

**CROSSWALK OF WASHINGTON  
HAZARDOUS WASTE REGULATORY PROVISIONS  
Includes EPA's Determinations  
Relative to Issues Identified in Exhibit 2 for the 2002 Crosswalk  
Revised as of **March 20**, 2006**

**(PART 2 OF 3)**

**173-303-110 through 173-303-578**

**See Part 1 for Authorization/Codification History,  
General Notes, and Analysis Assumptions**

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3**

[1] State citation (06/10/00 Official Regs., Unless otherwise specified)	[2] Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3] State Citation as Found in Authorized Regulations	[4] Effective Date of Authorized State Regulations	[5] Effective Date of Auth- orization	[6] Checklist/Auth- orization Basis	[7] More Stringent	[8] HSWA/ non- HSWA	[9] Description/Basis for Classification	[10] Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-110(2)(a)(i) - (vii), &(b)	261 Appendix I	Same citation	6/27/84; 6/10/00	1/31/86; TBD	Base, 11; Mini-authorization		N-H	Sampling and testing methods. The ASTM numbers have changed for iii-v. The version cited of SW-846 has changed as it should for vi and vii. The changes to the SW-846 version is consistent with the changes relative to CL s 126 and 158 since 173-110(3)(a) is cited. EPA has approved this provision to be included in a mini-authorization FR notice.	X			
173-303-110(3)(b)	No federal analog; related to 260.11	Same citation	6/27/84; 6/10/00	1/31/86; TBD	Base; Mini-authorization			Sampling and testing methods. Biological testing methods. Not changed since base except to add "Department of Ecology Publication #80-12". EPA has approved this provision to be included in a mini-authorization FR notice.	X			
173-303-110(3)(c)	No federal analog; related to 260.11	173-303-110(3)(a); Same citation	6/27/84; 6/10/00	1/31/86; TBD	Base; Mini-authorization			Sampling and testing methods. Testing methods for designating dangerous waste has been updated to conform with the Department of Ecology Publication #97-407. EPA has approved this provision to be included in a mini-authorization FR notice.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-110(3)(f)	261, Appendix III	Same citation	6/27/84; 6/3/86 12/8/93; 2/11/98	1/31/86; 11/23/87 4/29/96; 1/11/00	Base; 18; 33; 14, 21, 22, 67, 68, 73, 75, 82, 126 [14 Corrected FR Notice TBD]		Entries are HSWA/ non-HSWA depending on the CL that added them	Sampling and testing methods. 261, Appendix III. This provision has not changed since 2/11/98 authorization. Note that on CL 14, 173-303-110(3)(c) is incorrectly cited as the analog to 261, Appendix III. It is also incorrectly cited on the FR notice. The correct analog to 261, Appendix III is 173-303-110(3)(f). EPA determined that this error will be addressed in a correction.	X			
173-303-120(4) introductory paragraph	No federal analog; related to 261.6(c)(1)	Same citation	6/3/86; 6/10/00	11/23/87; TBD	13; Mini-authorization			Recycled, reclaimed, and recovered wastes. Has not been authorized since the CL 13 authorization. This is an oversight, because this provision is needed for the authorization of CL 34, 79 and 154 as this provision changed as part of adding 173-303-120(4)(c)&(d), the analogs to 261.6(c)(1)&(2). The requirements appear consistent with the Federal requirements and are likely more stringent. EPA reviewed this provision and determined that it can be mini-authorized.	X			

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-140(2) introductory paragraph	No federal analog; related to part 268	Same citation	2/11/98;  6/10/00	1/11/00;  TBD	LDR thru 137;  Mini-authorization			Land disposal restrictions. EPA confirmed in 2004 that the provision is part of the State's authorized program and should have been included in the LDR authorization. EPA has approved this provision to be included in a mini-authorization FR notice rather than a technical correction.	X			
173-303-140(4)(b) (iv)	264.314(e)	Same citation	2/11/98;  6/10/00	1/11/00;  TBD	118;  Mini-authorization			LDRs, disposal of liquid waste. Sorbents. Not changed since 2/12/98.  Note 173-303-140(4)(b)(iv), 140(4)(b)(iv)(A)&(B) are incorrectly cited for CL 17F in the authorization notice effective 1/11/00. These citations should be changed to 173-303-140(4)(b)(v), 140(4)(b)(v)(A)&(B)  EPA has approved this provision to be included in a mini-authorization FR notice.	X			

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303- 140(4)(b)(v)	264.314(f)	Same citation	2/11/98;  6/10/00	1/11/00;  TBD	17F, 118;  Mini- authorization			LDR. Liquid non-hazardous waste in landfills. Not changed since 2/12/98.  Note 173-303-140(4)(b)(iv), 140(4)(b)(iv)(A)&(B) are incorrectly cited for CL 17F in the authorization notice effective 1/11/00. These citations should be changed to 173- 303-140(4)(b)(v), 140(4)(b)(v)(A)&(B)  EPA has approved this provision to be included in a mini-authorization <u>FR</u> notice.	X			

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-145, except 172- 303-145(3)(a) intro and (3)(b)	263.30(a), 263.30(b) & 263.31 related	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	Base, AG (base, p.11), III;  Mini- authorization			Spills and discharges into the environment. In base, no changes except for the following minor changes by the 3/7/91 (Order 90-42) and 7/8/92 (Order 91-44) amendments:  In (1), "public health" was replaced with "human health" and "are" was changed to "is". In (2)(a), the "and" was removed at the end of the paragraph. Provision 145(1) was modified again in 12/8/93 regulations to specify the spill or discharge of a "dangerous waste or hazardous substance", as the concern of the section.  EPA has approved this provision to be included in a mini-authorization <u>FR</u> notice.	X			

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-160(4)	No federal analog; related to 260.20	last paragraph of 173-303-160(4) ;  173-303-160(4)	6/27/84;  6/10/00	1/31/86;  TBD	Base;  Mini-authorization			Containers. This provision was modified in the 2/11/98 regulations to specify who may petition the department to receive alternative rinsing processes. The modifications make the provision more clear and EPA determined they should be mini-authorized.	X			
173-303-161(6)	No federal analog; related to part 264	Same citation	6/10/00	TBD	Mini-authorization			Over packed containers. Not in base, added in 1986 by the 6/3/86 (Order DE-85-10) amendment. Because not cited on a checklist or in an authorization article, not part of the authorized program. Requires the generator to keep a listing of chemicals, their concentrations and the quantities per lab pack. Reviewed by EPA and determined acceptable for mini-authorization.	X			

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-170(3) introductory paragraph and (3)(a)	No federal analog; related to 262.34(a) and (d)	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	Base, AG (Base, p. 11), II;  Mini-authorization			Requirements for generators of dangerous waste. Has been changed significantly since base. Originally just dealt with 90 day accumulation; has been expanded to include other situations where the TSD standards do not apply to generators. EPA has approved this provision to be included in a mini-authorization FR notice. Based on a cursory examination appears consistent with 262.34 and EPA policy. Adds clarity.	X			
173-303-170(3)(b) intro, (i) & (ii)	262.10(c)	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	Base, AG (Base, p. 11), II;  Mini-authorization			Requirements for generators of dangerous waste. Addresses an unstated requirement of the RCRA program. It is only addressed in guidance documents. EPA has approved this provision to be included in a mini-authorization FR notice.	X			



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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-170(4)	No federal analog; related to 262.11(d)	Same  [was 173-303-170(5) in 12/8/93 regs.]	6/10/00	TBD	Mini-authorization			Requirements for generators of dangerous waste. Compliance with special land disposal restrictions. Not in base; added by the 1/5/88 (Order DE-83-36) amendment; not cited as part of an authorization package or in an authorization article. Assume not authorized. References 173-303-140, most of which is not authorized. EPA has determined to mini-authorize this provision.	X			
173-303-180(5)	No federal analog; related to part 262	Not authorized	6/10/00	TBD	Mini-authorization			Manifest. Special instructions for shipment of labpacks; not in base; not cited as part of an authorization package; added by 86-12-057 (Order DE-85-10), 6/3/86. Addresses assigning State numbers to materials that probably are hazardous waste. Reviewed by EPA and determined to be acceptable for mini-authorization.	X			

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173-303- 200(1)(a)	262.34(b)	Same citation	3/27/84;  6/10/00	1/31/86;  TBD	II;  Mini- authorization			Accumulating Dangerous Waste. Has been changed since the base by the addition of the last sentence. This sentence was part of the regulations in 1986. 173-303-200(1) was cited as the analog to 262.34(a) intro on CL 23. Can it be assumed that this additional sentence was examined as part of the authorization of that checklist? The authorization notice for CL23 does not list individual provisions. This sentence makes the provision more like federal. EPA has approved this provision to be included in a mini-authorization FR notice.	X			

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173-303- 200(1)(d)	262.34(a)(3)	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	II;  Mini- authorization	MS		Accumulating Dangerous Waste. This provision is more stringent than 262.34(a)(3) because it requires a sign/label which lists the major risks. This provision does not appear to have been authorized as part of the wood preserving authorization because it is not listed in the Federal Register nor is it listed on the wood preserving consolidated checklist. This provision has changed since the base program; a sentence addressing signs at each entrance to the accumulation area. has been added. This change also appears to make the state more stringent.  EPA has approved this provision to be included in a mini-authorization <u>FR</u> notice.	X			

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173-303- 210(1)	262.40(a)	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	II;  Mini- authorization	MS		Generator recordkeeping. Same as base except the period of retention was changed from three years to five years by the 3/7/91 (Order 90- 42) amendment. This makes the State more stringent. EPA determined that this should be included in the mini- authorization.  This State's provision has not changed since the 3/7/91 amendment.	X			

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303- 210(2)	262.40(b)	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	II;  Mini- authorization	MS		Generator recordkeeping. Same as base except the three-year retention period was changed to a five- year period by the 3/7/91 (Order 90-42) amendment. This change makes the State more stringent. That amendment also added a sentence requiring the generator to keep a copy of his most recent notification until he is no longer defined as a generator. The Federal regulations do not have this requirement, although it is logical that a generator should do this. Thus, the state is consistent with Federal code and potentially more stringent. EPA determined that these changes should be included in the mini-authorization.  This State's provision has not been changed since 3/7/91 amendment.	X			

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173-303- 210(3) intro, (3)(a)	262.40(c)	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	II;  Mini- authorization	MS		Generator recordkeeping. 173-303-210(3)(a) is analogous to the 173-303-210(3) found in the base program. Same as base except that the three-year retention period was changed to a five-year retention period by the 3/7/91 (Order 90-42) amendment. Also, "treatment, storage, or disposal" was written out rather than abbreviated. The first change makes the State more stringent. The other change made was from 12/8/93 (Order 92-33) that a title "Waste designation records" was added as 173-303-210(3). This only adds clarity. The 12/8/93 amendment added the introductory paragraph and designated the existing paragraph (3) as (3)(a). EPA determined that these changes should be included in the mini-authorization. This State's provision has not changed since 12/8/93 amendment.	X			

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173-303- 210(3)(b)	No federal analog; related to part 262	Same citation	6/10/00	TBD	Mini- authorization			Generator recordkeeping. Provisions specify what must be included in the test results. This change is consistent with the Federal code, however, and the state is at least as stringent as the Federal requirements if not more stringent. This change was made by 12/8/93 (Order 92-33). EPA reviewed and decided that it should be mini-authorized.	X			
173-303- 210(4)	No federal analog; related to part 262	Same citation	6/10/00	TBD	Mini- authorization			Generator recordkeeping. This paragraph addresses all other records required for generator accumulation on site. This was added by the 6/3/86 (Order DE-85-10) amendment. The 3/7/91 amendment changed the retention period to five years. This provision provides clarity and is consistent with the Federal requirements. EPA determined that this should be mini-authorized.	X			

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173-303-210(6)	No federal analog; related to part 262	Same citation	6/10/00	TBD	Mini-authorization			Generator recordkeeping. Added by the 3/7/91 (Order 90-42) amendment. No direct analog in 262, but there is a parallel requirement for TSDs; requires that all generator records be available and furnished upon request by the director. This provision adds clarity and is consistent with the Federal requirement. EPA determined that this should be mini-authorized.	X			
173-303-220(3)	262.43	Same citation	6/27/84; 6/10/00	1/31/86; TBD	II; Mini-authorization			Generator reporting. Same as base except that the following was added for clarity: "(including engineering ... specifications)"; the word "his" was also replaced by "the generator's". EPA reviewed these changes and decided the revised provision should be mini-authorized.	X			



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173-303-230(3) introductory paragraph	No federal analog; related to 261.7	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	Base;  Mini-authorization			Special Conditions. Base, amended as follows:  <ul style="list-style-type: none"> <li>86-12-057 (Order DE-85-10), filed 6/3/86, deleted "and if used to hold EHW, have been triple rinsed according to WAC 173-303-160(4)," after "defined in WAC 173-303-160(2)".</li> <li>87-14-029 (Order DE-87-4), filed 6/26/87 changed the heading from "Triple rinsing" to "Empty containers."</li> </ul> <p>These changes are consistent with the 261.7 requirements. EPA reviewed and decided that it should be mini-authorized.</p>	X			

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-230(3)(a)	No federal analog; related to 261.7	Same citation	6/27/84; 6/10/00	1/31/86; TBD	Base;  Mini-authorization			Special Conditions. Base, amended by 86-12-057 (Order DE-85-10), filed 6/3/86, which replaced "this chapter" with "this chapter 173-303 WAC". This is a conforming change and should be mini-authorized. EPA has approved this provision to be included in a mini-authorization FR notice.	X			
173-303-230(4)	No federal analog; related to 261.7	Same citation	6/27/84; 6/10/00	1/31/86; TBD	Base;  Mini-authorization			Special Conditions. Tank car rinsate Base, no changes except for 86-12-057 (Order DE-85-10), filed 6/3/86, which replaced "this chapter, 173-303 WAC" with "this chapter" at 173-303-230(4). This is conforming change and can be mini-authorized. EPA has approved this provision to be included in a mini-authorization FR notice.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1] State citation (06/10/00 Official Regs., Unless otherwise specified)	[2] Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3] State Citation as Found in Authorized Regulations	[4] Effective Date of Authorized State Regulations	[5] Effective Date of Auth- orization	[6] Checklist/Auth- orization Basis	[7] More Stringent	[8] HSWA/ non- HSWA	[9] Description/Basis for Classification	[10] Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-240(1)	No federal analog; related to 263.10	Same citation	6/10/00	TBD	Mini-authorization			Requirements for transporters of dangerous wastes. This State provision has been inserted into the 6/10/00 code requirements for transporters. The section clarifies the state code's applicability and should be mini-authorized. EPA reviewed the provision and decided it should be included in the mini-authorization.	X			
173-303-240(2)	No federal analog; related to 263.11	173-303-240(1)	6/27/84; 6/10/00	1/31/86; TBD	Base; Mini-authorization			Requirements for transporters of dangerous wastes. In base, however, language has been added to clarify mandate for a current identification number. State removed sentences specifying differences regarding interstate and intrastate transporter requirement. State initiated change: modifying "shall" to "must" regarding notification and identification requirements. Phrase "or terminal" at end of section removed. These changes all help to clarify the section and are consistent with the federal analog. EPA reviewed the provision and decided it should be included in the mini-authorization.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1]  State citation (06/10/00 Official Regs., Unless otherwise specified)	[2]  Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3]  State Citation as Found in Authorized Regulations	[4]  Effective Date of Authorized State Regulations	[5]  Effective Date of Auth- orization	[6]  Checklist/Auth- orization Basis	[7]  More Stringent	[8]  HSWA/ non- HSWA	[9]  Description/Basis for Classification	[10]  Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-240(3)	No federal analog; related to part 263	173-303-240(2) first sentence	6/27/84;  6/10/00	1/31/86;  TBD	Base;  Mini-authorization			Requirements for transporters of dangerous waste. The first sentence is the only part left from the base at 173-303-240(2); it is identical to the current 173-303-240(3). The removed requirements addressed moderate risk waste. This was a Washington specific requirement. This change was reviewed by EPA and determined acceptable for mini-authorization.	X			
173-303-240(6), except (6)(a)	263.12	173-303-240(5)	6/27/84;  6/10/00	1/31/86;  TBD	III;  Mini-authorization	MS/BIS		Requirements for transporters of dangerous waste. Transfer facility. In base, but has been expanded greatly from the base version which was similar to the Federal requirements. The State now subjects transfer facilities to registration (see next row), security, inspection, training, contingency planning, and containment. EPA has approved this provision to be included in a mini-authorization ER notice. Thus, the second sentence in the introduction needs to be redlined as it addresses registration.	X, redline as directed			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1] State citation (06/10/00 Official Regs., Unless otherwise specified)	[2] Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3] State Citation as Found in Authorized Regulations	[4] Effective Date of Authorized State Regulations	[5] Effective Date of Auth- orization	[6] Checklist/Auth- orization Basis	[7] More Stringent	[8] HSWA/ non- HSWA	[9] Description/Basis for Classification	[10] Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-240(7)(a)	263.30	Same citation	6/10/00	TBD	Mini- authorization			<p>Requirements for transporters of dangerous waste. Transporter exemptions. Not in base; added in the 6/10/00 regulations. Not listed in FR or authorized on a CL. No evidence this section was authorized. Omit from codification.</p> <p>263.20(e)(1)-(5) addresses manifest requirements for water shipment and is analogous 173-303-250(7). The provisions at 173-303-240(7) addresses transporter exemptions.</p> <p>EPA has approved this provision to be included in a mini-authorization <u>FR</u> notice.</p>	X			X

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1] State citation (06/10/00 Official Regs., Unless otherwise specified)	[2] Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3] State Citation as Found in Authorized Regulations	[4] Effective Date of Authorized State Regulations	[5] Effective Date of Auth- orization	[6] Checklist/Auth- orization Basis	[7] More Stringent	[8] HSWA/ non- HSWA	[9] Description/Basis for Classification	[10] Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-240(8)	No federal analog; related to 263.12	Same citation	6/10/00	TBD	Mini-authorization			Requirements for transporters of dangerous wastes. This provision clarifies what happens when a transporter stores for more than 10 days. Added when 173-303-240(6) was completely revised. Consistent with Federal program. EPA has reviewed the provision and determined that it should be included in a min-authorization.  Note to EPA: 263.20(f)(1)-(5) addresses manifest requirements for rail shipment and is analogous to 173-303-250(8). The provisions at 173-303-240(8) address accumulation or storage of waste for more than 10 days	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1]  State citation (06/10/00 Official Regs., Unless otherwise specified)	[2]  Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3]  State Citation as Found in Authorized Regulations	[4]  Effective Date of Authorized State Regulations	[5]  Effective Date of Auth- orization	[6]  Checklist/Auth- orization Basis	[7]  More Stringent	[8]  HSWA/ non- HSWA	[9]  Description/Basis for Classification	[10]  Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-240(9)	No federal analog; related to 263.12	Same citation	6/10/00	TBD	Mini-authorization			Requirements for transporters of dangerous waste. Added to code in 6/10/00 version of regulation, but does not appear in the FR or on any CLs. Does not appear to be authorized. This is a clarification that reference to the generator accumulation standards in 173-303-240(4) does not imply that transporters can store in excess of ten days. Consistent with Federal program. EPA has reviewed the provisions and determined that they should be included in a mini-authorization.  Note to EPA: 263.20(e)(1)-(5) addresses manifest requirements for water shipment and is analogous to 173-303-250(7). The provisions at 173-303-240(7) address transporter exemptions.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1]  State citation (06/10/00 Official Regs., Unless otherwise specified)	[2]  Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3]  State Citation as Found in Authorized Regulations	[4]  Effective Date of Authorized State Regulations	[5]  Effective Date of Auth- orization	[6]  Checklist/Auth- orization Basis	[7]  More Stringent	[8]  HSWA/ non- HSWA	[9]  Description/Basis for Classification	[10]  Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-280(4)	No federal analog; related to part 264	Not authorized	6/10/00	TBD	Mini-authorization			General requirements for dangerous waste management facilities. Subjects owners/operators to land disposal restrictions; paragraph added by 88-02-057 (Order DE-83-36), 1/5/88. EPA reviewed this provision and determined it acceptable for mini-authorization because this provision points to the State's land disposal restrictions and other disposal restrictions.	X			
173-303-282, except 173-303-282(3)(b), (f), (g) and (h); (6)(a)(i) &(6)(c)(i)(A)(i)	No federal analog; related to part 264	Not authorized	6/10/00	TBD	Mini-authorization			Siting Criteria. Added by 9/21/90 and amended by 12/8/93. The State appears to have replaced its older siting requirements, addressing only seismic and floodplain criteria, with much more extensive criteria at 173-303-282. These criteria appear to be at least more stringent and potentially broader in scope than the Federal siting program. EPA will address the broader in scope issues in the codification FR notice. EPA has approved this provision to be included in a mini-authorization FR notice.	X		X	



**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1]  State citation (06/10/00 Official Regs., Unless otherwise specified)	[2]  Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3]  State Citation as Found in Authorized Regulations	[4]  Effective Date of Authorized State Regulations	[5]  Effective Date of Auth- orization	[6]  Checklist/Auth- orization Basis	[7]  More Stringent	[8]  HSWA/ non- HSWA	[9]  Description/Basis for Classification	[10]  Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303- 282(3)(b),(f), (g) & (h) and (6)(a)(i)	264.18(a)	173-303- 420(3)	6/27/84;  6/10/00	1/31/86;  TBD	AG (Base, pp. 11 & 12), IVA;  Mini- authorization	MS		Siting Criteria. Seismic requirements. These provisions were located at 173-303-420(3). Washington revised and moved this provision to 173-303-282(3)(b), (g)&(h) and (6)(a)(i). It no longer includes all of the definitions and does not list counties with holocene faults. The requirements are more stringent because the siting distance away from the fault is now 500 ft rather than 200 ft. EPA determined it acceptable for inclusion in a mini-authorization.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1] State citation (06/10/00 Official Regs., Unless otherwise specified)	[2] Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3] State Citation as Found in Authorized Regulations	[4] Effective Date of Authorized State Regulations	[5] Effective Date of Auth- orization	[6] Checklist/Auth- orization Basis	[7] More Stringent	[8] HSWA/ non- HSWA	[9] Description/Basis for Classification	[10] Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-283	No federal analog; related to part 264	173-303-430	6/27/84;  6/10/00	1/31/86;  TBD	Base;  Mini-authorization			Performance Standards. This paragraph was in the State's base code as 173-303-430, was removed in the 3/11/88 code, and added back to the State code by the 9/6/88 (Order 88-29) amendment at 173-303-283; there is no difference between the base and 1988 versions; however, in the 6/10/00 version, the reference to 173-303-280 through 173-303-290 has been changed to "173-303-280, 173-303-290". EPA has approved this provision to be included in a mini-authorization <u>FR</u> notice.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1] State citation (06/10/00 Official Regs., Unless otherwise specified)	[2] Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3] State Citation as Found in Authorized Regulations	[4] Effective Date of Authorized State Regulations	[5] Effective Date of Auth- orization	[6] Checklist/Auth- orization Basis	[7] More Stringent	[8] HSWA/ non- HSWA	[9] Description/Basis for Classification	[10] Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303- 290(1)	264/265.12(a)	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	AG (Base, p. 11), IV A, IV B;  Mini- authorization		N-H	Required notices. The State's provision was identical to the Federal provision for the Base Program authorization. Since then, the provision was changed extensively by the 1/8/94 amendment (Order 92-33). The introductory paragraph was slightly reworded and subparagraphs (a)-(f) were added to specify the information requirements for the notification. The provision was also amended in 1995 with the replacement of "shall" with "must" in the introductory paragraph. Note that the Federal provision had not changed until 1996 when the final rule addressed by CL 152 modified the provision. Washington has not adopted the CL 152 provisions. Although the provision addresses notification of imports, the State did not include the provision as part of its CL 31 authorization. EPA has approved this provision to be included in a mini-authorization FR notice.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1] State citation (06/10/00 Official Regs., Unless otherwise specified)	[2] Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3] State Citation as Found in Authorized Regulations	[4] Effective Date of Authorized State Regulations	[5] Effective Date of Auth- orization	[6] Checklist/Auth- orization Basis	[7] More Stringent	[8] HSWA/ non- HSWA	[9] Description/Basis for Classification	[10] Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303- 290(1)								<p><i>cont'd</i></p> <p>EPA notes that the State should not make any substitutions to language in 264-265.12(a); however, a State may receive authority for regulated facilities to send copies of import notifications to the State.</p> <p>Note that the State's requirement is an additional requirement to the Federal notification requirement at 264/265.12(a) regarding imports of hazardous waste. Import and export notification requirements are not delegable to States, therefore, facility owners and operators must continue to notify EPA of their intent to import hazardous waste, in addition to notifying the State of Washington.</p> <p>An explanation regarding non-delegable provisions will be provided in the future codification FR notice, and will specifically address 173-303-290(1).</p>				

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1]  State citation (06/10/00 Official Regs., Unless otherwise specified)	[2]  Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3]  State Citation as Found in Authorized Regulations	[4]  Effective Date of Authorized State Regulations	[5]  Effective Date of Auth- orization	[6]  Checklist/Auth- orization Basis	[7]  More Stringent	[8]  HSWA/ non- HSWA	[9]  Description/Basis for Classification	[10]  Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-300(5)(g)	264/265.13 (b)(5)	Not authorized	6/10/00	TBD	Mini-authorization		N-H	Although the Federal provision addressing off-site facilities existed at the time of the base program, the Washington regulations did not include this specific provision. The State's provision is identical to 40 CFR 264/264.13(b)(5); . Note that Washington has a provision at 173-303-300(5)(e) which is similar to this provision at 173-303-300(5)(g). EPA has determined that this provision should be included in a mini-authorization.	X			
173-303-300(6) introductory paragraph through (6)(b)	264/265.13(c) introductory paragraph through (c)(2)	173-303-300(5)(g)	6/27/84;  6/10/00	1/31/86;  TBD	AG (Base, p. 11), IVA, IVB;  Mini-authorization		N-H	Waste analysis - Procedures that off-site facilities will use to inspect and analyze movement of hazardous waste. Note that the State's citation has been renumbered. In addition, the State has changed the language to be like the Federal language; however, the changes have not been re-authorized. EPA has determined that this is a State-initiated change that may be included in a mini-authorization.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-320(2)(d)	264/265.15(d)	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	AG (Base, p. 11), IVA, IVB;  Mini-authorization	MS	N-H	<p>Inspection log. After the base authorization, Washington made changes effective 4/7/91 (Order 90-42, filed 3/7/91). Washington added language which requires that "an account of spills or discharges in accordance with WAC 173-303-145" must be included in the inspection log. This seems to be a clarity change because 173-303-145 has been in the regulations since the base and addresses spills. The State also changed the three-year retention period to five. This makes the State more stringent than the Federal code which requires a 3-year retention period. EPA determined that this provision should be included in a mini-authorization.</p> <p>Effective 11/1995, the State has also replaced the word "shall" with "must".</p>	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1]  State citation (06/10/00 Official Regs., Unless otherwise specified)	[2]  Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3]  State Citation as Found in Authorized Regulations	[4]  Effective Date of Authorized State Regulations	[5]  Effective Date of Auth- orization	[6]  Checklist/Auth- orization Basis	[7]  More Stringent	[8]  HSWA/ non- HSWA	[9]  Description/Basis for Classification	[10]  Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-330(2)(c)	264/265.16 (d) (4)	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	AG (Base, p. 11), IVA, IVB;  Mini- authorization	MS	N-H	This provision was initially authorized as part of the base program. The 1/8/94 (Order 92-33) amendment added the following: "The department may ... verify that training was received." This adds requirements not found in the Federal and makes the State more stringent. No additional changes have been made since. EPA determined this change acceptable to include in a mini-authorization.	X			
173-303-350(3)(c)	264/265.52(c)	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	AG (Base, p. 11), IVA, IVB;  Mini- authorization		N-H	The State's provision has not changed since base program authorization, except for adding the following clarifying change with 1/8/94 (Order 92-33): "as required in WAC 173-303-340(4)". EPA determined that this should be included in the mini-authorization.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1] State citation (06/10/00 Official Regs., Unless otherwise specified)	[2] Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3] State Citation as Found in Authorized Regulations	[4] Effective Date of Authorized State Regulations	[5] Effective Date of Auth- orization	[6] Checklist/Auth- orization Basis	[7] More Stringent	[8] HSWA/ non- HSWA	[9] Description/Basis for Classification	[10] Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-360(1)	264/265.55	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	AG (Base, p. 11), IVA, IVB;  Mini-authorization		N-H	Emergency coordinator. The provision was amended effective 6/10/00 by adding the parenthetical phrase found in the Federal code which explains what "on call" means. The State-initiated change makes the State's rule more like Federal; therefore, EPA determined it is acceptable to include it in a mini-authorization.	X			
173-303-360(2)(d) & (e)	264/265.56(d)	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	AG (Base, p. 11), IVA, IVB;  Mini-authorization		N-H	After base program authorization, the phrase "(outside the facility)" after "the environment" was deleted by the 3/7/91 (Order 90-42) amendment. EPA determined that the amendment clarifies the State's requirements and should be included in a mini-authorization.	X			



**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1] State citation (06/10/00 Official Regs., Unless otherwise specified)	[2] Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3] State Citation as Found in Authorized Regulations	[4] Effective Date of Authorized State Regulations	[5] Effective Date of Auth- orization	[6] Checklist/Auth- orization Basis	[7] More Stringent	[8] HSWA/ non- HSWA	[9] Description/Basis for Classification	[10] Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-360(2)(k)(viii) & (ix)	No federal analog; related to 264/265.56(j)	Not authorized	6/10/00	TBD	Mini-authorization	MS		Washington added these provisions after base program authorization. The provisions were added in 1987 (6/26/87; Order DE-87-4). This change did not appear on a checklist, in an AGS or in an authorization article; therefore, the State is not authorized for this change. These paragraphs are consistent with the Federal requirements and potentially make the State more stringent in that they ask for the cause of the incident and a description of corrective action taken to prevent a reoccurrence of the incident. The provision was reviewed by EPA and determined that it should be included in a mini-authorization.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1]  State citation (06/10/00 Official Regs., Unless otherwise specified)	[2]  Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3]  State Citation as Found in Authorized Regulations	[4]  Effective Date of Authorized State Regulations	[5]  Effective Date of Auth- orization	[6]  Checklist/Auth- orization Basis	[7]  More Stringent	[8]  HSWA/ non- HSWA	[9]  Description/Basis for Classification	[10]  Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-370(4)(b)	264/265.72(b)	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	AG (Base, p. 11), IVA, IVB;  Mini-authorization	MS	N-H	Upon discovering a discrepancy. The provision was amended effective 6/10/00 by replacing “generator or transporter” with “generator and transporter”. The change makes Washington more stringent in that the State requires that the owner or operator must attempt to reconcile the manifest discrepancy with both the waste generator and transporter, whereas the Federal code requires a reconciliation with either the generator or transporter. EPA determined that it is acceptable to include in a mini-authorization.	X			
173-303-380(1)(e)	264/265.73 (b)(5)	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	AG (Base, p. 11), IVA, IVB;  Mini-authorization	MS	N-H	The provision was originally authorized as part of the base program. At that time, the State’s rule was equivalent to Federal. The retention period was changed from three to five years by the 3/7/91 (Order 90-42) amendment, making the State more stringent than the Federal code. EPA determined that this provision is acceptable to include in the mini-authorization.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1]  State citation (06/10/00 Official Regs., Unless otherwise specified)	[2]  Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3]  State Citation as Found in Authorized Regulations	[4]  Effective Date of Authorized State Regulations	[5]  Effective Date of Auth- orization	[6]  Checklist/Auth- orization Basis	[7]  More Stringent	[8]  HSWA/ non- HSWA	[9]  Description/Basis for Classification	[10]  Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303- 380(2)(d)	264/265, Appendix I (3)	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	AG (Base, p. 11), Base;  Mini- authorization		N-H	The provision was initially authorized as part of the base program. The State has revised the language to be more like Federal, and has also added language to clarify the rule. Specifically, Washington makes it clear that the methods include the management for each dangerous waste received or managed and that the date(s) of recycling should also be recorded. The State-initiated changes make the wording in subparagraph (2) consistent with the wording found in (1). EPA determined that this should be part of the mini-authorization.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1]  State citation (06/10/00 Official Regs., Unless otherwise specified)	[2]  Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3]  State Citation as Found in Authorized Regulations	[4]  Effective Date of Authorized State Regulations	[5]  Effective Date of Auth- orization	[6]  Checklist/Auth- orization Basis	[7]  More Stringent	[8]  HSWA/ non- HSWA	[9]  Description/Basis for Classification	[10]  Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-390 (2) introductory paragraph	264/265.75 introductory paragraph	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	AG (Base, p. 11), IVA, IVB, 1;  Mini- authorization	MS	N-H	Annual reports. The State's provision is more stringent because it requires an annual report, whereas the Federal code requires a biennial report.  Since the base program authorization, the State has made changes to clarify the regulations. For example, (1) the State has inserted "of a facility that holds an active EPA/state identification number" after "owner or operator"; (2) "shall" has been replaced with "must"; and (3) TSD Facility Annual Dangerous Waste Report" has been replaced with "Dangerous Waste Annual Report". The state-initiated change was part of the rule revision that became effective in 11/95, per AGS dated 6/25/99. EPA determined that the State-initiated changes should be included in a mini-authorization.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1]  State citation (06/10/00 Official Regs., Unless otherwise specified)	[2]  Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3]  State Citation as Found in Authorized Regulations	[4]  Effective Date of Authorized State Regulations	[5]  Effective Date of Auth- orization	[6]  Checklist/Auth- orization Basis	[7]  More Stringent	[8]  HSWA/ non- HSWA	[9]  Description/Basis for Classification	[10]  Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-390(3) intro and (3)(a)	264/265.77 introductory paragraph and (a)	173-303-390(3)	6/27/84;  6/10/00	1/31/86;  TBD	AG (Base, p. 11), IVA, IVB;  Mini-authorization		N-H	The provisions were part of WAC 173-303-390(3) in the State's base program regulations. Since then, the State has broken up the paragraph to be more like Federal. The State has also added a parenthetic list of examples in the unnumbered last paragraph for clarity (Order 90-42, filed 3/7/91, effective 4/7/91). EPA determined that the State-initiated changes are acceptable and may be included in a mini-authorization.	X			
173-303-390(3)(b)	265.77(b)	173-303-390(3)	6/27/84;  6/10/00	1/31/86;  TBD	AG (Base, p. 11), IVB;  Mini-authorization		N-H	The provisions were part of WAC 173-303-390(3) in the State's base program regulations. Since then, the State has broken up the paragraph to be more like Federal. EPA determined that the State-initiated changes are acceptable and may be included in a mini-authorization.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1]  State citation (06/10/00 Official Regs., Unless otherwise specified)	[2]  Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3]  State Citation as Found in Authorized Regulations	[4]  Effective Date of Authorized State Regulations	[5]  Effective Date of Auth- orization	[6]  Checklist/Auth- orization Basis	[7]  More Stringent	[8]  HSWA/ non- HSWA	[9]  Description/Basis for Classification	[10]  Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-390(3)(c)	264.77(b) and 265.77(c)	Not previously authorized	6/10/00	TBD	Mini-authorization		N-H	Facility closures. Not in the State's base program regulations. Although the Federal provision existed at the time of the base program, the State did not have an analog in its base program regulations. Washington did not adopt the provision until after its base program authorization. The provision is identical to the Federal provision and EPA determined that it may be included in a mini-authorization.	X			
173-303-390(4)	No federal analog; related to 264/265.77	Not authorized	6/10/00	TBD	Mini-authorization			Recordkeeping. This provision was not part of the State's base program authorization. The provision was added in 1993 by the 1/8/94 (Order 92-33) amendment. Requires that the owner/operator keep a copy of all unmanifested waste reports and other reports submitted to the Department. This requirement is consistent with the Federal provisions at 264.77 and EPA determined that it should be included in a mini-authorization.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1]  State citation (06/10/00 Official Regs., Unless otherwise specified)	[2]  Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3]  State Citation as Found in Authorized Regulations	[4]  Effective Date of Authorized State Regulations	[5]  Effective Date of Auth- orization	[6]  Checklist/Auth- orization Basis	[7]  More Stringent	[8]  HSWA/ non- HSWA	[9]  Description/Basis for Classification	[10]  Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-395(6)	No federal analog; related to parts 264 and 265	Not previously authorized	6/10/00	TBD	Mini-authorization.			Labeling requirements for containers and tanks. This provision was not in the State's base program regulations and has not been cited on a checklist or in an authorization article. The provision was added by 6/3/86 (Order DE-85-10). The requirements are consistent with the Federal requirements and EPA determined that they may be included in a mini-authorization.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1] State citation (06/10/00 Official Regs., Unless otherwise specified)	[2] Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3] State Citation as Found in Authorized Regulations	[4] Effective Date of Authorized State Regulations	[5] Effective Date of Auth- orization	[6] Checklist/Auth- orization Basis	[7] More Stringent	[8] HSWA/ non- HSWA	[9] Description/Basis for Classification	[10] Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-400(1)	265.1(a)	Same citation	6/27/84;  6/3/86;  6/10/00	1/31/86;  11/23/87;  TBD	AG (Base, p. 2);  10 (8/15/86 AG, p. 2);  Mini-authorization		N-H	According to the 1/31/86 base program authorization <u>FR</u> notice, Washington was authorized for all Federal rules through 12/31/84 (which includes CL 10); However, the phrase "and until certification..... are fulfilled" which was added to the Federal code by CL 10, was not in the State's base program regulations. The phrase was added in 6/3/86 after the State's authorization for Recent Requirements. There is an entry for CLs 3 and 10 in the 8/15/86 AG for the 1987 authorization; however, these checklists were not listed in the 9/22/87 authorization <u>FR</u> notice. EPA reviewed the history of the CL 10 authorization and determined to include the State's current provision as part of a mini-authorization.	X			



**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1] State citation (06/10/00 Official Regs., Unless otherwise specified)	[2] Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3] State Citation as Found in Authorized Regulations	[4] Effective Date of Authorized State Regulations	[5] Effective Date of Auth- orization	[6] Checklist/Auth- orization Basis	[7] More Stringent	[8] HSWA/ non- HSWA	[9] Description/Basis for Classification	[10] Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-400(2) (c)(iii)	265.1(c)(3)	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	IVB;  Mini- authorization		N-H	Washington has amended the provision after base program authorization. The following phrase was added by 3/7/91 (Order 90-42): "provided that he has a permit by rule pursuant to the requirements of WAC 173-303-802(4)". The State has incorporated information from the note that follows 265.1(c)(3). EPA determined that this change should be included in the mini-authorization.	X			
173-303-400(2) (c)(iv)								EPA has approved this provision to be included in a mini-authorization <u>FR</u> notice.				

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1] State citation (06/10/00 Official Regs., Unless otherwise specified)	[2] Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3] State Citation as Found in Authorized Regulations	[4] Effective Date of Authorized State Regulations	[5] Effective Date of Auth- orization	[6] Checklist/Auth- orization Basis	[7] More Stringent	[8] HSWA/ non- HSWA	[9] Description/Basis for Classification	[10] Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-400(2)(c)(iv)	265.1(c)(9) & (10)	Same citation	6/27/84; 6/10/00	1/31/86; TBD	IVB; Mini- authorization	MS	N-H	<p>The State's provision was in its base program regulations and is analogous to both 40 CFR 265.1(c)(9) and (c)(10). The provision subjects totally enclosed facilities or elementary neutralization or wastewater treatment units to a permit by rule pursuant to 173-303-802(5). The State's requirements are more stringent than the Federal provisions which exempt such units from the permitting requirements if they meet the Federal 260.10 definitions for such units. Minor wording changes were made by the 3/7/91 amendment (Order 90-42).</p> <p>Note that since the base program, Washington has adopted another provision at 173-303-400(c)(2)(ix) which is equivalent to 40 CFR 265.1(c)(10). EPA should review the State's provisions at 173-303-400(2)(c)(iv) &amp; (ix) for internal consistency within the State's regulations.</p>	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1] State citation (06/10/00 Official Regs., Unless otherwise specified)	[2] Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3] State Citation as Found in Authorized Regulations	[4] Effective Date of Authorized State Regulations	[5] Effective Date of Auth- orization	[6] Checklist/Auth- orization Basis	[7] More Stringent	[8] HSWA/ non- HSWA	[9] Description/Basis for Classification	[10] Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-400(2)(c)(viii)	265.1(c)(7)	Not authorized	6/10/00	TBD	Mini-authorization		N-H	Generators treating dangerous wastes on site in accumulation tanks or containers exempted from the facility standards provided they comply with the 173-303-170(3) requirements. The State's provision was not in its base regulations although it was in the Federal regulations and listed on the Base Program Checklist IVB. It was added to the State's regulations by the 1/8/94 (Order 92-33) amendment. The 173-303-170(3) requirements have undergone significant changes since base.  EPA has approved this provision to be included in a mini-authorization FR notice, however EPA is to check with state to make sure its okay.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1]  State citation (06/10/00 Official Regs., Unless otherwise specified)	[2]  Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3]  State Citation as Found in Authorized Regulations	[4]  Effective Date of Authorized State Regulations	[5]  Effective Date of Auth- orization	[6]  Checklist/Auth- orization Basis	[7]  More Stringent	[8]  HSWA/ non- HSWA	[9]  Description/Basis for Classification	[10]  Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-400(2) (c)(x)	No federal analog; related to 265.4(c)(11)	Same citation	6/10/00	TBD	Mini-authorization			Exemption for any person, other than an owner or operator who is already subject to the final standards, who is carrying out an immediate or emergency response. This provision was not in the State's base regulations. It was added in either 1995 or 1998 and has not been authorized. There is no Federal analog. EPA determined that the provision is acceptable for mini-authorization.	X			
173-303-400(2) (c)(xi) introductory paragraph	265.1(c)(14) introductory paragraph [2000 CFR]	Same citation	2/11/98;  6/10/00	1/11/00;  TBD	142A;  Mini-authorization		N-H	On CL 142A and in the authorization FR notice, the State's analog to the Federal provision is incorrectly cited as 400(2)(ix) rather than 400(2)(c)(xi). The State's provision has not changed since 2/11/98.  EPA has approved this provision to be included in a mini-authorization FR.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1]  State citation (06/10/00 Official Regs., Unless otherwise specified)	[2]  Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3]  State Citation as Found in Authorized Regulations	[4]  Effective Date of Authorized State Regulations	[5]  Effective Date of Auth- orization	[6]  Checklist/Auth- orization Basis	[7]  More Stringent	[8]  HSWA/ non- HSWA	[9]  Description/Basis for Classification	[10]  Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-400(2)(c)(xiii), except (xiii)(A)(iv) and (xiii)(D)	265.1(c)(11), except (11)(i)(D) and (11)(iv)	Not authorized	6/10/00	TBD	Mini-authorization		N-H	Washington does not appear to have had an analog to this Federal provision at the time of its base program authorization although the Federal provision was part of the base program. The State added the provision effective 6/10/00. The State's rule is equivalent to the Federal requirement. EPA determined that it may be included in a mini-authorization because it makes the State's program equivalent in fact to the Federal code.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1] State citation (06/10/00 Official Regs., Unless otherwise specified)	[2] Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3] State Citation as Found in Authorized Regulations	[4] Effective Date of Authorized State Regulations	[5] Effective Date of Auth- orization	[6] Checklist/Auth- orization Basis	[7] More Stringent	[8] HSWA/ non- HSWA	[9] Description/Basis for Classification	[10] Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-400(3)(c) introductory paragraph	No federal analog; related to part 265	Same citation	6/27/84; 2/11/98; 6/10/00; 6/10/00	1/31/86; 1/11/00; 4/11/02; TBD	IVB  79, 82, 109 (Technical corrections);  154, 156 (Technical corrections);  Mini-authorization			Modifications and additions to Incorporation by reference of Part 265, Subparts F through R, Subpart W and Subparts AA, BB, CC, DD, and EE. The State has amended the internal references to conform with the State's adoption of additional Federal provisions by reference. However, the provision has not been cited as part of an authorization since base. Per EPA's feedback in 2004, the provision should have been included with the authorizations for the final rules that added these subparts (i.e., the final rules addressed by CLs 82, 79, 154, 109 and 156). EPA has approved this provision to be included in a mini-authorization FR notice.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303- 400(3) (c)(i)(A)	No federal analog; related to part 265	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	IVB;  Mini- authorization			Modifications and additions to Incorporation by reference of Part 265 provisions adopted by reference. A typographical error was corrected in 400(3)(c)(i)(A) by replacing "1981" with "1980". EPA determined that the State-initiated change is acceptable for a mini- authorization.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1] State citation (06/10/00 Official Regs., Unless otherwise specified)	[2] Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3] State Citation as Found in Authorized Regulations	[4] Effective Date of Authorized State Regulations	[5] Effective Date of Auth- orization	[6] Checklist/Auth- orization Basis	[7] More Stringent	[8] HSWA/ non- HSWA	[9] Description/Basis for Classification	[10] Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-400(3) (c)(i)(B)	No federal analog; related to part 265	Not authorized	6/10/00	TBD	Mini-authorization			Effective date for wastes which become designated by Part 261 subsequent to November 19, 1980 is the date on which the wastes become regulated. This State's provision was not in its base program regulations. It is consistent and equivalent to the Federal code; however, it has not been cited as part of any authorization. EPA determined that for completeness, include in a mini-authorization.	X			



**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1] State citation (06/10/00 Official Regs., Unless otherwise specified)	[2] Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3] State Citation as Found in Authorized Regulations	[4] Effective Date of Authorized State Regulations	[5] Effective Date of Auth- orization	[6] Checklist/Auth- orization Basis	[7] More Stringent	[8] HSWA/ non- HSWA	[9] Description/Basis for Classification	[10] Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-400(3)(c)(ii) & (iii)	No federal analog; related to 265.300	Same citation	6/27/84; 6/10/00	1/31/86; TBD	IVB; Mini-authorization			An owner or operator is prohibited from placing an organic carcinogen or an EHW in a landfill or injection wells, except at the EHW facility at Hanford. The provision was part of the State's base program regulations. It has been amended by replacing "shall have" with "has" and replacing "173-303-103" with "173-303-100". The first change clarifies the regulations and the second is a conforming change to an internal reference. The state-initiated change of replacing "shall" with "will" or "must" was part of the rule revision that became effective in November of 1995, per AGS dated 6/25/99. EPA determined that the State-initiated changes	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-400(3)(c)(iv)	265.273(b)	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	IVB;  Mini-authorization			Replacement of Part 261 Subpart D with 173-303-080. The only changes made to the provision since base are: (1) a correction of "165.273(b)" to read "265.273(b)" and (2) the replacement of "shall be modified" with "is modified". The state-initiated change of replacing "shall" with "will" or "must" was part of the rule revision that became effective in November of 1995, per AGS dated 6/25/99. EPA determined that the State-initiated changes are acceptable for a mini-authorization.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

[1]  State citation (06/10/00 Official Regs., Unless otherwise specified)	[2]  Federal Analog (July 1, 1999 CFR, Unless otherwise specified)	[3]  State Citation as Found in Authorized Regulations	[4]  Effective Date of Authorized State Regulations	[5]  Effective Date of Auth- orization	[6]  Checklist/Auth- orization Basis	[7]  More Stringent	[8]  HSWA/ non- HSWA	[9]  Description/Basis for Classification	[10]  Authorized: Approved and incorporated by reference 272.2401 (b)(1)	Not Incorporated by Reference		
										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303- 400(3) (c)(v)	265.91(c)	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	IVB;  Mini- authorization			Additional requirement for groundwater monitoring wells. The only changes made to the provision since base are (1) the replacement of "shall include" with "includes" and (2) the removal of "and" at the end of the paragraph to conform with the additional subparagraphs added to the -400(3)(c). The state-initiated change of replacing "shall" with "will" or "must" was part of the rule revision that became effective in November of 1995, per AGS dated 6/25/99. EPA determined that the State-initiated changes are acceptable for a mini-authorization.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303- 400(3) (c)(vi)	No federal analog; related to 265.140 through 264.145	Same citation	6/27/84;  6/10/00	1/31/86;  TBD	IVB;  Mini- authorization			Owner or operator in compliance with 173-303-620 is deemed in compliance with 40 CFR Part 265 Subpart H; modification of incorporation by reference of Subpart H. Since the base authorization, the State has amended the provision by (1) replacing “shall have and additional section” with “has an additional section” (2) modifying the Federal language addressing the use of a financial mechanism for facilities in more than one Region; and (3) clarifying that 265.149 and 265.150 are not incorporated by reference. EPA has determined the State-initiated changes are acceptable for a mini- authorization.	X			X, Note that the state is not authorized for 265.149 or 265.150

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-400(3) (c)(vii)-(x)	No federal analog; related to part 265	Same citation	6/10/00	TBD	Mini-authorization			Modification of specific provisions from 40 CFR Part 265, Subparts J, G, and B. The State's provisions are modifications to the State's incorporation by reference of the Federal provisions. They appear acceptable; however, they have not been cited as part of specific authorizations. EPA determined that for completeness of the authorized program, may be included in a mini-authorization.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303- 505(1)(b)(i)	266.20(b)	Same citation	6/3/86;  2/11/98;  6/10/00	11/23/8 7;  1/11/00;  TBD	13;  50, 66;  Mini- authorization			Products produced for the general public use. Note that although 505(1)(b) is cited on the LDR checklist and in the authorization FR notice, CLs 50 and 66 only affected 505(1)(b)(i).  The provision has been amended effective 6/10/00 by removing the last sentence found in the Federal code which exempts from regulation, zinc-containing fertilizers using hazardous waste K061 that are produced for general public use. The State had this language in its 2/11/98 regulations authorized for CLs 50 and 66. EPA has reviewed the changes and determined that it should be mini-authorized. In addition, the State has added	X		X, Redline 3 <sup>rd</sup> sentence to the end of paragraph	

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-506(1)	No federal analog; related to 261.4(b)(12)	Not authorized	2/11/98; 6/10/00	1/11/00; TBD	84; Mini-authorization			Special requirements for the recycling of spent CFC or HCFC refrigerants. The State's provision was added as part of the changes addressed by CL 84. It was not cited in the authorization FR notice, although the State's checklist list the entire 173-303-506 as its analog to 261.4(b)(12). The authorization FR notice only cites -506(2) and (3). EPA confirmed in 2004 that the provision should have been included in the CL 84 authorization. EPA has approved this provision to be included in a mini-authorization FR notice rather than a technical correction.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-506(2) and (3)	261.4(b)(12)	Same citation	2/11/98	1/11/00	84 corrected FR Notice Date TBD	MS		Special requirements for the recycling of spent CFC or HCFC refrigerants – Generator requirements; Reclamation facility requirements. The authorization FR notice cites “506(2)(3)” rather than “506(2), (3)”. EPA determined that a technical correction will be included in the codification FR notice to correct the error.  As indicated in the authorization notice for CL 84, WAC 173-303-506(2) and (3) are more stringent because the State program includes generator recordkeeping requirements and facility requirements. The State’s provision has not changed since 2/11/98.	X			



**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-515(1)	No federal analog; related to part 279		6/10/00;  6/10/00	4/11/02;  TBD	RUO;  Mini-authorization			Purpose. Added effective 6/10/00. The provision was adopted as part of the State's recycled used oil requirements; however, it was not cited on the Consolidated Used Oil Checklist and therefore was not listed in the authorization notice. The provision is consistent with Federal and clarifies the State's regulations. EPA confirmed in 2004 that the provision should have been included in the authorization <u>FR</u> for used oil. EPA has approved this provision to be included in a mini-authorization <u>FR</u> notice rather than a technical correction.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-525(1)	266.70 except 266.70(b)(3 )	Same citation	6/3/86;  6/10/00	11/23/8 7;  TBD	13;  Mini- authorization  [Non- delegable CL 152 not adopted]			Special requirements for recyclable material utilized for precious metal recovery. Amended by 3/7/91 (Order 90-42), which corrected typographical errors by replacing "paladium, irridium" with "palladium, iridium". EPA determined it can be authorized as is.  Note that Washington has not adopted the changes made by the non-delegable CL 152. That checklist amended to 266.70(b)(2) and added 266.70(b)(3) to the Federal code.  EPA has approved this provision to be included in a mini-authorization FR notice.	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303- 573(11)(c) (ii)	273.15(c)(2 ) [2000 CFR]	Same citation	2/11/98;  6/10/00	1/11/00;  TBD	142A;  Mini- authorization		N-H	Washington amended the paragraph effective 6/10/00 by adding lamps to the list of universal wastes in the examples provided in parentheses. The State-initiated change appears to be acceptable for a mini-authorization. It appears that the State has corrected an oversight in the Federal code. Although the Federal code added lamps as a universal waste, it failed to amend the Federal provision to include lamps in the example.  <b>EPA has approved this provision to be included in a mini-authorization FR notice.</b>	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-573(19)(a)(i)	273.32(a)(1) [2000 CFR]	Same citation	2/11/98;  6/10/00	1/11/00;  TBD	142A;  Mini- authorization	MS	N-H	<p>The State’s provision was amended effective 6/10/00 as follows:</p> <ul style="list-style-type: none"> <li>– the reference to 173-303-573(19)(a)(iii) was removed because the State has not adopted the pesticide requirements.</li> <li>– “5,000 kilograms” was replaced with “11,000 pounds” for consistency with the State’s usage of pounds rather kilograms in its regulations;</li> <li>– language addressing the more stringent 2,200 pound storage limit for lamps was added as part of the CL 181 changes.</li> </ul> <p>The State-initiated changes are</p>	X			

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173-303- 573(22) (c)(ii)	273.35(c)(2 ) [2000 CFR]	Same citation	2/11/98;  6/10/00	1/11/00;  TBD	142A;  Mini- authorization		N-H	Washington amended the paragraph effective 6/10/00 by adding lamps to the list of universal wastes in the examples provided in parentheses. The State-initiated change appears to be acceptable for a mini-authorization. It appears that the State has corrected an oversight in the Federal code. Although the Federal code added lamps as a universal waste, it failed to amend the Federal provision to include lamps in the example.  <b>EPA has approved this provision to be included in a mini-authorization FR notice.</b>	X			

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										[11] Approved: Procedural or enforcement provisions not IBR 272.2401 (b)(2)	[12] Unauthorized Broader in Scope provisions 272.2401 (b)(3)	[13] Other Unauthorized or Extra provisions: Omit from codification.
173-303-573(26) (a)(ii) & (b)(ii)	273.39(a)(2) & (b)(2) [2000 CFR]	Same citation	2/11/98;  6/10/00	1/11/00;  TBD	142A;  Mini- authorization		N-H	Washington amended the paragraph effective 6/10/00 by adding lamps to the list of universal wastes in the examples provided in parentheses. The State-initiated change appears to be acceptable for a mini-authorization. It appears that the State has corrected an oversight in the Federal code. Although the Federal code added lamps as a universal waste, it failed to amend the Federal provision to include lamps in the example.  <i>EPA has approved this provision to be included in a mini-authorization <u>FR</u> notice.</i>	X			

**CROSSWALK OF WASHINGTON REGULATORY PROVISIONS - Part 2 of 3 (cont'd)**

