

RCRA REVISION CHECKLIST 65

Mining Waste Exclusion I
 54 FR 36592-36642
 September 1, 1989
 (Non-HSWA Cluster VI)

This present checklist is titled "Mining Waste Exclusion I" indicating that it is the first of two amendments to t
 The second amendment occurred at 55 FR 2322 on January 23, 1990 and is addressed by Revision Checkl
 Waste Exclusion II. This latter checklist will be made available through SPA 9.

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	EQUIV- ALENT	STATE ANALOG IS:	
				MORE STRINGENT	BROADER IN SCOPE

PART 261 - IDENTIFICATION AND LISTING OF
 HAZARDOUS WASTES

SUBPART A - GENERAL

add exception for
 mixture of a
 261.4(b)(7) waste and
 a solid waste
 exhibiting a Subpart C
 characteristic unless
 resultant mixture
 meets certain charac-
 teristic conditions;
 mixture is hazardous
 relative to the EP
 toxicity characteristic 261.3(a)(2)(i)

add "of this part" after
 "Subpart D"; add
 language excepting
 mixtures of hazardous
 waste and solid waste
 excluded under
 261.4(b)(7) and the
 mixture no longer
 exhibits hazardous
 characteristics for
 which the hazardous
 waste was listed in
 Subpart D 261.3(a)(2)(iii)

1 define beneficiation;
 replace the last three
 words of the para-
 graph, "does not
 include", with
 "includes only" 261.4(b)(7)

RCRA REVISION CHECKLIST 65: Mining Waste
Exclusion I (cont'd)

FEDERAL REQUIREMENT	FEDERAL RCRA CITATION	ANALOGOUS STATE CITATION	STATE ANALOG IS:		
			EQUIV- ALENT	MORE STRINGENT	BROADER IN SCOPE
solid wastes, from ore and mineral processing, that are retained within exclusion	261.4(b)(7)(i)(A)-(E)				
solid wastes from ore and mineral processing that are conditionally retained within the exclusion	261.4(b)(7)(ii)(A)-(T)				

1

See subsequent technical correction to the definition of "beneficiation" as addressed by Revision Checklist 2322, January 23, 1990).