

Proposed Permanent Reregulation of the Nevada State Environmental Commission (SEC)

SEC P2011-04 -- July 19, 2011

Explanation – Matter in Strikeout to be Omitted Material

AUTHORITY § NRS 444

A Regulation Relating to Hazardous Waste: This proposed regulation deletes NAC 444.8675 titled “Biennial Reports by Generators of Hazardous Waste”. Currently the State of Nevada’s required biennial reporting of hazardous waste is more stringent than federal requirements. While federal regulations require only large quantity generators to submit biennial reports, state regulations require any generator holding an active EPA identification number to report. Accordingly, amending (deleting) this regulation to be consistent with federal requirements would reduce the regulatory burden on businesses generating small quantities of hazardous waste in Nevada.

~~**NAC 444.8675 Biennial reports by generators of hazardous waste. (NRS 459.485, 459.550)**~~

~~—1. A generator shall submit to the Director a report for the hazardous waste generated during odd-numbered years no later than March 1 of the next following even-numbered year.~~

~~—2. The biennial report must contain the information requested on the appropriate form supplied by the Division.~~

~~—3. A generator shall retain a copy of each of his biennial reports for at least 3 years after the report became due. The period required for the retention of each such report is automatically extended during the course of any unresolved action for enforcement regarding the generator or as requested by the Director.~~

~~—4. As used in this section, “generator”:~~

~~—(a) Has the meaning ascribed to it in 40 C.F.R. § 260.10; and~~

~~—(b) Includes a person who has given notice that he is a generator of hazardous waste and holds an active identification number issued pursuant to 40 C.F.R. § 262.12.~~

~~—(Added to NAC by Environmental Comm’n, eff. 11-22-82; A 5-27-92)~~