

## PROPOSED TEXT OF REGULATIONS

### POST-HEARING CHANGES

**Changes in this version reflect post-hearing changes from the text as originally proposed.**

**Legend:** Changes are shown from the existing text of California Code of Regulations, title 22, as:

Underline	<u>underline</u>	Additions to existing text
Strikeout	<del>strikeout</del>	Deletions to existing text
Bold Double-Underline	<b><u>underline</u></b>	New text resulting from post-hearing changes
Bold Double-Strikeout	<b><del>strikeout</del></b>	Deleted text resulting from post-hearing changes

**Amend** California Code of Regulations, title 22, division 4.5, Table of Contents by amending chapter 23 to read as follows:

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### **Chapter 23. Standards for Universal Waste Management**

#### **Article 1. General**

§66273.1. Scope.

§66273.2. Applicability -- Batteries.

§66273.3. Applicability -- ~~Consumer~~ Electronic Devices.

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Amend California Code of Regulations, title 22, division 4.5, chapter 10, section 66260.10 to read:

**§ 66260.10. Definitions.**

Additional definitions applicable to management of universal wastes are found in section ~~66273.9~~. When used in this division, the following terms have the meanings given below:

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“Scrap metal” means (a) any one or more of the following, except as provided in subsection (b) of this section:

- (1) manufactured, solid metal objects and products;
- (2) metal workings, including cuttings, trimmings, stampings, grindings, shavings and sandings; ~~or~~

(3) solid metal residues of metal production; ~~or~~  
**(4) printed circuit boards that are recycled [except for printed circuit boards referenced in subsec. (b)(7) of this section].**

(b) “Scrap metal” excludes all of the following:

- (1) lead-acid storage batteries, waste elemental mercury, and water-reactive metals such as sodium, potassium and lithium;
- (2) magnesium borings, trimmings, grindings, shavings and sandings and any other forms capable of producing independent combustion;
- (3) beryllium borings, trimmings, grindings, shavings, sandings and any other forms capable of producing adverse health effects or environmental harm in the opinion of the Department;
- (4) any metal contaminated with a hazardous waste, such that the contaminated metal exhibits any characteristic of a hazardous waste under article 3 of chapter 11 of this division;
- (5) any metal contaminated with an oil that is a hazardous waste and that is free-flowing;
- (6) sludges, fine powders, semi-solids and liquid solutions that are hazardous wastes; ~~and~~

**(7) Any printed circuit board that has been removed from a universal waste electronic device by a universal waste handler as a result of the handler's conduct of activities authorized by sections 66273.71, 66273.72, and/or 66273.73 of chapter 23 of this division and is subject to management as a hazardous waste pursuant to sections 66273.71, 66273.72 and/or 66273.73.**

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NOTE: Authority cited: Sections 25141, 25150, 25158.1, 25158.4, 25159, 25159.5, 25187.7, 25200.10, 25204, 25214.9, 25218.3(d), 25316 and 58012, Health and Safety Code; and Section 42475, Public Resources Code. Reference: Sections 25110.02, 25110.1, 25110.5, 25111, 25112, 25112.5, 25113, 25114, 25115, 25117, 25117.1, 25117.3, 25117.8, 25117.9, 25117.11, 25118, 25119, 25120, 25121,

25121.5, 25122.7, 25123, 25123.3, 25123.5, 25123.6, 25141, 25150, 25158.2, 25159, 25159.5, 25187.7, 25200.10, 25201.6, 25204, 25214.9, 25218.1(f), 25218.3, 25229, 25316, 25361, 25501, 25529 and 58012, Health and Safety Code; and 40 CFR Sections 260.10, 261.1, 264.552, 264.1031, 268.2, 270.2 and 273.6.

**Amend** California Code of Regulations, title 22, division 4.5, chapter 11, section 66261.4 to read:

## **Chapter 11**

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### **§66261.4. Exclusions.**

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(b) Wastes which are not hazardous wastes. The following wastes are not hazardous wastes:

(1) infectious waste which consists solely of the carcasses of animals, which is not otherwise hazardous, and which is handled, stored and disposed of according to all applicable requirements established by the Department of Food and Agriculture pursuant to provisions of chapter 1, part 1, division 5 (commencing with section 9101) and of chapter 5, part 3, division 9 (commencing with section 19200) of the Food and Agricultural Code;

(2) materials which are exempted or excluded from classification as solid waste or hazardous waste pursuant to 40 CFR section 261.4 if provided they are not listed in article 4.1 of this chapter, and do not exhibit a characteristic of a hazardous waste as set forth in article 3 of this chapter;

(3) used oil re-refining distillation bottoms that are used as feedstock to manufacture asphalt products-;

(4) ~~U~~ used chlorofluorocarbon refrigerants from totally enclosed heat transfer equipment, including mobile air conditioning systems, mobile refrigeration, and commercial and industrial air conditioning and refrigeration systems that use chlorofluorocarbons as the heat transfer fluid in a refrigeration cycle, provided the refrigerant is reclaimed for further use.

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NOTE: Authority cited: Sections 25140, 25141, 25150, 25158.4, 25159, 25159.5, 58004 and 58012, Health and Safety Code. Reference: Sections 25117, 25212, 25124, 25140, 25141, 25143, 25143.1, 25143.2, 25143.4(a), 25143.11, 25158.2, 25158.3, 25159 and 25159.5, Health and Safety Code; 40 CFR Section 261.4.

**Amend** California Code of Regulations, title 22, division 4.5, chapter 23, section 66273.1 to read:

## **Chapter 23. Standards for Universal Waste Management**

### **Article 1. General**

#### **§66273.1. Scope.**

(a) This chapter establishes requirements for managing universal wastes, as defined in section 66273.9. The following universal wastes are subject to regulation pursuant to this chapter:

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(6) Cathode ray tube glass, as described in section 66273.7, subsection (a); and  
~~(5) Consumer electronic devices as described in section 66273.3;~~  
(7)(6) Aerosol cans, as specified in Health and Safety Code section 25201.16;  
~~(7) Mercury-containing motor vehicle switches [including, but not limited to, mercury-containing motor vehicle light switches as specified in Health and Safety Code section 25214.5 (M001 Wastes), and motor vehicles that contain such switches (M001 Wastes)], as described in section 66273.7.1;~~

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NOTE: Authority cited: Sections 25141, 25150, 25150.6, 25201, 25214.9, 25219.1 and 58012, Health and Safety Code; and Section 42475, Public Resources Code. Reference: Sections 25141, 25150, 25159.5, 25201, 25212, 25214.6, 25214.9, 25219, 25219.1 and 25219.2, Health and Safety Code; 40 CFR Section 273.1.

Amend California Code of Regulations, title 22, division 4.5, chapter 23, section 66273.2 to read:

**§66273.2. Applicability--Batteries.**

(a) Batteries covered pursuant to ~~under~~ chapter 23. The requirements of this chapter apply to persons managing batteries, as ~~described~~ defined in section 66273.9, except those listed in subsection (b) of this section.

(b) Batteries not covered pursuant to ~~under~~ this chapter.

**(1) State Regulated Batteries.**

The requirements of this chapter do not apply to persons managing the following batteries:

~~(4)(A)~~ **(A)** Automotive-type spent lead-acid storage batteries. Automotive-type spent lead-acid storage batteries ~~are~~ shall be managed pursuant to ~~under~~ article 7 of chapter 16 of this division. Small sealed lead-acid storage batteries are not automotive-type lead-acid storage batteries.

~~(2)(B)~~ **(B)** Batteries, ~~as described in section 66273.9,~~ that are not yet wastes pursuant to ~~under~~ chapter 11 of this division, including those that do not meet the criteria for waste generation in subsection (c) of this section.

~~(3)(C)~~ **(C)** Batteries, ~~as described in Section 66273.9,~~ that do not exhibit a characteristic of a hazardous waste as set forth in article 3 of chapter 11 of this division.

**(2) Federally Regulated Batteries.**

**(A) The requirements of this chapter do not apply to persons collecting, storing or transporting batteries that are subject to subsection (a) of section 104 [42 U.S.C. § 14323(a)] of the federal Mercury-Containing and Rechargeable Battery Management Act (42 U.S.C. § 14301, et. seq.). The Act requires that the collection, storage, and transportation of such batteries be regulated pursuant to applicable 40 Code of Federal Regulations part 273 standards.**

(c) Generation of waste batteries.

(1) A used battery becomes a waste on the date it is discarded (e.g., when stored prior to being sent for reclamation).

(2) Unused batteries.

**(A)** An unused battery that is not a retrograde material becomes a waste on the date it is discarded (e.g., when stored prior to being sent for reclamation) ~~the handler decides to discard it.~~

**(B)** An unused battery that is a retrograde material becomes a waste on the date that it becomes a recyclable material pursuant to subsection (e) of the definition of "recyclable materials" in section 66260.10.

NOTE: Authority cited: Sections 25141, 25150, 25219.1 and 58012, Health and Safety Code. Reference: Sections 25141, 25150, 25159.5, 25219, 25219.1 and 25219.2, Health and Safety Code; 40 CFR Section 273.2.

**Amend** California Code of Regulations, title 22, division 4.5, chapter 23, section 66273.7 to read:

**§66273.7. [~~Reserved.~~] Applicability – Cathode Ray Tube (CRT) Glass.**

(a) CRT glass covered pursuant to chapter 23. The requirements of this chapter apply to CRT glass, as defined in section 66273.9, except CRT glass listed in subsection (b) of this section.

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**NOTE: Authority cited: Sections 25141, 25150, 25150.6, 25201, 25214.9 and 58012, Health and Safety Code; and Section 42475, Public Resources Code.**  
**Reference: Sections 25141, 25150, 25159.5, 25201 and 25214.9, Health and Safety Code.**

Amend California Code of Regulations, title 22, division 4.5, chapter 23, section 66273.9 to read:

**§66273.9. Definitions.**

When used in this chapter, the terms listed in this section have the meanings given below. Unless otherwise specified, listed terms that cross-reference the definitions of other listed terms refer to the definitions set forth in this section for those other terms. Terms that are also defined in chapter 10 of this division are duplicated here solely for convenience of the regulated community. Terms used in this chapter that are not defined in this section but are defined in chapter 10 of this division and/or chapter 6.5 of division 20 of the Health and Safety Code have the meanings given in those sources.

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"Producer" see "Generator."

"Scrap metal" means (a) any one or more of the following, except as provided in subsection (b) of this section:

- (1) manufactured, solid metal objects and products;
  - (2) metal workings, including cuttings, trimmings, stampings, grindings, shavings and sandings;
  - (3) solid metal residues of metal production; or
  - (4) printed circuit boards that are recycled [except for printed circuit boards referenced in subsec. (b)(7) of this section].
- (b) "Scrap metal" excludes all of the following:
- (1) lead-acid storage batteries, waste elemental mercury, and water-reactive metals such as sodium, potassium and lithium;
  - (2) magnesium borings, trimmings, grindings, shavings and sandings and any other forms capable of producing independent combustion;
  - (3) beryllium borings, trimmings, grindings, shavings, sandings and any other forms capable of producing adverse health effects or environmental harm in the opinion of the Department;
  - (4) any metal contaminated with a hazardous waste, such that the contaminated metal exhibits any characteristic of a hazardous waste under article 3 of chapter 11 of this division;
  - (5) any metal contaminated with an oil that is a hazardous waste and that is free-flowing;
  - (6) sludges, fine powders, semi-solids and liquid solutions that are hazardous wastes; and
  - (7) Any printed circuit board that has been removed from a universal waste electronic device by a universal waste handler as a result of the handler's conduct of activities authorized by sections 66273.71, 66273.72, and/or 66273.73 of chapter 23 of this division and is subject to management as a hazardous waste pursuant to sections 66273.71, 66273.72 and/or 66273.73.

"Small Quantity Handler of Universal Waste" means a universal waste handler (as defined in this section) who does not accumulate 5,000 kilograms or more total of

universal waste (e.g., batteries, thermostats, lamps, etc., calculated collectively) at any time.

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NOTE: Authority cited: Sections 25141, 25150, 25214.6, 25150.6, 25201, 25214.9, 25219.1 and 58012, Health and Safety Code; and Section 42475, Public Resources Code. Reference: Sections 25141, 25150, 25159.5, 25201, 25212, 25214.6, 25214.9, 25219, 25219.1 and 25219.2, Health and Safety Code; 40 CFR Sections 261.4, 261.5, and 273.9.

Amend California Code of Regulations, title 22, division 4.5, chapter 23, section 66273.32 to read:

**§66273.32. USEPA Notification, Department Notification, and Reporting Requirements for Universal Waste Handlers.**

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(c) Department notification requirements for universal waste handlers of electronic devices, CRTs, and CRT glass.

(1) Any universal waste handler who might accept and accumulate, but not treat, any electronic device, CRT, and/or CRT glass from an offsite source shall submit to the Department at the address given in subsection (e) or (f) of this section, an electronic or written notification containing the information specified in subsection (c)(2) of this section no later than 30 calendar days prior to accepting any electronic device, CRT and/or CRT glass.

(2) This notification shall include:

(A) Name of universal waste handler (If the facility owner is different than the facility operator, also include the owner's name.);

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(3) Notifications made pursuant to this subsection shall be made for each location at which the universal waste handler accepts or accumulates electronic devices, CRTs and/or CRT glass from an offsite source.

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NOTE: Authority cited: Sections 25141, 25150, 25201, 25214.9, 25219.1 and 58012, Health and Safety Code; and Section 42475, Public Resources Code.  
Reference: Sections 25141, 25150, 25159.5, 25201, 25214.9, 25219, 25219.1 and 25219.2, Health and Safety Code; 40 CFR Section 273.32.

Amend California Code of Regulations, title 22, division 4.5, chapter 23, section 66273.34 to read:

**§66273.34. Labeling/Marking.**

Except as otherwise provided in subsection (g) of this section, a ~~A large quantity universal waste handler of universal waste~~ shall label or mark the universal waste to identify the type of universal waste as specified ~~below~~ in subsections (a) through (f) of this section.

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(g) In lieu of labeling individual electronic devices, CRTs, and/or containers of CRT glass pursuant to subsections (d) through (f) of this section, a universal waste handler may **combine, package, and** accumulate those universal wastes **in appropriate containers or** within a designated area demarcated by boundaries that are clearly labeled with the applicable portion(s) ~~of either~~ of the following phrases: "Universal Waste--Electronic Device(s)/Universal Waste--CRT(s)/Universal Waste--CRT Glass". ~~Pressure or vacuum gauges.~~

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NOTE: Authority cited: Sections 25141, 25150, 25201, 25214.6, 25214.9, 25219.1 and 58012, Health and Safety Code; and Section 42475, Public Resources Code. Reference: Sections 25141, 25150, 25159.5, 25201, 25212, 25214.6, 25214.9, 25219, 25219.1 and 25219.2, Health and Safety Code; 40 CFR Section 273.34.

**Amend** California Code of Regulations, title 22, division 4.5, chapter 23, section 66273.39 to read:

**§66273.39. Tracking Universal Waste Shipments.**

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(b) For purposes of compliance with subsection (a) of this section, a universal waste handler who receives universal wastes from household generators and conditionally exempt small quantity universal waste generators, as defined in section 66273.9, may

(1) in lieu of the originating universal waste handler's name and address, record "household generator" **and/or** "CESQUWG", and

(2) record the total quantity of each type of universal waste as an aggregate from households and/or conditionally exempt small quantity universal waste generators, as defined in section 66273.9.

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NOTE: Authority cited: Sections 25141, 25150, 25150.6, 25219.1, 25219.2 and 58012, Health and Safety Code. Reference: Sections 25141, 25150, 25159.5, 25219, 25219.1 and 25219.2, Health and Safety Code; 40 CFR Section 273.39.

Amend California Code of Regulations, title 22, division 4.5, chapter 23 to add article 4 and amend section 66273.40 to read:

#### **Article 4. Export and Import Requirements**

##### **§66273.40. Exports.**

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~~(3)(d)~~ A large quantity universal waste handler of universal waste who sends consumer electronic devices, CRTs, and/or CRT glass to any foreign destination shall do all of the following:

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(D) Concurrently send a copy of the notification required pursuant to subsection (a)(3)(A-C) of this section, to the CUPA having jurisdiction over the universal waste handler's facility, or, if there is no such CUPA, to the agency authorized pursuant to subdivision (f) of Health and Safety Code section 25404.3.

~~(4)(e)~~ The notification submitted pursuant to subsection ~~(d)~~ (a)(3)(C) of this section shall be in writing, be signed by the universal waste handler, and include the following information:

(A)(1) The name, mailing address, and telephone number, and ID Number (if applicable) of the universal waste handler; and

(B)(2) The following information with respect to each foreign destination, for each type of consumer electronic devices, CRTs, and/or CRT glass:

1.(A) The amount quantity (by count or by weight) and volume of consumer the electronic devices, the CRTs, and/or the CRT glass, respectively, to be exported to the foreign destination (by count or by weight);

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(5)(f) Electronic submissions. If submitted electronically, Department Notifications submitted pursuant to under subsection ~~(d)~~ (a)(3) of this section shall be sent to the Department at <http://www.dtsc.ca.gov>. For electronic export notifications, the universal waste handler signature required by subsection (a)(4) of this section shall be submitted to the address provided in subsection (a)(6) of this section.

(6) Written submissions. If submitted in writing, Department notifications submitted pursuant to subsection (a)(3) of this section shall be sent to the Department following address by certified mail, return receipt requested, at the following address: Department of Toxic Substances Control, **Universal Waste Notification and Reporting Staff Hazardous Waste Management Program, State Regulatory and Programs Development Division**, P.O. Box 806, Sacramento, CA 95812-0806, with "Attention: Notification to Export Consumer Electronic Devices, CRTs, and/or CRT Glass" prominently displayed on the front of the envelope.

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NOTE: Authority cited: Sections 25141, 25150, 25150.2, 25150.6, 25219.1 and

58012, Health and Safety Code, and Section 42475, ~~of the~~ Public Resources Code. Reference: Sections 25141, 25150, 25150.2, 25159.5, 25219, 25219.1 and 25219.2, Health and Safety Code, Section 42476.5, ~~of the~~ Public Resources Code; 40 CFR Sections 261.39, 261.40, 261.41, and 273.40.

**Amend** California Code of Regulations, title 22, division 4.5, chapter 23, section 66273.52 to read:

**§66273.52. Waste Management.**

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(b) Some universal waste materials are regulated by ~~the Department of Transportation~~ DOT as hazardous materials because they meet the criteria for one or more hazard classes specified in 49 CFR 173.2. As universal waste shipments do not require a manifest pursuant to ~~under~~ chapter 12 ~~and are conditionally exempt from classification as a hazardous waste~~, they ~~may~~ shall not be described by the DOT proper shipping name “hazardous waste, (~~I~~) or (s), n.o.s.”, nor ~~may~~ shall the hazardous material's proper shipping name be modified by adding the word “waste”.

NOTE: Authority cited: Sections 25141, 25150, 25150.6, 25219.1 and 58012, Health and Safety Code. Reference: Sections 25141, 25150, 25159.5, 25219, 25219.1 and 25219.2, Health and Safety Code; 40 CFR Section 273.52.

Amend California Code of Regulations, title 22, division 4.5, chapter 23, article 7 and to add section 66273.70 to read:

**Article 7. Standards for CRT Material Handlers Authorization Requirements for Universal Waste Handlers Who Treat Universal Wastes**

**§66273.70. Applicability.**

(a) Except as otherwise provided in subsections (b), (c), and (d) of this section, a universal waste handler, who treats universal waste, is subject to all applicable requirements of chapters 14, 15, 16, 18, 20, and 22 of this division with respect to the treatment of that universal waste.

(b) Except as otherwise provided in subsection (d) of this section, a universal waste handler, who manages a universal waste **and its integral components, or the components specified below that the handler has removed from the universal waste**, for purposes of recycling it or its component(s) by performing one or more activities listed in one or more of the three categories given in subsection (c) of this section, shall be deemed authorized by the Department to conduct those activities, provided the universal waste handler complies with the applicable requirements of this article in addition to the applicable requirements of subsection (c) of section 66273.33, and to the applicable requirements of subsections (a)(1), (b)(1), and (c)(1) of section 66273.33.5. The authorization created by this subsection shall not be deemed to be any of the following:

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(3) Treatment activities.

(A) Treating electronic devices **and/or residual printed circuit boards**, as specified in section 66273.73, subsection (a); and/or

(B) Treating CRTs and/or CRT glass, as specified in section 66273.73, subsection (b).

(d) A universal waste handler, who manages universal waste as a consequence of responding to a release in accordance with section 66273.37, is exempt from the otherwise applicable requirements of this article and of chapters 14, 15, 16, 18, 20, and 22 of this division with respect to such treatment of the waste.

NOTE: Authority cited: Sections 25141, 25150, 25201, 25214.6, 25214.9, 26219.1 and 58012, Health and Safety Code; and Section 42475, Public Resources Code. Reference: Sections 25141, 25150, 25159.5, 25201, 25212, 25214.6, 25214.9, 25219, 25219.1 and 25219.2, Health and Safety Code.

Amend California Code of Regulations, title 22, division 4.5, chapter 23, section 66273.71 to read:

**§66273.71. Authorization for Removal Activities.**

(a) Removing user-replaceable components.

A universal waste handler who conducts the activities identified in subsections (b) and (c) of this section on electronic devices shall be deemed authorized by the Department to perform these activities, and is exempt from the requirements of sections 66273.74 through 66273.77, provided the universal waste handler complies with the requirements specified in subsections (b) through (g) of this section.

(b) A universal waste handler shall remove only those discrete assemblies, such as batteries or ink cartridges, which are typically removed for replacement during the normal operating life of an electronic device.

(c) A universal waste handler shall conduct the removal of the discrete assemblies in the manner that is prescribed in the operating manual for the electronic device, or in a manner that would otherwise reasonably be employed during the normal ~~operating life~~ operation of the electronic device.

**(d)(1) A universal waste handler shall perform a hazardous waste determination pursuant to section 66262.11 for all residuals resulting from the activities authorized by subsection (a) of this section, and shall:**

**(A) Be deemed the generator of all residuals that are hazardous waste.**

**(B) For all residuals that are hazardous wastes, comply with all the applicable requirements of chapters 12, 14, 15, 16, 18, 20, 22 and 23 of this division and the applicable notification requirements in Health and Safety Code section 25153.6, except as otherwise provided in subsections (e) or (f) of this section:**

**(e) Notwithstanding section 66261.3, subsection (c) and section 66262.11, subsection (d), a handler who is deemed the generator of a residual that is a hazardous waste pursuant to subsection (d)(1) of this section may manage that hazardous waste residual pursuant to any applicable chapter 11 exclusion or exemption [e.g., the scrap metal exclusion provided in § 66261.6, subsec. (a)(3)(B)], except for residual printed circuit boards, which shall be managed pursuant to subsection (f) of this section.**

**(f)(1) Prior to conducting any subsequent treatment activity authorized by section 66273.73 on any residual printed circuit board resulting from removal activities conducted under this section, a universal waste handler shall manage the residual printed circuit board in a manner that prevents a release to the environment by:**

**(A) Containing the residual printed circuit board in a container that is structurally sound and compatible with the residual printed circuit board,**

**(B) Labeling the container with the following phrase: "Residual Printed Circuit Boards," and**

**(C) If the residual printed circuit board is spilled or might reasonably be expected to cause a release to the environment under reasonably foreseeable conditions, cleaning it up and placing it in a container.**

(2) A universal waste handler who conducts any subsequent treatment activity authorized by section 66273.73 on any residual printed circuit board resulting from removal activities conducted under this section shall comply with section 66273.73, subsections (a)(1) and/or (a)(2), as applicable.

(3) A universal waste handler who does not conduct any of the subsequent treatment activities authorized by section 66273.73 on a residual printed circuit board resulting from removal activities conducted under this section shall manage the printed circuit board as prescribed in section 66273.75, subsection (c).

(g) Except as provided in subsections (e) or (f) of this section, a universal waste handler who conducts further treatment on any residual that is a hazardous waste resulting from any activity authorized by this section shall not conduct such treatment, nor use any treatment method, unless that person obtains a hazardous waste facility permit or other form of authorization from the Department.

~~A universal waste handler shall not conduct any activity prescribed in section 66273.72 to disassemble or drain onsite any residual resulting from any onsite activity authorized by this section unless the handler is authorized to conduct onsite disassembly or draining activity on universal wastes pursuant to section 66273.72.~~

~~(c) A universal waste handler shall not use any treatment method prescribed in subsection (c) of section 66273.73 to treat onsite any residual resulting from any onsite activity authorized by this section unless the handler is also authorized to treat universal wastes onsite pursuant to section 66273.73.~~

~~(f) A universal waste handler shall not transfer any residual resulting from any onsite activity authorized by this section to another person for the purpose of conducting any activity prescribed in section 66273.72 to disassemble or drain the residual onsite unless the other person is also authorized to disassemble or drain universal wastes onsite pursuant to section 66273.72 or is a destination facility.~~

~~(g) A universal waste handler shall not transfer any residual resulting from any onsite activity authorized by this section to another person for onsite treatment using any treatment method prescribed in subsection (c) of section 66273.73 unless the other person is authorized to treat universal wastes onsite pursuant to section 66273.73 or is a destination facility.~~

NOTE: Authority cited: Sections 25141, 25150, 25201, 25214.9, 25219.1 and 58012, Health and Safety Code; and Section 42475, Public Resources Code. Reference: Sections 25141, 25150, 25159.5, 25201, 25212, 25214.9, 25219, 25219.1 and 25219.2, Health and Safety Code.

Add California Code of Regulations, title 22, division 4.5, chapter 23, section 66273.72 to read:

**§66273.72. Authorization for Disassembling/Draining Activities.**

(a)(1) Universal waste handlers shall not conduct any activity pursuant to this section if the activity involves the use or application of:

(A) Chemicals, including water; and/or

(B) External heat.

(2) A universal waste handler shall perform a hazardous waste determination pursuant to section 66262.11 for all residuals resulting from the activities authorized by subsection (c) of this section, and shall:

(A) Be deemed the generator of all residuals that are hazardous waste.

(B) For all residuals that are hazardous wastes, comply with all the applicable requirements of chapters 12, 14, 15, 16, 18, 20, 22 and 23 of this division and the applicable notification requirements in Health and Safety Code section 25153.6, except as otherwise provided in subsections (a)(3), (a)(4), (a)(6) or (a)(7) of this section.

(3) Notwithstanding section 66261.3, subsection (c) and section 66262.11, subsection (d), a handler who is deemed the generator of a residual that is a hazardous waste pursuant to subsection (a)(2)(A) of this section may manage that hazardous waste residual pursuant to any applicable chapter 11 exclusion or exemption [e.g., the scrap metal exclusion provided in § 66261.6, subsec. (a)(3)(B)], except for residual printed circuit boards, which shall be managed pursuant to subsection (a)(4) and (a)(5), or (a)(6) of this section.

(4) Prior to conducting any subsequent treatment activity authorized by section 66273.73 on any residual printed circuit board resulting from removal activities conducted under this section, a universal waste handler shall manage the residual printed circuit board in a manner that prevents a release to the environment by:

(A) Containing the residual printed circuit board in a container that is structurally sound and compatible with the residual printed circuit board.

(B) Labeling the container with the following phrase: "Residual Printed Circuit Boards," and

(C) If the residual printed circuit board is spilled or might reasonably be expected to cause a release to the environment under reasonably foreseeable conditions, cleaning it up and placing it in a container.

(5) A universal waste handler who conducts further treatment pursuant to section 66273.73 on any residual printed circuit board, CRT-residual, and/or CRT glass-residual resulting from any activity authorized by this section shall also comply with the applicable requirements of that section.

(6) A universal waste handler who does not conduct further treatment pursuant to section 66273.73 on a residual printed circuit board resulting from removal activities conducted under this section shall manage the printed circuit board as prescribed in section 66273.75, subsection (c).

(7) Except as provided in subsections (a)(3), (a)(5) or (a)(6) of this section, a universal waste handler who conducts further treatment on any

residual that is a hazardous waste resulting from any activity authorized by this section shall not conduct such treatment, nor use any treatment method, unless that person obtains a hazardous waste facility permit or other form of authorization from the department.

~~(2) A universal waste handler shall not use any treatment method prescribed in subsection (c) of section 66273.73 to treat onsite any residual resulting from any onsite activity authorized by this section unless the handler is also authorized to treat onsite universal wastes pursuant to section 66273.73.~~

~~(3) A universal waste handler shall not transfer any residual resulting from any onsite activity authorized by this section to another person to conduct any further onsite disassembly or draining activity authorized by this section unless the other person is authorized to disassemble or drain universal wastes onsite pursuant to this section or is a destination facility.~~

~~(4) A universal waste handler shall not transfer any residual resulting from any onsite activity authorized by this section to another person for onsite treatment using any treatment method prescribed in subsection (c) of section 66273.73 unless the other person is authorized to treat universal wastes onsite pursuant to section 66273.73 or is a destination facility.~~

(b) Removing CRTs from electronic devices that are CRT devices.

A universal waste handler who conducts the activity identified in subsection (b)(1) of this section on electronic devices that are CRT devices shall be deemed authorized by the Department to do so, provided the universal waste handler complies with the requirements specified in this subsection.

(1) The universal waste handler shall remove CRTs from electronic devices in a manner that prevents breakage of the CRTs.

(2) The universal waste handler shall be exempt from the notification, annual reporting, and recordkeeping requirements specified in section 66273.74, but shall:

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(D) Manage the packaged CRTs in accordance with the requirements of section 66273.33.5, subsection (b), ~~and~~

~~(E) Determine whether any of the remaining parts of the electronic device or any other waste generated during the CRT removal process would be identified as hazardous waste in chapter 11 of this division, and, if so, manage the hazardous waste in compliance with all applicable requirements of this division.~~

(c) Dismantling electronic devices that are not CRT devices and/or removing yokes from CRTs.

A universal waste handler who conducts any of the activities identified in subsection (c)(1) of this section shall be deemed authorized by the Department to do so, provided the universal waste handler complies with the requirements in this subsection.

(1) The universal waste handler:

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(C) Conduct the activities in a manner that protects persons managing the electronic devices and/or the CRTs, and that prevents releases of any universal wastes and/or any components of universal wastes, to the environment under reasonably foreseeable conditions, as follows:

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4. Place CRTs in containers with packing materials, if such materials are necessary to prevent breakage during handling, storage and transportation.

~~5. Ensure that all residuals produced as a result of the activities are properly classified and managed in accordance with any applicable requirements of this division (i.e., determine whether these residuals would be identified as hazardous waste in chapter 11 of this division and manage them accordingly).~~

56. Ensure that persons performing the activities are thoroughly familiar with the hazards associated with such treatment, have access to the proper procedures and protective equipment necessary to conduct the treatment safely, use such protective equipment if required by any applicable health and safety requirements, and comply with the requirements of this section;

67. Ensure that the facility is operated in compliance with all applicable health and safety laws and regulations [e.g., Cal. Code Regs., tit. 8, ch. 4 (Division of Industrial Safety) subch. 7 (General Industry Safety Orders), group 16 (Control of Hazardous Substances), art. 107 (Dusts, Fumes Vapors and Mists), and art. 109 (Hazardous Substances and Processes), and sec. 5198 (Lead)].

78. Ensure that the facility maintains aisle spacing in compliance with applicable fire safety code standards in California.

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NOTE: Authority cited: Sections 25141, 25150, 25201, 25214.6, 25214.9, 25219.1 and 58012, Health and Safety Code; and Section 42475, Public Resources Code. Reference: Sections 25141, 25150, 25159.5, 25201, 25212, 25214.6, 25214.9, 25219, 25219.1 and 25219.2, Health and Safety Code.

Amend California Code of Regulations, title 22, division 4.5, chapter 23, section 66273.73 to read:

**§66273.73. Authorization for Treatment (Processing) Activities.**

(a) Treatment of electronic devices.

(1) A universal waste handler described in subsection (a)(1)(A) of this section shall be deemed authorized by the Department to conduct the activities identified in subsection (a)(1)(B) of this section, provided the universal waste handler complies with the requirements specified in subsections (a)(1)(B) and (a)(1)(C) of this section.

(A) The universal waste handler treats electronic devices **and/or residual printed circuit boards for which the handler is deemed to be the generator pursuant to sections 66273.71 and/or 66273.72** and produces only residuals that, if they exhibit any hazardous waste characteristic described in article 3 of chapter 11 of this division, **and will** meet either of the following criteria **when managed pursuant to section 66273.75, subsection (c)**:

1. They meet the definition of scrap metal in section ~~66273.9~~ ~~66260.10~~; or
2. They qualify for management as universal wastes pursuant to this chapter.

(B) The universal waste handler treats electronic devices **and/or residual printed circuit boards for which the handler is deemed to be the generator pursuant to sections 66273.71 and/or 66273.72** by~~ing~~ conducting activities other than, or in addition to, the removal activities authorized in section 66273.71 or the disassembling/draining activities authorized by section 66273.72~~ing~~, and using only one or more of the methods allowed pursuant to subsection (c) of this section.

(C) The universal waste handler complies with all of the following requirements in addition to the requirements of section 66273.33.5, subsection (a)(1):

1. The notification, annual reporting, and recordkeeping requirements specified in section 66273.74; and
2. The standards specified in section 66273.75.

(2) A universal waste handler described in subsection (a)(2)(A) of this section shall be deemed authorized by the Department to conduct the activities identified in subsection (a)(2)(B) of this section, provided the universal waste handler complies with the requirements specified in subsections (a)(2)(B) and (a)(2)(C) of this section.

(A) The universal waste handler treats electronic devices **and/or residual printed circuit boards for which the handler is deemed to be the generator pursuant to sections 66273.71 and/or 66273.72** and produces ~~any~~ residuals that exhibits a hazardous waste characteristic described in article 3 of chapter 11 of this division **when managed pursuant to section 66273.75, subsection (c)** and meets both of the following criteria:

1. ~~They do~~ **It does** not meet the definition of scrap metal in section ~~66273.9~~ ~~66260.10~~; and
2. ~~They do~~ **It does** not qualify for management as universal wastes pursuant to this chapter.

(B) The universal waste handler treats electronic devices **and/or residual printed circuit boards for which the handler is deemed to be the generator**

pursuant to sections 66273.71 and /or 66273.72 by conducting activities other than, or in addition to, the removal activities authorized in section 66273.71 and the disassembling/ draining activities authorized in section 66273.72<sup>+</sup>, and using only one or more of the methods allowed pursuant to subsection (c) of this section.

\*\*\*

(c) Electronic device, ~~and CRT,~~ and residual printed circuit board treatment methods allowed.

(1) Except as otherwise provided in subsection (c)(2) of this section, one or more of the following treatment methods is eligible for authorization pursuant to this section, if performed by a universal waste handler described in subsections (a) and/or (b) of this section:

(A) Physical treatment that changes only the physical properties of electronic devices, **residual printed circuit boards,** and/or CRTs, such as cutting, sawing, breaking, shredding, crushing, grinding, screening, sieving, acceleration, or compacting (e.g., screening to separate different particle sizes of the same component);

(B) Physical separation based on differences in physical properties such as size, color, density, or ferromagnetism (e.g., screening to separate different components based on differences in their sizes);

(C) Use of a pinpoint torch or hot wire to check (i.e., thermally crack) CRTs for glass separation; and/or

(D) Sampling, burning (ashing) and ball-milling of samples of electronic devices and/or treatment residues thereof [i.e., shredded circuit boards excluded under 40 C.F.R. sec. 261.4(a)(13)] provided the sample size does not exceed 250 kg, and no more than 250 kg (one sample) is subject to thermal assay per 24 hour period.

(2) Any treatment activity identified in subsection (c)(1) of this section is not eligible for authorization pursuant to this article, but is instead subject to all applicable requirements of chapters 14, 15, 16, 18, 20, and 22 of this division, if the treatment activity involves:

(A) The use or application of:

1. Chemicals, including water, other than coolant recirculated in CRT cutting machines; and/or

2. External heat.

(B) Except as specifically provided in subsection (c)(1)(D), the onsite treatment of the residuals resulting from the activities authorized by section 66273.73, subsection (a)(1) or (a)(2).

(C) The treatment of any electronic device containing PCBs, a medical waste, a radioactive material, a reactive material, or an ignitable material.

**(d)(1) Notwithstanding subsections (a)(1)(B), (a)(2)(B) and (b)(2) of this section, the authorizations provided in this section shall not be required for a handler who recycles scrap metal, including printed circuit boards produced by an authorized handler.**

**(2) As used in this subsection, "printed circuit boards produced by an authorized handler" means residual printed circuit boards that a handler has:**

(A) derived from electronic devices by completing treatment authorized under this article,

(B) containerized and labeled pursuant to section 66273.75, subsection (b), and

(C) subsequent to the authorized treatment, determined to be exempt scrap metal pursuant to section 66273.71, subsection (e), section 66273.72, subsection (a)(3), or section 66273.75, subsection (c)(1)(C).

NOTE: Authority cited: Sections 25141, 25150, 25201, 25214.9, 25219.1 and 58012, Health and Safety Code; and Section 42475, Public Resources Code. Reference: Sections 25141, 25150, 25159.5, 25201, 25212, 25214.9, 25219, 25219.1 and 25219.2, Health and Safety Code.

Add California Code of Regulations, title 22, division 4.5, chapter 23, section 66273.74 to read:

**§66273.74. Notification, Annual Reporting, and Recordkeeping.**

(a) Notification.

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(D) If different from the notifier pursuant to ~~this~~ subsection (a) of this section, the name and mailing address of the organization (as authorized to transact business in California) that owns and/or operates the facility;

(E) Name, business telephone number, and e-mail address (if available) of the person at the universal waste handler's site who should be contacted regarding universal waste management activities;

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(b) Annual reporting.

(1) Universal waste handlers of electronic devices and/or CRTs.

Except as otherwise provided in sections 66273.71 and 66273.72, a universal waste handler who treated any electronic device and/or CRT pursuant to this article in a calendar year shall, by February 1 of the following year, submit to the Department at the address given in subsection (e) or (f) of this section, an electronic or written annual report containing the information specified in subsection (b)(1)(A) through (b)(1)(J) of this section. The information submitted shall cover the electronic device treatment and CRT treatment activities conducted during the previous calendar year.

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(J) A list consisting of:

1. The name, address, and telephone number for each of the locations to which the universal waste handler shipped CRT glass, scrap metal, yokes, universal waste, and/or exempt materials during the previous calendar year; and

2. The following quantities shipped to each of those locations:

a. The total quantity of CRT glass (weight) shipped to that location during the previous calendar year, including in this case a declaration of whether that location is a CRT glass manufacturer and/or either a primary lead smelter or a secondary lead smelter;

b. The total quantity of **residual printed circuit boards and** scrap metal (weight) from all treatment activities reported pursuant to this subsection shipped to that location during the previous calendar year;

c. The total quantity of yokes (weight) shipped to that location during the previous calendar year;

d. The total quantity of universal waste (weight) shipped to that location during the previous calendar year; and/or

~~e. The total quantity of exempt materials (weight), excluding scrap metal and yokes reported pursuant to this subsection, shipped to that location during the previous calendar year.~~

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(f) If submitted in writing, notifications and annual reports required pursuant to subsections (a) and (b) of this section shall be sent to the Department by certified mail, return receipt requested, at the following address: Department of Toxic Substances Control, **Universal Waste Notification and Reporting Staff Hazardous Waste Management Program, Regulatory and Program Development Division**, P.O. Box 806, Sacramento, CA 95812-0806, with the words "Attention: Universal Waste Handling Activities" prominently displayed on the front of the envelope.

NOTE: Authority cited: Sections 25141, 25150, 25201, 25214.6, 25214.9, 26219.1 and 58012, Health and Safety Code; and Section 42475, Public Resources Code. Reference: Sections 25141, 25150, 25159.5, 25201, 25212, 25214.6, 25214.9, 25219, 25219.1 and 25219.2, Health and Safety Code.

Add California Code of Regulations, title 22, division 4.5, chapter 23, section 66273.75 to read:

**§66273.75. Treatment (Processing) Standards.**

A universal waste handler who treats electronic devices, residual printed circuit boards, and/or CRTs pursuant to section 66273.73 shall comply with the following standards:

(a) Treatment.

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(7) Treat electronic devices **and/or residual printed circuit boards** only for the purpose of recycling one or more of their components and ensure that all treatment residuals meeting the definition of scrap metal in section **66273.9** ~~66260.10~~ are recycled and that all treatment residuals meeting the definition of CRT glass in section 66273.9 are recycled as specified below.

(8) Treat CRTs only for the purpose of recycling one or more types of CRT glass and ensure that **all** the CRT glass is reclaimed at a CRT glass manufacturer or at a primary or secondary lead smelter.

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(b) Containment of residuals.

(1) The universal waste handler shall manage all residuals produced from treating electronic devices, **residual printed circuit boards**, and/or CRTs, in a manner that prevents a release to the environment of any universal waste or any component thereof, as follows:

(2) Contain any residuals that are produced from treating electronic devices, **residual printed circuit boards**, and/or CRTs, in a manner that prevents releases of hazardous residuals to the environment under reasonably foreseeable conditions.

(3) Clean up and immediately place in a container any electronic device, **residual printed circuit board**, and/or CRT that is accidentally or unintentionally broken and that might reasonably be expected to cause a release to the environment under ~~reasonable~~ **reasonably** foreseeable conditions. Such containers shall be structurally sound, be compatible with the contents of the electronic devices, **residual printed circuit boards**, and/or CRTs, and prevent releases under reasonably foreseeable conditions.

(4) **Until the determination pursuant to subsection (c)(1)(C) of this section is made that residual printed circuit boards and/or the residuals thereof are exempt scrap metal, these materials shall be managed in containers labeled with the following phrase: "Residual Printed Circuit Boards" or "Residual Printed Circuit Board Materials," as appropriate.**

(c) Management of residuals.

(1) **A universal waste handler shall perform a hazardous waste determination pursuant to section 66262.11 for all residuals resulting from the activities authorized by subsection (a) of this section, and shall:**

**(A) Be deemed the generator of all residuals that are hazardous waste.**

(B) For all residuals that are hazardous wastes, comply with all the applicable requirements of chapters 12, 14, 15, 16, 18, 20, 22 and 23 of this division and the applicable notification requirements in Health and Safety Code section 25153.6, except as otherwise provided in subsection (c)(1)(C) of this section.

(C) Notwithstanding section 66261.3, subsection (c) and section 66262.11, subsection (d), a handler who is deemed the generator of a residual that is a hazardous waste pursuant to subsection (c)(1) of this section may manage that hazardous waste residual pursuant to any applicable chapter 11 exclusion or exemption [e.g., the scrap metal exclusion provided in § 66261.6, subsec. (a)(3)(B)].

(D) Except as allowed pursuant to subsection (c)(1)(C) of this section, a universal waste handler who conducts further treatment on any residual that is a hazardous waste resulting from any activity authorized by this section shall not conduct such treatment, nor use any treatment method, unless that person obtains a hazardous waste facility permit or other form of authorization from the Department.

~~(1) The universal waste handler shall ensure that all residuals produced from treating electronic devices and/or CRTs are properly classified and managed in accordance with any applicable requirements of this division (i.e., determine whether these residuals would be identified as hazardous waste in chapter 11 of this division).~~

~~(2) A universal waste handler whose treatment of electronic devices and/or CRTs generates scrap metal as defined in section 66260.10 shall ensure all such residuals are recycled.~~

~~(3) A universal waste handler whose treatment of electronic devices and/or CRTs generates CRT glass as defined in section 66273.9 shall ensure that all CRT glass-residuals are sent to a CRT glass manufacturer or to a primary or secondary lead smelter and recycled.~~

(d) Worker safety.

(1) A universal waste handler, who treats electronic devices, residual printed circuit boards, and/or CRTs, shall be thoroughly familiar with the hazards associated with such treatment, have access to the proper procedures and protective equipment necessary to conduct the treatment safely, use such protective equipment if required by any applicable health and safety requirements, and comply with the requirements of this section;

(2) A universal waste handler, who treats electronic devices, residual printed circuit boards, and/or CRTs, shall ensure that the universal waste handler's facility is operated in compliance with all applicable health and safety laws and regulations [e.g., Cal. Code Regs., tit. 8, ch. 4 (Division of Industrial Safety), subch. 7 (General Industry Safety Orders), group 16 (Control of Hazardous Substances), art. 107 (Dusts, Fumes Vapors and Mists), and art. 109 (Hazardous Substances and Processes), and sec. 5198 (Lead)].

(e) Zoning.

(1) A universal waste handler, who treats electronic devices, residual printed circuit boards, and/or CRTs using any of the methods allowed pursuant to this

section, shall ensure that such treatment is consistent with local zoning requirements and land use patterns applicable to the universal waste handler's facility.

NOTE: Authority cited: Sections 25141, 25150, 25201, 25214.9, 25219.1 and 58012, Health and Safety Code; and Sections 42475, Public Resources Code. Reference: Sections 25141, 25150, 25159.5, 25201, 25212, 25214.9, 25219, 25219.1 and 25219.2, Health and Safety Code; Sections 42479, Public Resources Code.

Add California Code of Regulations, title 22, division 4.5, chapter 23, section 66273.76 to read:

**§66273.76. Closure Plan and Financial Requirements.**

(a) Except as otherwise provided in subsections (a)(4) and (b)(5) of this section, and in addition to the universal waste handler notification required pursuant to section 66273.74, subsection (a), a universal waste handler who intends to conduct one or more of the treatment activities described in section 66273.73, subsections (a)(2) and (b) shall submit the information specified in subsections (a)(1) through (d) of this section to the Department in the manner and at the address given in subsections (e) and (f) of this section, no later than 30 calendar days prior to initially conducting those treatment activities:

(1) Closure plan.

A universal waste handler shall prepare and submit a closure plan. When used in this chapter, "closure plan" means a written plan that identifies the activities and schedules for closing one or more universal waste treatment units at any point during the active life of a universal waste handler's facility. The closure plan shall address closing the universal waste treatment unit(s) at the point in the facility's active life when the extent and manner of its operation would make closure the most expensive. The closure plan shall include all of the following:

(A) A detailed description of the activities and schedule that are needed to decontaminate or remove at the time of closure:

1. Each universal waste treatment unit, **including universal waste treatment units that also treat residual printed circuit boards that have been determined to be exempt scrap metal pursuant to section 66273.71, subsection (e), section 66273.72, subsection (a)(3), or section 66273.75, subsection (c)(1)(C):**

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(b)(1) Cost estimate for closure.

A universal waste handler shall prepare and submit a cost estimate for closure. For purposes of this chapter, a cost estimate for closure (or closure cost estimate) means a document that specifies the estimated cost of closing a universal waste treatment facility, and it includes the respective costs of universal-waste inventory disposition, equipment decontamination or removal, laboratory testing, and other relevant costs. The cost estimate for closure shall address closing the universal waste treatment unit(s), shall be prepared pursuant to the closure plan required pursuant to subsection (a)(1) of this section, and shall:

(A) Conform with subparagraphs (A)1. and (A)2. of this subsection (b)(1):

1. Do both of the following:

a. Include the estimated cost to decontaminate or to remove from the facility, at the time of closure, each universal waste treatment unit and all other items designated in the closure plan in accordance with subsection (a)(1)(A) of this section. The portion of such estimated cost that is attributable to decontaminating or removing universal wastes and universal waste treatment residuals shall be based

on the estimated maximum inventory of those wastes and residuals, **excluding residual printed circuit boards, and/or the residuals thereof, that have been determined to be exempt scrap metal pursuant to section 66273.71, subsection (e), section 66273.72, subsection (a)(3), or section 66273.75, subsection (c)(1)(C),** ever to be present onsite, as designated in the closure plan in accordance with subsection (a)(1)(C) of this section.

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(f) When submitted to the Department, the documents required pursuant to this section shall be sent by certified mail, return receipt requested, to the following address: Department of Toxic Substances Control, **Universal Waste Notification and Reporting Staff Hazardous Waste Management Program, Regulatory and Program Development Division**, P.O. Box 806, Sacramento, CA 95812-0806, with the words "Attention: Universal Waste Handling Activities, Authorized Treatment" prominently displayed on the front of the envelope.

NOTE: Authority cited: Sections 25141, 25150, 25201, 25214.9, 25219.1 and 58012, Health and Safety Code; and Section 42475, Public Resources Code. Reference: Sections 25141, 25150, 25159.5, 25201, 25212, 25214.9, 25219, 25219.1 and 25219.2, Health and Safety Code.

Add California Code of Regulations, title 22, division 4.5, chapter 23, section 66273.77 to read:

**§66273.77. Closure of Universal Waste Treatment Facilities.**

(a) Closure notification.

A universal waste handler who intends to close a universal waste treatment facility or any universal waste treatment unit, **including universal waste units that also treat residual printed circuit boards that have been determined to be exempt scrap metal pursuant to section 66273.71, subsection (e), section 66273.72, subsection (a)(3), or section 66273.75, subsection (c)(1)(C),** and who conducts any of the treatment activities described in section 66273.73, subsection (a)(2) or (b) shall:

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(d) When submitted to the Department, documents required pursuant to this section shall be sent by certified mail, return receipt requested, to the following address: Department of Toxic Substances Control, **Universal Waste Notification and Reporting Staff Hazardous Waste Management Program, Regulatory and Program Development Division**, P.O. Box 806, Sacramento, CA 95812-0806, with the words "Attention: Universal Waste Handling Activities" prominently displayed on the front of the envelope.

NOTE: Authority cited: Sections 25141, 25150, 25201, 25214.9, 25219.1 and 58012, Health and Safety Code; and Section 42475, Public Resources Code. Reference: Sections 25141, 25150, 25159.5, 25201, 25212, 25214.9, 25219, 25219.1 and 25219.2, Health and Safety Code.