



DIRECTIVE NUMBER: 9410.00-1

TITLE: Early Enactment Provisions RCRA
Reauthorization

APPROVAL DATE: 02/01/85

EFFECTIVE DATE: 02/01/85

ORIGINATING OFFICE: SPB/OSW

☒ **FINAL**

☐ **DRAFT**

STATUS:

[]	A- Pending OMB approval
[]	B- Pending AA-OSWER approval
[]	C- For review &/or comment
[]	D- In development or circulating

REFERENCE (other documents): headquarters

OSWER OSWER OSWER
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United States Environmental Protection Agency
Washington, DC 20460

OSWER Directive Initiation Request

Internal Directive Number
9410.00-1

Originator Information

Name of Contact Person
SPB/OSW

Main Code - Branch
SPB

Telephone Number
382-2218

Lead Office

☐ OERR

☒ OSW

☐ OUST

☐ OWPE

☐ AA-OSWER

Approved for Review

Signature of Office Director

Date

Title

Early Enactment Provisions RCRA Reauthorization

Summary of Directive

Summary of 1984 Amendments to RCRA.

Key Words:

Hazardous and Solid Waste Amendments, Reauthorization, Early Enactment

Type of Directive (Manual, Policy Directive, Announcement, etc.)

Status

☐ Draft

☒ Final

☐ New

☐ Revision

Does this Directive Supersede Previous Directive(s)?

☐ Yes

☒ No

Does it Supplement Previous Directive(s)?

☐ Yes

☒ No

If "Yes" to Either Question, What Directive (number, title)

Review Plan

☐ AA-OSWER

☐ OERR

☐ OSW

☐ OUST

☐ OWPE

☐ Regions

☐ OECM

☐ OGC

☐ OPPE

☐ Other (Specify)

This Request Meets OSWER Directives System Format

Signature of Lead Office Directives Officer

Date

Signature of OSWER Directives Officer

Date

9410-00-1

2/1/85

MEMORANDUM

SUBJECT: Draft Guidance on Implementation of Minimum Technology Requirements and Corrective Action Requirements of the Hazardous and Solid Waste Amendments of 1984

FROM: John H. Skinner
Director
Office of Solid Waste (WH-562)

TO: Addressees

Attached are two draft Reauthorization Statutory Interpretations that provide guidance on the implementation of several early enactment provisions of the Hazardous and Solid Waste Amendments of 1984. These documents have been prepared to solicit your input on the manner in which the Environmental Protection Agency will implement these key provisions of the Act. The drafts include interpretations of statutory language and central elements of the implementation strategy.

Minimum technology requirements went into effect on the date of enactment of the HSWA of 1984. Permits cannot be issued to land disposal facilities unless they address these requirements. In addition, certain interim status land disposal facilities will have to implement these minimum technology requirements by May 8, 1985. On December 21, 1984, the Office of Solid Waste distributed for comment a draft technical guidance that described the specifications for designs that EPA believes meet the performance requirements of the minimum technology provisions. The draft RSI and the draft technical guidance together provide the guidance necessary to implement these provisions. (Comments on the draft technical guidance are still under review and are not reflected in the attached guidance.)

Corrective action provisions also went into effect on the date of enactment of the HSWA of 1984. Permits issued after November 8, 1984, must address "corrective action for all releases of hazardous waste or constituents [at a RCRA regulated facility] regardless of the time at which waste was placed in such unit." Additional technical guidance--to be developed and issued over the course of the next year--will supplement the attached RSI. These guidances will describe how a permit writer determines if a facility is subject to corrective action, and what must be done about a release of concern.

9410-00-1-51

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Please send your comments on proposed minimum technology requirements to:

Robert Tonetti, Office of Solid Waste, Waste Management and Economics Division, Room 2106 Mall - WH-565, 401 M Street, SW, Washington, DC 20460.

Comments on the corrective action provisions should be sent to:

David Fagan, Office of Solid Waste, Permits and State Programs Division, Room S-243 Mall - WH-563, 401 M Street, SW, Washington, DC 20460.

All comments should be received at EPA no later than March 1.

We look forward to hearing from you.

Attachments

Addressees

Regional Hazardous Waste Division Directors
State Hazardous Waste Program Managers
Industrial Groups
Environmental Groups

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