

NOTIFICATION OF PROPOSED EMERGENCY REGULATORY ACTION

Disposition Options for Universal Waste Cathode Ray Tubes (CRTs) and CRT Glass

Department Reference Number: R-2011-03
Office of Administrative Law Emergency Number: 2012-1003-01E

The Department of Toxic Substances Control (DTSC) is proposing to adopt emergency regulations which expand the existing options for the disposition of CRTs and CRT glass currently regulated under universal waste regulations by removing the standard that a universal waste handler may treat CRTs only if the glass is sent for recycling to either a CRT glass manufacturer or a primary or secondary lead smelter. DTSC proposes to amend regulations in California Code of Regulations, title 22, division 4.5, chapter 11, section 66261.4 and chapter 23, article 1 (commencing with § 66273.6) and article 7 (commencing with § 66273.70). In addition, DTSC proposes to add regulations in California Code of Regulations, title 22, division 4.5, chapter 23, article 8 (commencing with § 66273.81), article 9 (commencing with § 66273.90), and article 10 (commencing with § 66273.100).

Government Code section 11346.1(a)(2) requires that every person who has filed a request for notice of DTSC's proposed regulations receive this notification of proposed emergency regulatory action at least five (5) working days before the proposed emergency action is filed with the Office of Administrative Law (OAL). Upon filing, interested persons will have five (5) calendar days to submit comments of the proposed emergency regulations pursuant to Government Code section 11349.6. OAL will have ten (10) calendar days to review and make a decision on the proposed emergency rule. If approved, the emergency regulations will remain in effect for a period of two years or until revised by DTSC, whichever occurs sooner.

Attached to this notice are the proposed regulatory text and the Finding of Emergency. These documents will be posted on DTSC's website at the following address:
<http://www.dtsc.ca.gov/LawsRegsPolicies/Regs>.

If you have any questions regarding this proposed emergency action, please contact the Regulations Coordinator, Krysia Von Burg, at (916) 324-2810 or regs@dtsc.ca.gov.