



April 9, 2019

**VIA E-DOCKET**

US Environmental Protection Agency  
1200 Pennsylvania Ave., NW  
Washington, DC 20460

**Re: Docket No. EPA–HQ–OLEM–2018–0756  
Notice of Agency Information Collection Activities; Proposed Collection; Comment  
Request; Requirements for Generators, Transporters, and Waste Management  
Facilities Under the RCRA Hazardous Waste Manifest System  
84 Fed. Reg. 2854 (Feb. 8, 2019)**

Dear Sir or Madam:

The Cement Kiln Recycling Coalition (CKRC) appreciates the opportunity to comment on the U.S. Environmental Protection Agency's (EPA) notice regarding Resource Conservation and Recovery ACT (RCRA) hazardous waste manifest requirements for generators, transporters and waste management facilities. In the Notice, EPA proposes changes to the manifest requirements in the next annual extension of the Information Collection Request (ICR) authority from OMB, which expires May 31, 2019.

CKRC is a national trade association representing cement manufacturers in the U.S. that recycle the value in energy-bearing secondary materials by using them as fuel in kilns that produce portland cement. In addition, CKRC represents companies that collect, process, manage, and market alternative fuels for use in cement kilns as well as companies that provide consulting services to the industry.

CKRC members own or operate facilities that include hazardous waste combustor (HWC) units, which are subject to Clean Air Act National Emission Standards for Hazardous Air Pollutants

(NESHAP) standards and compliance testing regulatory requirements, and treatment, storage and disposal facilities (TSDFs) that manage these waste fuels. Therefore, CKRC's members have a direct interest in the development of manifest requirements and offer the following comments on EPA's proposed changes.

CKRC notes that the total annual estimated burden (2,608,292 hours per year) and cost (\$131,925,993) of the e-Manifest are significant. 84 FR 2858. CKRC is concerned that should EPA increase user fees, any such increase should be assessed only for future manifest submissions. As e-Manifest evolves, EPA is experiencing a backlog in its manifest inputs. That backlog should not affect user fees. A manifest should be subject to the fee schedule in effect when the manifest is submitted, even if there is a period of delay before EPA inputs the manifest data.

### **Improve Precision of Waste Quantities and Units of Measure**

In its February 8, 2019 notice, EPA proposes changes that would “improve the precision of waste quantities and units of measure reported in items 11 and 12 of the hazardous waste manifest (both paper and electronic).” 84 FR 2854. EPA states that the purpose of the proposal to modify the manifest instructions to item 11 of the manifest is “to grant manifest users the **option** to report waste quantities using decimals or fractions” and give manifest users the “ability to report more accurate wastes quantities” if they choose to do so. 84 FR 2855 (emphasis added). CKRC understands that EPA is proposing this change to offer more flexibility to users of the manifest. CKRC is supportive of this option provided it is not made mandatory. As long as the change, when made final, is in fact a reporting option to help in certain cases when a user determines that the use of decimals for reporting increases reporting accuracy, CKRC believes this to be a reasonable change.

### **Biennial Reporting (BR) and e-Manifest Integration**

At page 2857 of its publication, EPA proposes to “revise the paper manifest and continuation sheet (EPA form 8700-22 and 8700-22A) to include source and form codes and density information.” 84 FR 2857. “Pursuant to the Hazardous Waste Electronic Manifest Establishment Act, EPA is required to build the e-Manifest system to afford users the ability to report hazardous receipt data applicable to the biennial hazardous waste report in e-Manifest.” 84 FR 2857. But the paper manifest form does not provide for the biennial report data “that describes how the hazardous waste originated (source

code) nor does it provide waste information about the physical form or waste (form code).” 84 FR 2857. EPA continues that “if adopted, certain hazardous waste generators would be required to enter source and form codes and density information on the manifest for each RCRA waste listed on paper and e-Manifests.” 85 FR 2857. EPA explains that it believes the “addition of these BR data elements to the paper manifest form is an important step towards full integration of e-Manifest with Biennial Reporting. 84 FR 2857. Full integration of the e-Manifest with Biennial Reporting will improve reporting efficiency and reduce the burden of separate submittals via separate data entry systems for the same data. Steps to help advance the full integration of these two reporting mechanisms would be beneficial; therefore, CKRC’s members support this change.

Thank you for the opportunity to provide comments on this agency Notice of what will be included in the upcoming ICR. Should you have questions or need additional information, please contact me.

Sincerely,

/s/ Michelle Lusk

Michelle Lusk  
Executive Director  
Cement Kiln Recycling Coalition