



**HAZARDOUS WASTE  
GENERATOR IMPROVEMENTS RULE  
FACT SHEET**

**MARCH 2018**

The hazardous waste Generator Improvements Rule became effective federally on May 30, 2017, and will become effective in Virginia on April 8, 2018. The purpose of this fact sheet is to provide a brief summary of this new rule and to provide links to other sources of information containing more in-depth explanations of individual components of the new rule.

**PURPOSE**

The purpose of the Generator Improvements Rule is to address issues raised by the regulated community with regard to the functionality of the hazardous waste generator program. The rule includes over 60 changes that are designed to:

- Reorganize the regulations to make them more user-friendly and thus enable improved compliance by the regulated community
- Provide greater flexibility for hazardous waste generators to manage waste in a cost-effective manner through episodic generation and VSQG-LQG consolidation provisions
- Strengthen environmental protection by addressing identified gaps in the regulations
- Clarify certain components of the hazardous waste generator program to address ambiguities and foster improved compliance
- Make necessary minor technical corrections to the regulations

**MAJOR CHANGES FROM THE GENERATOR IMPROVEMENTS RULE**

This table summarizes the significant regulatory changes brought about by the new Generator Improvements Rule. Changes are tabulated by generator category (VSQG, SQG, or LQG).

<b>NEW PROVISION</b>	<b>VSQG</b>	<b>SQG</b>	<b>LQG</b>
Reorganization	X	X	X
LQG Consolidation of VSQG Wastes	X		X
Episodic Generation	X	X	
50-Foot Waiver			X
Marking & Labeling		X	X

NEW PROVISION	VSQG	SQG	LQG
Marking RCRA Waste Codes		X	X
SQG Re-notification		X	
Contingency Plan Quick Reference Guide			X
Closure Notification			X
Closure as Landfill if Can't Clean Close			X
Biennial Reporting by Recyclers who Don't Store		X	X

**Changes made by the Generator Improvements Rule include:**

- Reorganization of generator regulations
- Requirements of hazardous waste determination clarified
- Clarify hazardous waste counting and determination of generator category
- Name of Conditionally Exempt Small Quantity Generator (CESQG) changed to Very Small Quantity Generator (VSQG)
- Options for episodic generation of hazardous waste at VSQG and SQG
- Marking and labeling requirements
- Waiver to 50' rule for LQG for ignitable and reactive waste
- Clarify requirements for SQG accumulating hazardous waste in containment building or drip pad
- Procedure for generator to demonstrate removal of hazardous waste from a tank.
- VSQG consolidation of hazardous waste at LQG
- Clarify requirements for hazardous waste in satellite accumulation areas
- More stringent requirements for emergency preparedness and prevention at SQG and LQG
- More stringent requirements for the contingency plan and emergency procedures at an LQG
- SQG re-notification of generator status
- LQG of hazardous waste in containers must undergo closure as if it is a landfill if it fails to clean close
- Clarify distinction between independent requirements for all generators and conditions for exemption from treatment, storage and disposal facility (TSDF) regulations.
- New definitions in 40 CFR §260.10.
- Clarify prohibition on disposal of bulk or non-containerized liquid in landfills applies to a hazardous waste generator
- Delete reference to obsolete provisions:
  - Project XL
  - Performance Track

- Technical corrections throughout generator regulations to improve readability

**For more information and specific changes to the regulations, please keep checking our [hazardous waste webpage](#) for updates.**