

## Dangerous Waste Regulations (Washington Administrative Code 173-303)

The Department of Ecology (Ecology) will adopt amendments to the *Dangerous Waste Regulations* in June 2009.

### What is Chapter 173-303 WAC?

This chapter, which is referred to as the *Dangerous Waste Regulations*, implement the Hazardous Waste Management Act. These regulations establish requirements for generators, transporters, and facilities that manage dangerous waste in Washington State. Ecology amends the *Dangerous Waste Regulations* every two to four years updating the regulations to help improve waste management.

### Summary of the rule changes adopted on June 30, 2009

The purpose of this rule adoption 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 are being updated. The proposed rules will include:

- An update to the Manifest rules.
- A merge of the universal waste rules for mercury-containing equipment and mercury thermostats.
- Portions of EPA's Burden Reduction Initiative Rule will be incorporated.
- Pre-permit siting criteria for treatment, storage, disposal, and recycling (TSDR) facilities will be modified. Siting criteria is used to determine where a facility can be located. Recycling facilities will be exempt from these requirements in limited circumstances.

### MORE INFORMATION

As a result of legislation passed in 2003 (ESSB 5766) Ecology is required to notify businesses affected by rule adoptions. This law helps to keep the regulated community better informed of Ecology rule adoptions.

### Formal Comments

Ecology requested public comments on the proposed rules twice throughout the rule amendment process and held a public hearing on February 24, 2009. The public comment deadline was March 5, 2009.

**Effective Date: July 31, 2009**

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### Special accommodations:

To ask about available formats for the visually impaired please call the Hazardous Waste and Toxics Reduction Program at 360-407-6700. Persons with hearing loss can call 711 for Washington Relay Service. Persons with a speech disability can call 877-833-6341.

## Response to Comments

Ecology's response to comments received during the public comment period is now available. Download a copy at: [www.ecy.wa.gov/laws-rules/index.html](http://www.ecy.wa.gov/laws-rules/index.html).

## Whom does this rule adoption affect?

Chapter 173-303 WAC affects:

- Businesses that generate, transport, and/or manage dangerous waste.
- State governmental agencies.
- Officials at Ecology and EPA.

## More information

- For more information about the rule amendments:  
[www.ecy.wa.gov/laws-rules/activity/wac173303.html](http://www.ecy.wa.gov/laws-rules/activity/wac173303.html).
- To get updates on Ecology's rule-making activities, sign-up for the WAC Track e-mail list. Go to: [www.ecy.wa.gov/maillist.html](http://www.ecy.wa.gov/maillist.html).

## Appeal procedures

This adoption can be appealed under procedures described in the Administrative Procedure Act (RCW 34.05.330). For additional information about appealing this adoption please contact Jerry Thielen, Ecology's Regulatory Affairs Manager at (360) 407-7551 or by e-mail at [jthi461@ecy.wa.gov](mailto:jthi461@ecy.wa.gov).