

Chapter 44: HAZARDOUS WASTE TESTING LABORATORIES:

Chapter overview: This chapter establishes the Department's program for certifying hazardous waste testing laboratories. This chapter is being transferred intact from existing Title 22, Division 4, Article 33 except for changes in Section numbers for some references as explained in the introduction to this Statement of Reasons and except for the following:

Section 67601: This section establishes a list of tests for which a laboratory can be certified. Any data used by the Department developed by these specific analyses must be developed by a laboratory certified by the Department to perform that specific analysis. This section conforms to existing Title 22 Section 67601 except for the following:

In Section 67601, two new tests are being added to the lists of analyses for which laboratory certification is required. These tests are the EP Toxicity test, performance of which is required in Section 66261.24 and 66261.101, and the Toxicity Characteristics Leaching Procedure (TCLP), performance of which is required in Chapter 18. The EP Toxicity test has been incorporated by reference by virtue of being included in both editions of the document SW-846, Test Methods for Evaluating Solid Waste, incorporated by reference in Section 66260.11 of these proposed regulations. The TCLP appears as Appendix I to Chapter 18 of these proposed regulations. Because the Department is required to consider results of these analyses in making regulatory decisions, it must require that these results be developed by a laboratory certified for those specific analyses by Health and Safety Code Section 25198(a).