

	<u>SUBJECT</u>		<u>DATE</u>
1254.	Used Oil Filter Regulation – The Feds vs. Washington State	ENCORE	NOV 16, 2017
1255.	PCB Radioactive Wastes and Exception Reporting	ENCORE	NOV 21, 2017

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TWO MINUTE TRAINING

TO: CH2M HILL PLATEAU REMEDIATION COMPANY

FROM: PAUL W. MARTIN, RCRA Subject Matter Expert
CHPRC Environmental Protection, Hanford, WA

SUBJECT: PCB RADIOACTIVE WASTES AND EXCEPTION REPORTING

DATE: NOVEMBER 21, 2017

<u>CHPRC Projects</u>	<u>CH PRC - Env. Protection</u>	<u>MSA</u>	<u>Hanford Laboratories</u>	<u>Other Hanford Contractors</u>	<u>Other Hanford Contractors</u>
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TWO MINUTE TRAINING

SUBJECT: PCB Radioactive Wastes and Exception Reporting

Q: A customer has a PCB radioactive waste that was generated in 2010. In 2017, the PCB RAD waste is finally shipped to a PCB disposer. A new employee at the disposal site notes that the date removed from service is from 2010 and considers filing an exception report per [40 CFR 761.219](#) since the PCB waste was not disposed within one year from the date removed from service. Should the PCB disposer file the exception report?

A: First - per [40 CFR 761.65\(a\)\(1\)](#):

"PCB/radioactive waste removed from service for disposal is exempt from the 1-year time limit provided that the provisions at paragraphs (a)(2)(ii) and (a)(2)(iii) of this section are followed and the waste is managed in accordance with all other applicable Federal, State, and local laws and regulations for the management of radioactive material."

Paragraphs (a)(2)(ii) and (iii) concern documenting all continuing attempts to secure disposal until the waste is disposed of and making the documentation available for EPA inspection.

Then - per 40 CFR 761.219, "One-year exception reporting", paragraph (d):

"PCB/radioactive waste that is exempt from the 1-year storage for disposal time limit pursuant to §761.65(a)(1) is also exempt from the exception reporting requirements of paragraphs (a), [PCB Disposer], (b) [PCB Generator/Commercial Storer], and (c) [Exception Report format] of this section."

Therefore, based upon the exemptions at 40 CFR 761.65(a)(1) concerning the one year storage for disposal time limit and at 40 CFR 761.219(d) concerning exception reports not applying to radioactive wastes, the disposer should not file an exception report on this customer's PCB RAD wastes.

Note that there is no relief from the date removed from service marking even for radioactive wastes that is exempt from the one year exception reporting, i.e., PCB RAD waste containers must still be marked with a date removed from service per 40 CFR 761.65(c)(8).

SUMMARY:

- In general, PCB wastes must be disposed within one year from the date removed from service and if not, an exception report filed with EPA.
- PCB radioactive wastes are exempt from the one year storage for disposal requirement.
- PCB radioactive wastes are also exempt from the exception reporting requirement.

Nothing is attached. If you have any questions, contact me at [Paul W Martin@rl.gov](mailto:Paul_W_Martin@rl.gov) or at (509) 376-6620.

FROM: Paul W. Martin

DATE: 11/21/17

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