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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 23@ Standards for Universal Waste Management

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Article 4@ Export and Import Requirements

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Section 66273.40@ Exports

66273.40 Exports

(a)

Universal waste handler requirements. (1) A universal waste handler who sends universal waste to a foreign destination is subject to the requirements of 40 Code of Federal Regulations part 262, subpart H and article 8 of chapter 12 of this division. (2) A universal waste handler who sends electronic devices, CRTs, and/or CRT glass to any foreign destination shall do all of the following: (A) In accordance with subsection (a)(3) of this section, notify the Department of an intended export before any electronic devices, CRTs, and/or CRT glass are scheduled to leave the United States. A completed notification shall be submitted to the address specified in subsections (a)(4) and (a)(5) of this section sixty (60) calendar days before the initial shipment is intended to be shipped offsite. This notification shall cover export activities extending over a twelve (12) month or lesser period. (B) Concurrently send a copy of the notification required pursuant to subsection (a)(2)(A) of this section to the CUPA having jurisdiction over the universal waste handler's facility, or, if there is no such CUPA, to the agency authorized pursuant to subdivision (f) of Health and Safety Code section 25404.3. (3) The notification submitted pursuant to subsection (a)(2)(A) of this section shall be in writing, be signed by the universal waste handler, and include: (A) The name, mailing address, telephone number, and ID Number (if applicable) of the universal waste handler; and (B) The following information with respect to each foreign destination

of electronic devices, CRTs, and/or CRT glass:1. The quantity (by count or by weight) and volume of the electronic devices, the CRTs, and/or the CRT glass, respectively, to be exported to the foreign destination; 2. The estimated frequency or rate at which the electronic devices, the CRTs, and/or the CRT glass, respectively, are to be exported to the foreign destination, and the period of time over which the electronic devices, the CRTs, and/or the CRT glass, respectively, are to be exported to that destination; 3. All points of entry to and departure from each foreign country through which the electronic devices, the CRTs, and/or the CRT glass, respectively, will pass en route to the foreign destination; 4. A description of the means by which each shipment of the electronic device, the CRTs, and/or the CRT glass, respectively, will be transported (e.g., mode of transportation vehicle, type(s) of containers). 5. If the foreign destination is a destination facility that recycles the electronic devices, CRTs, and/or CRT glass, a description of the means by which the electronic devices, the CRTs, and/or the CRT glass, respectively, will be recycled at the destination facility; 6. The name and site address of the foreign destination or any alternate foreign destination. 7. For used CRTs to be exported for reclamation, a copy of the notification forwarded by the exporter to USEPA pursuant to 40 Code of Federal Regulations section 261.39(a)(5)(i). 8. For used, intact CRTs to be exported for reuse, a copy of the one time notification submitted by the exporter to the USEPA pursuant to 40 Code of Federal Regulations section 261.41. 9. For CRT glass to be exported, the name and location of the lead smelter or CRT glass furnace that will recycle the CRT glass. (4) Electronic submissions. If submitted electronically, Department notifications submitted pursuant to subsection (a)(2) of this section shall be sent to the Department at <http://www.dtsc.ca.gov>. For electronic export notifications, the universal waste handler signature required by subsection (a)(3) of this section

shall be submitted to the address provided in subsection (a)(5) of this section. (5) Written submissions. If submitted in writing, Department notifications submitted pursuant to subsection (a)(2) of this section shall be sent to the Department by certified mail, return receipt requested, at the following address: Department of Toxic Substances Control, Universal Waste Notification and Reporting Staff, P.O. Box 806, Sacramento, CA 95812-0806, with "Attention: Notification to Export Electronic Devices, CRTs, and/or CRT Glass" prominently displayed on the front of the envelope.

(1)

A universal waste handler who sends universal waste to a foreign destination is subject to the requirements of 40 Code of Federal Regulations part 262, subpart H and article 8 of chapter 12 of this division.

(2)

A universal waste handler who sends electronic devices, CRTs, and/or CRT glass to any foreign destination shall do all of the following: (A) In accordance with subsection (a)(3) of this section, notify the Department of an intended export before any electronic devices, CRTs, and/or CRT glass are scheduled to leave the United States. A completed notification shall be submitted to the address specified in subsections (a)(4) and (a)(5) of this section sixty (60) calendar days before the initial shipment is intended to be shipped offsite. This notification shall cover export activities extending over a twelve (12) month or lesser period. (B) Concurrently send a copy of the notification required pursuant to subsection (a)(2)(A) of this section to the CUPA having jurisdiction over the universal waste handler's facility, or, if there is no such CUPA, to the agency authorized pursuant to subdivision (f) of Health and Safety Code section 25404.3.

(A)

In accordance with subsection (a)(3) of this section, notify the Department of an intended

export before any electronic devices, CRTs, and/or CRT glass are scheduled to leave the United States. A completed notification shall be submitted to the address specified in subsections (a)(4) and (a)(5) of this section sixty (60) calendar days before the initial shipment is intended to be shipped offsite. This notification shall cover export activities extending over a twelve (12) month or lesser period.

(B)

Concurrently send a copy of the notification required pursuant to subsection (a)(2)(A) of this section to the CUPA having jurisdiction over the universal waste handler's facility, or, if there is no such CUPA, to the agency authorized pursuant to subdivision (f) of Health and Safety Code section 25404.3.

(3)

The notification submitted pursuant to subsection (a)(2)(A) of this section shall be in writing, be signed by the universal waste handler, and include: (A) The name, mailing address, telephone number, and ID Number (if applicable) of the universal waste handler; and (B) The following information with respect to each foreign destination of electronic devices, CRTs, and/or CRT glass: 1. The quantity (by count or by weight) and volume of the electronic devices, the CRTs, and/or the CRT glass, respectively, to be exported to the foreign destination; 2. The estimated frequency or rate at which the electronic devices, the CRTs, and/or the CRT glass, respectively, are to be exported to the foreign destination, and the period of time over which the electronic devices, the CRTs, and/or the CRT glass, respectively, are to be exported to that destination; 3. All points of entry to and departure from each foreign country through which the electronic devices, the CRTs, and/or the CRT glass, respectively, will pass en route to the foreign destination; 4. A description of the means by which each shipment of the electronic device, the CRTs, and/or the CRT glass, respectively, will be transported (e.g., mode of transportation vehicle, type(s) of containers). 5. If the foreign

destination is a destination facility that recycles the electronic devices, CRTs, and/or CRT glass, a description of the means by which the electronic devices, the CRTs, and/or the CRT glass, respectively, will be recycled at the destination facility; 6. The name and site address of the foreign destination or any alternate foreign destination. 7. For used CRTs to be exported for reclamation, a copy of the notification forwarded by the exporter to USEPA pursuant to 40 Code of Federal Regulations section 261.39(a)(5)(i). 8. For used, intact CRTs to be exported for reuse, a copy of the one time notification submitted by the exporter to the USEPA pursuant to 40 Code of Federal Regulations section 261.41. 9. For CRT glass to be exported, the name and location of the lead smelter or CRT glass furnace that will recycle the CRT glass.

(A)

The name, mailing address, telephone number, and ID Number (if applicable) of the universal waste handler; and

(B)

The following information with respect to each foreign destination of electronic devices, CRTs, and/or CRT glass: 1. The quantity (by count or by weight) and volume of the electronic devices, the CRTs, and/or the CRT glass, respectively, to be exported to the foreign destination; 2. The estimated frequency or rate at which the electronic devices, the CRTs, and/or the CRT glass, respectively, are to be exported to the foreign destination, and the period of time over which the electronic devices, the CRTs, and/or the CRT glass, respectively, are to be exported to that destination; 3. All points of entry to and departure from each foreign country through which the electronic devices, the CRTs, and/or the CRT glass, respectively, will pass en route to the foreign destination; 4. A description of the means by which each shipment of the electronic device, the CRTs, and/or the CRT glass, respectively, will be transported (e.g., mode of transportation vehicle, type(s) of containers). 5. If the foreign destination is a destination facility that recycles the electronic devices,

CRTs, and/or CRT glass, a description of the means by which the electronic devices, the CRTs, and/or the CRT glass, respectively, will be recycled at the destination facility; 6. The name and site address of the foreign destination or any alternate foreign destination. 7. For used CRTs to be exported for reclamation, a copy of the notification forwarded by the exporter to USEPA pursuant to 40 Code of Federal Regulations section 261.39(a)(5)(i). 8. For used, intact CRTs to be exported for reuse, a copy of the one time notification submitted by the exporter to the USEPA pursuant to 40 Code of Federal Regulations section 261.41. 9. For CRT glass to be exported, the name and location of the lead smelter or CRT glass furnace that will recycle the CRT glass.

1.

The quantity (by count or by weight) and volume of the electronic devices, the CRTs, and/or the CRT glass, respectively, to be exported to the foreign destination;

2.

The estimated frequency or rate at which the electronic devices, the CRTs, and/or the CRT glass, respectively, are to be exported to the foreign destination, and the period of time over which the electronic devices, the CRTs, and/or the CRT glass, respectively, are to be exported to that destination;

3.

All points of entry to and departure from each foreign country through which the electronic devices, the CRTs, and/or the CRT glass, respectively, will pass en route to the foreign destination;

4.

A description of the means by which each shipment of the electronic device, the CRTs, and/or the CRT glass, respectively, will be transported (e.g., mode of transportation vehicle, type(s) of containers).

5.

If the foreign destination is a destination facility that recycles the electronic devices, CRTs, and/or

CRT glass, a description of the means by which the electronic devices, the CRTs, and/or the CRT glass, respectively, will be recycled at the destination facility;

6.

The name and site address of the foreign destination or any alternate foreign destination.

7.

For used CRTs to be exported for reclamation, a copy of the notification forwarded by the exporter to USEPA pursuant to 40 Code of Federal Regulations section 261.39(a)(5)(i).

8.

For used, intact CRTs to be exported for reuse, a copy of the one time notification submitted by the exporter to the USEPA pursuant to 40 Code of Federal Regulations section 261.41.

9.

For CRT glass to be exported, the name and location of the lead smelter or CRT glass furnace that will recycle the CRT glass.

(4)

Electronic submissions. If submitted electronically, Department notifications submitted pursuant to subsection (a)(2) of this section shall be sent to the Department at <http://www.dtsc.ca.gov>. For electronic export notifications, the universal waste handler signature required by subsection (a)(3) of this section shall be submitted to the address provided in subsection (a)(5) of this section.

(5)

Written submissions. If submitted in writing, Department notifications submitted pursuant to subsection (a)(2) of this section shall be sent to the Department by certified mail, return receipt requested, at the following address: Department of Toxic Substances Control, Universal Waste Notification and Reporting Staff, P.O. Box 806, Sacramento, CA 95812-0806, with "Attention: Notification to Export Electronic Devices, CRTs, and/or CRT Glass" prominently displayed on the front of the envelope.

(b)

A person who exports used CRTs for reclamation shall forward a copy of the completed U.S. EPA Acknowledgment of Consent forwarded to the person by U.S. EPA pursuant to 40 Code of Federal Regulations section 261.39(a)(5)(iv) to the Department. This copy shall be forwarded to the Department at the address shown in subsection (a)(4) or (a)(5) of this section within 30 calendar days of receipt. If submitted by mail, "Attention: Acknowledgment of Consent to Export CRTs" shall be prominently displayed on the front of the envelope.

(c)

A person who exports shall keep copies of notifications and all applicable records which demonstrate compliance pursuant to subsections (a)(3)(B)7. through (a)(3)(B)9. and subsection (b) of this section for a period of three years from the date of shipment.

(d)

A person who exports covered electronic wastes shall also comply with the applicable export requirements of Public Resources Code, division 30, part 3, chapter 8.5.

(e)

Export requirements for universal waste transporters are set forth in article 5 of this chapter.