

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

OFFICE OF
SOLID WASTE AND EMERGENCY RESPONSE

OCTOBER 27, 1988

MEMORANDUM

SUBJECT: Hazardous Waste Training under 40 CFR 262.34

FROM: Sylvia Lowrance, Direct
Office of Solid Waste

TO: Robert L. Duprey, Director
Hazardous Waste Management Division
Region VIII

This is in response to your memorandum of October 5, 1988, regarding the absence of a training requirement (or personnel that work near satellite accumulation units. EPA did address this issue when the satellite accumulation rule was promulgated in 1984 (49 FR 49570; December 20, 1984). EPA stated at that time, in response to several commenters, that "EPA believes that since only one waste will normally be accumulated at each satellite area, and since only limited quantities are allowed to accumulate, contingency and training plans are not necessary."

As I understand your memorandum, the change that you recommend, that of deleting "and without complying with Paragraph (a) of this section," from 40 CFR Section 262.34 (c)(1) would, in effect, cancel the less stringent requirements for satellite accumulators, making these areas subject to the same requirements that apply to the main accumulation storage areas.

Your comments on this topic are timely. We are currently initiating an effort to examine the adequacy of the 90-day generator rule, specifically, 40 CFR Section 262.34. You will soon be receiving a memorandum seeking input on all aspects of the 90-day generator rule. Where a need for changes to the rule are justified, we intend to initiate a rule-making effort. Emily Roth of my staff has been in communication with Mel Poundstone of your staff on this matter. However, if you have any further questions please contact Matt Straus, Deputy Director, Characterization and Assessment Division, at FTS 382-4637, or have your staff call Emily Roth at FTS 382-4777.

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