

DEPARTMENT OF NATURAL RESOURCES  
ENVIRONMENTAL PROTECTION DIVISION

NOTICE OF PUBLIC HEARING AND PROPOSED AMENDMENTS TO GEORGIA'S  
RULES FOR HAZARDOUS WASTE MANAGEMENT  
CHAPTER 391-3-11

**TO ALL INTERESTED PERSONS AND PARTIES:**

Notice is hereby given that, pursuant to the authority set forth below, the Environmental Protection Division (hereinafter, "EPD") of the Georgia Department of Natural Resources proposes amendments to the Georgia Rules for "**Hazardous Waste Management**", Chapter 391-3-11 (hereinafter, "the proposed Rule amendments").

The proposed Rule amendments are described below:

**Rule 391-3-11-.01 "General Provisions,"** is being amended to clarify those federal regulations that have been adopted by reference in effect through June 30, 2014.

**Rule 391-3-11-.02 "Definitions,"** is being amended to incorporate by reference definitions of the terms, *No free liquids, Solvent-contaminated wipe, Wipe, CRT exporter, Electronic manifest, Electronic Manifest System, and User of the Electronic Manifest System* to the regulations, and to revise the definition of *Manifest* to include electronic manifests.

**Rules 391-3-11-.05 "Financial Responsibility,"** are being amended to allow for a qualified Professional Engineer to certify the closure and/or post-closure of hazardous waste management and disposal units.

**Rule 391-3-11-.07 "Identification and Listing of Hazardous Waste,"** is being amended to reduce the reporting and paperwork burden for facilities which claim an exclusion for wood preserving wastewaters and spent wood preserving solutions as solid waste, and for samples undergoing treatability studies, conditionally exclude from the definition of solid waste solvent-contaminated wipes that are cleaned and reused, conditionally exclude from the definition of hazardous waste solvent-contaminated wipes that are disposed, and to revise the reporting and notification requirements for CRT exporters.

**Rule 391-3-11-.08 "Standards Applicable to Generators of Hazardous Waste,"** is being amended to allow generators to use EPA's Electronic Manifest System as an alternative to using paper manifest forms.

**Rule 391-3-11-.09 "Standards Applicable to Transporters of Hazardous Waste,"** is being amended to allow transporters to use EPA's Electronic Manifest System as an alternative to using paper manifest forms.

**Rules 391-3-11-.10 "Standards for Owners and Operators of Hazardous Waste Treatment, Storage and Disposal Facilities,"** are being amended to

eliminate or reduce reporting and recordkeeping requirements for hazardous waste generators and permitted hazardous waste facilities, to allow hazardous waste facilities to use in-house registered professional engineers for certifications required by the rules rather than independent professional engineers, to allow permitted hazardous waste facilities to use EPA's Electronic Manifest System as an alternative to using paper manifest forms and to ensure consistency with the Federal regulations.

**Rule 391-3-11-11 "Hazardous Waste Facility Permits."** is being amended to remove text pertaining to RCRA standardized permits that was not adopted by reference, but whose exception is already covered in a blanket statement in Section 391-3-11-.01(2), to allow for technical data to be certified by a qualified Professional Engineer, instead of an independent registered Professional Engineer, and to ensure consistency with Federal regulations.

**Rule 391-3-11-15 "Availability of Information"**, is being amended to remove an incorrect address reference as the EPD offices have moved. An address is not needed in the rules.

**Rule 391-3-11-16 "Land Disposal Restrictions,"** is being amended to clarify regulatory language on generator waste determinations in the land disposal restriction requirements, and to reduce land disposal restriction requirements for notifications of recyclable materials used in a manner constituting disposal.

This notice, together with an exact copy of the proposed Rule amendments, a synopsis, and a statement of rationale of the rule revisions, is being provided to all persons who have requested in writing that they be placed on a notification list. These documents may be viewed at <http://environet.dnr.state.ga.us/11> or during normal business hours of 8:00 a.m. to 4:30 p.m. at the Georgia Environmental Protection Division, Land Protection Branch, Hazardous Waste Management Program, 2 Martin Luther King, Jr. Drive SE, Suite 1052, Atlanta, Georgia, 30334. Copies may also be requested by contacting the Land Protection Branch, Hazardous Waste Management Program at (404) 656-2833 or the Environmental Protection Division Director's Office at 1-888-373-5947.

To provide the public an opportunity to comment upon and provide input into the proposed Rule, a public hearing will be held on January 5, 2015 at the following location:

**January 5, 2015 (1:30 pm – 3:30 pm)**; Department of Natural Resources; Tradeport Training Room; 4244 International Parkway, Suite 116, Atlanta, Georgia 30354.

At the public hearing, anyone may present data, make a statement, comment or offer a viewpoint or argument either orally or in writing. Lengthy statements or statements of a considerable technical or economic nature, as well as previously recorded messages, must be submitted in writing for the official record. Oral statements should be concise.

Written comments are welcomed. In order to be included in EPD's summary to the Board of Natural Resources, written comments should be received by close of business (4:30 p.m.) on January 6, 2015. Written comments may be emailed to [EPDComments@dnr.state.ga.us](mailto:EPDComments@dnr.state.ga.us) or sent via regular mail addressed to Branch Chief,

Land Protection Branch, 2 Martin Luther King, Jr. Drive SE, Suite 1052, Atlanta, Georgia 30334.

If you choose to email your comments, please be sure to include the words "Hazardous Waste Rule amendments" somewhere in the subject line to help ensure that your comments will be forwarded to the correct staff.

The Rule amendments will be considered for adoption by the Board of Natural Resources at its meeting at 9:00 a.m. on February 6, 2015 at the A.W. Jones Heritage Center, 610 Beachview Drive; St. Simons Island, GA. The meeting is open to the public.

The proposed Rule amendment is proposed for adoption pursuant to authority contained in the Georgia Comprehensive Hazardous Waste Management Act (O.C.G.A. § 12-8-60, et seq).

For further information, please contact Land Protection Branch, Hazardous Waste Management Program at (404) 656-2833.