

## **Board Proposes “Identical-in-Substance” Amendments for Hazardous Waste Airbags**

On February 14, 2019, the Board proposed—for public comment—amendments to its hazardous waste rules. The proposed amendments are “identical in substance” to rule amendments adopted by the United States Environmental Protection Agency (USEPA) during the second half of 2018. Specifically, the amendments would add USEPA’s conditional exclusion for hazardous waste airbags. Under this exclusion, hazardous waste airbags that are the subject of a product recall are not regulated as hazardous waste when removed from a vehicle by a vehicle service or salvage facility. The airbag waste becomes hazardous waste only when it arrives at an airbag waste collection facility or designated facility. The conditional exclusion relieves these vehicle service and salvage facilities from the burden of complying with hazardous waste generator standards for removing recalled airbags, which facilitates the removal of defective airbags in the Takata airbag recall. The Board further proposed standardizing the requirements using USEPA’s Notification of RCRA Subtitle C Activities (Site Identification Form) (USEPA Form 8700-12).

This Board rulemaking is captioned RCRA Subtitle C Update, USEPA Amendments (January 1, 2018 through June 30, 2018), docket R19-11. Here is a link to the Board’s [opinion and order](#), which includes the proposed rule text. And, here is a link to the Board’s [addendum](#), which provides tables of information concerning the rulemaking. For more information, please contact Michael McCambridge at 312-814-6924 or [Michael.McCambridge@Illinois.Gov](mailto:Michael.McCambridge@Illinois.Gov).