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United States Environmental Protection Agency  
Washington, D.C. 20460  
Office of Solid Waste and Emergency Response

September 20, 1993

Mr. Frank J. Prasil  
Recycled Printer's Ink  
133 West End Avenue  
Knoxville, Tennessee 37922

Dear Mr. Prasil:

This is in response to our phone conversations of September 14 and 15, 1993, in which you asked me to clarify a couple of points in the September 1, 1993, letter from Mr. Denit to you. Specifically, I confirmed that under Federal regulations at 40 CFR Section 261.5(g), conditionally exempt small quantity generators of hazardous waste may send their waste to any of the types of facilities specified in Section 261.5(g)(3), and this includes "a facility which beneficially uses or reuses, or legitimately recycles or reclaims..." the waste. (Section 261.5(g)(3)(v)(A).)

Further, as we discussed, waste shipped from conditionally exempt small quantity generators under the conditions of Section 261.5 need not be accompanied by the National Uniform Hazardous Waste Manifest. Finally, as the September 1, 1993, letter from Mr. Denit noted, individual States may have more stringent regulations than EPA's, and U.S. Department of Transportation regulations also may apply. Thank you for your interest in sound recycling of waste. If you have further questions, please contact Ross Elliot or Ann Codrington of my staff at (202) 260-8551.

Sincerely,  
Michael J. Petruska, Chief  
Regulatory Development Branch

RO 11772