

Hazardous Waste Generator Regulations Compendium

Volume 4: Household Hazardous Waste

March 2021

U.S. Environmental Protection Agency

Office of Resource Conservation and Recovery

Materials Recovery and Waste Management Division

Main Index

Volume 4: Household Hazardous Waste

Introduction	3
Resource View.....	5
Resources by Document Category.....	6
Code of Federal Regulations (CFR) View Index.....	12
CFR View.....	13

This document includes the following sections:

- Resource View – outlines the document types by which resources are organized.
- Resources by Document Category – lists resources for each document category outlined in the *Resource View*.
- CFR View – provides relevant Code of Federal Regulations (CFR) language reformatted for easy reading.

These three main sections are cross-referenced, i.e., each section includes hyperlinks to the other sections. In addition, each section and its accompanying index include a hyperlink to the Main Index that allows the user to easily navigate from one section to another.

Introduction

Return to: [Main Index](#)

About the Compendium

The Hazardous Waste Generator Regulations Compendium serves as a user-friendly reference to assist regulators, industrial facilities generating and managing solid and hazardous wastes, and the general public in locating resources relevant to specific regulatory topics within the federal hazardous waste generator program.

The objective of this document is to consolidate and streamline the various resources on a topic into a user-friendly format, including references to relevant CFR language, Federal Register (FR) notices, documents posted on RCRA Online (i.e., guidance in the form of memoranda issued by EPA, Q&As, and other publications), and other resources, such as Frequent Questions webpages. The Compendium has been divided into multiple volumes that are available here: www.epa.gov/hwgenerators/hazardous-waste-generator-regulations-compendium.

This document does not change any of the existing solid or hazardous waste requirements, nor does it offer an exhaustive list of relevant resources, as new resources may come into being or older ones may be relevant to a specific issue, but not included. Certain available resources, such as superseded RCRA Online documents, have not been referenced. Rather than including or reproducing referenced resources, this document generally provides hyperlinks to individual resources. As an exception, the Compendium does include relevant sections of the most current CFR regulatory language (as of the date on the cover of the Compendium). The included CFR language has been reformatted to make it easier to read, but it is not a substitute for the official CFR itself, or for the requirements in the CFR. The Government Printing Office frequently updates the e-CFR website; where appropriate, hyperlinks to the respective CFR section at the e-CFR website are provided.

Most states are authorized to administer their own RCRA Subtitle C hazardous waste program. Therefore, states may have their own set of regulations that apply in lieu of federal regulations. State regulations must be at least as stringent as the federal standards, but they can be more stringent. Please visit the following website to determine if the state regulatory program is different from the federal program: <https://www.epa.gov/hwgenerators/links-hazardous-waste-programs-and-us-state-environmental-agencies>, and check with your state agency.

About the Household Hazardous Waste Volume

This volume of the Compendium lists resources pertaining to the household hazardous waste provisions that are found at 40 CFR 261.4. For more information regarding other topics that apply to facilities generating hazardous waste, refer to other volumes of the Compendium and [EPA's Hazardous Waste Generators Webpage](#).

Please note that the Hazardous Waste Generator Improvements rule of 2016 created new sections in Part 262, which contains the regulations pertaining to generators. Accordingly, some citations in the generator requirements in older resources in this Compendium are outdated, including references to § 261.5, § 262.34, and others. Please see the preamble to the final Hazardous Waste Generator Improvements rule for a discussion of the reorganization of the regulations (81 FR

85735–85740, November 28, 2016). For a specific crosswalk of the regulation citation changes, refer to www.epa.gov/hwgenerators/hazardous-waste-generator-regulations-crosswalk.

For more information on these regulations and any other questions or comments concerning this document, please contact EPA’s Office of Resource Conservation and Recovery:

Kathy Lett

lett.kathy@epa.gov

Mary Beth Sheridan

sheridan.marybeth@epa.gov

U.S. Environmental Protection Agency
Office of Resource Conservation and Recovery
1200 Pennsylvania Avenue, N.W. (MC: 5304T)
Washington, DC 20460

Resource View

Return to: [Main Index](#)

Household Hazardous Waste

Resource Index:

- Resource Type:
 - [EPA Memoranda](#)
 - [Questions and Answers \(Q&A\)](#)
 - [Federal Register Notices](#)

Resources by Document Category

Return to: [Main Index](#)

Document Category	RCRA Online/Resource	Resource Title	Document Date	Keyword(s)	Notes
Memoranda	12211	Household Wastes – Disposal of Carbon-Zinc Batteries	04/19/1984	Batteries; Carbon-Zinc Batteries; Household C and D Cell Batteries	
	12547	CERCLA and RCRA Liability of Municipal Sponsors of Household Hazardous Waste Collection Programs	01/28/1986	Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) Liability; Household Hazardous Waste (HHW) Collection Programs	
	12624	Dry Cleaning and Maintenance Services Waste Not Excluded as Household Waste	04/21/1986	Dry Cleaning Waste; Vehicle Maintenance Wastes; Hotel/Motel Maintenance Service Waste; Hotels	
	12884	Residues from U.S. Navy Salvage Fuel Boiler	03/17/1987	What is a Household; Salvage Fuel Boiler Plant; Fossil Fuel Combustion Residue	
	13014	Used Crankcase Oil Disposed of by Do-It-Yourselfers is Exempt	08/13/1987	Used Oil; Household Waste; Recycling; Do-It-Yourself (DIY)	
	11314	Household Hazardous Waste Exclusion	01/11/1988	Transportation; Treatment; Storage; Railcars for Household Waste Transfer	
	11347	Definition of Household Waste and Scrap Metal	05/02/1988	Metal Parts; Scrap Metal; Hazardous Waste Recycling	
	11377	Clarification of Issue Pertaining to Household Hazardous Waste Collection Programs	11/01/1988	Small Quantity Generators (SQGs); Household Hazardous Waste (HHW) Collection Programs; Household Hazardous Waste (HHW) That Contains Dioxin;	

Document Category	RCRA Online/ Resource	Resource Title	Document Date	Keyword(s)	Notes
				Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA)	
	11515	Chemical Weapon Agent Release	05/09/1990	Contaminated Human Remains; Personal Effects; Household Waste; Cremated; Buried	
	13480	Household Waste Exclusion Scope	05/30/1991	Nickel-Cadmium Batteries; Recycling; Service Center	
	11681	RCRA Subtitle C Requirements to Household Hazardous Waste Collection Programs Collecting Conditionally Exempt Small Quantity Generator Waste	07/22/1992	Conditionally Exempt Small Quantity Generators ¹ (CESQGs); Household Hazardous Waste (HHW) Collection Programs; Mixing CESQG Waste and Household Hazardous Waste (HHW)	
	11828	Clarification of Used Oil Rules as They Apply to Do-It-Yourself Oil Changers	04/08/1994	Used Oil Generators; Used Oil Standards; Part 279; Do-It-Yourself (DIY)	
	11875	Clarification Regarding the “Rebuttable Presumption” Provisions Contained in the Recycled Used Oil Management Standards	09/28/1994	Used Oil Generators; Used Oil Standards; Do-It-Yourself (DIY); Used Oil Transporters; Part 279	
	11897	Do RCRA Requirements Apply to the Handling, Shipment and Disposal of	02/28/1995	Household Appliance Components; Transportation and Labeling Requirements;	

¹EPA renamed Conditionally Exempt Small Quantity Generators (CESQGs) to Very Small Quantity Generators (VSQGs) in the November 28, 2016 Generator Improvements Final Rule.

Document Category	RCRA Online/ Resource	Resource Title	Document Date	Keyword(s)	Notes
		Household Appliance Components?		Contractor; Oven Thermostat	
	11898	Applicability of the Household Waste Exclusion to Lead-Contaminated Soil	03/07/1995	Lead-Based Paint; Demolition Debris; Soil	
	11958	Management and Disposal of Waste Vinyl Mini Blinds	07/12/1996	Lead-Bearing Vinyl Mini Blinds; Consumer Product Safety Commission (CPSC); Hospitals; Day Care Centers; Offices; Retail; Returns	
	14229	Options for Disposing of Lead Contaminated Soil Removed from Residential and Public Building Property	09/12/1996	Lead-Contaminated Soil; Residence; Household Waste; Lead Abatement Projects	
	14115	Applicability of Household Hazardous Waste Exclusion to Natural Gas Regulators Containing Mercury	08/13/1997	Natural Gas Regulators; Household Waste	
	14432	Labeling of Hazardous Materials in Products	04/07/2000	Household Products; Hazardous Materials; Labeling	
	14459	Regulatory Status of Waste Generated by Contractors and Residents from Lead-Based Paint Activities Conducted in Households	7/31/2000	Residential Lead-Based Paint; Contractors; Lead Abatement Projects; Renovation; Remodeling; Household Waste	
	14647	Disposal of Household Paint	01/21/2003	Paint Containers; Licensed Hazardous Waste Facilities	

Document Category	RCRA Online/ Resource	Resource Title	Document Date	Keyword(s)	Notes
	14673	Applicability of the Household Waste Exclusion to Arsenic-Contaminated Plants	06/23/2003	Arsenic; Normal Household Activities; Phyto-remediation	
	14774	Classification and Disposal of Waste Flameless Ration Heaters	10/29/2004	Meals, Ready-to-Eat (MREs); Flameless Heaters; Reactivity	
	14772	Applicability of RCRA to Disposal of Unified Group Ration – Express (UGR-E)	05/21/2007	Reactivity; Flameless Heaters; Recycling	
	14833	Recommendation on the Disposal of Household Pharmaceuticals Collected by Take-Back Events, Mail-Back, and Other Collection Programs	09/26/2012	Household Waste; Pharmaceutical Take-Back; Contraband	
	14853	Household Hazardous Waste Exemption for Pharmaceuticals Collected via DEA Approved Take-Back or Collection Programs	10/02/2015	Secure and Responsible Drug Disposal Act of 2010; Incineration of Household Waste Pharmaceuticals; Pharmaceutical Take-Back; Drug Enforcement Agency (DEA)	
	14906	Management of Household Pharmaceuticals Collected By Law Enforcement During Take-Back Events and Programs	09/11/2018	Burning; Combustion of Hazardous Waste; Incineration; Incinerators; Non-Retrieveable Standard	
Q&A	13189	Household Hazardous Waste	06/01/1988	Carbon Filters; Corrective Action Consent Decree	
	13277	Medical Waste – Household Medical Waste	05/01/1989	Medical Waste; Health Care Provider; Household	

Document Category	RCRA Online/ Resource	Resource Title	Document Date	Keyword(s)	Notes
	13358	Applicability of the Household Hazardous Waste Exclusion to Waste Generated by Contractors	03/01/1990	Construction and Demolition (C&D) Wastes; Lead-Based Paint; Routine Residential Maintenance	
	13736	Hotel Dry Cleaning Waste and the Household Waste Exclusion	03/01/1995	Hotels; Dry Cleaning Wastes	
	14308	Imported Household Waste	08/01/1998	Imported Household Hazardous Waste (HHW); Recordkeeping	
	14701	Contaminated Media and Debris from Residential Heating Oil Tanks	01/01/2004	Underground Storage Tanks (UST); Petroleum-Contaminated Media and Debris	
Federal Register Notices	45 FR 33084	Hazardous Waste Management System: Identification and Listing of Hazardous Waste	5/19/1980	Solid Wastes; Household Hazardous Waste (HHW) Residues; Mixing; Refuse-Derived Fuel (RDF); Septic Tank Pumpings	Preamble discussion of household waste exclusion begins on page 33098 and regulatory language appears on page 33120
	49 FR 44978	Hazardous Waste Management System: Identification and Listing of Hazardous Waste	11/13/1984	Household Waste; Exclusions; What is a Household; Petition	

Document Category	RCRA Online/ Resource	Resource Title	Document Date	Keyword(s)	Notes
	50 FR 28701	Hazardous Waste Management System	7/15/85	Household Waste; Exclusions; Hazardous & Solid Waste Amendments (HSWA) Codification; Household Hazardous Waste (HHW) Residues	Preamble discussion of household waste exclusion begins on page 28725 and regulatory language appears on page 28743
	60 FR 6666	Determination of Point at Which RCRA Subtitle C Jurisdiction Begins for Municipal Waste Combustion Ash at Waste-to-Energy Facilities	February 3, 1995	Household Waste; Exclusions; Ash; Waste-to-Energy; Supreme Court	
	68 FR 36487	Criteria for Classification of Solid Waste Disposal Facilities and Practices and Criteria for Municipal Solid Waste Landfills: Disposal of Residential Lead-Based Paint Waste	June 18, 2003	Residential Lead-Based Paint; Household Waste; Construction and Demolition (C&D) Landfill; Municipal Solid Waste Landfill	

CFR View Index

Return to: [Main Index](#)

CFR Location	Title/Topic
261.4 (b)(1)	Household Waste

CFR View

Return to: [Main Index](#)

NOTE: The CFR language outline has been reformatted and subheadings and explanations/terms added in brackets. The CFR language is not verbatim.

§ 261.4 (b)(1) Household Waste

[View Resources](#) | Go to [e-CFR](#) | Return to: [CFR Index](#) | [Resource View](#) | [Main Index](#)

(b) Solid wastes which are not hazardous wastes. The following solid wastes are not hazardous wastes:

(1) Household waste, including household waste that has been collected, transported, stored, treated, disposed, recovered (e.g., refuse-derived fuel) or reused. “Household waste” means any material (including garbage, trash and sanitary wastes in septic tanks) derived from households (including single and multiple residences, hotels and motels, bunkhouses, ranger stations, crew quarters, campgrounds, picnic grounds and day-use recreation areas). A resource recovery facility managing municipal solid waste shall not be deemed to be treating, storing, disposing of, or otherwise managing hazardous wastes for the purposes of regulation under this subtitle, if such facility:

(i) Receives and burns only

(A) Household waste (from single and multiple dwellings, hotels, motels, and other residential sources) and

(B) Solid waste from commercial or industrial sources that does not contain hazardous waste; and

(ii) Such facility does not accept hazardous wastes and the owner or operator of such facility has established contractual requirements or other appropriate notification or inspection procedures to assure that hazardous wastes are not received at or burned in such facility.