



**ETC Meeting with
Office of Management and Budget
October 31, 2006**

Definition of Solid Waste

- ETC is a trade association that represents the commercial hazardous waste industry.
 - ETC firms recycle hazardous secondary materials and wastes for customers, providing both on-site services and commercial facilities; e.g., solvent reuse, oil re-refining, and metals recovery.

- Definition of Solid Waste Rulemaking
 - ETC supports conditional exclusions from RCRA for legitimate recycling, provided the conditions ensure safety and prevent unprotective practices.
 - Broad option needs to be more fully described, especially the set of conditions for exclusion, to promote effective public comment.
 - Narrow option for on-site reuse, intra-company recycling, and tolling agreements maintains generator responsibility, but full proposal is needed for public comment on these approaches.

- Conditions we think are necessary
 - No speculative accumulation of recyclable materials beyond 90 days.
 - Reporting to state agency on materials, volumes, etc. recycled.
 - Financial assurance for recycling facilities to protect states and taxpayers from bankruptcies and closures. Generators require to audit recyclers.
 - Tracking of recyclable materials to off-site facilities for enforcement against illegal disposal. Electronic tracking could ease burden.
 - Legitimacy criteria that are regulatory requirements, not unenforceable criteria. Recycler should document compliance in facility records.
 - Management standards for tanks and containers to prevent storage in land-based piles and lagoons, leaks, air emissions, etc. Could be self-certified by recycler.

