

### **Legend**

Non-substantive changes to the Regulations from existing text appear as follows:

~~Strikeout~~: implies deletions or edits to existing text

Underline - implies additions to existing text

\*\*\*\*- implies text continues unchanged

## Strikeout/Underline Version

### § 66262.41. Biennial Report.

(a) Only generators who are required under 40 Code of Federal Regulations section 262.41 to prepare and submit this report are subject to this section. This report is to be submitted on U.S. EPA Form 8700 13A/B provided by the Department. Generators required to submit this report for activities conducted during an odd-numbered year (reporting year) are generators who meet any of the following criteria:

- (1) The site generated in any single month 1,000 kg (2,200 lbs) or more of RCRA hazardous waste; or
- (2) The site generated in any single month, or accumulated at any time, 1 kg (2.2 lbs) of RCRA acute hazardous waste; or
- (3) The site generated or accumulated at any time more than 100 kg (220 lbs) of spill cleanup materials contaminated with RCRA acute hazardous waste; or
- (4) The site treated, stored, or disposed of RCRA hazardous waste on site in units subject to RCRA permitting requirements during an odd-numbered year.

(ba) A generator who ships any hazardous waste offsite to a transfer, treatment, storage or disposal facility within the United States shall prepare and submit a single copy of a Biennial Report, U.S. EPA Form 8700-13A/B to the Department by March 1 of each even-numbered year. The Biennial Report shall be submitted on forms provided by the Department and shall cover generator activities during the previous calendar year, and shall include the following information:

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(cb) Any generator who treats, stores or disposes of hazardous waste onsite shall submit an annual report covering those wastes in accordance with the provisions of chapters 20, 14, 15 and 16 of this division. Reporting for exports of hazardous waste is not required on the Biennial Report form. A separate annual report requirement is set forth in 40 Code of Federal Regulations section 262.83(g) and section 66262.83 for hazardous waste exporters.

(de) Additional information concerning the quantities and disposition of wastes identified or listed in chapter 11 shall be required as needed by the Department or U.S. EPA Administrator.

Note: Authority cited: Sections 208, 25150, 25159 and 25161, Health and Safety Code.  
Reference: Sections 25159, 25159.5, 25160 and 25244.4, Health and Safety Code; 40 CFR Section 262.41.