



# Transporting Waste in Texas—A Guide to Regulations

Whether you transport waste in Texas or hire a waste transporter, this publication will help you decide if the waste to be hauled is regulated, who regulates it, how to contact that agency, and what the important requirements are for many of the wastes.

Correct and timely compliance with regulations on the transportation of hazardous and industrial wastes will help to protect the state's environment and also safeguard the health of Texas citizens.

## Who Regulates Waste Transportation in Texas?

The state of Texas regulates the transportation of hazardous waste and certain nonhazardous waste through rules established and enforced by the Texas Commission on Environmental Quality and the Texas Department of State Health Services (DSHS).

Federal agencies, such as the U.S. Department of Transportation (USDOT) and the U.S. Environmental Protection Agency (EPA), also regulate some of these same wastes.

In Texas, the TCEQ regulates waste in three portions of the Texas Administrative Code:

- **Hazardous waste and industrial nonhazardous waste** are covered in Title 30 of the Texas Administrative Code (30 TAC), Chapter 335.

- **Municipal waste** is regulated in 30 TAC Chapter 330.
- **Medical waste** is regulated in 30 TAC Chapter 326.

To better understand the many terms, definitions, and classes of waste, see *Guidelines for the Classification and Coding of Industrial and Hazardous Wastes*, TCEQ Publication RG-022.

For information on this and other publications, call TCEQ Publications at 512-239-0028 or go to the TCEQ website at <[www.tceq.texas.gov/publications](http://www.tceq.texas.gov/publications)>.

For information on the Texas rules referenced in this publication, go to the TCEQ's website at <[www.tceq.texas.gov/rules](http://www.tceq.texas.gov/rules)>.

For information on federal regulations that are also referenced in this publication, go to the EPA's website at <[www.epa.gov](http://www.epa.gov)>.

## Transporting Hazardous or Industrial Class 1 Waste

### *What Is Hazardous Waste?*

*Hazardous waste* is defined in 30 TAC Chapter 335. A waste is hazardous if it is ignitable, reactive, corrosive, or toxic, or if it is one of over 400 wastes listed as hazardous.

Texas law, as described in TCEQ rules, includes a classification system for

industrial waste. It includes definitions for Class 1, Class 2, and Class 3 industrial waste (30 TAC Chapter 335, Subchapter R).

### ***Who Regulates the Transportation of Hazardous Waste?***

At the federal level, the EPA has set standards for transporters of hazardous waste (40 CFR Part 263). The USDOT also regulates the transportation of waste (49 CFR Parts 173, 177, and 178).

The TCEQ regulates the movement of hazardous and industrial waste on public roads and rights-of-way in Texas (30 TAC Sections 335.9–335.94).

### ***Steps to Take if You Transport Hazardous or Industrial Class 1 Waste***

- **Get an EPA identification number** if you transport hazardous waste (30 TAC Section 335.92). You get an EPA identification number by completing Form EPA-8700-12. You may get this form from the TCEQ in either of two ways:
  - Go to [www.tceq.texas.gov/forms](http://www.tceq.texas.gov/forms) and enter the form number under “Current Forms Search.”
  - Call TCEQ Publications, 512-239-0028.
- **Register with the TCEQ** if you transport hazardous or industrial Class 1 waste. You register by completing the Industrial and Hazardous Waste Initial Notification Form, TCEQ-00002. You may get this form in two ways:
  - Go to [www.tceq.texas.gov/forms](http://www.tceq.texas.gov/forms) and enter the form number under “Current Forms Search.”

- Call TCEQ Publications, 512-239-0028.
- Mail the completed forms to the TCEQ (both Form EPA-8700-12 and Form TCEQ-00002) at:
  - IHW Registrations, MC 129
  - TCEQ
  - PO Box 13087
  - Austin TX 78711-3087

For information about registering for transporting hazardous or industrial Class 1 waste, call the TCEQ at 512-239-6413.

### ***Other Requirements for Transporting Hazardous and Industrial Nonhazardous Waste***

#### **Completing a Manifest**

If you transport hazardous or industrial Class 1 waste, you are usually required to complete a manifest. The TCEQ has requirements for this document (30 TAC Sections 335.10, 335.11, and 335.14). **Exceptions** to the requirement to use a manifest include:

- hazardous waste generated by **conditionally exempt small-quantity generators** (30 TAC Section 335.78)
- universal waste (30 TAC Section 335.261)
- Class 1 waste that is shipped for recycling
- Class 2 waste
- Class 3 waste

To obtain a copy of the Federal Uniform Hazardous Waste Manifest (not available on the Web), call TCEQ Publications at 512-239-0028. You may have to pay for these forms, depending on whether or not you are a small-quantity generator and how many manifests you use per year.

The EPA is implementing an electronic manifest system. Once this is implemented it will be the preferred method to manifest waste. You can find the status of this system at <[www.epa.gov/hwgenerators/hazardous-waste-electronic-manifest-system-e-manifest](http://www.epa.gov/hwgenerators/hazardous-waste-electronic-manifest-system-e-manifest)>.

### **Off-Site Storage, Processing, and Disposal**

The TCEQ has established standards for the transportation of hazardous waste off-site storage, processing, or disposal facilities (30 TAC Sections 335.91–335.94).

As a registered transporter of hazardous waste, you may store hazardous waste for less than 10 days in a transfer facility that meets the standards found in 30 TAC Section 335.94.

### **Packaging and Labeling Requirements**

The USDOT has established packaging and transportation requirements (49 CFR Parts 173, 177, and 178). These standards cover:

- proper waste packing
- proper marking and labeling
- proper shipping name, identification number, and hazardous class for manifest preparation
- placarding for transportation of waste

For toll-free USDOT regulatory information, call 800-467-4922.

### **Transporting Other Wastes**

This section highlights regulatory requirements for the transportation of asbestos, medical waste, used oil and

used oil filters, used or scrap tires or tire pieces, municipal solid waste, and municipal sludge.

### ***Transporting Asbestos***

There are regulations that apply to regulated asbestos-containing material (abbreviated *RACM* and defined in 30 TAC Section 330.3). If you handle and transport RACM, you need to become familiar with all the requirements [40 CFR Part 61 and 30 TAC Subsection 330.173(c) for Industrial Class 1 waste]. Remember these important points:

- Obtain a license from the DSHS to transport asbestos.
- Inspect the load to ensure that it has been correctly packaged and labeled.
- Complete the manifest properly.
- Cover or enclose all transport vehicles.
- Display signs and markings that identify the load and are easy to read. The signs must include the following message:

DANGER  
ASBESTOS DUST HAZARD CANCER  
AND LUNG DISEASE HAZARD  
Authorized Personnel Only

For additional information on asbestos abatement and handling an application, call the DSHS Toxic Substances Control Division at 512-834-6600.

For information on asbestos disposal, call the TCEQ at 512-239-6412.

### ***Transporting Medical Waste***

The TCEQ regulates the transportation of medical waste (30 TAC Chapter 326). There are shipping and registration requirements for the transportation

of medical waste (30 TAC Chapter 326, Subchapters B and E).

- To register to transport medical waste, complete the applicable form TCEQ-00426 (transporters) or TCEQ-00427 (on-site treaters) and mail the completed form to the TCEQ at:

Medical Waste Transporter  
Program, MC 129  
TCEQ  
PO Box 13087  
Austin TX 78711-3087

For information about registering for transporting medical waste, call the TCEQ at 512-239-6001 and select the appropriate option.

### ***Transporting Used Oil and Used Oil Filters***

The TCEQ regulates used oil (30 TAC Chapter 324) and the recycling management of used oil filters (30 TAC Chapter 328). If you are a transporter of used oil and used oil filters, you must obtain an EPA identification number and register with the TCEQ.

You are not required to register as a transporter if you are a generator and you transport 55 gallons or less of used oil in your own vehicle or in an employee's vehicle to a used oil collection center. A bill of lading is required for shipments of used oil and used oil filters.

To register to transport used oil, complete forms TCEQ-10062 and EPA-8700-12 and mail both to the TCEQ at:

Used Oil Program, MC 129  
TCEQ  
PO Box 13087  
Austin TX 78711-3087

For information about used oil registration and recycling programs, call the TCEQ at 512-239-3393.

### ***Transporting Used or Scrap Tires or Tire Pieces***

The TCEQ regulates the transportation of used or scrap tires or tire pieces (30 TAC Chapter 328, Subchapter F). If you transport used or scrap tires or tire pieces, you must comply with the following requirements:

- register with the TCEQ; complete forms TCEQ-10297 and TCEQ-10400, and mail both to:  
Scrap Tire Management Program,  
MC 124  
TCEQ  
PO Box 13087  
Austin TX 78711-3087
- report annually to the TCEQ; complete Form TCEQ-10311
- know the rules on the collection, transportation, and delivery of waste tires;
- keep records and comply with vehicle and equipment standards; and
- maintain scrap tire manifests—Form TCEQ-10304.

For additional information about requirements for used- or scrap-tire transporters, call the TCEQ at 512-239-2515.

### ***Transporting Household Hazardous Waste***

The TCEQ regulates the transportation of household hazardous waste (30 TAC Chapter 335, Subchapter N). In most cases, transportation of aggregated HHW will fall under the same transportation requirements as if it were hazardous waste. In all cases, transportation of aggregated HHW must abide by USDOT standards.

For HHW regulatory information, call the TCEQ at 512-239-3143 or go to

<[www.tceq.texas.gov/goto/hhw-opguide](http://www.tceq.texas.gov/goto/hhw-opguide)>.

## ***Transporting Municipal Solid Waste***

The TCEQ regulates the transportation of municipal solid waste (30 TAC 330 Sections 330.101-330.107). Special permits are required for enclosed vehicles and stationary compactors before disposal is allowed in a Type IV MSW landfill.

To apply for a special permit for an enclosed vehicle or stationary compactor, complete the applicable form TCEQ-20008 (enclosed vehicle) or TCEQ-10409 (stationary compactor) and mail it to:

Enclosed Containers / Stationary  
Compactors Program, MC 129  
TCEQ  
PO Box 13087  
Austin TX 78711-3087

For information about enclosed vehicles or stationary compactors, call the TCEQ at 512-239-6001 and select the appropriate option.

## ***Transporting Municipal Sludge***

The TCEQ regulates sludge from municipal wastewater-treatment

and water-treatment plants, grit and grease-trap waste, and septic-tank and chemical toilet waste (30 TAC 312 Subchapter G). If you haul these types of waste, please see *Transporting Sludge Wastes in Texas: A Step-by-Step Guide to Registration, Operating, and Reporting*, TCEQ publication RG-309.

To register as a transporter of one of these wastes, complete Form TCEQ-00481 and mail it to:

Sludge Transporter Program,  
MC 129  
TCEQ  
PO Box 13087  
Austin TX 78711-3087

For information about registering for sludge transporting, call the TCEQ at 512-239-3695.

## ***Other Telephone Numbers to Remember***

To report hazardous waste spills (as soon as possible, but not later than 24 hours after the occurrence) call the **National Response Center, 800-424-8802** and the **TCEQ Emergency Response Center, 512-463-7727**

For toll-free information from the Texas Department of Transportation about **transportation-related programs in Texas, call 800-299-1700.**