

Dangerous Waste Regulations (Washington Administrative Code 173-303)

The Department of Ecology is proposing to adopt amendments to the *Dangerous Waste Regulations*. The proposal notice will be published in the Washington State Register on February 4, 2009.

The purpose of this rule proposal is to update the dangerous waste regulations to be current with the federal hazardous waste program. Other changes update state requirements, making technical and editorial corrections and providing clarification for some existing rules. In addition, the *Biological Testing Methods* and the *Chemical Testing Methods* for state-only waste publications will be updated.

Highlights of the proposed rules are:

- Manifest rules will be updated.
- Merging universal waste rules for mercury-containing equipment and mercury thermostats.
- Incorporating portions of EPA's Burden Reduction Initiative Rule.
- Two Ecology publications, *Biological Testing Methods 80-12* and *Chemical Testing Methods* (Publication #97-407) are being updated.
- Modifying pre-permit siting criteria for treatment, storage, disposal, and recycling (TSDR) facilities. Siting criteria is used to determine where a facility can be located. Recycling facilities will be exempt from these requirements in limited circumstances.

A State Environmental Policy Act checklist was completed and Ecology has issued a Determination of Nonsignificance (DNS). Impacts to small businesses from these rule changes were evaluated and it was determined that the proposed amendments do not have a disproportionate impact on small business. Also, a preliminary cost-benefit and least burdensome analysis was completed. These documents are available for review and comment until March 5, 2009.

MORE INFORMATION

Submit comments on the proposed amendments to:

Robert Rieck
Department of Ecology
Hazardous Waste &
Toxics Reduction Program
PO Box 47600
Olympia WA 98504-7600
E-mail: rori461@ecy.wa.gov
Fax: (360) 407-6715

Submit comments on the Chemical Testing Methods publication #97-407 to:

Samuel Iwenofu
Department of Ecology
Hazardous Waste & Toxics
Reduction Program - SWRO
PO Box 47775
Olympia WA 98504-7775
E-mail: siwe461@ecy.wa.gov
Fax: (360) 407-6305

Comments are due by 5 p.m., March 5, 2009.

Special accommodations:

If you need this publication in an alternate format, call the Hazardous Waste and Toxics Reduction Program at 360-407-6700. Persons with hearing loss, call 711 for Washington Relay Service. Persons with a speech disability, call 877-833-6341.

Public involvement

Your comments on the proposed rule amendments are welcome and will be considered before adoption. Adoption is scheduled for May 22, 2009. The comment period ends March 5, 2009. Comments must be received by 5:00 pm.

You can give us your official comments in the following ways:

1. Testify at public hearings.
2. Visit our website and submit comments electronically at <http://www.ecy.wa.gov/laws-rules/activity/wac173303.html>. Draft rule amendments and other pertinent documents can be viewed at this website. Call Dave Zink at (360) 407-6752 if you would like to receive a paper copy.
3. Fax or e-mail comments to Ecology. See contact information on the previous page.

For more information about the proposed rules, contact Robert Rieck at (360) 407-6751 or by e-mail at rori461@ecy.wa.gov.

Public hearing schedule

The public hearing will be held by simultaneous video conference on Tuesday, February 24, 2009 starting at 1 pm. You can participate at any of the following locations:

- Department of Ecology, 300 Desmond Drive SE, Auditorium ROA-32, Lacey, WA 98503; Telephone (360) 407-6000
- Department of Ecology Northwest Regional Office, 3190 160th Avenue SE, Room 2A, Bellevue, WA 98008; (425) 649-7000
- Department of Ecology Central Regional Office, 15 W Yakima Avenue, Sundance Room, Yakima, WA 98902; (509) 575-2490
- Department of Ecology Eastern Regional Office, 4601 North Monroe Street, Room 1-SW-11, Spokane, WA 99205; (509) 329-3400

Ecology's response to your comments

All of the comments we receive will become part of the official record (Concise Explanatory Statement). The Concise Explanatory Statement is required by the Administrative Procedure Act (RCW 34.05) and is published after the rule is adopted. You will be able to find your name listed in the document with a reference to where, in the document, Ecology responded your comments.