

date, nature, and purpose of each disclosure, as well as the name and address of the person, organization, or agency to which the disclosure was made. Your request for an accounting should identify each particular record in question and should be made by writing to the Foundation, following the procedures in § 1600.22.

(b) *Where accountings are not required.* The Foundation is not required to provide accountings to you where they relate to disclosures for which accountings are not required to be kept—in other words, disclosures that are made to employees within the agency and disclosures that are made under the FOIA.

(c) *Appeals.* You may appeal a denial of a request for an accounting to the Foundation Executive Director in the same manner as a denial of a request for access to records (see § 1600.25) and the same procedures will be followed.

#### **§ 1600.28 Preservation of records.**

The Foundation will preserve all correspondence pertaining to the requests that it receives under this subpart, as well as copies of all requested records, until disposition or destruction is authorized by title 44 of the United States Code or the National Archives and Records Administration's General Records Schedule 14. Records will not be disposed of while they are the subject of a pending request, appeal, or lawsuit under the Act.

#### **§ 1600.29 Fees.**

The Foundation will charge fees for duplication of records under the Privacy Act in the same way in which it charges duplication fees under § 1600.10. No search or review fee will be charged for any record.

#### **§ 1600.30 Notice of court-ordered and emergency disclosures.**

(a) *Court-ordered disclosures.* When a record pertaining to an individual is required to be disclosed by a court order, the Foundation will make reasonable efforts to provide notice of this to the individual. Notice will be given within a reasonable time after the Foundation's receipt of the order—except that in a case in which the order is not a matter of public record, the notice will be given only after the order becomes public. This notice will be mailed to the individual's last known address and will contain a copy of the order and a description of the information disclosed.

(b) *Emergency disclosures.* Upon disclosing a record pertaining to an individual made under compelling circumstances affecting health or safety,

the Foundation will notify that individual of the disclosure. This notice will be mailed to the individual's last known address and will state the nature of the information disclosed; the person, organization, or agency to which it was disclosed; the date of disclosure; and the compelling circumstances justifying the disclosure.

Dated: September 20, 2000.

**Christopher L. Helms,**

*Executive Director, Morris K. Udall  
Scholarship and Excellence in National  
Environmental Policy Foundation.*

[FR Doc. 00-24528 Filed 9-25-00; 8:45 am]

**BILLING CODE 6820-FN-P**

## **ENVIRONMENTAL PROTECTION AGENCY**

### **40 CFR Parts 148, 261, 268, 271 and 302**

[FRL-6876-2]

RIN 2050-AE49

### **Hazardous Waste Management System; Identification and Listing of Hazardous Waste: Inorganic Chemical Manufacturing Wastes; Land Disposal Restrictions for Newly Identified Wastes; and CERCLA Hazardous Substance Designation and Reportable Quantities; Proposed Rule; Technical Correction**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Proposed rule; Technical correction.

**SUMMARY:** The Environmental Protection Agency (EPA) is correcting errors that appeared in the September 14, 2000 proposed rule (65 FR 55684) that announced the proposal to amend the regulations for hazardous waste management under the Resource Conservation and Recovery Act (RCRA) by listing as hazardous three wastes generated from inorganic chemical manufacturing processes. This document creates no new regulatory requirements. Rather, it corrects minor editing and formatting errors associated with the September 14, 2000 **Federal Register** document.

**DATES:** The comment period for the proposal (65 FR 55684, September 14, 2000) ends on November 13, 2000.

**ADDRESSES:** If you wish to comment on the proposed rule (65 FR 55684), you must send an original and two copies of the comments referencing docket number F-2000-ICMP-FFFFF to: RCRA Information Center, Office of Solid Waste (5305G), U.S. Environmental

Protection Agency Headquarters, 1200 Pennsylvania Avenue, NW, Washington, D.C. 20460. Hand deliveries of comments should be made to RCRA Information Center, Crystal Gateway I, First Floor, 1235 Jefferson Davis Highway, Arlington, VA.

You also may submit comments electronically by sending electronic mail through the Internet to: rcra-docket@epa.gov. You should identify comments in electronic format with the docket number F-2000-ICMP-FFFFF. You must submit all electronic comments as an ASCII (text) file, avoiding the use of special characters and any form of encryption.

Address requests for a hearing to Mr. David Bussard at: Office of Solid Waste, Hazardous Waste Identification Division (5304W), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW, Washington, D.C. 20460, (703) 308-8880.

**FOR FURTHER INFORMATION CONTACT:** For general information, contact the RCRA/Superfund Hotline at (800) 424-9346 or TDD (800) 553-7672 (hearing impaired). In the Washington, D.C., metropolitan area, call (703) 920-9810 or TDD (703) 412-3323. For specific aspects of the rule or the technical corrections, contact Ms. Gwen DiPietro, Office of Solid Waste (5304W), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW, Washington, D.C., 20460. [E-mail address and telephone number: dipietro.gwen@epa.gov (703-308-8285).]

#### **SUPPLEMENTARY INFORMATION:**

#### **I. Reasons and Basis for Today's Notice**

The Agency in its review of the September 14, 2000 proposed rule (65 FR 55684) identified formatting and typographical errors in certain sections of the preamble and regulations.

Today's notice corrects these errors.

#### **II. Public Comment Period**

Today's notice does not create any new regulatory requirements; rather EPA is publishing these corrections to enable members of the public to understand the notice of the proposed rulemaking more quickly and easily. EPA believes that the September 14, 2000 notice presented the substance of the proposed rule, the rationale and the supporting data clearly enough to allow interested persons to understand all aspects of the proposed rule and to make comments. Consequently, EPA finds that it is not necessary to extend the comment period for the proposed rule. The comment period will still close on November 13, 2000.

### III. Docket for the Proposed Rule

If you do not submit comments electronically, we ask you to voluntarily submit one additional copy of your comments on labeled personal computer diskettes in ASCII (text) format or a word processing format that can be converted to ASCII (text). It is essential to specify on the disk label the word processing software and version/edition as well as your name. This will allow us to convert the comments into one of the word processing formats we utilize. Please use mailing envelopes designed to physically protect the submitted diskettes. We emphasize that submission of comments on diskettes is not mandatory nor will it result in any advantage or disadvantage to any commenter.

You should not submit electronically any confidential business information (CBI). You must submit an original and two copies of CBI under separate cover to: RCRA CBI Document Control Officer, Office of Solid Waste (5305W), U.S. EPA, 1200 Pennsylvania Avenue, NW, Washington, D.C. 20460. Any CBI data should be specifically and clearly marked. In addition, please submit a non-CBI version of your comments for inclusion in the public record.

Supporting documents in the docket for this proposal are also available in electronic format on the Internet: <http://www.epa.gov/epaoswer/hazwaste/id/inorchem/pr2000.htm>. We will keep the official record for this action in paper form. Accordingly, we will transfer all comments received electronically into paper form and place them in the official record, which also will include all comments submitted directly in writing. The official record is the paper record maintained at the RCRA Information Center, also referred to as the Docket.

Our responses to comments, whether the comments are written or electronic, will be in a notice in the **Federal Register** or in a response to comments document placed in the official record for this rulemaking. We will not immediately reply to commenters electronically other than to seek clarification of electronic comments that may be corrupted in transmission or during conversion to paper form, as discussed above.

You may view public comments and supporting materials in the RCRA Information Center (RIC), located at Crystal Gateway I, First Floor, 1235 Jefferson Davis Highway, Arlington, VA. The RIC is open from 9 a.m. to 4 p.m., Monday through Friday, excluding federal holidays. To review docket materials, we recommend that you make

an appointment by calling 703-603-9230. You may copy a maximum of 100 pages from any regulatory docket at no charge. Additional copies cost \$0.15/page.

#### List of Subjects

##### 40 CFR Part 148

Environmental protection, Administrative practice and procedure, Hazardous waste, Reporting and recordkeeping requirements, Water supply.

##### 40 CFR Part 261

Environmental protection, Hazardous materials, Waste treatment and disposal, Recycling.

##### 40 CFR Part 268

Environmental protection, Hazardous materials, Waste management, Reporting and recordkeeping requirements, Land Disposal Restrictions, Treatment standards.

##### 40 CFR Part 271

Environmental protection, Administrative practice and procedure, Confidential business information, Hazardous material transportation, Hazardous waste, Indian-lands, Intergovernmental relations, Penalties, Reporting and recordkeeping requirements, Water pollution control, Water supply.

##### 40 CFR Part 302

Environmental protection, Air pollution control, Chemicals, Emergency Planning and Community Right-to-Know Act, Extremely hazardous substances, Hazardous chemicals, Hazardous materials, Hazardous materials transportation, Hazardous substances, Hazardous wastes, Intergovernmental relations, Natural resources, Reporting and recordkeeping requirements, Superfund, Waste treatment and disposal, Water pollution control, Water supply.

Dated: September 19, 2000.

**Matt Hale,**

*Deputy Director, Office of Solid Waste.*

The following corrections are made in the preamble to FRL-6864-5, Identification and Listing of Hazardous Waste: Inorganic Chemical Manufacturing Wastes; Proposed Rule, published in the **Federal Register** on September 14, 2000 (65 FR 55684):

1. On page 55684, in the second column, first full paragraph, in the **ADDRESSES** Section, change the electronic mail address for the docket from "rcradocket@epamail.epa.gov" to "rcra-docket@epa.gov."

2. On page 55687, in the first column, in Section C, in the second paragraph the appropriate quotes and indentations were missing. The entire Section C is reprinted below with the appropriate corrections:

#### *C. What Is the Consent Decree Schedule for and Scope of This Proposal?*

The 1984 Hazardous and Solid Waste Amendments (HSWA) to RCRA require EPA to make listing determinations for several specified categories of wastes, including "inorganic chemical industry wastes" (see RCRA section 3001(e)(2)). In 1989, the Environmental Defense Fund (EDF) filed a lawsuit to enforce the statutory deadlines for listing decisions in RCRA Section 3001(e)(2). (*EDF v. Browner*; D.D.C. Civ. No. 89-0598). To resolve most of the issues in the case, EDF and EPA entered into a consent decree, which has been amended several times to revise deadlines for EPA action. Paragraph 1.g (as amended) of the consent decree addresses the inorganic chemical industry:

"EPA shall promulgate a final listing determination for inorganic chemical industry wastes on or before October 31, 2001. This listing determination shall be proposed for public comment on or before August 30, 2000. The listing determination shall include the following wastes: sodium dichromate production wastes, wastes from the dry process for manufacturing phosphoric acid, phosphorus trichloride production wastes, phosphorus pentasulfide production wastes, wastes from the production of sodium phosphate from wet process phosphoric acid, sodium chlorate production wastes, antimony oxide production wastes, cadmium pigments production wastes, barium carbonate production wastes, potassium dichromate production wastes, phenyl mercuric acetate production wastes, boric acid production wastes, inorganic hydrogen cyanide production wastes, and titanium dioxide production wastes (except for chloride process waste solids). However, such listing determinations need not include any wastes which are excluded from hazardous waste regulation under section 3001(b)(3)(A)(ii) of RCRA and for which EPA has determined that such regulation is unwarranted pursuant to section 3001(b)(3)(C) of RCRA."

Today's proposal satisfies EPA's duty under paragraph 1.g to propose determinations for inorganic chemical industry wastes.

As described above, the consent decree provides that EPA does not need to make listing determinations for certain wastes that it has exempted from hazardous waste regulations under the "Bevill amendments" to RCRA. See the discussion of "exempt mineral processing" wastes in section III.B.1 below.

3. On page 55693, in Section 4. Evaluation of Secondary Materials, in

the first paragraph, enclose "40 CFR 261.2(e)" in parenthesis.

4. On page 55720, Table III-12 was incorrectly formatted. Table III-12 should read as follows:

Table III-12. Characterization of Ammonia recycle filters (mg/L)										
Parameter	RH-1-HC-05 (1 <sup>st</sup>			RH-2-HC-05 (2 <sup>nd</sup>			DM-1-HC-04 (1 <sup>st</sup>			HBL
	data set)			data set)			data set)			
	TCLP	SPLP		TCLP	SPLP		TCLP	SPLP		
Antimony	0.55 J <sup>1</sup>	0.59		<0.5	0.237		<0.5	<0.5	0.8	0.006
Arsenic	0.045 L <sup>2</sup>	0.039		<0.5	0.0137		<0.5	<0.05	<0.5	0.0007
Nickel	0.50 J	0.61		<0.2	0.303		<0.2	0.0654	<0.2	0.31
Total CN	N/A	2.4 L		0.230	0.243		0.218	0.187 L	0.222 <sup>3</sup>	0.31 <sup>4</sup>

<sup>1</sup>J: Estimated result, due to poor field duplication.

<sup>2</sup>L: Qualified result with a low bias for positive result.

<sup>3</sup>Average of duplicate sample results.

<sup>4</sup>HBL for hydrogen cyanide.

5. On page 55721, Table III-13, incorrect values were identified for the "Adult HQ" and "Child HQ" for cadmium. Table III-13 should read as follows:

Table III-13. Groundwater Risk Results for Ammonia Recycle Filters <sup>1</sup>						
Percentile	Antimony		Arsenic		Cadmium	
	Adult HQ	Child HQ	Adult Cancer Risk	Child Cancer Risk	Adult HQ	Child HQ
Industrial Landfill						
90th	7.9E-02	1.6E-01	3.8E-08	2.8E-08	9E-05	2E-04
95th	1.9E-01	3.9E-01	1.6E-07	1.2E-07	4E-04	7E-04
Municipal Landfill						
90th	8.7E-02	1.8E-01	3.9E-08	3.1E-08	1E-04	3E-04
95th	2.0E-01	4.2E-01	1.8E-07	1.3E-07	4E-04	8E-04

<sup>1</sup> Modeling for two other constituents (nickel and cyanide) yielded HQs that were extremely small (<1E-16) even at the 95th%.

6. On page 55729, Table III-21, in the fourth row "Tote bin wash water", the formatting for the reported hazard codes and the sequential management practices were not aligned correctly. Table III-21 should read as follows:

Table III-21. Wastewaters from Phosphorus Pentasulfide Production				
Waste Category	Number of Reported Generators	1998 Volume (MT)	Reported Hazard Codes	Sequential Management Practices
Process scrubber water	1	77,377	none	1) Sewer, 2) POTW
Caustic scrubber water	2	2,177	none	1) Covered tanks, 2) off-site treatment, 3) NPDES; 1) Treatment in covered tanks, 2) POTW.
Tote bin wash water	2	188	1) D003  2) none	1) Covered tanks, 2) off-site treatment, 3) NPDES; 1) Treatment in covered tanks, 2) POTW.

7. On page 55731, Table III-22, in the second row "Initial washout water from reactor", the formatting for the reported hazard codes and the sequential management practices were not aligned correctly. Table III-22 should read as follows:

Table III-22. Characteristic Wastes from Phosphorus Trichloride Production				
Waste Category	Number of Reported Generators	1998 Volume (MT)	Reported Hazard Codes	Sequential Management Practices
Reactor cleanout sludge	4	66 <sup>1</sup>	D001-004, D006-009, D010, D011	1) container 2) Subtitle C incineration
Initial washout water from reactor	4	478 <sup>1</sup>	1) D002, D004, D006, D007  2) D002, D004    3) D004, D007	1) off-site pretreatment, 2) POTW;  1) neutralized in tanks, 2) surface impoundment, 3) biotreat in tank, 4) NPDES;  1) tank, 2) off-site biotreatment, 3) NPDES
Product storage tank cleanout with nonreactive phosphate ester	1	10	D002, D003	1) container 2) Subtitle C incineration
Product storage tank cleanout with water	1	15	D002	1) neutralized in tanks, 2) NPDES
Spent filter wash for product	1	15	D002	1) pretreatment in tanks, 2) NPDES
Process area wash water	1	1,400	D002	1) tanks, 2) NPDES

<sup>1</sup>Volumes from 1996 or 1997 are included in the totals when the wastes were not generated by a facility in 1998.

8. On page 55736, in Table III-28 a typographical error occurred in the first row of the table. Change "5E-08" to "6E-08" as the value under Adult HQ for, zinc for the 90th percentile. As corrected, Table III-28 is as follows:

Table III-28. Groundwater Pathway Risk Assessment Results for Process Sludge Without Chromium and Lead								
Percentile	Arsenic		Manganese		Nickel		Zinc	
	Adult Cancer Risk	Child Cancer Risk	Adult HQ	Child HQ	Adult HQ	Child HQ	Adult HQ	Child HQ
90 <sup>th</sup>	3E-08	2E-08	2E-04	4E-04	2E-06	3E-06	6E-08	1E-07
95 <sup>th</sup>	2E-07	2E-07	6E-04	1E-03	2E-05	3E-05	5E-06	1E-05

9. On page 55737, Table III-30 was incorrectly formatted. Table III-30 should read as follows:

Table III-30. Analytical Results for Spent Filters Without Chromium or Lead							
Parameter	HT-FB-01			HT-FB-02			HBL (mg/l)
	Total (mg/kg)	TCLP (mg/l)	SPLP (mg/l)	Total (mg/kg)	TCLP (mg/l)	SPLP (mg/l)	
Antimony	34.1	0.018	<0.005	<5	0.012	<0.005	0.006
Arsenic	7.3	0.014	0.003	5.3	<0.005	<0.005	0.0007
Boron	<50	6.1	<0.05	<50	0.67	<0.5	1.4
Cadmium	22.5	<0.05	<0.05	<5	<0.05	<0.05	0.008
Cr, +6	<0.8	NA	<0.02	2.8 L	NA	0.19 L	0.05
Lead	8.7	0.024	0.06	7.1	0.020	0.012	0.015

L: Concentration reported from analysis performed outside required holding time. Value should be considered biased low.

10. On page 55747, in Table III-38 a typographical error was identified. Change "0.003" to "0.006" for the Child HQ for antimony for the 95th percentile. A corrected Table III-38 is as follows:

Table III-38. Probabilistic Risk Results for Dust Collector Bags		
Percentile	Antimony	
	Adult HQ	Child HQ
Industrial Landfill		
90 <sup>th</sup>	0.001	0.002
95 <sup>th</sup>	0.003	0.006

11. On page 55751, in the first column, in section (6), a dash and an indentation were missing. The corrected text should read as follows:

(6) Recovered solids from the reaction area. Housekeeping results in the

collection of coke and ore solids from the vicinity of the reaction area.

These wastes are Beville exempt.

—In one case, the facility conducts some processing of their ferric chloride waste acid (which is subsequently sold as a water and

wastewater reagent), and generates a solids stream. We consider the processing that this facility conducts to be either an ancillary process or chemical manufacturing, and thus the subsequent solids stream is not generated from mineral processing and therefore is not exempt.



12. On page 55762, Table III-55 was not correctly formatted. The last entry, "2378-TetraCDD Equivalent" should be separated from other entries with a double line to designate the fact that it is a calculated value. Table III-55 should read as follows:

Table III-55. Characterization of Wastewater Treatment Solids from the Chloride-Ilmenite Process, Titanium Dioxide Chlorinated Dibenzo-p-Dioxins (CDD) and Furans (CDF)	
Constituent of Concern	Total Detected levels in Delaware waste (ng/kg, wet basis)
2378-TetraCDF	12.2
12378-PentaCDF	21.8
23478-PentaCDF	48.1
123478-HexaCDF	237
123678-HexaCDF	8.1
234678-HexaCDF	2.5
123789-HexaCDF	5.6
1234678-HeptaCDF	189
1234789-HeptaCDF	126
OctaCDF	24,000
OctaCDD	22.2
2378-TetraCDD Equivalent <sup>1</sup>	57.2

<sup>1</sup>2378-TetraCDD equivalent calculated using the World Health Organization Toxic Equivalency Factors (WHO-TEF). Van den Berg, et al. 1998. Toxic Equivalency Factors (TEFs) for PCBs, PCDDs, PCDFs for Human and Wildlife. Environmental Health Perspectives, v.106, n.12, pp. 775-792. December.

13. On pages 55775-55776, in section "C. Paperwork Reduction Act" in the last paragraph EPA reported the three year burden estimates as opposed to the annual burden estimate. The corrected text should read as follows:

The total annual respondent burden and cost for all existing paperwork associated with this proposed rule presented here represents the incremental increase in paperwork burden under four existing Information Collection Requests (ICRs). We estimate

the total annual respondent burden for all information collection activities to be approximately 150 hours, at an annual cost of approximately \$6,819.

The following corrections are made to the text of the proposed rules in FRL-6864-5, Identification and Listing of Hazardous Waste: Inorganic Chemical Manufacturing Wastes; proposed rule, published in the **Federal Register** on September 14, 2000 (65 FR 55684):

1. On page 55778, in the third column, amendatory instruction 2,

showing amendments to § 148.18 incorrectly refers to "§ 148.19" in the regulatory heading. The correct text is: § 148.18 Waste specific prohibitions—newly identified wastes.

\* \* \* \* \*

2. On page 55779, the amendments to the tables in § 261.32, appendices VII and VIII were incorrectly formatted. Amendatory instructions 5, 6, and 7 and the tables should read as follows:

5. In § 261.32, the table is amended by adding in alphanumeric order (by the first column) the following wastestreams to the subgroup “Inorganic Chemicals” to read as follows:

§ 261.32 Hazardous waste from specific sources.

Industry and EPA									
hazardous waste No.					Hazardous waste			Hazardous code	

6. Appendix VII to Part 261 is amended by adding the following wastestreams in alphanumeric order (by the first column) to read as follows:

APPENDIX VII TO PART 261–BASIS FOR LISTING HAZARDOUS WASTE

EPA hazardous				
waste No.	Hazardous constituents for which listed			
	*	*	*	*
K176 .....	arsenic, lead.			
K177.....	antimony			
K178.....	manganese, thallium			

7. Appendix VIII to Part 261 is amended by adding in alphabetical sequence of common name the following entries:

**APPENDIX VIII TO PART 261 – HAZARDOUS CONSTITUENTS**

Common name	Chemical abstracts name	Chemical abstracts No.	Hazardous waste no
* * * * *			
Manganese	same	7439-96-5	.....
* * * * *			

3. On page 55780, in § 268.40 in the Table—Treatment Standards for Hazardous Wastes—there are two errors. For the row K177, lead, change the wastewater concentration from 0.60 to 0.69 and correct the formatting for the CAS number, and concentrations for the first and second common names under K178. The corrected table reads as follows:

**§ 268.40 Applicability of treatment standards.**

\* \* \* \* \*

TREATMENT STANDARDS FOR HAZARDOUS WASTES Note: NA means not applicable						
WASTE CODE	Waste Description and Treatment/Regulatory Subcategory <sup>1</sup>	Regulated Hazardous Constituent		Wastewaters	Nonwastewaters	
		Common Name	CAS <sup>2</sup> Number			
*****	**					
K176	Baghouse filters from the production of antimony oxide.	Antimony	7440-36-0	1.9	1.15 mg/L TCLP	
		Arsenic	7440-38-2	1.4	5.0 mg/L TCLP	
		Cadmium	7440-43-9	0.69	0.11 mg/L TCLP	
		Lead	7439-92-1	0.69	0.75 mg/L TCLP	
		Mercury	7439-97-6	0.15	0.025 mg/L TCLP	
K177	Slag from the production of antimony oxide that is disposed of or speculatively accumulated.	Antimony	7440-36-0	1.9	1.15 mg/L TCLP	
		Arsenic	7440-38-2	1.4	5.0 mg/L TCLP	
		Lead	7439-92-1	0.69	0.75 mg/L TCLP	

K178	Nonwastewaters from the production of titanium dioxide by the chloride-ilmenite process. [This listing does not apply to chloride process waste solids from titanium tetrachloride production exempt under section 261.4(b)(7).]	1,2,3,4,6,7,8-Heptachlorodibenzo- <i>p</i> -dioxin (1,2,3,4,6,7,8-HpCDD)	35822-39-4	0.000035 or CMBST <sup>11</sup>	0.0025 or CMBST <sup>11</sup>
		1,2,3,4,6,7,8-Heptachlorodibenzofuran (1,2,3,4,6,7,8-HpCDF)	67562-39-4	0.000035 or CMBST <sup>11</sup>	0.0025 or CMBST <sup>11</sup>
		1,2,3,4,7,8,9-Heptachlorodibenzofuran (1,2,3,4,7,8,9-HpCDF)	55673-89-7	0.000035 or CMBST <sup>11</sup>	0.0025 or CMBST <sup>11</sup>
		HxCDDs (All Hexachlorodibenzo- <i>p</i> -dioxins)	34465-46-8	0.000063 or CMBST <sup>11</sup>	0.001 or CMBST <sup>11</sup>
		HxCDFs (All Hexachlorodibenzofurans)	55684-94-1	0.000063 or CMBST <sup>11</sup>	0.001 or CMBST <sup>11</sup>
		1,2,3,4,6,7,8,9-Octachlorodibenzo- <i>p</i> -dioxin (OCDD)	3268-87-9	0.000063 or CMBST <sup>11</sup>	0.005 or CMBST <sup>11</sup>
		1,2,3,4,6,7,8,9-Octachlorodibenzofuran (OCDF)	39001-02-0	0.000063 or CMBST <sup>11</sup>	0.005 or CMBST <sup>11</sup>
		PeCDDs (All Pentachlorodibenzo- <i>p</i> -dioxins)	36088-22-9	0.000063 or CMBST <sup>11</sup>	0.001 or CMBST <sup>11</sup>

		PeCDFs (All Pentachlorodibenzofurans)	30402-15-4	0.000035 or CMBST <sup>II</sup>	0.001 or CMBST <sup>II</sup>
		TCDDs (All tetrachlorodi- benzo- <i>p</i> -dioxins)	41903-57-5	0.000063 or CMBST <sup>II</sup>	0.001 or CMBST <sup>II</sup>
		TCDFs (All tetrachlorodibenzofurans)	55722-27-5	0.000063 or CMBST <sup>II</sup>	0.001 or CMBST <sup>II</sup>
		Manganese	7439-96-5	17.1	3.6 mg/L TCLP
		Thallium	7440-28-0	1.4	0.20 mg/L TCLP
** ** *	** *				

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## FOOTNOTES TO TREATMENT STANDARD TABLE 268.40

The waste descriptions provided in this table do not replace waste descriptions in 40 CFR Part 261. Descriptions of

Treatment/Regulatory Subcategories are provided, as needed, to distinguish between applicability of different standards.

2 CAS means Chemical Abstract Services. When the waste code and/or regulated constituents are described as a combination of a chemical with its salts and/or esters, the CAS number is given for the parent compound only.

33 Concentration standards for wastewaters are expressed in mg/L and are based on analysis of composite samples.

4 All treatment standards expressed as a Technology Code or combination of Technology Codes are explained in detail in 40 CFR 268.42

Table 1-Technology Codes and Descriptions of Technology-Based Standards.

5 Except for Metals (EP or TCLP) and Cyanides (Total and Amenable) the nonwastewater treatment standards expressed as a concentration were established, in part, based upon incineration in units operated in accordance with the technical requirements of 40 CFR part 264, Subpart O or 40 CFR part 265, Subpart O, or based upon combustion in fuel substitution units operating in accordance with applicable technical requirements. A facility may comply with these treatment standards according to provisions in 40 CFR 268.40(d). All concentration standards for nonwastewaters are based on analysis of grab samples.

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\*  
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For these wastes, the definition of CMBST is limited to: (1) combustion units operating under 40 CFR 266, (2) combustion units permitted under 40 CFR Part 264, Subpart O, or (3) combustion units operating under 40 CFR 265, Subpart O, which have obtained a determination of equivalent treatment under 268.42(b).