



State of Oregon Department of Environmental Quality
Draft Rules – Pharmaceutical
Edits Highlighted

Hazardous Waste Federal Rules Alignment 2021 Rulemaking Advisory Committee Meeting #2

Key to Identifying Changed Text:

~~Deleted Text~~

New/inserted text

Department of Environmental Quality

Chapter 340

Division 102

STANDARDS APPLICABLE TO GENERATORS OF HAZARDOUS WASTE

340-102-0500

Healthcare Facilities and Reverse Distributors

- (1) When notifying the Department as 40 CFR 266.502(a) and § 266.510(a) requires, are deleted and replaced to require DEQ notification as a healthcare facility or reverse distributor within 60 days of being subject to 40 CFR Subpart P as required under OAR 340-102-0010(2)(o).
- (2) The reporting provisions of 40 CFR 266.510(c)(9) are deleted and replaced by OAR 340-102-0041(2).
- (3) In addition to the provisions of 40 CFR 266.500, empty container(s) and empty container residue(s) definitions are added as specified under OAR 340-100-0010(2)(ee) and 340-100-0010(3)(d).

Statutory/Other Authority: ORS 183, 192, 459, 465.009, 466.015, 466.020, 466.075, 466.090, 466.105, 466.165, 466.195, 468 & 646

Statutes/Other Implemented: ORS 466.075

Division 100

HAZARDOUS WASTE MANAGEMENT

340-100-0002

Adoption of United States Environmental Protection Agency Hazardous Waste and Used Oil Management Regulations

(1) Except as otherwise modified or specified by OAR 340, divisions 100 to 106, 109, 111, 113, 120, 124 and 142, the Commission adopts by reference, and requires every person subject to ORS 466.005 to 466.080 and 466.090 to 466.215, to comply with the rules and regulations governing the management of hazardous waste, including its generation, transportation, treatment, storage, recycling and disposal, as the United States Environmental Protection Agency prescribes in 40 CFR Parts 260 to 268, 270, 273 and Subpart A and Subpart B of Part 124, as enacted through June 30, 2015, except as modified below in sections (2), (3) and (4).

(2) The Commission expressly adopts only 40 CFR § 270.14(a) and § 270.28 as amended in adoption of 63 Federal Register 56710 (c174), October 22, 1998.

(3) The Commission excludes from the rules adopted in Section (1) of this rule, and does not adopt by reference, [40 CFR § 266.502\(f\)\(2\)\(ii\) and \(f\)\(2\)\(iii\)](#), [40 CFR § 266.504\(d\)](#), 40 CFR § 260.2 and the amendments to 40 CFR Parts 124, 260 to 268, 270 and 273 as enacted at:

(a) 63 Federal Register 56710-56735 (c174), October 22, 1998 (amendments to 40 CFR § 264-265 and § 270(1)(c));

Note: Excludes adoption of 266.502 Non-creditable Pharma inventory system with designated specific storage area requirements and 266.504 long term healthcare 20 bed count requirements. OR adoption = more stringent.