

§ 271.27

(f) Standards for used oil fuel marketers which are equivalent to those under subpart H of part 279 of this chapter; and

(g) Standards for use as a dust suppressant and disposal of used oil which are equivalent to those under subpart I of part 279 of this chapter. A State may petition (e.g., as part of its authorization petition submitted to EPA under § 271.5) EPA to allow the use of used oil (that is not mixed with hazardous waste and does not exhibit a characteristic other than ignitability) as a dust suppressant. The State must show that it has a program in place to prevent the use of used oil/hazardous waste mixtures or used oil exhibiting a characteristic other than ignitability as a dust suppressant. In addition, such programs must minimize the impacts of use as a dust suppressant on the environment.

(h)(1) Unless otherwise provided in part 271, state programs shall have standards for the marketing and burning of used oil for energy recovery that are at least as stringent as the requirements and prohibitions that EPA adopted on November 29, in 40 CFR part 266, subpart E of this chapter. The part 279 of this chapter requirements specified in Table 1 (except those provisions identified in footnotes 1 and 2 of Table 1) are Federally enforceable in those states that have not adopted state requirements equivalent to 40 CFR part 279, subparts G and H of this chapter requirements and have not been authorized to enforce the state requirements.

TABLE 1—REGULATIONS ADOPTED NOVEMBER 29, 1985 REGARDING THE BURNING OF USED OIL FOR ENERGY RECOVERY

[These part 279 provisions will continue to be enforced by EPA]

Former provisions of 40 CFR part 266, subpart E (1992)	Recodified provisions within 40 CFR part 279
Sec. 266.40(a)	Sec. 279.60(a)
Sec. 266.40(b)	Sec. 279.1 ¹
Sec. 266.40(c) [rebuttable presumption].	Sec. 279.63(a), (b) and (c) ²
Sec. 266.40(d)(1) and (2)	Sec. 279.10(b)(2) and (3)
Sec. 266.40(e)	Sec. 279.11
	Sec. 279.60(c)
Sec. 266.41(a)(1) and (2)	Sec. 279.71
266.41(b)(1) and (2)	Sec. 279.61(a)
	279.23(a)
Sec. 266.42(a)	Sec. 279.60(a)
Sec. 266.42(b)	Sec. 279.70(a)
Sec. 266.42(c)	Sec. 279.60(a)

40 CFR Ch. I (7–1–02 Edition)

TABLE 1—REGULATIONS ADOPTED NOVEMBER 29, 1985 REGARDING THE BURNING OF USED OIL FOR ENERGY RECOVERY—Continued

[These part 279 provisions will continue to be enforced by EPA]

Former provisions of 40 CFR part 266, subpart E (1992)	Recodified provisions within 40 CFR part 279
Sec. 266.43(a)(1)	Sec. 279.70(a) and (b)(1)
Sec. 266.43(a)(2)	Sec. 279.70(b)(2)
Sec. 266.43(b)(1)	Sec. 279.72(a)
Sec. 266.43(b)(2)	Sec. 279.71
Sec. 266.43(b)(3)	Sec. 279.73(a)
Sec. 266.43(b)(4)(i–v)	Sec. 279.74(a)
Sec. 266.43(b)(4)(vi)	not included
Sec. 266.43(b)(5)(i) and (ii) ...	Sec. 279.75(a)
Sec. 266.43(b)(6)(i)	Sec. 279.74(b) and (c)
	279.72(b)
Sec. 266.43(b)(6)(ii)	Sec. 279.74(a)
	Sec. 279.75(b)
Sec. 266.44(a)	Sec. 279.61(a)
	Sec. 279.23(a)
Sec. 266.44(b)	Sec. 279.62(a)
Sec. 266.44(c)	Sec. 279.66(a)
Sec. 266.44(d)	Sec. 279.72(a)
Sec. 266.44(e)	Sec. 279.65(a) and (b)
	Sec. 279.66(b)
	Sec. 279.72(b)

¹ Contains additional new definitions that were not included in the 1985 rule.

² Paragraphs (c)(1) and (2) of § 279.63 contain new exemptions from the rebuttable presumption that were not part of the 1985 rule.

(2) In states that have not been authorized for the RCRA base program, all requirements of Part 279 will be Federally enforceable effective March 8, 1993.

[57 FR 41612, Sept. 10, 1992, as amended at 58 FR 26424, May 3, 1993]

§ 271.27 Interim authorization-by-rule for the revised Corrective Action Management Unit rule.

(a) States shall be deemed to have interim authorization pursuant to section 3006(g) of RCRA for the revised Corrective Action Management Unit rule if:

(1) The State has been granted final authorization pursuant to section 3006(b) of RCRA for the regulation entitled “Corrective Action Management Units and Temporary Units,” February 16, 1993 and cited in Table 1 in § 271.1; and

(2) The State notifies the Regional Administrator by March 25, 2002 that the State intends to and is able to use the revised Corrective Action Management Unit Standards rule as guidance.

(b) Interim authorization pursuant to this section expires on August 30, 2004

Environmental Protection Agency

Pt. 272

if the State has not submitted an application for final authorization.

[67 FR 3029, Jan. 22, 2002]

Subpart B [Reserved]

PART 272—APPROVED STATE HAZARDOUS WASTE MANAGEMENT PROGRAMS

Subpart A—General Provisions

Sec.

272.1 Purpose and scope.

272.2 Incorporation by reference.

272.3–272.49 [Reserved]

Subpart B—Alabama

272.50–272.99 [Reserved]

Subpart C—Alaska

272.100–272.149 [Reserved]

Subpart D—Arizona

272.150 [Reserved]

272.151 Arizona State-administered program: Final authorization.

272.152–272.199 [Reserved]

Subpart E—Arkansas

272.200 [Reserved]

272.201 Arkansas State-administered program: Final authorization.

272.202–272.249 [Reserved]

Subpart F—California

272.250–272.299 [Reserved]

Subpart G—Colorado

272.300–272.349 [Reserved]

Subpart H—Connecticut

272.350–272.399 [Reserved]

Subpart I—Delaware

272.400 State authorization.

272.401 State-administered program: Final authorization.

272.402–272.449 [Reserved]

Subpart J—District of Columbia

272.450–272.499 [Reserved]

Subpart K—Florida

272.500 [Reserved]

272.501 Florida State-administered program: Final authorization.

272.502–272.549 [Reserved]

Subpart L—Georgia

272.550–272.599 [Reserved]

Subpart M—Hawaii

272.600–272.649 [Reserved]

Subpart N—Idaho

272.650 State authorization.

272.651 Idaho State-administered program: Final authorization.

272.652–272.699 [Reserved]

Subpart O—Illinois

272.700 State authorization.

272.701 State-administered program: Final authorization.

272.702–272.750 [Reserved]

Subpart P—Indiana

272.751 Indiana State-administered program: Final authorization.

272.752–272.799 [Reserved]

Subpart Q—Iowa

272.800–272.849 [Reserved]

Subpart R—Kansas

272.850–272.899 [Reserved]

Subpart S—Kentucky

272.900–272.949 [Reserved]

Subpart T—Louisiana

272.950 [Reserved]

272.951 Louisiana State-administered program: Final authorization.

272.952–272.999 [Reserved]

Subpart U—Maine

272.1000–272.1049 [Reserved]

Subpart V—Maryland

272.1050–272.1099 [Reserved]

Subpart W—Massachusetts

272.1100–272.1149 [Reserved]

Subpart X—Michigan

272.1150 State authorization.

272.1151 State-administered program: Final authorization.

272.1152–272.1199 [Reserved]