

Revision Checklist 244 Summary

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| Rule Title: | Canada Import Export Recovery and Disposal Code Changes |
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| Reference: | 86 FR 45381-45386 |
| Promulgation Date: | October 1, 2021 |
| Effective Date: | October 31, 2021 |
| Cluster: | RCRA Cluster XXX |
| Provision Type: | HSWA |
| Linkage: | 31, 49, 129, 152, 215, 222, 232, 236, 238 |
| Optional: | No |

Summary: This rule makes conforming changes to regulations related to twelve hazardous waste import-export recovery and disposal operations used in hazardous waste export and import notices submitted to EPA by U.S. exporters and importers, and in movement documents that accompany export and import shipments. The changes to regulations related to these twelve recovery and disposal operations are needed to reflect changes to regulations related to Canadian import-export recovery and disposal operations that Canada promulgated in the Canada Gazette Part II on March 17, 2021, and that become effective in Canada on October 31, 2021. Additionally, as the changes in today's rule are being made solely to conform to Canada's regulatory changes to Canada-specific operation codes and descriptions, no public comment was solicited.

State Authorization: This rule is placed in RCRA Cluster XXX. The State modification deadline is July 1, 2023 (or July 1, 2024, if a State statutory change is necessary). The provisions of this rule will take effect in all States on the effective date of the rule, since these import and export requirements will be administered by the Federal government as a foreign policy matter, and will not be administered by States. State programs are required to adopt the provisions in this rule to maintain their equivalency with the Federal program under 40 CFR 271.10(e).

When a State adopts the import/export provisions in this rule, they must not replace Federal or international references or terms with State references or terms.

Attorney General (AG) Certification Guidance: An Attorney General's certification of statutory authority is not necessary.

Incorporation by Reference Guidance: When a State adopts the import/export provisions in this rule, they must not replace Federal or international references or terms with State references or terms.