

Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Zak Covar, *Commissioner*
Richard A. Hyde, P.E., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

NOTICE OF PUBLIC HEARING ON PROPOSED REVISIONS TO 30 TAC CHAPTER 335

The Texas Commission on Environmental Quality (commission) will conduct a public hearing to receive testimony regarding proposed amendments to 335.1, 335.29, 335.155, 335.211, 335.261, 335.431, 335.503, and 335.504 of 30 Texas Administrative Code (TAC) Chapter 335, Industrial Solid Waste and Municipal Hazardous Waste, under the requirements of the Texas Government Code, Chapter 2001, Subchapter B.

The proposed rulemaking would update 30 TAC Chapter 335 to include federal rule changes that are optional and are set forth in parts of the United States Environmental Protection Agency's (EPA) Resource Conservation and Recovery Act Clusters XXI-XXIII. The proposed amendments would establish an alternative land disposal treatment standard for carbamate wastes; make two technical corrections to the hazardous waste regulations in final rules previously published in the Federal Register; revise the definition of "solid waste" to conditionally exclude solvent-contaminated wipes that are cleaned and reused; and revise the definition of "hazardous waste" to conditionally exclude solvent-contaminated wipes that are disposed; exclude hazardous carbon dioxide streams from the definition of "hazardous waste" provided they are captured from emission sources and injected into Underground Injection Control Class VI wells for purposes of geologic sequestration. Finally, this rulemaking initiative will include corrections to existing rules in Chapter 335. These changes will revise language and correct typographical errors, incorrect or outdated citations, and omissions as recommended by the EPA.

The commission will hold a public hearing on this proposal in Austin on September 16, 2014, at 10:00 a.m., in Building E, Room 201S, at the commission's central office, located at 12100 Park 35 Circle. The hearing is structured for the receipt of oral or written comments by interested persons. Individuals may present oral statements when called upon in order of registration. Open discussion will not be permitted during the hearing; however, commission staff members will be available to discuss the proposal 30 minutes prior to the hearing.

Persons who have special communication or other accommodation needs who are planning to attend the hearing should contact Sandy Wong, Office of Legal Services, at (512) 239-1802. Requests should be made as far in advance as possible.

Written comments may be submitted to Bruce McAnally, MC 205, Office of Legal Services, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087, or faxed to (512) 239-4808. Electronic comments may be submitted at <http://www5.tceq.texas.gov/rules/ecomments/>. File size restrictions may apply to comments being submitted via the *eComments* system. All comments should reference Rule Project Number 2014-019-335-WS. The comment period closes September 22, 2014. Copies of the proposed rulemaking can be obtained from the commission's Web site at http://www.tceq.texas.gov/nav/rules/propose_adopt.html. For further information, please contact Cynthia Palomares, Industrial Hazardous Waste Permits Unit, (512) 239-6079.