

CHAPTER 4

NOTIFICATION AND EPA ID NUMBERS

WHO MUST NOTIFY?

Each individual LQG and SQG must notify the RRC of their activities that are subject to the provisions of Rule 98 and obtain a permanent EPA ID number. A notification must be made *for each generation site* as required by Rule 98, subsection (g).

CESQGs **are not** required to notify the RRC of their hazardous oil and gas waste generation and management activities.

Transporters of hazardous oil and gas waste also must notify an approved regulatory agency and obtain an EPA ID number. Transporters may notify either RRC, TCEQ, or EPA (see "How Do You Notify?" below). However, those who wish to register as transporters will typically want to handle all hazardous waste including that regulated by the TCEQ. Therefore, it is recommended that except in very specific instances, transporters register with the TCEQ.

HOW DO YOU NOTIFY?

Notification by a generator to the RRC must be made by filing RRC Form H-20 ("Hazardous Oil and Gas Waste Generator [and Transporter] Notification," revised February 2002) and EPA Form 8700-12 ("RCRA Subtitle C Site Identification Form"). Send the forms to the RRC. *Do not send the Form 8700-12 to EPA or TCEQ.* Note that EPA Form 8700-12 was formerly titled "Notification of Regulated Waste Activity." You now must use the "RCRA Subtitle C Site Identification Form" revised January 2004.

RRC Form H-20 provides information necessary for efficient administration of the Hazardous Waste Program and that is not entered on the EPA Form 8700-12. The RRC will forward the EPA Form 8700-12 to EPA for ID number assignment, and EPA will return to you a notice of registration (NOR) with the assigned EPA ID number.

Transporter notification may be made by filing EPA Form 8700-12 with the appropriate regulatory entity (either RRC, TCEQ, or EPA). In most instances, transporter notification to the RRC will be made by RRC-permitted (under SWR 8) oil and gas waste haulers who want to also transport hazardous oil and gas waste. (Note that LQGs and SQGs may use hazardous waste transporters who have filed notifications with either TCEQ or EPA but are not RRC-permitted oil and gas waste haulers.)

Appendix F provides examples of the EPA Form 8700-12 and the RRC Form H-20 with their respective instructions.

Important note: If you have submitted an EPA Form 8700-12 to EPA or TCEQ hazardous waste programs prior to April 1, 1996, you may comply with Rule 98 notification requirements by sending the RRC a photocopy of the initial notification form, any subsequent notification forms, and the NOR returned to you by EPA or TCEQ.

Where Can You Get RRC Form H-20 and EPA Form 8700-12?

EPA Form 8700-12 and RRC Form H-20 are available in the Forms Library on the RRC's web site at <http://www.rrc.state.tx.us/divisions/og/form-library/index.html>. The forms are also available at all RRC district offices and at RRC Austin headquarters (refer to the list of RRC addresses and phone numbers at the beginning of this guidance document). The EPA Form 8700-12 available at RRC offices has "Railroad Commission of Texas" annotated on the bottom margin of the form's first page. (Please use these annotated forms in order that your notification to the RRC is easily recognized by EPA and TCEQ as notification for a RRC-regulated site.)

When Must You Notify?

Notification must be made to the RRC by July 1, 1996, or within 10 days of the date that the LQG or SQG becomes subject to the provisions of Rule 98, whichever is later.

ONE-TIME SHIPMENTS

Also note that certain situations may meet the criteria for a one-time shipment of hazardous oil and gas waste using a "temporary" EPA ID number. For those situations notification does not require the use of the forms discussed in this chapter. Please refer to "One-Time Shipments of Hazardous Oil and Gas Waste" in Chapter 3 on page 3-5 and in Appendix E for guidance.

EPA IDENTIFICATION NUMBERS

Subsequent to notification, an EPA ID number is assigned to the individual large or small quantity hazardous oil and gas waste generating site. Upon assignment of an EPA ID number, a registration is established in RRC and EPA records. The EPA ID number and registration stay with that particular site forever.

SUBSEQUENT NOTIFICATIONS

In the event any information in a site's registration changes, a subsequent notification is required. For example, the owner and operator of a site, the site contact person, and/or the generator classification of the site may change. A subsequent notification is made by filing EPA Form 8700-12 and RRC Form H-20 as described above.