**Section 703.141 Permits by Rule**

Notwithstanding any other provision of this Part or 35 Ill. Adm. Code 705, the following must be deemed to have a RCRA permit if the conditions listed are met:

a) Ocean disposal barges or vessels. The owner or operator of a barge or other vessel that accepts hazardous waste for ocean disposal, if the owner or operator does the following:

1) It has a permit for ocean dumping issued by USEPA under 40 CFR 220;

2) It complies with the conditions of that permit; and

3) It complies with the following hazardous waste regulations:

A) 35 Ill. Adm. Code 724.111 (USEPA Identification Number);

B) 35 Ill. Adm. Code 724.171 (Use of Manifest System);

C) 35 Ill. Adm. Code 724.172 (Manifest Discrepancies);

D) 35 Ill. Adm. Code 724.173(a) and (b)(1) (Operating Record);

E) 35 Ill. Adm. Code 724.175 (Biennial Report); and

F) 35 Ill. Adm. Code 724.176, (Unmanifested Waste Report).

b) Injection wells. The owner or operator of an underground injection well disposing of hazardous waste, if the owner or operator fulfills the following conditions:

1) It has a permit for underground injection issued under 35 Ill. Adm. Code 704; and

2) It complies with the conditions of that permit and the requirements of Subpart F of 35 Ill. Adm. Code 704 (requirements for wells managing hazardous waste); and

3) For UIC permits issued after November 8, 1984, the following:

A) It complies with 35 Ill. Adm. Code 724.201; and

B) Where the UIC well is the only unit at the facility that requires a RCRA permit, it complies with Section 703.187.

c) Publicly owned treatment works (POTW). The owner or operator of a POTW that accepts for treatment hazardous waste, if the owner or operator fulfills the following conditions:

1) It has an NPDES permit;

2) It complies with the conditions of that permit;

3) It complies with the following regulations:

A) 35 Ill. Adm. Code 724.111 (Identification Number);

B) 35 Ill. Adm. Code 724.171 (Use of Manifest System);

C) 35 Ill. Adm. Code 724.172 (Manifest Discrepancies);

D) 35 Ill. Adm. Code 724.173(a) and (b)(1) (Operating Record);

E) 35 Ill. Adm. Code 724.175 (Annual Report);

F) 35 Ill. Adm. Code 724.176 (Unmanifested Waste Report); and

G) For NPDES permits issued after November 8, 1984, 35 Ill. Adm. Code 724.201 (Corrective Action for Solid Waste Management Units); and

4) If the waste meets all federal, it complies with State and local pretreatment requirements that would be applicable to the waste if it were being discharged into the POTW through a sewer, pipe, or similar conveyance.

BOARD NOTE: Illinois pretreatment requirements are codified in 35 Ill. Adm. Code 307 and 310.

BOARD NOTE: See 40 CFR 270.60 (2012).

(Source: Amended at 37 Ill. Reg. 17659, effective October 24, 2013)