

Mississippi Secretary of State

125 S. Congress Street, P.O. Box 136, Jackson, MS 39205-0136

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME Mississippi Commission on Environmental Quality Mississippi Department of Environmental Quality		CONTACT PERSON Ted Lampton, Senior Attorney		TELEPHONE NUMBER 601-961-5573	
ADDRESS P.O. Box 2261		CITY Jackson		STATE MS	ZIP 39225
EMAIL tlampton@mdeq.ms.gov	SUBMIT DATE 2-11-22	Name or number of rule(s): 11 Miss. Admin. Code Part 3, Chapter 1 ("Mississippi Hazardous Waste Management Regulations")			

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal:

Revisions/amendments to the following portions of this regulation: Definition of Solid Waste, Response to Vacatur of Certain Provisions of the Definition of Solid Waste Rule, promulgated by EPA on January 13, 2015 and amended on May 30, 2018; the Vacatur of the Comparable Fuels Rule and the Gasification Rule, promulgated by EPA on April 8, 2015; the Imports and Exports of Hazardous Waste rules promulgated by EPA on November 28, 2016; existing regulations regarding Confidentiality Determinations for Hazardous Waste Export and Import Documents, promulgated by EPA on December 26, 2017; regulations to promulgate the AES Filing Compliance Date for Hazardous Waste Export AES on August 27, 2017; the Hazardous Waste Electronic Manifest User Fee: Final Rule, promulgated by EPA on January 3, 2018; the Imports and Exports of Hazardous Waste rules promulgated by EPA on August 6, 2018; facilitate the Safe Management of Recalled Airbags, promulgated by EPA on November 30, 2018; the Management Standards for the Hazardous Waste Pharmaceuticals and Amendment to the P075 Listing for Nicotine, promulgated by EPA on February 22, 2019; the Universal Waste Regulations: Addition of Aerosol Cans, promulgated by EPA on December 9, 2019; the regulations which Modernize Ignitable Liquids Determinations, promulgated by the EPA on July 7, 2020.

Specific legal authority authorizing the promulgation of rule: Mississippi Code Annotated §§ 17-17-27 & 49-2-9(1)(b) (Rev. 2012)List all rules repealed, amended, or suspended by the proposed rule: Amends 11 Miss. Admin. Code Part 3, Chapter 1 ("Mississippi Hazardous Waste Management Regulations")

ORAL PROCEEDING:

☒ An oral proceeding is scheduled for this rule on Date: March 10, 2022 Time: 1:30 p.m. Place: Mississippi Department of Environmental Quality, First Floor Hearing Room, 515 East Amite Street, Jackson, Mississippi 39201. Due to issues associated with the COVID-19 pandemic, the public hearing will be held virtually; with instructions to attend available at the following webpage: www.mdeq.ms.gov/hw_regulations

ECONOMIC IMPACT STATEMENT:

☒ Economic impact statement not required for this rule. ☐ Concise summary of economic impact statement attached.

TEMPORARY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
_____ Original filing _____ Renewal of effectiveness To be in effect in _____ days Effective date: _____ Immediately upon filing _____ Other (specify): _____	Action proposed: _____ New rule(s) ☒ Amendment to existing rule(s) _____ Repeal of existing rule(s) ☒ Adoption by reference Proposed final effective date: ☒ 30 days after filing _____ Other (specify): _____	Date Proposed Rule Filed: Action taken: _____ Adopted with no changes in text _____ Adopted with changes _____ Adopted by reference _____ Withdrawn _____ Repeal adopted as proposed Effective date: _____ 30 days after filing _____ Other (specify): _____

Printed name and Title of person authorized to file rules: Theodore Lampton, Senior Attorney, MDEQSignature of person authorized to file rules: /s/ Ted Lampton

OFFICIAL FILING STAMP	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
	 FEB 11 2022 MISSISSIPPI SECRETARY OF STATE	
Accepted for filing by	Accepted for filing by <u>26/26 PM</u>	Accepted for filing by

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.