



April 25, 2019

ILLINOIS POLLUTION CONTROL BOARD

Re: Amendments to Manifesting Requirements: Special Waste Hauling 35 ILL ADM. Code 809, Rulemaking R19-18

Stericycle is a publically traded corporation (NASDAQ: SRCL) based in Lake Forest, Illinois. In 2018, we had estimated revenues of approximately \$3.5B. We operate over 250 medical and hazardous waste facilities providing services for customers throughout the U.S. primarily in the healthcare field. Our services include compliant collection, transportation and treatment of medical waste, pharmaceutical waste and hazardous waste, as well as secure document destruction. In the State of Illinois, Stericycle operates a PIMW incinerator in Clinton, PIMW transfer station in Itasca, secure document destruction facilities in Orland Park and Schiller Park, mobile document destruction facility in Springfield, healthcare services distribution center in Aurora, as well as call and customer service centers in Northbrook and Chicago. In all there are over 1000 employees in the state throughout our different divisions servicing Illinois businesses. Our corporate vision is "Protecting What Matters".

Stericycle, Inc. (Stericycle) appreciates and supports the undertaking by the Illinois Environmental Protection Agency (the Agency) for identifying the issue of using a Uniform Hazardous Waste Manifest for shipment of special wastes in Illinois. As a hauler of both hazardous and non-hazardous special wastes, the adoption of The United States Environmental Protection Agency's (USEPA) electronic manifest (e-Manifest) Act has impacted us financially and increased administrative burden to our transportation and disposal facilities that receive these wastes nationwide. We understand this is beyond the control of the Agency regarding hazardous special waste, however, we appreciate the effort with this proposed rulemaking to remove these burdens for non-hazardous special wastes.

We'd like to first support the Agency in reiterating for the Illinois Pollution Control Board (the Board) that the even though EPA only requires use of a Uniform Hazardous Waste Manifest for shipments of hazardous wastes, when/if a Uniform Hazardous Waste Manifest is used for shipments of other waste types, such as non-hazardous special wastes, these are indeed subject to the e-Manifest Act. The USEPA clarifies this point in the following excerpt from their e-Manifest frequent questions website:

"... Under § 2(h) of the Act, if either the generation state or receiving state requires a manifest during the movement of the waste shipment, then the receiving facility must complete the facility portion of the manifest, sign and date the facility certification to indicate the receipt of the covered wastes (or any discrepancies), and then submit that completed manifest to EPA. The submission of this manifest will also require the receiving facility to pay the associated fee for that manifest. If the generation state requires a manifest, the receiving facility must submit this manifest to e-Manifest, even in instances where the waste is not regulated in the destination state and does not legally require a manifest under the laws of that state. This will enable the origination state to confirm the proper receipt of its regulated wastes, even when those wastes are shipped out-of-state for management."

Source: <https://www.epa.gov/e-manifest/frequent-questions-about-e-manifest>

Stericycle agrees with the Agency's statement in their filing for this rulemaking that identifies the fees that are to be paid to USEPA for each manifest, ranging from \$5 to \$15. This fee is to be paid by the disposal facility but ultimately impacts haulers and generators as well. We'd like to add that the financial burden may even be greater as time goes on for two reasons, 1) The e-Manifest fee schedule referenced



above (\$5-\$15) is only in effect until 9/30/19. We are concerned that these fees could increase even more after 9/30/19. 2) Most disposal facilities pass this fee onto their customers, haulers and/or generators of these wastes, in order to recoup administrative costs. In some instances, these disposal facilities add on additional fees. Haulers and generators of non-hazardous special waste are likely seeing an increase in hauling and disposal fees. Thus, the financial burden caused by having to use the e-Manifest system is likely widespread as non-hazardous special waste encompasses many waste types which may then be shipped by a significant number of generators in Illinois.

Stericycle disagrees with the Agency's statement in the filing that "... many states—including Illinois—opted to adopt the Uniform Manifest for the transportation of other state-regulated non-hazardous wastes". We understand the appeal for using a Uniform Hazardous Waste Manifest to be able to track and manage non-hazardous special waste, however, there are other mechanisms to accomplish this. For example, universal waste requirements, including your own in 35 IAC 733, do not require use of a Uniform Hazardous Waste Manifest and these wastes are safely and effectively transported and managed today. As a company that operates nationwide, we'd like to point out that we know of no other states that require the use of a Uniform Hazardous Waste Manifest for shipment of non-hazardous wastes. There are some states that require the use of a Uniform Hazardous Waste Manifest for hauling waste generated by Very Small Quantity Generators (VSQGs) and/or universal waste, both of which are situations exempted by USEPA from having to use a Uniform Hazardous Waste Manifest. However, we are unaware of any states, other than Illinois, requiring the use of a Uniform Hazardous Waste Manifest for non-hazardous waste shipments.

Finally, we support the proposal to require use of a functionally identical manifest. There are many forms available and in-use today that would meet this requirement without an increased burden or cost and would be equally effective in tracking the waste. We appreciate the opportunity to submit testimony on this important rule. If you have any further questions or comments please feel free to contact me at 612-590-5039 or via email at wscheel@stericycle.com; or contact my colleague Cara Simaga at 312-720-6213 or via email csimaga@stericycle.com

Sincerely,

A handwritten signature in black ink that reads "WScheel".

Wade Scheel, Director of Governmental Affairs

Stericycle, Inc.