

**BEFORE THE
OHIO ENVIRONMENTAL PROTECTION AGENCY**

**Public Notice of
Proposed Rulemaking Governing
Hazardous Waste Management Rules**

Notice is hereby given that the Director of Environmental Protection, under the authority of Sections 3734.02, 3734.05, 3734.12, 3734.18 (and amplification 3734.02, 3734.05, 3734.12, 3734.13, 3734.18, 3745.01) of the Ohio Revised Code and in accordance with Chapter 119, proposes to originally file (propose) the following rules of the Ohio Administrative Code:

Rule Number	Title * denotes amended title
3745-50-01	General information
3745-50-02	Business confidentiality - hazardous waste management
3745-50-03	Used of number and gender
3745-50-04	Manifest copy submittal requirements for certain interstate waste shipments
3745-50-05	Applicability – electronic manifest system and user fee requirements to facilities that receive state-only regulated waste shipments
3745-50-10	Definitions and computation of time
3745-50-11	Incorporated by reference
3745-50-19	Petitions to exclude a waste generated at a particular facility *
3745-50-20	Petitions to amend Chapter 3745-273 of the Administrative Code to include additional hazardous wastes
3745-50-31	Exemptions
3745-50-32	Definitions - fee rules *
3745-50-33	Fees for the off-site disposal of hazardous waste
3745-50-34	Fees for the off-site disposal of hazardous waste
3745-50-35	Fees for the treatment of hazardous waste
3745-50-36	Annual hazardous waste permit fees
3745-50-37	Permit application fee
3745-50-38	Contents of the "Siting Criteria Document"
3745-50-40	Submittal of hazardous waste permit applications
3745-50-41	Application for a permit
3745-50-43	Contents of "Part A" of the permit application
3745-50-45	Special inclusions and exclusions for hazardous waste permits

Rule Number	Title * denotes amended title
3745-50-46	Permits by rule
3745-50-51	Permit modifications
3745-50-52	Transfer of permits
3745-50-53	Permit termination *
3745-50-57	Emergency permits
3745-50-58	Conditions applicable to all permits
3745-50-62	Hazardous waste incinerator permits *
3745-50-95	Applying for a remedial action plan
3745-50-502	General program requirements - definitions
3745-50-505	Modification, revocation, or termination of permits
3745-50-711	Maintaining a standardized permit
3745-51-02	Definition of waste
3745-51-04	Exclusions
3745-51-06	Requirements for recyclable materials
3745-51-09	Requirements for universal waste
3745-51-31	Hazardous waste from non-specific sources
3745-51-39	Conditional exclusion for used, broken CRTs and processed CRT glass undergoing recycling
3745-51-41	Notification and recordkeeping for used, intact CRTs exported for reuse
3745-51-100	Financial assurance for seventy-two hour recyclers
3745-51-400	Applicability - emergency preparedness and response for management of excluded hazardous secondary materials
3745-51-420	Contingency planning and emergency procedures for facilities that generate or accumulate more than six thousand kilograms of secondary material or receiving ignitable spent refrigerants *
3745-52-10	Applicability - generator standards
3745-52-14	Conditions for exemption for very small quantity generators
3745-52-16	Conditions for exemption for small quantity generators that accumulate hazardous waste
3745-52-17	Conditions for exemption for large quantity generators that accumulate hazardous waste
3745-52-20	Manifest - general requirements
3745-52-21	Manifest tracking numbers, manifest printing, and obtaining manifests
3745-52-24	Use of the electronic manifest

Rule Number	Title * denotes amended title
3745-52-25	Electronic manifest signature
3745-52-41	Biennial report for large quantity generators
3745-52-42	Exception report for small quantity generators and large quantity generators
3745-52-80	Applicability - transboundary movement of hazardous waste for recovery or disposal
3745-52-81	Definitions - transboundary movement of hazardous waste for recovery or disposal
3745-52-82	General conditions - transboundary movement of hazardous waste for recovery or disposal
3745-52-83	Exports of hazardous waste - transboundary movement of hazardous waste for recovery or disposal
3745-52-84	Imports of hazardous waste - transboundary movement of hazardous waste for recovery or disposal
3745-53-10	Applicability - transporter standards *
3745-53-20	The manifest system and acceptance and handling of hazardous waste
3745-53-21	Compliance with the manifest
3745-54-01	Purpose, scope, and applicability of Chapters 3745-54 to 3745-57 and 3745-205 of the Administrative Code
3745-54-12	Required notices
3745-54-16	Personnel training
3745-54-54	Location standards
3745-54-71	Use of manifest system
3745-54-72	Manifest discrepancies
3745-54-73	Operating record
3745-54-76	Unmanifested waste report
3745-54-94	Concentration limits - groundwater protection *
3745-54-101	Corrective action for waste management units
3745-55-18	Post-closure plan and amendment of post-closure plan
3745-55-42	Cost estimate for closure
3745-55-44	Cost estimate for post-closure care
3745-55-45	Financial assurance for post-closure care
3745-55-96	Response to leaks or spills and disposition of leaking or unfit-for-use tank systems
3745-65-01	Purpose, scope, and applicability of Chapters 3745-65 to 3745-69 and 3745-256 of the Administrative Code
3745-65-12	Required notices

Rule Number	Title * denotes amended title
3745-65-16	Personnel training
3745-65-71	Use of manifest system
3745-65-72	Manifest discrepancies
3745-65-73	Operating record
3745-65-76	Unmanifested waste report
3745-65-92	Sampling and analysis - groundwater monitoring *
3745-66-42	Cost estimate for closure
3745-66-43	Financial assurance for facility closure
3745-66-44	Cost estimate for post-closure care
3745-66-45	Financial assurance for post-closure care
3745-66-93	Containment and detection of releases - tanks
3745-66-96	Response to leaks or spills and disposition of leaking or unfit-for-use tank systems
3745-205-86	Containers - air emission standards for tanks, surface impoundments, and containers
3745-205-100	Applicability - containment buildings *
3745-256-87	Containers - tanks, surface impoundments, and containers
3745-256-100	Applicability - containment buildings *
3745-266-70	Applicability and requirements- recyclable materials utilized for precious metal recovery
3745-266-80	Applicability and requirements - spent lead-acid batteries being reclaimed
3745-266-203	Standards for the transportation of waste military munitions
3745-266-508	Shipping non-creditable hazardous waste pharmaceuticals from a healthcare facility or evaluated hazardous waste pharmaceuticals from a reverse distributor *
3745-266-509	Shipping potentially creditable hazardous waste pharmaceuticals from a healthcare facility or a reverse distributor to a reverse distributor
3745-266-600	Purpose and applicability - ignitable spent refrigerants recycled for reuse
3745-266-601	Definitions - ignitable spent refrigerants recycled for reuse
3745-266-602	Standards - ignitable spent refrigerant recycled for reuse
3745-267-71	Use of the manifest system - manifest system, recordkeeping, reporting, and notifying - standardized permitting
3745-270-01	Purpose, scope, and applicability - land disposal restrictions
3745-273-01	Scope of management standards for universal waste
3745-273-09	Definitions - management standards for universal waste *
3745-273-13	Waste management - standards for small quantity handlers of universal waste

Rule Number	Title * denotes amended title
3745-273-14	Labeling or marking - standards for small quantity handlers of universal waste
3745-273-20	Exports - standards for small quantity handlers of universal waste
3745-273-32	Notification - standards for large quantity handlers of universal waste
3745-273-33	Waste management - standards for large quantity handlers of universal waste
3745-273-34	Labeling or marking - standards for large quantity handlers of universal waste *
3745-273-40	Exports - standards for large quantity handlers of universal waste
3745-273-56	Exports - standards for universal waste transporters
3745-273-60	Applicability - standards for destination facilities
3745-273-70	Imports of universal waste
3745-273-89	Applicability - management standards for Ohio-specific universal waste *
3745-279-01	Definitions - used oil management standards *

This rulemaking addresses hazardous waste management regulations. The purpose of this rulemaking is to rescind and replace, add, amend, and review rules in the hazardous waste management program in these Ohio Administrative Code (OAC) Chapters: 3745-50 (general requirements and permitting); 3745-51 (identification and listing of hazardous waste); 3745-52 (generator standards); 3745-53 (transporter standards); 3745-54, 3745-55, and 3745-205 (general facility standards); 3745-65, 3745-66, and 3745-256 (interim facility standards); 3745-266 (management of specific types of hazardous waste); 3745-267 (standardized permitting); 3745-270 (land disposal restrictions); 3745-273 (universal waste standards), and 3745-279 (land disposal restrictions).

The environmental objective of these rules is to include both Federally-driven new and amended rules, and state-initiated changes to correct cross-references, typographical errors, and make other non-substantive changes.

The public comment period will run until close of business on December 1, 2025. A public hearing on this proposed rulemaking will be held to consider public comments in accordance with Section 119.03 of the Ohio Revised Code. Ohio EPA will hold an in-person and virtual public hearing on the rules on December 1, 2025, at 3:00 pm. The in-person hearing will be at the same time and date, and will be located at Ohio EPA, Suite 700, 50 W. Town Street, Columbus, Ohio 43215. During the hearing, the public may submit written comments on the record about the proposed rules if participating virtually, and verbally if participating in person.

Citizens who want to participate virtually must register in advance for the meeting at:

<https://attendee.gotowebinar.com/register/3387782692985495389>

Registration for the in-person hearing is not required. Citizens intending to give testimony at the hearing should notify the Ohio EPA Public Interest Center, P.O. Box 1049, Columbus, Ohio 43216-1049, 614/644-2160 or by emailing mary.mccarron@epa.ohio.gov. Prior registration will ensure that registrants are heard ahead of those individuals who register at the hearing. Oral testimony may be limited to five minutes, depending on the number of persons testifying. All interested persons are entitled to attend or be represented and to present oral and/or written comments concerning the proposed rule making.

Written testimony should be sent to the attention of Kit Arthur and Zak Kabelen at the Division of Environmental Response and Revitalization, P.O. Box 1049, Columbus Ohio 43216-1049, or can be submitted here: derr_rulecomments@epa.ohio.gov.

Written comments also may be submitted to the Hearing Officer at the public hearing. Written testimony will receive the same consideration as oral testimony. All testimony received at the hearing or by close of business on December 1, 2025, will be considered by Ohio EPA prior to final action on this proposed rulemaking. Written comments submitted after this date may be considered as time and circumstances permit.

Questions regarding this rule package should be submitted through SmartComment at: <https://ohioepa.commentinput.com?id=39TCUGPDA> or directed to Kit Arthur at 614/644-2932 or Zak Kabelen at 614/441-0262.

To receive a copy of the proposed rules, please contact the Division of Environmental Response and Revitalization receptionist at 614/644-2924. The proposed rules are also accessible on the Division of Environmental Response and Revitalization's proposed rules web page at <https://epa.ohio.gov/divisions-and-offices/environmental-response-revitalization/regulations/proposed-rules>.

To request a reasonable accommodation due to a disability, visit <https://epa.ohio.gov/ada>