

(3) The generator, upon receiving the rejected shipment, shall certify the return receipt (signature and date) in the Special Handling Instructions and Additional Information section of the Manifest;

(4) The generator shall then distribute manifest copies 1, 2, 3, and 5 as indicated on the form, except that if the shipment was rejected by an out-of-state facility which did not return the manifest copies 1, 2, 3, and 5, the generator shall notify the consignment state and the generator state of receipt of the waste and shall provide those states with a photocopy of the generator's manifest copy; and

(5) The generator shall arrange to dispose of the waste at an authorized facility using another manifest in accordance with this subchapter.

ii. If the shipment of hazardous waste is delivered to an alternate hazardous waste facility, the Manifest shall be completed as follows:

(1) The designated facility operator shall indicate the reason(s) for the rejection and that the waste is to be shipped to an alternate facility in the Discrepancy Indication space of the Manifest. The designated facility operator shall complete, sign, and date the Certification of Receipt (Section 20) on the Manifest;

(2) The transporter shall indicate the alternate facility's name, address, EPA Identification Number, and telephone number in the Special Handling Instruction and Additional Information section;

(3) The designated facility operator shall photocopy the manifest and retain the copy;

(4) After receipt of the original manifest copies 1, 2, 3, 4, and 5 from the designated facility operator, the transporter shall transport the hazardous waste to the indicated alternate authorized facility;

(5) Upon receipt of the originally rejected shipment, the alternate facility operator shall certify receipt (signature and date) in Section 15 of the Manifest; and

(6) The alternate facility operator shall then distribute manifest copies 1, 2, 3, and 5 and retain copy 4.

2. If a hazardous waste facility rejects all or part of a shipment of hazardous waste after the Manifest has been distributed by the facility, the hazardous waste facility owner or operator, the transporter, and the generator shall comply with the following requirements:

i. The owner or operator of the hazardous waste facility shall describe the nature of the rejection in Section 19 of the facility's manifest copy;

ii. The owner or operator of the hazardous waste facility shall ship the waste to the generator with three photocopies of the revised manifest, each copy to be signed by the owner or operator, the transporter returning the hazardous waste to the generator, and the generator;

iii. The generator shall retain one copy of the revised signed manifest, return one copy to the transporter returning the hazardous waste to the generator, and return one copy to the owner or operator of the hazardous waste facility;

iv. The owner or operator shall notify the generator state and the consignment state of the rejection by sending to each state a photocopy of the revised signed manifest copy, returned to the owner or operator by the generator in accordance with (a)2iii above, showing that the generator received the waste; and

v. The owner or operator, the generator, and the transporter returning the hazardous waste to the generator shall each retain a copy of the revised, signed manifest.

(b) If a shipment of hazardous waste is rejected by a designated facility after a transporter has mixed or commingled hazardous waste, the transporter shall accept the return shipment of the rejected wastes.

(c) If a transporter accepts a return shipment of rejected wastes under (b) above, the transporter shall:

1. Promptly place and secure the rejected waste in a transfer facility; and

2. Make arrangements with an authorized facility to receive and manage the commingled waste.

Appendix to Subchapter 6

New Jersey Hazardous Waste Manifest and Instructions



State of New Jersey
Department of Environmental Protection *[and Energy]*
Hazardous Waste Regulation Program
Manifest Section
CN 421, Trenton, NJ 08625-0421



Please type or print in block letters. (Form designed for use on elite (12-pitch) typewriter.)

Form Approved. OMB No. 2050-0039. Expires 9-30-96

In case of an emergency or spill immediately call the state the emergency occurred in and the N.J. Dept. of Environmental Protection and Energy. (609) 292-7172

UNIFORM HAZARDOUS WASTE MANIFEST form with sections for generator information, transporter information, facility information, and certification.

NJA 000000

EPA Form 8/00-22 (Rev. 9/88) Previous editions are obsolete.

SIGNATURE AND INFORMATION MUST BE LEGIBLE ON ALL COPIES

GENERAL INFORMATION

The Hazardous Waste manifest is designed to track waste from the point of generation to final disposal (cradle to grave). In order to accomplish this goal, it is essential that all items on the manifest be completed correctly. Incomplete, incorrect or illegible manifests are violations of the law, and could make you subject to civil or criminal liabilities as specified in the New Jersey Hazardous Waste Regulations.

**INSTRUCTIONS—IMPORTANT:
READ ALL INSTRUCTIONS BEFORE COMPLETING**

State & Federal regulations require Generators, Transporters, and Treatment, Storage & Disposal Facilities (TSDFs) to use this form and if necessary the continuation sheet for both inter- and intrastate shipments. Continuation sheets may be purchased commercially and photocopied to provide copies as described below.

The New Jersey manifest contains 8 copies. **ALL COPIES MUST BE LEGIBLE.** This form is designed for use on a 12 pitch (elite) typewriter; a firm ball point pen may also be used only if you press down HARD. The 8 copies must be filed with the appropriate party as they are completed. **COPY DISTRIBUTION** is as follows:

- ORIGINAL: **DESTINATION STATE**—TSDF must mail original to the state regulatory agency where the facility is located.
- COPY 2: **GENERATOR STATE**—The TSDF mails this copy back to the state regulatory agency where the waste was generated.
- COPY 3: **GENERATOR COPY**—The TSDF mails this copy back to the generator of the waste.
- COPY 4: **TSDF COPY**—TSDF keeps this copy for his records.
- COPY 5: **TRANSPORTER COPY**—The transporter keeps this copy for his records.
NOTE: If a continuing transporter is used the generator is responsible for supplying him with a legible photocopy, which must contain required signatures.
- COPY 6: **DESTINATION STATE**—The generator mails this copy to the state regulatory agency where the designated facility (TSDF) is located.
- COPY 7: **GENERATOR STATE**—The generator mails this copy to the state regulatory agency where the waste was generated.
- COPY 8: **GENERATOR COPY**—The generator keeps this copy for his records.
ALL COPIES MUST BE LEGIBLE

MANIFEST FORM ACQUISITION

1. If the destination (consignment) state supplies a manifest & requires its use, then the generator is obligated to obtain this manifest from that state.
2. If the destination state does not supply the manifest, but the generator state does, then the generator is obligated to obtain the manifest form from the generator state.
3. *If forms are unavailable from either state, the generator may obtain a manifest from any source.* *If neither the generator state or the consignment state supplies the manifest, then the generator may obtain the manifest from any source.*

GENERATOR SECTION

- Item 1: **GENERATOR'S EPA ID NO.—MANIFEST DOCUMENT NO.**—Enter the generator's EPA identification number. The manifest document number is a unique 5-digit number the generator assigns to each manifest, for his recordkeeping purposes. Use of serially increasing numbers (e.g. 00001, 00002, etc.) is recommended.
- Item 2: **PAGE 1 OF** Enter the total number of pages used to complete this manifest; i.e. the first page plus the number of continuation sheets, if any.
- Item 3: **GENERATOR'S NAME & MAILING ADDRESS**—Enter the name (as notified to EPA) & mailing address of the generator. The address should be the location that will manage the returned manifest forms.
- Item 4: **GENERATOR'S PHONE NUMBER**—Enter a telephone number with area code where an authorized agent of the generator can be reached in an emergency.
- Item 5: **TRANSPORTER 1 COMPANY NAME**—Enter the company name (as notified to EPA) of the first transporter who will transport the waste.
- Item 6: **US EPA ID NUMBER**—Enter the EPA identification number of the first transporter identified in item 5.
- Item 7: **TRANSPORTER 2 COMPANY NAME**—If applicable, enter the company name (as notified to EPA) of the second transporter who will transport the waste, if more than two (2) transporters will be used, use a continuation sheet and list the transporters in the order they will be transporting the waste.
- Item 8: **US EPA ID NUMBER**—If a second transporter is used, enter the EPA identification number of the second transporter identified in item 7.
- Item 9: **DESIGNATED FACILITY NAME & SITE ADDRESS**—Enter the company name and site address (as notified to the EPA) of the treatment, storage, or disposal facility (TSDF) designated to receive the waste listed on this manifest. The address must be the site address, which may differ from the mailing address. *(Note: When shipping waste to an authorized waste reuse facility, enter the waste reuse facility's name & site address in item 9.)*
- Item 10: **EPA ID NUMBER**—Enter the EPA identification number of the designated TSDF (or waste reuse facility) listed in item 9.
- Item 11: **USDOT DESCRIPTION**—Enter the correct USDOT shipping name, hazard class or division, the identification number and the packing group (49 CFR 172.202). The word waste must appear as part of the USDOT shipping name if the waste is a federal RCRA hazardous waste (49 CFR 172.101). For a waste with a n.o.s. designation enter the information as required by 49 CFR 172.203. Enter additional shipping description information as required by 49 CFR 172 Subpart C. If more than 4 wastes are being shipped, a second manifest or continuation sheets should be used. For information on USDOT waste descriptions call your USDOT regional office.
- Item 12: **CONTAINERS (NO. & TYPE)**—Enter the number of containers for each waste and the appropriate abbreviations from Table 1 (below) for the type of container used:

**TABLE 1
CONTAINER TYPES**

- DM—Metal drums, barrels, kegs
- DW—Wooden drums, barrels, kegs
- DF—Fiberboard or plastic drums, barrels, kegs
- TP—Tanks portable
- TT—Cargo tanks (Tank trucks)
- TC—Tank cars
- DT—Dump truck
- CY—Cylinders
- CM—Metal boxes, cartons, cases (including roll-offs)
- CW—Wooden boxes, cartons, cases
- CF—Fiber or plastic boxes, cartons, cases
- BA—Burlap, cloth, paper/plastic bags

Item 13: **TOTAL QUANTITY**—Enter the total quantity of waste described on each line. *Transporters who are fulfilling generator requirements in accordance with N.J.A.C. 7:26-7.5(b), shall immediately fill in column 13 when the last pickup of hazardous waste oil is made for that shipment. This amount will be a total from all receipts required under N.J.A.C. 7:26-7.5(b)2iv. for that load.*

DO NOT USE FRACTIONS

Item 14: **UNIT (Wt./Vol.)**—Enter the appropriate abbreviation from Table II (below) for the unit of measure used in determining the total quantity of waste described on each line.

**TABLE II
UNITS OF MEASURE**

- G—Gallons (liquids only)
- P—Pounds
- T—Tons (2000 lbs.)
- Y—Cubic yards
- L—Liters (liquids only)
- K—Kilograms
- M—Metric Tons (1000 kg)
- N—Cubic Meters

- Item 15: **SPECIAL HANDLING INSTRUCTIONS AND ADDITIONAL INFORMATION**—Use this space to indicate special transportation, treatment, storage, disposal, or Bill of Lading information, if any. If an alternate facility is designated, note it here. For INTERNATIONAL SHIPMENTS, generators must enter the point of departure (city & state) in this space. This space may also be used for emergency response telephone numbers, and any other information the generator is required to include about the shipment in accordance with 49 CFR Part 172, Subpart G as applicable for RCRA hazardous waste and USDOT hazardous materials.
- Item 16: **GENERATOR'S CERTIFICATION**—The Generator must sign (by hand) and date the certification. This must be done the day the transporter picks up the waste shipment (date of receipt by transporter). If a mode other than highway is used, the word "highway" should be lined out and the appropriate mode (rail, water, air) inserted in the space. If another mode in addition to the highway mode is used, either the appropriate additional mode (e.g. "and rail") in this space.
- Item A: **STATE MANIFEST DOCUMENT NUMBER**—Number preprinted by New Jersey except on the continuation sheets. Enter this number on each continuation sheet attached to a manifest.
- Item B: **STATE GEN ID**—The State Generator ID is the street address of the waste generation site. If the mailing address and the site address are the same, enter "same".
- Item C: **STATE TRAN #1 ID**—Enter the New Jersey state permit number. This must include both the transporter's permit number and the decimal number of the hazardous waste transport unit or hazardous waste vehicle which contains the waste. For rail shipment(s) enter the alpha numeric I.D. number assigned to the railcar in lieu of the decimal number.
- Item D: **TRANSPORTER PHONE**—Enter a telephone number with area code where an authorized agent of the transporter can be reached.
- Item E: **STATE TRAN #2 ID**—If applicable, enter the New Jersey State permit number of the waste carrying portion of the second vehicle.
- Item F: **TRANSPORTER PHONE**—If applicable, enter a telephone number with area code where an authorized agent of the second transporter may be reached.
- Item G: **STATE FACILITY'S ID**—No entry is required by New Jersey *unless the waste is being shipped to an authorized waste reuse facility. In such instance, the waste reuse facility's identification number goes here*.
- Item H: **FACILITY PHONE**—Enter a telephone number with area code of the TSDF *(or waste reuse facility)* designated to receive the waste listed on the manifest.
- Item I: **WASTE NO.**—Enter the 4-digit hazardous waste number as it appears in "N.J.A.C. 7:26-8.1 et seq.;" *N.J.A.C. 7:26G-5* (For example "K047" is the waste number designated for pink/red water from TNT operations). The proper waste number that accurately describes the shipment; *(must)* *shall* be determined according to the hierarchy at N.J.A.C. 7:26-7.4(a)1*6.2*.
- Item J: **ADDITIONAL DESCRIPTIONS FOR MATERIALS LISTED ABOVE**—Enter description of analysis for any waste which does not have a complete USDOT shipping description or has an n.o.s. designation. Enter a general description of the waste stream (i.e. groundwater contaminated with creosote and copper sulfate). Additionally, for any n.o.s. entry in Item 11 which does not conform to the requirements at 49 CFR 172.203(k) enter the two components, and their percentages, which most predominantly contribute to the hazards of the mixture or solution. Enter the physical state (S = Solid, L = Liquid, G = Gas, SL = Sludge) EPA hazard codes (I = Ignitable, C = Corrosive, R = Reactive, E = TCLP, H = Acute Hazardous, T = Toxic). Enter additional information as required by the waste code hierarchy at N.J.A.C. 7:26-7.4(a)1*6.2*.

TRANSPORTER SECTION

- It is a violation by the transporter if he accepts hazardous waste from a generator who fails to properly complete the manifest, transports waste to an unauthorized facility, *(N.J.A.C. 7:26-7.5(g)3)* and/or fails to obtain the date and handwritten signature of the next hauler or owner/operator of the TSDF facility on the manifest. (NJAC 7:26-7.5(d)6).
- Item 17: **TRANSPORTER 1 ACKNOWLEDGEMENT**—Print or type the name of the person accepting the waste on behalf of the first transporter. That person must acknowledge acceptance of the waste described on the manifest by signing and entering the date of receipt.
- Item 18: **TRANSPORTER 2 ACKNOWLEDGEMENT**—If applicable, follow instructions for Item 17 for the second transporter.

NOTE: ALL HAZARDOUS WASTE TRANSPORTERS OPERATING IN NEW JERSEY MUST HAVE A VALID NEW JERSEY HAZARDOUS WASTE TRANSPORTER'S PERMIT.

DESIGNATED FACILITY (TSDF) SECTION

- Item 19: **DISCREPANCY INDICATION SPACE**—The authorized representative of the designated facility must note in this space any significant discrepancy between the waste described on the manifest and the waste actually received at the facility. Any rejected materials should be listed here, along with an explanation of the disposition of the rejected wastes. *Owners and operators of facilities located in authorized states (that is, those states that have received authorization from the U.S. EPA to administer the hazardous waste program) should contact their state agency for information on State Discrepancy Report requirements.*
- Item 20: **FACILITY OWNER/OPERATOR CERTIFICATION**—Print or type the name of the person receiving the waste on behalf of the owner/operator of the designated TSDF. That person must acknowledge receiving the waste described on the manifest by signing and entering the date of receipt.
- Item K: **HANDLING CODES—TSDF SHOULD COMPLETE**—Enter the ultimate handling method utilized at the designated facility for each waste. Only the following process codes may be used: Storage = S01 (container); S02 (Tank); S04 (Surface Impoundment); S05 (Other—specify); Treatment = T01 (Tank); T02 (Surface Impoundment); T03 (Incinerator); T04 (Other—specify); Disposal = D79 (Injection Well); D80 (Landfill); D81 (Land Application); D82 (Ocean Disposal); D83 (Surface Impoundment); D84 (Other—specify).

*NOTE: For interstate shipments you may be required to comply with the manifesting requirements of both the *receiving* *consignment* and generator states regarding the completion of specific information included in lettered items A-K. Please check with both generator and *(disposer)* *consignment* states for specific requirements. New Jersey requires that all information be filled in except for item "G" *(which is only filled in if the waste is shipped to a waste reuse facility)*.

Public reporting burden for this collection of information is estimated to average: 37 minutes for generators, 15 minutes for transporters, and 10 minutes for treatment, storage and disposal facilities. This includes time for reviewing instructions, gathering data, and completing and reviewing the form. Send comments regarding the burden estimates including suggestions for reducing this burden, to: Chief, Information Policy Branch, PM-223, U.S. Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460; and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503.

SUBCHAPTER 7. STANDARDS APPLICABLE TO TRANSPORTERS OF HAZARDOUS WASTE

7:26G-7.1 Incorporation by reference

(a) This subchapter incorporates by reference the July 1, 1993 version of 40 C.F.R. Part 263, except as provided in (b) and (c) below:

(b) The following provisions of 40 C.F.R. Part 263 will not be incorporated: 40 C.F.R. 263.12.

(c) The following provisions of 40 C.F.R. Part 263 are incorporated by reference with the specified changes:

1. 40 C.F.R. 263.10(c)2, replace "of different DOT shipping descriptions by placing them into a single container" with "and has the shipment of hazardous waste rejected by the designated facility. The transporter shall comply with the requirements at N.J.A.C. 7:26G-6.3(b)-(c) and will not be subject to the provisions at § 262.34."

2. 40 C.F.R. 263.30(a), after "local authorities" add "[including the Department at 609-292-7172 (if this number is inoperable, notify the New Jersey State Police at 609-882-2000)]".

(d) When used in the following citations, the term "Administrator" means the Administrator of the Environmental Protection Agency or his designee: 40 C.F.R. 263.11.

(e) When used in the following citations, the term "EPA" means the United States Environmental Protection Agency: 40 C.F.R. 263.11, 263.20(a), 263.20(c), 263.20(e)(2) and 263.20(f)(2).

7:26G-7.2 Registration statement and registration requirements

(a) Registration statement approval, renewal, and revocation requirements are as follows:

1. Prior to operation, a hazardous waste transporter shall obtain an approved registration statement from the Department.

2. The application for an approved registration statement shall be executed on forms provided by the Department, and shall state such information as required below, as well as any additional information that the Department may require from a specific applicant. This information includes the following:

i. Proof of compliance with the minimum financial responsibility requirements covering public liabilities, property damage and environmental restoration set out at 49 C.F.R. Part 387;

ii. Disclosure of any conviction for any criminal offense during the 10 year period prior to application for a license under state or Federal law for acts involving the illegal storage, transportation or disposal of hazardous waste against any owner, officer, or employee of the firm seeking a license;

iii. Vehicle identification numbers and license plate numbers;

iv. For any leased hazardous waste vehicles (hazardous waste cab and transport unit individually if detachable), a copy of the Motor Vehicle Registration card, a copy of the lease which meets the requirements of (a)11 below, a sworn affidavit described at (a)12 below, and certification described at (a)13 below; and

v. For those transporters intending to operate a hazardous waste transfer facility pursuant to N.J.A.C. 7:26G-7.4, the address of each such facilities and an indication whether each property, where the transfer facility is to be located, is owned or leased by the transporter. For any leased property, a copy of the written lease.

3. Any person who files an application for an approved registration statement shall also submit the disclosure statement described in N.J.A.C. 7:26-16.4. The requirement of a disclosure statement shall not apply to any person specifically exempted under N.J.A.C. 7:26-16.3(d).

4. Any applicant who claims to be exempted under N.J.A.C. 7:26-16.3(d) from the requirement of a disclosure statement shall submit an affidavit stating the basis for the claim. The applicant claiming the exemption shall also file an alternative information statement on forms supplied by the Department, containing the following information:

i. The names and addresses of all officers, director or partners of any business concern seeking a license and all persons or business concerns holding more than 10 percent of the equity in or more than 10 percent of the liability of the business concern seeking a license;

ii. The names and addresses of all officers, directors, or partners of any business concern disclosed pursuant to (a)4i above and all persons holding more than 10 percent equity share in or more than 10 percent of the debt liability of any business concern disclosed pursuant to (a)4i above;

iii. The name and address of any company in the field of hazardous waste management in which the business concern seeking a license or officers, directors, or partners of the business concern hold an equity interest;

iv. A description of the experience, credentials, and licenses in the field of hazardous waste management possessed by the key employees, officers, directors, or partners of the business concern seeking a license;