Title 33
ENVIRONMENTAL QUALITY
Part V. Hazardous Waste and Hazardous Materials

Subpart 1. Department of Environmental Quality—Hazardous Waste

Chapter 1. General Provisions and Definitions

§108. Special Requirements for Hazardous Waste Generated by Conditionally Exempt Small Quantity Generators

A. – F.2. …

3. a conditionally exempt small quantity generator may either treat or dispose of his acute hazardous waste in an on-site facility or ensure delivery to an off-site treatment, storage, or disposal facility, either of which, if located in the United States, is:

F.3.a. – J. …

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2180 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Environmental Assessment, Environmental Planning Division, LR 27:706, 716 (May 2001), amended by the Office of the Secretary, Legal Affairs Division, LR 31:2540 (October 2005), LR 32:606 (April 2006), LR 36:2554 (November 2010), LR 38:774 (March 2012), amended by the Office of the Secretary, Legal Division, LR 43:1138 (June 2017), amended by the Office of the Secretary, Legal Affairs and Criminal Investigation Division, LR 43:

Chapter 11. Generators

Subchapter A. General

§1101. Applicability

A. – C. …

D. A farmer disposing of waste pesticides from his own use which are hazardous wastes is not required to comply with the standards in this Chapter or other standards in the LAC 33:V.Chapters 3, 5, 7, 11, 15, 17, 19, 21, 23, 25, 27, 28, 29, 31, 32, 33, 35, 37, and 43 for those wastes, provided he triple rinses each emptied pesticide container in accordance with the provisions of LAC 33:V.109. Empty Container.3 and disposes of the pesticide residues on his
own farm in a manner consistent with the disposal instructions on the pesticide label.

E. – I. …

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2180 et seq.


§1109. Pre-Transport Requirements

A. – E.1.a.iv.(a). …

(b). documentation that the unit is emptied at least once every 90 days.

E.1.b. – F.2. …

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2180 et seq.


§1111. Recordkeeping and Reporting
A. – B.1.h. …

2. Generators who also dispose, treat, or store hazardous waste on-site shall also submit annual reports to the Office of Environmental Services, in accordance with the reporting provisions of LAC 33:V.Chapters 3, 5, 7, 11, 15, 17, 19, 21, 23, 25, 27, 28, 29, 30, 31, 32, 33, 35, 37, and 43, reporting total quantity, by type, of waste handled, and how that waste was disposed, treated, or stored. Generators must maintain on site a copy of each report submitted to the department for a period of at least three years from the date of the report. Reporting for exports of hazardous waste is not required on the annual report form. A separate annual report requirement is set forth in LAC 33:V.1113.G.

C. – E.3. …

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2180 et seq.


§1113. Exports of Hazardous Waste

A. Applicability. Any person who exports hazardous waste to a foreign country, from a point of departure in the state of Louisiana, shall comply with the requirements of this Chapter and with the special requirements of this Section. This Section establishes requirements applicable to exports of hazardous waste. Except to the extent LAC 33:V.1113.I provides otherwise, a primary exporter of hazardous waste shall comply with the special requirements of this Section, and a transporter who transports hazardous waste for export shall comply with applicable requirements of LAC 33:V.Chapter 13.
B. – D.4. …

5. The administrative authority, in conjunction with the United States Department of State, the United States Environmental Protection Agency (EPA) shall provide a complete notification to the receiving country and any transit countries. A notification is complete when the administrative authority, EPA receives a notification which the administrative authority, EPA determines satisfies the requirements of Paragraph D.1 of this Section. Where a claim of confidentiality is asserted with respect to any notification information required by Paragraph D.1 of this Section, the administrative authority, EPA may find the notification not complete until any such claim is resolved in accordance with LAC 33:1, Chapter 540 CFR 260.2.

6. Where the receiving country consents to the receipt of the hazardous waste, the administrative authority, EPA shall forward an EPA Acknowledgement of Consent to the primary exporter for purposes of Paragraph E.8 of this Section. Where the receiving country objects to receipt of the hazardous waste or withdraws a prior consent, the administrative authority, EPA shall notify the primary exporter in writing. The EPA will also notify the primary exporter of any responses from transit countries.

E. – E.5. …

6. The primary exporter must require the consignee to confirm in writing the delivery of the hazardous waste to that facility and to describe any significant discrepancies (as defined in LAC 33:V.1516.C.1) between the manifest and the shipment (as defined in LAC 33:V.1516.C.1). A copy of the manifest signed by such facility may be used to confirm delivery of the hazardous waste.

E.7. – I.2. …

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2180 et seq.
HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office
Chapter 19. Tanks

§1901. Applicability

A. – D. ...


AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2180 et seq.


Chapter 22. Prohibitions on Land Disposal

Subchapter A. Land Disposal Restrictions

§2245. Generators' Waste Analysis, Recordkeeping, and Notice Requirements

A. – K. ...

L. Small quantity generators with tolling agreements pursuant to LAC 33:V.1107.A.4 shall comply with the applicable notification and certification requirements of Paragraph (A) of this Section for the initial shipment of the waste subject to the agreement. Such generators shall retain on-site a copy of the notification and certification, together with the
tolling agreement, for at least three years after termination or expiration of the agreement. The three-year record retention period is automatically extended during the course of any unresolved enforcement action regarding the regulated activity or as requested by the administrative authority.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2180 et seq.


Subchapter B. Hazardous Waste Injection Restrictions

§2299. Appendix—Tables 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12

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Table 11.

Appendix VII, Table 1, Effective Dates of Surface Disposed Wastes (Non-Soil and Debris) Regulated in the LDRs, of 40 CFR 268, published July 1, 2004, and in 66 FR 27297, May 16, 2001, is hereby incorporated by reference.

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AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2001 et. seq. and specifically R.S. 30:2180 et seq.

Chapter 41. Recyclable Materials

§4105. Requirements for Recyclable Material

A. – A.1. …

a. industrial ethyl alcohol that is reclaimed, except that, unless otherwise provided in an international agreement as specified in LAC 33:V.1113.I:

A.1.a.i. – E. …

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2180 et seq.


Chapter 43. Interim Status

§4301. Purpose and Applicability

A. …

B. Qualifying for Interim Status. Any person who owns or operates an “existing HWM facility\textsuperscript{2} or a facility in existence on the effective date of statutory or regulatory amendments under the Act that render the facility subject to the requirement to have a RCRA
permit shall have interim status and shall be treated as having been issued a permit to the extent he or she has:

B.1. – J. …

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2001 et. seq. and specifically R.S. 30:2180 et seq.