

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Standards for the Management of Used Oil
- 2) Code Citation: 35 Ill. Adm. Code 739
- 3)

<u>Section Numbers</u> :	<u>Proposed Action</u> :
739.142	Amend
739.151	Amend
739.152	Amend
739.162	Amend
739.173	Amend
739.181	Amend
- 4) Statutory Authority: 415 ILCS 5/7.2, 22.4, and 27
- 5) A Complete Description of the Subjects and Issues Involved: The amendments to Part 739 are a single segment of the docket R13-15 rulemaking that also affects 35 Ill. Adm. Code 703, 704, 720, 722, 724, 725, 726, 727, and 728, each of which is covered by a separate notice in this issue of the *Illinois Register*. To save space, a more detailed description of the subjects and issues involved in the docket R13-15 rulemaking in this issue of the *Illinois Register* only in the answer to question 5 in the Notice of Adopted Amendments for 35 Ill. Adm. Code 739. A comprehensive description is contained in the Board's opinion and order of June 20, 2013, proposing amendments in docket R13-15, which opinion and order is available from the address below.

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Pollution Control Board

Specifically, the amendments to Part 739 make corrections that the Board has determined are needed, including one correction to facilitate updating incorporations by reference. The Board's opinion and order of June 20, 2013 in docket R13-15 discusses the more substantial corrections made in the text. Tables that appear in that opinion and order list all of the various corrections and amendments included in this proceeding. Persons interested in the details of those corrections and amendments should refer to the June 20, 2013 opinion and order in docket R13-15.

Section 22.4 of the Environmental Protection Act [415 ILCS 5/22.4] provides that Section 5-35 of the Administrative Procedure Act [5 ILCS 100/5-35] does not apply to this rulemaking. Because this rulemaking is not subject to Section 5-35 of the APA, it is not subject to First Notice or to Second Notice review by the Joint Committee on Administrative Rules (JCAR).

- 6) Published studies or reports, and sources of underlying data, used to compose this rulemaking: None

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- 7) Will this rulemaking replace any emergency rulemaking currently in effect? No
- 8) Does this rulemaking contain an automatic repeal date? No
- 9) Does this rulemaking contain incorporations by reference? No. The centralized location of all incorporations by reference for the purposes of all of the Illinois hazardous waste and underground injection control regulations, including Part 739, is 35 Ill. Adm. Code 720.111.
- 10) Statement of Statewide Policy Objectives: This rulemaking does not create or enlarge a State mandate, as defined in Section 3(b) of the State Mandates Act. [30 ILCS 805/3(b) (2010)].
- 11) Are there any other rulemakings pending on this Part? No
- 12) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference docket R13-15 and be addressed to:

John T. Therriault, Assistant Clerk
Illinois Pollution Control Board
State of Illinois Center, Suite 11-500
100 W. Randolph St.
Chicago, IL 60601

Please direct inquiries to the following person and reference docket R13-15:

Michael J. McCambridge
Staff Attorney
Illinois Pollution Control Board
100 W. Randolph 11-500
Chicago, IL 60601

Phone: 312/814-6924
E-mail: mccambm@ipcb.state.il.us

Request copies of the Board's opinion and order at 312/814-3620, or download a copy from the Board's website at <http://www.ipcb.state.il.us>.

POLLUTION CONTROL BOARD

NOTICE OF PROPOSED AMENDMENTS

- 13) Initial regulatory flexibility analysis:
- A) Types of small businesses, small municipalities, and not-for-profit corporations affected: This rulemaking may affect those small businesses, small municipalities, and not-for-profit corporations that generate, transport, treat, store, or dispose of hazardous waste. These proposed amendments do not create or enlarge a state mandate, as defined in Section 3(b) of the State Mandates Act. [30 ILCS 805/3(b) (2010)].
 - B) Reporting, bookkeeping or other procedures required for compliance: The existing rules and proposed amendments require extensive reporting, bookkeeping and other procedures, including the preparation of manifests and annual reports, waste analyses and maintenance of operating records. These proposed amendments do not create or enlarge a state mandate, as defined in Section 3(b) of the State Mandates Act. [30 ILCS 805/3(b) (2010)].
 - C) Types of Professional skills necessary for compliance: Compliance with the existing rules and proposed amendments may require the services of an attorney, certified public accountant, chemist, and registered professional engineer. These proposed amendments do not create or enlarge a state mandate, as defined in Section 3(b) of the State Mandates Act. [30 ILCS 805/3(b) (2010)]
- 14) Regulatory Agenda on which this rulemaking was summarized: December 2012

The full text of the Proposed Amendments begins on the next page:

EXEMPT

JCAR350739-1309442r01

1 TITLE 35: ENVIRONMENTAL PROTECTION
2 SUBTITLE G: WASTE DISPOSAL
3 CHAPTER I: POLLUTION CONTROL BOARD
4 SUBCHAPTER c: HAZARDOUS WASTE OPERATING REQUIREMENTS
5

6 PART 739
7 STANDARDS FOR THE MANAGEMENT OF USED OIL
8

9 SUBPART A: DEFINITIONS
10

11 Section
12 739.100 Definitions
13

14 SUBPART B: APPLICABILITY
15

16 Section
17 739.110 Applicability
18 739.111 Used Oil Specifications
19 739.112 Prohibitions
20 739.113 Electronic Reporting
21

22 SUBPART C: STANDARDS FOR USED OIL GENERATORS
23

24 Section
25 739.120 Applicability
26 739.121 Hazardous Waste Mixing
27 739.122 Used Oil Storage
28 739.123 On-Site Burning in Space Heaters
29 739.124 Off-Site Shipments
30

31 SUBPART D: STANDARDS FOR USED OIL COLLECTION CENTERS
32 AND AGGREGATION POINTS
33

34 Section
35 739.130 Do-It-Yourselfer Used Oil Collection Centers
36 739.131 Used Oil Collection Centers
37 739.132 Used Oil Aggregate Points Owned by the Generator
38

39 SUBPART E: STANDARDS FOR USED OIL TRANSPORTER
40 AND TRANSFER FACILITIES
41

42 Section
43 739.140 Applicability

- 44 739.141 Restrictions on Transporters that Are Not Also Processors
- 45 739.142 Notification
- 46 739.143 Used Oil Transportation
- 47 739.144 Rebuttable Presumption for Used Oil
- 48 739.145 Used Oil Storage at Transfer Facilities
- 49 739.146 Tracking
- 50 739.147 Management of Residues

51
52 SUBPART F: STANDARDS FOR USED OIL PROCESSORS

- 53
- 54 Section
 - 55 739.150 Applicability
 - 56 739.151 Notification
 - 57 739.152 General Facility Standards
 - 58 739.153 Rebuttable Presumption for Used Oil
 - 59 739.154 Used Oil Management
 - 60 739.155 Analysis Plan
 - 61 739.156 Tracking
 - 62 739.157 Operating Record and Reporting
 - 63 739.158 Off-Site Shipments of Used Oil
 - 64 739.159 Management of Residues

65
66 SUBPART G: STANDARDS FOR USED OIL BURNERS THAT BURN
67 OFF-SPECIFICATION USED OIL FOR ENERGY RECOVERY

- 68
- 69 Section
 - 70 739.160 Applicability
 - 71 739.161 Restriction on Burning
 - 72 739.162 Notification
 - 73 739.163 Rebuttable Presumption for Used Oil
 - 74 739.164 Used Oil Storage
 - 75 739.165 Tracking
 - 76 739.166 Notices
 - 77 739.167 Management of Residues

78
79 SUBPART H: STANDARDS FOR USED OIL FUEL MARKETERS

- 80
- 81 Section
 - 82 739.170 Applicability
 - 83 739.171 Prohibitions
 - 84 739.172 On-Specification Used Oil Fuel
 - 85 739.173 Notification
 - 86 739.174 Tracking

87 739.175 Notices

88

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SUBPART I: DISPOSAL OF USED OIL

90

91 Section

92 739.180 Applicability

93 739.181 Disposal

94 739.182 Use As a Dust Suppressant

95

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

98

99 SOURCE: Adopted in R93-4 at 17 Ill. Reg. 20954, effective November 22, 1993; amended in
100 R93-16 at 18 Ill. Reg. 6931, effective April 26, 1994; amended in R94-17 at 18 Ill. Reg. 17616,
101 effective November 23, 1994; amended in R95-6 at 19 Ill. Reg. 10036, effective June 27, 1995;
102 amended in R96-10/R97-3/R97-5 at 22 Ill. Reg. 767, effective December 16, 1997; amended in
103 R98-21/R99-2/R99-7 at 23 Ill. Reg. 2274, effective January 19, 1999; amended in R04-16 at 28
104 Ill. Reg. 10706, effective July 19, 2004; amended in R06-5/R06-6/R06-7 at 30 Ill. Reg. 4094,
105 effective February 23, 2006; amended in R06-16/R06-17/R06-18 at 31 Ill. Reg. 1413, effective
106 December 20, 2006; amended in R07-5/R07-14 at 32 Ill. Reg. 13047, effective July 14, 2008;
107 amended in R06-20(A) at 34 Ill. Reg. 3296, effective February 25, 2010; amended in R06-20(B)
108 at 34 Ill. Reg. 17381, effective October 29, 2010; amended in R13-15 at 37 Ill. Reg. _____,
109 effective _____.

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111 SUBPART E: STANDARDS FOR USED OIL TRANSPORTER
112 AND TRANSFER FACILITIES

113

114 **Section 739.142 Notification**

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116 a) Identification numbers. A used oil transporter that has not previously complied
117 with the notification requirements of RCRA Section 3010 must comply with these
118 requirements and obtain a USEPA identification number pursuant to RCRA
119 Section 3010 and an Illinois special waste identification number.

120

121 b) Mechanics of notification-

122

123 1) A used oil transporter that has not received a USEPA identification
124 number may obtain one by notifying USEPA Region 5 and the Agency of
125 its used oil activity by submitting either of the following:

126

127 A) A completed USEPA Form 8700-12 to USEPA Region 5 and the
128 Agency~~(To obtain ordering information for USEPA Form 8700-12~~
129 ~~call the RCRA/Superfund Hotline at 1-800-424-9346 or 703-920-~~

130 9810); or
131

132 BOARD NOTE: The used oil transporter that wishes to use
133 USEPA Form 8700-12 for notification must obtain a copy of the
134 form from the Agency.
135

- 136 B) A letter ~~to requesting a USEPA Region 5 and the Agency~~
137 ~~requesting a USEPA identification number. (Call the~~
138 ~~RCRA/Superfund Hotline to determine where to send a letter~~
139 ~~requesting a USEPA identification number.)~~ The letter should
140 include the following information:
141
142 i) The transporter company name;
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144 ii) The owner of the transporter company;
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146 iii) The mailing address for the transporter;
147
148 iv) The name and telephone number for the transporter point of
149 contact;
150
151 v) The type of transport activity (i.e., transport only, transport
152 and transfer facility, or transfer facility only);
153
154 vi) The location of all transfer facilities at which used oil is
155 stored;
156
157 vii) The name and telephone number for a contact at each
158 transfer facility.
159

- 160 2) A used oil transporter that has not received an Illinois special waste
161 identification number may obtain one pursuant to 35 Ill. Adm. Code 809
162 by contacting the Agency at the following address: Division of Land
163 Pollution Control, Illinois EPA, 1021 North Grand Avenue, Springfield,
164 Illinois 62794-9276 (telephone: 217-782-6761).
165

166 (Source: Amended at 37 Ill. Reg. _____, effective _____)
167

168 SUBPART F: STANDARDS FOR USED OIL PROCESSORS
169

170 **Section 739.151 Notification**
171

- 172 a) Identification numbers. A used oil processor or re-refiner that has not previously

173 complied with the notification requirements of RCRA Section 3010 must obtain a
174 USEPA identification number pursuant to RCRA Section 3010 and an Illinois
175 special waste identification number.
176

177 b) Mechanics of notification-

178
179 1) A used oil processor or re-refiner that has not received a USEPA
180 identification number may obtain one by notifying USEPA Region 5 and
181 the Agency of its used oil activity by submitting either of the following:
182

183 A) A completed USEPA Form 8700-12 to USEPA Region 5 and the
184 Agency ~~(To obtain ordering information for USEPA Form 8700-12~~
185 ~~call the RCRA/Superfund Hotline at 1-800-424-9346 or 703-920-~~
186 ~~9810); or~~
187

188 BOARD NOTE: The used oil processor or re-refiner that wishes
189 to use USEPA Form 8700-12 for notification must obtain a copy of
190 USEPA Form 8700-12 from the Agency.
191

192 B) A letter to USEPA Region 5 and the Agency requesting a USEPA
193 identification number. ~~(Call the RCRA/Superfund Hotline to~~
194 ~~determine where to send a letter requesting a USEPA identification~~
195 ~~number.)~~ The letter should include the following information:
196

- 197 i) The processor or re-refiner company name;
- 198 ii) The owner of the processor or re-refiner company;
- 199 iii) The mailing address for the processor or re-refiner;
- 200
- 201 iv) The name and telephone number for the processor or re-
- 202 refiner point of contact;
- 203
- 204 v) The type of transport activity (i.e., transport only, transport
- 205 and transfer facility, or transfer facility only);
- 206
- 207 vi) The location of all transfer facilities at which used oil is
- 208 stored;
- 209
- 210 vii) The name and telephone number for a contact at each
- 211 transfer facility.
- 212
- 213
- 214

215 2) A used oil processor or re-refiner that has not received an Illinois special

216 waste identification number may obtain one by contacting the Agency at
217 the following address: Division of Land Pollution Control, Illinois EPA,
218 1021 North Grand Avenue, Springfield, Illinois 62794-9276 (telephone:
219 217-782-6761).

220
221 (Source: Amended at 37 Ill. Reg. _____, effective _____)
222

223 **Section 739.152 General Facility Standards**
224

- 225 a) Preparedness and prevention. An owner or operator of a used oil processing or
226 re-refining facility must comply with the following requirements:
227
- 228 1) Maintenance and operation of a facility. All facilities must be maintained
229 and operated to minimize the possibility of a fire, explosion, or any
230 unplanned sudden or non-sudden release of used oil to air, soil, or surface
231 water that could threaten human health or the environment.
232
 - 233 2) Required equipment. All facilities must be equipped with the following,
234 unless none of the hazards posed by used oil handled at the facility could
235 require a particular kind of equipment specified in subsections (a)(2)(A)
236 through (a)(2)(D) of this Section:
237
 - 238 A) An internal communications or alarm system capable of providing
239 immediate emergency instruction (voice or signal) to facility
240 personnel;
241
 - 242 B) A device, such as a telephone (immediately available at the scene
243 of operations) or a hand-held two-way radio, capable of
244 summoning emergency assistance from local police departments,
245 fire departments, or State or local emergency response teams;
246
 - 247 C) Portable fire extinguishers, fire control equipment (including
248 special extinguishing equipment, such as that using foam, inert gas,
249 or dry chemicals), spill control equipment, and decontamination
250 equipment; and
251
 - 252 D) Water at adequate volume and pressure to supply water hose
253 streams, foam producing equipment, automatic sprinklers, or water
254 spray systems.
255
 - 256 3) Testing and maintenance of equipment. All facility communications or
257 alarm systems, fire protection equipment, spill control equipment, and
258 decontamination equipment, where required, must be tested and

259 maintained as necessary to assure its proper operation in time of
260 emergency.

261
262 4) Access to communications or alarm system-

263
264 A) Whenever used oil is being poured, mixed, spread, or otherwise
265 handled, all personnel involved in the operation must have
266 immediate access to an internal alarm or emergency
267 communication device, either directly or through visual or voice
268 contact with another employee, unless such a device is not required
269 in subsection (a)(2) of this Section.

270
271 B) If there is ever just one employee on the premises while the facility
272 is operating, the employee must have immediate access to a device,
273 such as a telephone (immediately available at the scene of
274 operation) or a hand-held two-way radio, capable of summoning
275 external emergency assistance, unless such a device is not required
276 in subsection (a)(2) of this Section.

277
278 5) Required aisle space. The owner or operator must maintain aisle space to
279 allow the unobstructed movement of personnel, fire protection equipment,
280 spill control equipment, and decontamination equipment to any area of
281 facility operation in an emergency, unless aisle space is not needed for any
282 of these purposes.

283
284 6) Arrangements with local authorities-

285
286 A) The owner or operator must attempt to make the following
287 arrangements, as appropriate for the type of used oil handled at the
288 facility and the potential need for the services of these
289 organizations:

290
291 i) Arrangements to familiarize police, fire departments, and
292 emergency response teams with the layout of the facility,
293 properties of used oil handled at the facility and associated
294 hazards, places where facility personnel would normally be
295 working, entrances to roads inside the facility, and possible
296 evacuation routes;

297
298 ii) Where more than one police and fire department might
299 respond to an emergency, agreements designating primary
300 emergency authority to a specific police and a specific fire
301 department, and agreements with any others to provide

302 support to the primary emergency authority;

303
304 iii) Agreements with State emergency response teams,
305 emergency response contractors, and equipment suppliers;
306 and

307
308 iv) Arrangements to familiarize local hospitals with the
309 properties of used oil handled at the facility and the types
310 of injuries or illnesses that could result from fires,
311 explosions, or releases at the facility.

312
313 B) Where State or local authorities decline to enter into such
314 arrangements, the owner or operator must document the refusal in
315 the operating record.

316
317 b) Contingency plan and emergency procedures. An owner or operator of a used oil
318 processing or re-refining facility must comply with the following requirements:

319
320 1) Purpose and implementation of contingency plan-

321
322 A) Each owner or operator must have a contingency plan for the
323 facility. The contingency plan must be designed to minimize
324 hazards to human health or the environment from fires, explosions,
325 or any unplanned sudden or non-sudden release of used oil to air,
326 soil, or surface water.

327
328 B) The provisions of the plan must be carried out immediately
329 whenever there is a fire, explosion, or release of used oil that could
330 threaten human health or the environment.

331
332 2) Content of contingency plan-

333
334 A) The contingency plan must describe the actions facility personnel
335 must take to comply with subsections (b)(1) and (b)(6) of this
336 Section in response to fires, explosions, or any unplanned sudden
337 or non-sudden release of used oil to air, soil, or surface water at the
338 facility.

339
340 B) If the owner or operator has already prepared a Spill Prevention
341 Control and Countermeasures (SPCC) Plan in accordance with
342 federal 40 CFR 112-~~or 40 CFR 300~~, or some other emergency or
343 contingency plan exists for the facility under federal, State or local
344 regulation (e.g., federal 40 CFR 300 or 40 CFR 280), the owner or

operator need only amend that plan to incorporate used oil management provisions that are sufficient to comply with the requirements of this Part.

- C) The plan must describe arrangements agreed to by local police departments, fire departments, hospitals, contractors, and State and local emergency response teams to coordinate emergency services, pursuant to subsection (a)(6) of this Section.
 - D) The plan must list names, addresses, and phone numbers (office and home) of all persons qualified to act as emergency coordinator (see subsection (b)(5) of this Section), and this list must be kept up to date. Where more than one person is listed, one must be named as primary emergency coordinator and others must be listed in the order in which they will assume responsibility as alternates.
 - E) The plan must include a list of all emergency equipment at the facility (such as fire extinguishing systems, spill control equipment, communications and alarm systems (internal and external), and decontamination equipment), where this equipment is required. This list must be kept up to date. In addition, the plan must include the location and a physical description of each item on the list, and a brief outline of its capabilities.
 - F) The plan must include an evacuation plan for facility personnel where there is a possibility that evacuation could be necessary. This plan must describe signals to be used to begin evacuation, evacuation routes, and alternate evacuation routes (in cases where the primary routes could be blocked by releases of used oil or fires).
- 3) Copies of contingency plan. Copies of the contingency plan and all revisions to the plan must be disposed of as follows:
- A) Maintained at the facility; and
 - B) Submitted to all local police departments, fire departments, hospitals, and State and local emergency response teams that may be called upon to provide emergency services.
- 4) Amendment of contingency plan. The contingency plan must be reviewed, and immediately amended, if necessary, whenever one of the following occurs:

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- A) Applicable regulations are revised;
 - B) The plan fails in an emergency;
 - C) The facility changes – in its design, construction, operation, maintenance, or other circumstances – in a way that materially increases the potential for fires, explosions, or releases of used oil, or changes the response necessary in an emergency;
 - D) The list of emergency coordinators changes; or
 - E) The list of emergency equipment changes.
- 5) Emergency coordinator. At all times, there must be at least one employee either on the facility premises or on call (i.e., available to respond to an emergency by reaching the facility within a short period of time) with the responsibility for coordinating all emergency response measures. This emergency coordinator must be thoroughly familiar with all aspects of the facility's contingency plan, all operations and activities at the facility, the location and characteristic of used oil handled, the location of all records within the facility, and facility layout. In addition, this person must have the authority to commit the resources needed to carry out the contingency plan.

BOARD NOTE: USEPA cited the following as guidance: "The emergency coordinator's responsibilities are more fully spelled out in [subsection (b)(6) of this Section]. Applicable responsibilities for the emergency coordinator vary, depending on factors such as type and variety of used oil handled by the facility, and type and complexity of the facility."

- 6) Emergency procedures:
- A) Whenever there is an imminent or actual emergency situation, the emergency coordinator (or the designee when the emergency coordinator is on call) must immediately do the following:
 - i) Activate internal facility alarms or communication systems, where applicable, to notify all facility personnel; and
 - ii) Notify appropriate State or local agencies with designated response roles if their help is needed.

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- B) Whenever there is a release, fire, or explosion, the emergency coordinator must immediately identify the character, exact source, amount, and areal extent of any released materials. He or she may do this by observation or review of facility records or manifests and, if necessary, by chemical analyses.

- C) Concurrently, the emergency coordinator must assess possible hazards to human health or the environment that may result from the release, fire, or explosion. This assessment must consider both direct and indirect effects of the release, fire, or explosion (e.g., the effects of any toxic, irritating, or asphyxiating gases that are generated, or the effects of any hazardous surface water run-offs from water or chemical agents used to control fire and heat-induced explosions).

- D) If the emergency coordinator determines that the facility has had a release, fire, or explosion that could threaten human health, or the environment, outside the facility, he or she must report his findings as follows:
 - i) If his assessment indicated that evacuation of local areas may be advisable, he or she must immediately notify appropriate local authorities. He or she must be available to help appropriate officials decide whether local areas should be evacuated; and

 - ii) He must immediately notify either the government official designated as the on-scene coordinator for the geographical area (in the applicable regional contingency plan under federal 40 CFR 300), or the National Response Center (using their 24-hour toll free number (800) 424-8802). The report must include the following information: name and telephone number of reporter; name and address of facility; time and type of incident (e.g., release, fire); name and quantity of materials involved, to the extent known; the extent of injuries, if any; and the possible hazards to human health, or the environment, outside the facility.

- E) During an emergency, the emergency coordinator must take all reasonable measures necessary to ensure that fires, explosions, and releases do not occur, recur, or spread to other used oil or hazardous waste at the facility. These measures must include,

where applicable, stopping processes and operation, collecting and containing released used oil, and removing or isolating containers.

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477 F) If the facility stops operation in response to a fire, explosion, or
478 release, the emergency coordinator must monitor for leaks,
479 pressure buildup, gas generation, or ruptures in valves, pipes, or
480 other equipment, wherever this is appropriate.
481
- 482 G) Immediately after an emergency, the emergency coordinator must
483 provide for recycling, storing, or disposing of recovered used oil,
484 contaminated soil or surface water, or any other material that
485 results from a release, fire, or explosion at the facility.
486
- 487 H) The emergency coordinator must ensure that the following occur,
488 in the affected areas of the facility:
489
 - 490 i) No waste or used oil that may be incompatible with the
491 released material is recycled, treated, stored, or disposed of
492 until cleanup procedures are completed; and
493
 - 494 ii) All emergency equipment listed in the contingency plan is
495 cleaned and fit for its intended use before operations are
496 resumed.
497
 - 498 iii) The owner or operator must notify the Agency, and all
499 other appropriate State and local authorities that the facility
500 is in compliance with subsections (b)(6)(H)(i) and
501 (b)(6)(H)(ii) of this Section before operations are resumed
502 in the affected areas of the facility.
503
- 504 I) The owner or operator must note in the operating record the time,
505 date, and details of any incident that requires implementing the
506 contingency plan. Within 15 days after the incident, it must submit
507 a written report on the incident to USEPA Region 5. The report
508 must include the following:
509
 - 510 i) The name, address, and telephone number of the owner or
511 operator;
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 - 513 ii) The name, address, and telephone number of the facility;
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 - 515 iii) The date, time, and type of incident (e.g., fire, explosion);
516

- iv) The name and quantity of materials involved;
- v) The extent of injuries, if any;
- vi) An assessment of actual or potential hazards to human health or the environment, where this is applicable; and
- vii) The estimated quantity and disposition of recovered material that resulted from the incident.

(Source: Amended at 37 Ill. Reg. _____, effective _____)

SUBPART G: STANDARDS FOR USED OIL BURNERS THAT BURN
OFF-SPECIFICATION USED OIL FOR ENERGY RECOVERY

Section 739.162 Notification

- a) Identification numbers. A used oil burner that has not previously complied with the notification requirements of RCRA Section 3010 must comply with these requirements and obtain a USEPA identification number pursuant to RCRA Section 3010 and an Illinois special waste identification number.
- b) Mechanics of notification. A used oil burner that has not received a USEPA identification number may obtain one by notifying USEPA Region 5 and the Agency of its used oil activity by submitting either of the following:
 - 1) A completed USEPA Form 8700-12 to USEPA Region 5 and the Agency(~~to obtain USEPA Form 8700-12 call RCRA/Superfund Hotline at 1-800-424-9346 or 703-920-9810~~); or

BOARD NOTE: The used oil burner that wishes to use USEPA Form 8700-12 for notification must obtain a copy of the form from the Agency, Bureau of Land (217-782-6762), and submit the completed form to USEPA Region 5.
 - 2) A letter to USEPA Region 5 and the Agency requesting a USEPA identification number. ~~Call the RCRA/Superfund Hotline to determine where to send a letter requesting a USEPA identification number. The letter should include the following information:~~
 - A) The burner company name;
 - B) The owner of the burner company;

- 560
- 561 C) The mailing address for the burner;
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- 563 D) The name and telephone number for the burner point of contact;
- 564
- 565 E) The type of used oil activity; and
- 566
- 567 F) The location of the burner facility.
- 568

- 569 c) A used oil burner that has not previously obtained an Illinois special waste
- 570 identification number may obtain one by contacting the Agency at the following
- 571 address: Division of Land Pollution Control, Illinois EPA, 1021 North Grand
- 572 Avenue, Springfield, Illinois 62794-9276 (telephone: 217-782-6761).
- 573

574 (Source: Amended at 37 Ill. Reg. _____, effective _____)

575

576 SUBPART H: STANDARDS FOR USED OIL FUEL MARKETERS

577

578 **Section 739.173 Notification**

- 579
- 580 a) A used oil fuel marketer subject to the requirements of this Section that has not
- 581 previously complied with the notification requirements of RCRA Section 3010
- 582 must comply with these requirements and obtain a USEPA identification number
- 583 pursuant to RCRA Section 3010 and an Illinois special waste identification
- 584 number.
- 585
- 586 b) A used oil marketer that has not received a USEPA identification number may
- 587 obtain one by notifying the USEPA Region 5 and the Agency of its used oil
- 588 activity by submitting either of the following:
- 589

- 590 1) A completed USEPA Form 8700-12 to USEPA Region 5 and the Agency;
- 591 or
- 592

593 BOARD NOTE: The used oil fuel marketer that wishes to use USEPA

594 Form 8700-12 for notification must obtain a copy of the form from the

595 Agency, Bureau of Land (217-782-6762), and submit the completed form

596 to USEPA Region 5.

- 597
- 598 2) A letter to USEPA Region 5 and the Agency requesting a USEPA
- 599 identification number. The letter should include the following
- 600 information:
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- 602 A) The marketer company name;

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- B) The owner of the marketer;
- C) The mailing address for the marketer;
- D) The name and telephone number for the marketer point of contact;
and
- E) The type of used oil activity (i.e., generator directing shipments of
off-specification used oil to a burner).

c) A used oil burner that has not previously obtained an Illinois special waste identification number may obtain one by contacting the Agency at the following address: Division of Land Pollution Control, Illinois EPA, 1021 North Grand Avenue, Springfield, Illinois 62794-9276 (telephone: 217-782-6761).

(Source: Amended at 37 Ill. Reg. _____, effective _____)

SUBPART I: DISPOSAL OF USED OIL

Section 739.181 Disposal

- a) Disposal of hazardous used oils. A used oil that is identified as a hazardous waste and which cannot be recycled in accordance with this Part must be managed in accordance with the hazardous waste management requirements of 35 Ill. Adm. Code 702, 703, and 720 through 728.
- b) Disposal of non-hazardous used oils. A used oil that is not a hazardous waste and cannot be recycled under this Part must be disposed of in accordance with the requirements of 35 Ill. Adm. Code 807 through 815 and 40 CFR 257 and 258, incorporated by reference in 35 Ill. Adm. Code 720.111(b).

(Source: Amended at 37 Ill. Reg. _____, effective _____)

~~NOTICE OF PROPOSED AMENDMENTS~~

TITLE 35: ENVIRONMENTAL PROTECTION
SUBTITLE G: WASTE DISPOSAL
CHAPTER I: POLLUTION CONTROL BOARD
SUBCHAPTER c: HAZARDOUS WASTE OPERATING REQUIREMENTS

PART 739
STANDARDS FOR THE MANAGEMENT OF USED OIL

SUBPART A: DEFINITIONS

Section
739.100 Definitions

SUBPART B: APPLICABILITY

Section
739.110 Applicability
739.111 Used Oil Specifications
739.112 Prohibitions
739.113 Electronic Reporting

SUBPART C: STANDARDS FOR USED OIL GENERATORS

Section
739.120 Applicability
739.121 Hazardous Waste Mixing
739.122 Used Oil Storage
739.123 On-Site Burning in Space Heaters
739.124 Off-Site Shipments

SUBPART D: STANDARDS FOR USED OIL COLLECTION CENTERS
AND AGGREGATION POINTS

Section
739.130 Do-It-Yourselfer Used Oil Collection Centers
739.131 Used Oil Collection Centers
739.132 Used Oil Aggregate Points Owned by the Generator

SUBPART E: STANDARDS FOR USED OIL TRANSPORTER
AND TRANSFER FACILITIES

NOTICE OF PROPOSED AMENDMENTS

Section

- 739.140 Applicability
- 739.141 Restrictions on Transporters that Are Not Also Processors
- 739.142 Notification
- 739.143 Used Oil Transportation
- 739.144 Rebuttable Presumption for Used Oil
- 739.145 Used Oil Storage at Transfer Facilities
- 739.146 Tracking
- 739.147 Management of Residues

SUBPART F: STANDARDS FOR USED OIL PROCESSORS

Section

- 739.150 Applicability
- 739.151 Notification
- 739.152 General Facility Standards
- 739.153 Rebuttable Presumption for Used Oil
- 739.154 Used Oil Management
- 739.155 Analysis Plan
- 739.156 Tracking
- 739.157 Operating Record and Reporting
- 739.158 Off-Site Shipments of Used Oil
- 739.159 Management of Residues

SUBPART G: STANDARDS FOR USED OIL BURNERS THAT BURN
OFF-SPECIFICATION USED OIL FOR ENERGY RECOVERY

Section

- 739.160 Applicability
- 739.161 Restriction on Burning
- 739.162 Notification
- 739.163 Rebuttable Presumption for Used Oil
- 739.164 Used Oil Storage
- 739.165 Tracking
- 739.166 Notices
- 739.167 Management of Residues

SUBPART H: STANDARDS FOR USED OIL FUEL MARKETERS

~~NOTICE OF PROPOSED AMENDMENTS~~

Section	
739.170	Applicability
739.171	Prohibitions
739.172	On-Specification Used Oil Fuel
739.173	Notification
739.174	Tracking
739.175	Notices

SUBPART I: DISPOSAL OF USED OIL

Section	
739.180	Applicability
739.181	Disposal
739.182	Use As a Dust Suppressant

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

SOURCE: Adopted in R93-4 at 17 Ill. Reg. 20954, effective November 22, 1993; amended in R93-16 at 18 Ill. Reg. 6931, effective April 26, 1994; amended in R94-17 at 18 Ill. Reg. 17616, effective November 23, 1994; amended in R95-6 at 19 Ill. Reg. 10036, effective June 27, 1995; amended in R96-10/R97-3/R97-5 at 22 Ill. Reg. 767, effective December 16, 1997; amended in R98-21/R99-2/R99-7 at 23 Ill. Reg. 2274, effective January 19, 1999; amended in R04-16 at 28 Ill. Reg. 10706, effective July 19, 2004; amended in R06-5/R06-6/R06-7 at 30 Ill. Reg. 4094, effective February 23, 2006; amended in R06-16/R06-17/R06-18 at 31 Ill. Reg. 1413, effective December 20, 2006; amended in R07-5/R07-14 at 32 Ill. Reg. 13047, effective July 14, 2008; amended in R06-20(A) at 34 Ill. Reg. 3296, effective February 25, 2010; amended in R06-20(B) at 34 Ill. Reg. 17381, effective October 29, 2010; amended in R13-15 at 37 Ill. Reg. _____, effective _____.

SUBPART E: STANDARDS FOR USED OIL TRANSPORTER
AND TRANSFER FACILITIES

Section 739.142 Notification

- a) Identification numbers. A used oil transporter that has not previously complied with the notification requirements of RCRA Section 3010 must comply with these requirements and obtain a USEPA identification number pursuant to RCRA Section 3010 and an Illinois special waste identification number.

~~NOTICE OF PROPOSED AMENDMENTS~~

b) Mechanics of notification-

1) A used oil transporter that has not received a USEPA identification number may obtain one by notifying USEPA Region 5 and the Agency of its used oil activity by submitting either of the following:

A) A completed USEPA Form 8700-12 ~~(To obtain ordering information for USEPA Form 8700-12 call the RCRA/Superfund Hotline at 1-800-424-9346 or 703-920-9810)~~ to USEPA Region 5 and the Agency; or

BOARD NOTE: The used oil transporter that wishes to use USEPA Form 8700-12 for notification must obtain a copy of the form from the Agency.

B) A letter to USEPA, Region 5 and the Agency, requesting a USEPA identification number. ~~(Call the RCRA/Superfund Hotline to determine where to send a letter requesting a USEPA identification number.)~~ The letter should include the following information:

- i) The transporter company name;
- ii) The owner of the transporter company;
- iii) The mailing address for the transporter;
- iv) The name and telephone number for the transporter point of contact;
- v) The type of transport activity (i.e., transport only, transport and transfer facility, or transfer facility only);
- vi) The location of all transfer facilities at which used oil is stored;
- vii) The name and telephone number for a contact at each transfer facility.

2) A used oil transporter that has not received an Illinois special waste identification number may obtain one pursuant to 35 Ill. Adm. Code 809

NOTICE OF PROPOSED AMENDMENTS

by contacting the Agency at the following address: Division of Land Pollution Control, Illinois EPA, 1021 North Grand Avenue, Springfield, Illinois 62794-9276 (telephone: 217-782-6761).

(Source: Amended at 37 Ill. Reg. _____, effective _____)

SUBPART F: STANDARDS FOR USED OIL PROCESSORS

Section 739.151 Notification

a) Identification numbers. A used oil processor or re-refiner that has not previously complied with the notification requirements of RCRA Section 3010 must obtain a USEPA identification number pursuant to RCRA Section 3010 and an Illinois special waste identification number.

b) Mechanics of notification:

1) A used oil processor or re-refiner that has not received a USEPA identification number may obtain one by notifying USEPA Region 5 and the Agency of its used oil activity by submitting either of the following:

A) A completed USEPA Form 8700-12 ~~(To obtain ordering information for USEPA Form 8700-12 call the RCRA/Superfund Hotline at 1-800-424-9346 or 703-920-9810)~~ to USEPA Region 5 and the Agency; or

BOARD NOTE: The used oil processor or re-refiner that wishes to use USEPA Form 8700-12 for notification must obtain a copy of USEPA Form 8700-12 from the Agency.

B) A letter to USEPA Region 5 and the Agency requesting a USEPA identification number. ~~(Call the RCRA/Superfund Hotline to determine where to send a letter requesting a USEPA identification number.)~~ The letter should include the following information:

- i) The processor or re-refiner company name;
- ii) The owner of the processor or re-refiner company;
- iii) The mailing address for the processor or re-refiner;

~~NOTICE OF PROPOSED AMENDMENTS~~

- iv) The name and telephone number for the processor or re-refiner point of contact;
 - v) The type of transport activity (i.e., transport only, transport and transfer facility, or transfer facility only);
 - vi) The location of all transfer facilities at which used oil is stored;
 - vii) The name and telephone number for a contact at each transfer facility.
- 2) A used oil processor or re-refiner that has not received an Illinois special waste identification number may obtain one by contacting the Agency at the following address: Division of Land Pollution Control, Illinois EPA, 1021 North Grand Avenue, Springfield, Illinois 62794-9276 (telephone: 217-782-6761).

(Source: Amended at 37 Ill. Reg. ———, effective ———)

Section 739.152 General Facility Standards

- a) Preparedness and prevention. An owner or operator of a used oil processing or re-refining facility must comply with the following requirements:
 - 1) Maintenance and operation of a facility. All facilities must be maintained and operated to minimize the possibility of a fire, explosion, or any unplanned sudden or non-sudden release of used oil to air, soil, or surface water that could threaten human health or the environment.
 - 2) Required equipment. All facilities must be equipped with the following, unless none of the hazards posed by used oil handled at the facility could require a particular kind of equipment specified in subsections (a)(2)(A) through (a)(2)(D) of this Section:
 - A) An internal communications or alarm system capable of providing immediate emergency instruction (voice or signal) to facility personnel;

NOTICE OF PROPOSED AMENDMENTS

- B) A device, such as a telephone (immediately available at the scene of operations) or a hand-held two-way radio, capable of summoning emergency assistance from local police departments, fire departments, or State or local emergency response teams;
 - C) Portable fire extinguishers, fire control equipment (including special extinguishing equipment, such as that using foam, inert gas, or dry chemicals), spill control equipment, and decontamination equipment; and
 - D) Water at adequate volume and pressure to supply water hose streams, foam producing equipment, automatic sprinklers, or water spray systems.
- 3) Testing and maintenance of equipment. All facility communications or alarm systems, fire protection equipment, spill control equipment, and decontamination equipment, where required, must be tested and maintained as necessary to assure its proper operation in time of emergency.
- 4) Access to communications or alarm system-
- A) Whenever used oil is being poured, mixed, spread, or otherwise handled, all personnel involved in the operation must have immediate access to an internal alarm or emergency communication device, either directly or through visual or voice contact with another employee, unless such a device is not required in subsection (a)(2) of this Section.
 - B) If there is ever just one employee on the premises while the facility is operating, the employee must have immediate access to a device, such as a telephone (immediately available at the scene of operation) or a hand-held two-way radio, capable of summoning external emergency assistance, unless such a device is not required in subsection (a)(2) of this Section.
- 5) Required aisle space. The owner or operator must maintain aisle space to allow the unobstructed movement of personnel, fire protection equipment, spill control equipment, and decontamination equipment to any area of facility operation in an emergency, unless aisle space is not needed for any

~~NOTICE OF PROPOSED AMENDMENTS~~

of these purposes.

- 6) Arrangements with local authorities:
 - A) The owner or operator must attempt to make the following arrangements, as appropriate for the type of used oil handled at the facility and the potential need for the services of these organizations:
 - i) Arrangements to familiarize police, fire departments, and emergency response teams with the layout of the facility, properties of used oil handled at the facility and associated hazards, places where facility personnel would normally be working, entrances to roads inside the facility, and possible evacuation routes;
 - ii) Where more than one police and fire department might respond to an emergency, agreements designating primary emergency authority to a specific police and a specific fire department, and agreements with any others to provide support to the primary emergency authority;
 - iii) Agreements with State emergency response teams, emergency response contractors, and equipment suppliers; and
 - iv) Arrangements to familiarize local hospitals with the properties of used oil handled at the facility and the types of injuries or illnesses that could result from fires, explosions, or releases at the facility.
 - B) Where State or local authorities decline to enter into such arrangements, the owner or operator must document the refusal in the operating record.
- b) Contingency plan and emergency procedures. An owner or operator of a used oil processing or re-refining facility must comply with the following requirements:
 - 1) Purpose and implementation of contingency plan.

~~NOTICE OF PROPOSED AMENDMENTS~~

- A) Each owner or operator must have a contingency plan for the facility. The contingency plan must be designed to minimize hazards to human health or the environment from fires, explosions, or any unplanned sudden or non-sudden release of used oil to air, soil, or surface water.
 - B) The provisions of the plan must be carried out immediately whenever there is a fire, explosion, or release of used oil that could threaten human health or the environment.
- 2) Content of contingency plan:
- A) The contingency plan must describe the actions facility personnel must take to comply with subsections (b)(1) and (b)(6) of this Section in response to fires, explosions, or any unplanned sudden or non-sudden release of used oil to air, soil, or surface water at the facility.
 - B) If the owner or operator has already prepared a Spill Prevention Control and Countermeasures (SPCC) Plan in accordance with federal 40 CFR 112 or ~~40 CFR 300~~, or some other emergency or contingency plan exists for the facility under federal, ~~state~~, State or local regulation (e.g., federal 40 CFR 300 or 40 ~~C.F.R.~~ CFR 280), the owner or operator need only amend that plan to incorporate used oil management provisions that are sufficient to comply with the requirements of this Part.
 - C) The plan must describe arrangements agreed to by local police departments, fire departments, hospitals, contractors, and State and local emergency response teams to coordinate emergency services, pursuant to subsection (a)(6) of this Section.
 - D) The plan must list names, addresses, and phone numbers (office and home) of all persons qualified to act as emergency coordinator (see subsection (b)(5) of this Section), and this list must be kept up to date. Where more than one person is listed, one must be named as primary emergency coordinator and others must be listed in the order in which they will assume responsibility as alternates.
 - E) The plan must include a list of all emergency equipment at the

~~NOTICE OF PROPOSED AMENDMENTS~~

facility (such as fire extinguishing systems, spill control equipment, communications and alarm systems (internal and external), and decontamination equipment), where this equipment is required. This list must be kept up to date. In addition, the plan must include the location and a physical description of each item on the list, and a brief outline of its capabilities.

- F) The plan must include an evacuation plan for facility personnel where there is a possibility that evacuation could be necessary. This plan must describe signals to be used to begin evacuation, evacuation routes, and alternate evacuation routes (in cases where the primary routes could be blocked by releases of used oil or fires).
- 3) Copies of contingency plan. Copies of the contingency plan and all revisions to the plan must be disposed of as follows:
- A) Maintained at the facility; and
 - B) Submitted to all local police departments, fire departments, hospitals, and State and local emergency response teams that may be called upon to provide emergency services.
- 4) Amendment of contingency plan. The contingency plan must be reviewed, and immediately amended, if necessary, whenever one of the following occurs:
- A) Applicable regulations are revised;
 - B) The plan fails in an emergency;
 - C) The facility changes— in its design, construction, operation, maintenance, or other circumstances— in a way that materially increases the potential for fires, explosions, or releases of used oil, or changes the response necessary in an emergency;
 - D) The list of emergency coordinators changes; or
 - E) The list of emergency equipment changes.

NOTICE OF PROPOSED AMENDMENTS

- 5) Emergency coordinator. At all times, there must be at least one employee either on the facility premises or on call (i.e., available to respond to an emergency by reaching the facility within a short period of time) with the responsibility for coordinating all emergency response measures. This emergency coordinator must be thoroughly familiar with all aspects of the facility's contingency plan, all operations and activities at the facility, the location and characteristic of used oil handled, the location of all records within the facility, and facility layout. In addition, this person must have the authority to commit the resources needed to carry out the contingency plan.

BOARD NOTE: USEPA cited the following as guidance: "The emergency coordinator's responsibilities are more fully spelled out in [subsection (b)(6) of this Section]. Applicable responsibilities for the emergency coordinator vary, depending on factors such as type and variety of used oil handled by the facility, and type and complexity of the facility."

- 6) Emergency procedures:
- A) Whenever there is an imminent or actual emergency situation, the emergency coordinator (or the designee when the emergency coordinator is on call) must immediately do the following:
 - i) Activate internal facility alarms or communication systems, where applicable, to notify all facility personnel; and
 - ii) Notify appropriate State or local agencies with designated response roles if their help is needed.
 - B) Whenever there is a release, fire, or explosion, the emergency coordinator must immediately identify the character, exact source, amount, and areal extent of any released materials. He or she may do this by observation or review of facility records or manifests and, if necessary, by chemical analyses.
 - C) Concurrently, the emergency coordinator must assess possible hazards to human health or the environment that may result from the release, fire, or explosion. This assessment must consider both direct and indirect effects of the release, fire, or explosion (e.g., the

~~NOTICE OF PROPOSED AMENDMENTS~~

effects of any toxic, irritating, or asphyxiating gases that are generated, or the effects of any hazardous surface water run-offs from water or chemical agents used to control fire and heat-induced explosions).

- D) If the emergency coordinator determines that the facility has had a release, fire, or explosion that could threaten human health, or the environment, outside the facility, he or she must report his findings as follows:
- i) If his assessment indicated that evacuation of local areas may be advisable, he or she must immediately notify appropriate local authorities. He or she must be available to help appropriate officials decide whether local areas should be evacuated; and
 - ii) He must immediately notify either the government official designated as the on-scene coordinator for the geographical area (in the applicable regional contingency plan under federal 40 CFR 300), or the National Response Center (using their 24-hour toll free number (800) 424-8802). The report must include the following information: name and telephone number of reporter; name and address of facility; time and type of incident (e.g., release, fire); name and quantity of materials involved, to the extent known; the extent of injuries, if any; and the possible hazards to human health, or the environment, outside the facility.
- E) During an emergency, the emergency coordinator must take all reasonable measures necessary to ensure that fires, explosions, and releases do not occur, recur, or spread to other used oil or hazardous waste at the facility. These measures must include, where applicable, stopping processes and operation, collecting and containing released used oil, and removing or isolating containers.
- F) If the facility stops operation in response to a fire, explosion, or release, the emergency coordinator must monitor for leaks, pressure buildup, gas generation, or ruptures in valves, pipes, or other equipment, wherever this is appropriate.

~~NOTICE OF PROPOSED AMENDMENTS~~

- G) Immediately after an emergency, the emergency coordinator must provide for recycling, storing, or disposing of recovered used oil, contaminated soil or surface water, or any other material that results from a release, fire, or explosion at the facility.
- H) The emergency coordinator must ensure that the following occur, in the affected areas of the facility:
 - i) No waste or used oil that may be incompatible with the released material is recycled, treated, stored, or disposed of until cleanup procedures are completed; and
 - ii) All emergency equipment listed in the contingency plan is cleaned and fit for its intended use before operations are resumed.
 - iii) The owner or operator must notify the Agency, and all other appropriate State and local authorities that the facility is in compliance with subsections (b)(6)(H)(i) and (b)(6)(H)(ii) of this Section before operations are resumed in the affected areas of the facility.
- I) The owner or operator must note in the operating record the time, date, and details of any incident that requires implementing the contingency plan. Within 15 days after the incident, it must submit a written report on the incident to USEPA Region 5. The report must include the following:
 - i) The name, address, and telephone number of the owner or operator;
 - ii) The name, address, and telephone number of the facility;
 - iii) The date, time, and type of incident (e.g., fire, explosion);
 - iv) The name and quantity of materials involved;
 - v) The extent of injuries, if any;
 - vi) An assessment of actual or potential hazards to human

~~NOTICE OF PROPOSED AMENDMENTS~~

health or the environment, where this is applicable; and

- vii) The estimated quantity and disposition of recovered material that resulted from the incident.

(Source: Amended at 37 Ill. Reg. _____, effective _____)

SUBPART G: STANDARDS FOR USED OIL BURNERS THAT BURN
OFF-SPECIFICATION USED OIL FOR ENERGY RECOVERY

Section 739.162 Notification

- a) Identification numbers. A used oil burner that has not previously complied with the notification requirements of RCRA Section 3010 must comply with these requirements and obtain a USEPA identification number pursuant to RCRA Section 3010 and an Illinois special waste identification number.
- b) Mechanics of notification. A used oil burner that has not received a USEPA identification number may obtain one by notifying USEPA Region 5 and the Agency of its used oil activity by submitting either of the following:

- 1) A completed USEPA Form 8700-12 ~~(to obtain USEPA Form 8700-12 call RCRA/Superfund Hotline at 1-800-424-9346 or 703-920-9810)~~ to USEPA Region 5 and the Agency; or

BOARD NOTE: The used oil burner that wishes to use USEPA Form 8700-12 for notification must obtain a copy of the form from the Agency, Bureau of Land (217-782-6762), and submit the completed form to USEPA Region 5.

- 2) A letter to USEPA Region 5 and the Agency ~~requesting a USEPA identification number. Call the RCRA/Superfund Hotline to determine where to send a letter~~ requesting a USEPA identification number. The letter should include the following information:
 - A) The burner company name;
 - B) The owner of the burner company;
 - C) The mailing address for the burner;

~~NOTICE OF PROPOSED AMENDMENTS~~

- A) The marketer company name;
 - B) The owner of the marketer;
 - C) The mailing address for the marketer;
 - D) The name and telephone number for the marketer point of contact; and
 - E) The type of used oil activity (i.e., generator directing shipments of off-specification used oil to a burner).
- c) A used oil burner that has not previously obtained an Illinois special waste identification number may obtain one by contacting the Agency at the following address: Division of Land Pollution Control, Illinois EPA, 1021 North Grand Avenue, Springfield, Illinois 62794-9276 (telephone: 217-782-6761).

(Source: Amended at 37 Ill. Reg. ———, effective ———)

SUBPART I: DISPOSAL OF USED OIL

Section 739.181 Disposal

- a) Disposal of hazardous used oils. A used oil that is identified as a hazardous waste and which cannot be recycled in accordance with this Part must be managed in accordance with the hazardous waste management requirements of 35 Ill. Adm. Code 702, 703, and 720 through 728.
- b) Disposal of non-hazardous used oils. A used oil that is not a hazardous waste and cannot be recycled under this Part must be disposed of in accordance with the requirements of 35 Ill. Adm. Code 807 through 815 and 40 CFR 257 and 258, incorporated by reference in 35 Ill. Adm. Code 720.111(b).

(Source: Amended at 37 Ill. Reg. ———, effective ———)

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