions of article 5 of chapter 45 (commencing with section 67450.40) that are applicable to contributing schools.

(1)

The revised manifest form and procedures in 40 Code of Federal Regulations sections 260.10, 261.7, 262.20, 262.21, 262.27, 262.32, 262.34, 262.54, and 262.60 shall not apply until September 5, 2006. The manifest form and procedures in 40 Code of Federal Regulations sections 260.10, 261.7, 262.20, 262.21, 262.32, 262.34, 262.54, and 262.60, contained in 40 Code of Federal Regulations parts 260 to 265 edition revised as of July 1, 2004, shall be applicable until September 5, 2006.

(2)

A generator who qualifies as a contributing school, as defined in section 67450.41(a)(3) of chapter 45, is not subject to the provisions of this article for transportation of hazardous wastes to a K-12 schools hazardous waste collection, consolidation, and accumulation facility (SHWCCAF) in accordance with article 5 of chapter 45 as long as the generator also maintains compliance with the provisions of article 5 of chapter 45 (commencing with section 67450.40) that are applicable to contributing schools.

(b)

A generator shall designate on the manifest one facility which is permitted to handle the waste described on the manifest.

(c)

A generator may also designate on the manifest one alternate facility which is permitted to handle the waste in the event an emergency prevents delivery of the waste to the primary designated facility.

(d)

If the transporter is unable to deliver the hazardous waste to the designated facility or the alternate facility, the generator shall either designate another facility or instruct the transporter to return the waste.

(e)

In lieu of using the manifest form specified in paragraph (a) of this section, a person required to prepare a manifest under paragraph (a) of this section may prepare and use an electronic manifest, provided that the person: (1) Complies with the requirements in 40 Code of Federal Regulations section 262.24 for use of electronic manifests, and (2) Complies with the requirements of 40 Code of Federal Regulations section 3.10 for the reporting of electronic documents to U.S. EPA.

(1)

Complies with the requirements in 40 Code of Federal Regulations section 262.24 for use of electronic manifests, and

(2)

Complies with the requirements of 40 Code of Federal Regulations section 3.10 for the reporting of electronic documents to U.S. EPA.