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OCT 17 1985

Mr. Frank L. Deaver
Corp. Environmental Services Manager
Tektronix, Inc.
Tektronix Industrial Park
P.O. Box 500
Beaverton, Oregon 97077

Dear Mr. Deaver:

Thank you for your letter of September 16, 1985, concerning the Waste Minimization Statement on the Uniform Hazardous Waste Manifest (UHWM) form.

In your letter, you indicated that Tektronix employees are reluctant to sign the statement unless the signature block is modified to indicate that the Tektronix employee signing the statement is signing as an agent of Tektronix. You have included a suggested modification to the form and have requested EPA's concurrence on that modification.

EPA views the changes which you suggested as two separate modifications. The first modification which Tektronix has proposed is to preprint in the signature block area of Item 16 the words TEKTRONIX, INC. to indicate the generator and to add the word "BY" to indicate that the employee signing the form is signing as an agent of Tektronix, Inc. EPA concurs with this modification since it is consistent with the modifications EPA allows generators to make to the form (see page 10499 of the enclosed March 20, 1984, Federal Register).

The second modification which Tektronix, Inc. is proposing to make to the UHWM form is to add a block below Item 16 for an employee to print or type his or her name. This modification is not permissible since the inclusion of an additional space alters the form. The only changes to the form which may be made are identified in the March 20, 1984, Federal Register (page 10499). However, I would like to suggest the following modifications which makes use of the existing space on the forms. I believe this accomplishes the same goal as your proposed modification without altering the design of the form:

≥ Printed/Typed Name ≥ Signature: TEKTRONIX, INC. ≥ Mo Da Yr ≥
≥ TEKTRONIX, INC.-(Employee's Name) ≥ BY: (Employee's Signature) ≥ / / ≥

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Other alternatives which Tektronix may want to consider would be to add the phrase "on behalf of TEKTRONIX INC." to the signature block of Item 16 (see the attached July 11, 1985, letter to the Boeing Company) or to include additional information about the signature in Item 15, Special Handling Instructions and Additional Information.

I understand that Carolyn Barley of my staff spoke with Jim Green of Tektronix to discuss your proposed modification and to recommend the above alternate modification. Mr. Green indicated in that conversation that EPA's recommended modification may resolve Tektronix's concerns. However, Mr. Green has already ordered 5,000 copies of the form with the Tektronix modification included on it and the order cannot be rescinded. Mr. Green requested EPA's concurrence on using these copies if the additional space was voided. He emphasized that future printings would not include this additional space. Because Oregon is an authorized State, its rules apply in lieu of EPA's. Therefore, you must discuss the use of existing forms with the Oregon Department of Environmental Quality (DEQ). I suggest that you contact Mr. Mike Downs, Administrator of DEQ's Hazardous and Solid Waste Division (503-229-5356).

I trust that this letter adequately addresses your concerns on this subject. If you have other questions concerning the UHWM, I suggest that you call Carolyn Barley (202-382-2217).

Sincerely yours,

Original Document signed

Marcia Williams
Director
Office of Solid Waste

Enclosures

cc: Mike Downs, Oregon DEQ
Charles Findley, EPA Region X

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