

# First Notice

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703.APPENDIX A Classification of Permit Modifications

AUTHORITY: Implementing Sections 7.2, 22.4, and 22.23e and authorized by Section 27 of the  
Environmental Protection Act [415 ILCS 5/7.2, 22.4, 22.23e, and 27].

SOURCE: Adopted in R82-19 at 7 Ill. Reg. 14289, effective October 12, 1983; amended in  
R83-24 at 8 Ill. Reg. 206, effective December 27, 1983; amended in R84-9 at 9 Ill. Reg. 11899,  
effective July 24, 1985; amended in R85-22 at 10 Ill. Reg. 1110, effective January 2, 1986;  
amended in R85-23 at 10 Ill. Reg. 13284, effective July 28, 1986; amended in R86-1 at 10 Ill.  
Reg. 14093, effective August 12, 1986; amended in R86-19 at 10 Ill. Reg. 20702, effective  
December 2, 1986; amended in R86-28 at 11 Ill. Reg. 6121, effective March 24, 1987; amended  
in R86-46 at 11 Ill. Reg. 13543, effective August 4, 1987; amended in R87-5 at 11 Ill. Reg.  
19383, effective November 12, 1987; amended in R87-26 at 12 Ill. Reg. 2584, effective January  
15, 1988; amended in R87-39 at 12 Ill. Reg. 13069, effective July 29, 1988; amended in R88-16  
at 13 Ill. Reg. 447, effective December 27, 1988; amended in R89-1 at 13 Ill. Reg. 18477,  
effective November 13, 1989; amended in R89-9 at 14 Ill. Reg. 6278, effective April 16, 1990;  
amended in R90-2 at 14 Ill. Reg. 14492, effective August 22, 1990; amended in R90-11 at 15 Ill.  
Reg. 9616, effective June 17, 1991; amended in R91-1 at 15 Ill. Reg. 14554, effective September  
30, 1991; amended in R91-13 at 16 Ill. Reg. 9767, effective June 9, 1992; amended in R92-10 at  
17 Ill. Reg. 5774, effective March 26, 1993; amended in R93-4 at 17 Ill. Reg. 20794, effective  
November 22, 1993; amended in R93-16 at 18 Ill. Reg. 6898, effective April 26, 1994; amended  
in R94-7 at 18 Ill. Reg. 12392, effective July 29, 1994; amended in R94-5 at 18 Ill. Reg. 18316,  
effective December 20, 1994; amended in R95-6 at 19 Ill. Reg. 9920, effective June 27, 1995;  
amended in R95-20 at 20 Ill. Reg. 11225, effective August 1, 1996; amended in R96-10/R97-  
3/R97-5 at 22 Ill. Reg. 553, effective December 16, 1997; amended in R98-12 at 22 Ill. Reg.  
7632, effective April 15, 1998; amended in R97-21/R98-3/R98-5 at 22 Ill. Reg. 17930, effective

173 September 28, 1998; amended in R98-21/R99-2/R99-7 at 23 Ill. Reg. 2153, effective January 19,  
 174 1999; amended in R99-15 at 23 Ill. Reg. 9381, effective July 26, 1999; amended in R00-13 at 24  
 175 Ill. Reg. 9765, effective June 20, 2000; amended in R01-21/R01-23 at 25 Ill. Reg. 9313, effective  
 176 July 9, 2001; amended in R02-1/R02-12/R02-17 at 26 Ill. Reg. 6539, effective April 22, 2002;  
 177 amended in R03-7 at 27 Ill. Reg. 3496, effective February 14, 2003; amended in R03-18 at 27 Ill.  
 178 Reg. 12683, effective July 17, 2003; amended in R05-8 at 29 Ill. Reg. 5966, effective April 13,  
 179 2005; amended in R06-5/R06-6/R06-7 at 30 Ill. Reg. 2845, effective February 23, 2006;  
 180 amended in R06-16/R06-17/R06-18 at 31 Ill. Reg. 487, effective December 20, 2006; amended  
 181 in R07-5/R07-14 at 32 Ill. Reg. 11672, effective July 14, 2008; amended in R09-16/R10-4 at 34  
 182 Ill. Reg. 18505, effective November 12, 2010; amended in R13-15 at 37 Ill. Reg. 17659,  
 183 effective October 24, 2013; amended in R16-7 at 40 Ill. Reg. 11271, effective August 9, 2016;  
 184 amended in R17-14/R17-15/R18-12/R18-31 at 42 Ill. Reg. 20993, effective November 19, 2018;  
 185 amended in R19-11 at 43 Ill. Reg. 5777, effective May 2, 2019; amended in R20-8/R20-16 at 44  
 186 Ill. Reg. 15055, effective September 3, 2020; amended in R25-22 at 49 Ill. Reg. \_\_\_\_\_,  
 187 effective \_\_\_\_\_.

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 189 **SUBPART B: PROHIBITIONS**

190  
 191 **Section 703.123 Specific Exclusions and Exemptions from Permit Program**

192  
 193 The following persons are among those that are not required to obtain a RCRA permit:

- 194  
 195 a) A generator that accumulates hazardous waste on site in compliance with all of  
 196 the conditions for exemption provided in 35 Ill. Adm. Code 722.114 through  
 197 722.117;  
 198  
 199 b) A farmer that disposes of hazardous waste pesticides from the farmer's own use,  
 200 as provided in 35 Ill. Adm. Code 722.170;  
 201  
 202 c) A person that owns or operates a facility solely for the treatment, storage, or  
 203 disposal of hazardous waste excluded from regulations under this Part by 35 Ill.  
 204 Adm. Code 721.104 or 722.114 (VSQG exemption);  
 205  
 206 d) An owner or operator of a totally enclosed treatment facility, as defined in 35 Ill.  
 207 Adm. Code 720.110;  
 208  
 209 e) An owner or operator of an elementary neutralization unit or wastewater  
 210 treatment unit, as defined in 35 Ill. Adm. Code 720.110;  
 211  
 212 f) A transporter that stores manifested shipments of hazardous waste in containers  
 213 that meet the requirements of 35 Ill. Adm. Code 722.130 at a transfer facility for a  
 214 period of ten days or less;  
 215

- 216 g) A person that adds absorbent material to waste in a container (as defined in 35 Ill.  
217 Adm. Code 720.110) or a person that adds waste to absorbent material in a  
218 container, provided that these actions occur at the time waste is first placed in the  
219 container; and 35 Ill. Adm. Code 724.117(b), 724.271, and 724.272 are complied  
220 with; and  
221
- 222 h) A universal waste handler or universal waste transporter (as defined in 35 Ill.  
223 Adm. Code 720.110) that manages the wastes listed in subsections (h)(1) through  
224 (h)(6). Such a handler or transporter is subject to regulation under 35 Ill. Adm.  
225 Code 733.  
226
- 227 1) Batteries, as described in 35 Ill. Adm. Code 733.102;
  - 228
  - 229 2) Pesticides, as described in 35 Ill. Adm. Code 733.103;
  - 230
  - 231 3) Mercury-containing equipment, as described in 35 Ill. Adm. Code  
232 733.104;
  - 233
  - 234 4) Lamps, as described in 35 Ill. Adm. Code 733.105; ~~and~~
  - 235
  - 236 5) Aerosol cans, as described in 35 Ill. Adm. Code 733.106; ~~and 733.6~~.
  - 237
  - 238 6) Paint and paint-related wastes, as described in 35 Ill. Adm. Code 733.107.
  - 239
- 240 i) This subsection (i) corresponds with 40 CFR 270.1(c)(2)(ix), which applies only  
241 to a facility outside Illinois. This statement maintains structural consistency with  
242 the corresponding USEPA rule.  
243
- 244 j) Reverse Distributors Accumulating Potentially Creditable Hazardous Waste  
245 Pharmaceuticals and Evaluated Hazardous Waste Pharmaceuticals, as defined in  
246 Section 726.600. Reverse distributors are subject to regulation under Subpart P of  
247 35 Ill. Adm. Code 726 for the accumulation of potentially creditable hazardous  
248 waste pharmaceuticals and evaluated hazardous waste pharmaceuticals.  
249

250 BOARD NOTE: Derived from 40 CFR 270.1(c)(2).

251 (Source: Amended at 49 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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