

Summary of RCRA Hazardous Waste Rules to be Adopted by Wyoming (2020)
Federal Rules/Checklists Table, IBR Update 2

Checklist Number	O or M	Federal Register	Promulgation Date And Effective (Date)	Rule Description	Summary	IBR 40 CFR Reference(s)
233x ¹	M	80 FR 1694-1814 and 83 FR 24664	1/13/2015 and (5/30/2018)	Revisions to the Definition of Solid Waste. SEE CHECKLISTS 233A-233E BELOW.	Revises recycling related provisions of the DSW rule used to determine waste regulation under Subtitle C including 1) the prohibition of sham recycling and the definition of legitimate recycling (including the definition of “contained”); 2) accumulation date tracking requirements for speculative accumulation provisions; and 3) changes to the standards and criteria for the solid waste variance and non-waste determinations.	40 CFR Parts 260 and 261 SEE CHECKLISTS 233A-233E BELOW FOR SPECIFIC REFERENCES
233A ¹	M	80 FR 1694-1814 and 80 FR 24664	1/13/2015 and (5/30/2018)	Standards and criteria for variance classification as a solid waste	Changes affecting all solid waste determinations and variances. More stringent than all states.	260.31(c)(1-5), 260.33(c,d,e), 260.42(a)(1-10), 260.42(b)
233B ¹	M	80 FR 1694-1814	1/13/2015	Legitimacy, related provisions, including prohibition of sham recycling, definition of legitimacy and contained	Legitimacy related provisions. Including prohibitions of sham recycling, definition of legitimacy, definition of contained.	260.10, 260.43, 261.2(a)(ii), 261.2(b)(3-4), 261.2(g)
233C ¹	M	80 FR 1694-1814	1/13/2015)	Speculative 233C ¹ accumulation	Defines speculative accumulation.	261.1(c)(8)
233D2 ¹	O	80 FR 1694-1814 and 80 FR 24664	1/13/2015 and (5/30/2018)	DSW exclusions and non-waste determination	Includes provisions from the 2008 DSW rule and revisions from the 2015 DSW final rule.	260.10, 260.30(b,d-f), 260.31(d)(1-6), 260.33(a), 260.34(a-c), 261.1(c)(4), 261.2(c)(3), 261.2(c)(4)table1, 261.4(a)(23)(i-ii), 261.4(a)(24)(i-vi), Subparts H,K-M, 261.400(a-b), 261.410(b)(1-4), 261.411(a-d), 261.420(a-f)

¹ The state of Wyoming is now adopting the Revisions to the Definition of Solid Waste (DSW) rule. The rule is associated with the October 30, 2008 (73 FR 62668), January 13, 2015 (80 FR 1694), and May 30, 2018 (83 FR 26484). The DSW rule was not adopted in previous rule packages due to its contentious nature and history of litigation, which has been resolved in a court of law.

Checklist Number	O or M	Federal Register	Promulgation Date And Effective (Date)	Rule Description	Summary	IBR 40 CFR Reference(s)
233E ¹	O	80 FR 1694-1814	1/13/2015	Remanufacturing Exclusion- Less stringent for all states	Adds definition of remanufacturing, revises definition of reclaimed.	261.2(c)(3), 261.2(c)(4) table 1, 261.4(a)(27)(i-vi)(B-F), 261 Subpart I 261.170-261.173(b), 261.175(a-b), 261.176, 261.177(a-c), 261.179, 261 Subpart J 261.190(a-b), 261.191(a)-(b)(1-5), 261.193(b)(4), 261.193(c)(1-3), 261.193(d-f), 261.194(a-c), 261.195, 261.196-200, 261.1030-1031, 261.1050-1051, 261.1080-1081, 261.1082(b)
<p><i>1 The state of Wyoming is now adopting the Revisions to the Definition of Solid Waste (DSW) rule. The rule is associated with the October 30, 2008 (73 FR 62668), January 13, 2015 (80 FR 1694), and May 30, 2018 (83 FR 26484). The DSW rule was not adopted in previous rule packages due to its contentious nature and history of litigation, which has been resolved in a court of law.</i></p>						
240	O	83 FR 61552-61563	11/30/18 (11-30-18)	Safe Management of Airbag Waste	This interim final rule facilitates a more expedited removal of defective Takata airbag inflators from vehicles by dealerships, salvage yards and other locations for safe and environmentally sound disposal by exempting collection of airbag waste from hazardous waste requirements so long as certain conditions are met.	260.10 "Airbag waste", 260.10 "Airbag waste collection facility", 260.10 "Airbag waste handler", 261.4(i), 261.4(j)(1), 261.4(j)(1)(i-iii)), 261.4(j)(1)(iii)(A-B), 261.4(j)(1)(iv)
241	M	84 FR 5816-5950	2/22/2019 (8-21-19)	Management Standards for Hazardous Waste Pharmaceuticals and Amendment to the P075 Listing for Nicotine	Creates a new part 266, subpart P for the management of hazardous wastes pharmaceuticals by healthcare facilities and reverse distributors in lieu of the generator regulations in part 262.	261.4(a)(1)(ii), 261.7(c), 261.33(c-e), Chemical abstracts No.154-11-5, 1 CAS Number given for parent compound only, 262.10(m), 262.10(n), 262.13(c)(9), 262.14(a)(5)(ix-x), 264.1(g)(13), 265.1(c)(16), 266.500, 266.500 introduction, 266.501(a-c), 266.501(d-g)(7), 266.502(a), 266.502(a-1)(4), 266.503(a-f), 266.504(a-d), 266.505, 266.506(a-b)(3)(v), 266.507(a-d), 266.508(a), 266.508(a-c), 266.509(a-e), 266.510 Introductory paragraph, 266.510(a), 266.510(a)-(d)(3), 268.7 Heading, 268.7(a), 268.7(a)(4-5), 270.1(c)(2)(x), 273.80(a), 273.80(d)

Checklist Number	O or M	Federal Register	Promulgation Date And Effective (Date)	Rule Description	Summary	IBR 40 CFR Reference(s)
242	O	84 FR 67202-67220 Public Comment ended Checklist not available yet	12-9-19 Effective Date 2-7-2020	Increasing Recycling: Adding Aerosol Cans to the Universal Waste Regulations	Aerosol cans can account for nearly 40 percent of retail items that are managed as hazardous waste at large retail facilities. This rule adds hazardous waste aerosol cans to “universal wastes” regulated under 40 CFR 273. This change is expected to reduce regulatory costs for a wide variety of establishments that generate and manage aerosol cans including the retail sector, by providing a clear, protective	260.10 “Aerosol can”, 260.10 “Universal waste”, 260.10 “Universal waste handler” paragraph (2)(i), 261.9(c), 261.9(d), 261.9(e), 264.1(g)(11)(iii-v)), 268.1(f)(3-5), 270.1(c)(2)(viii)(C-E), 273.1(a)(3-5), 273.3(b)(2), 273.6, 273.6(a-b), 273.6(b)(1-3), 273.6(c), 273.6(c)(1-2), 273.9 “Aerosol can”, 273.9 “Large quantity handler of universal waste”, 273.9 “Large quantity handler of universal waste”, 273.9 “Pesticide” 273.9 “Small quantity handler of universal waste”, 273.9 “Universal waste”, 273.9 “Universal waste handler”, 273.13(c)(2)(iii), 273.13(c)(2)(iv), 273.13(e). 273.13(e)(1-3), 273.13(e)(3)(i-iii), 273.13(e)(4), 273.13(e)(4)(i-vii), 273.13(e)(4)(ii), 273.14(f), 273.32(b)(4), 273.33(c)(2)(iii-iv), 273.33(e), 273.33(e)(1-3), 273.33(e)(3)(i-iii), 273.33(e)(4), 273.33(e)(4)(i-vii), 273.34(f)
243	O	84 FR 12539-12552	7/7/20 Effective Date 9/8/20	Modernizing Ignitable Liquids Determinations	Changes that modernize how the hazardous waste characteristic of ignitability is determined under the RCRA. Allows for the use of non-mercury thermometers in a variety of EPA’s analytical methods and allows for the use of modern equipment and techniques for making ignitability determinations for waste, reduce potential mercury exposures to human health & the environment by reducing the overall use of mercury-containing products.	260.11 Title, 260.11 introductory paragraph, 260.11(a)-(e), 260.21(a)(1), 261.21(a)(3)(ii)(A-D), 261.21(a)(4), 261.21(a)(4)(i)(A), 261.21(a)(4)(i)(D), 261.21, Appendix IX to Part 261