

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

JULY 13, 1989

MEMORANDUM

SUBJECT: Uniform Hazardous Waste Manifest

FROM: Sylvia K. Lowrance, Director  
Office of Solid Waste

TO: Waste Management Division Directors  
Region I-X

This is to inform you of a U.S. Office of Management and Budget (OMB) decision that affects the Uniform Hazardous Waste Manifest (EPA Forms 8700-22 and 22a). As stated in the attached letter from Marcus Peacock of OMB to Rick Westlund of this Agency, printers and users of the manifest need not include OMB's newly mandated "burden disclosure statement" on the manifest if to do so places an additional burden upon them. The States, printers, and users of the form shall determine for themselves their ability to incorporate the burden onto their forms.

OMB added Section 1320.21 "Agency Display of Estimated Burden" to 5 CFR Part 1320 on May 10, 1988, which required all Federal Agencies to indicate on each instrument for the collection of information (i.e., form) the estimated average burden hours per response. In a Federal Register notice of November 8, 1988 (53 FR 45039), this Agency renewed the manifest and required that all users of the form include the burden disclosure statement with the renewed manifest effective December 31, 1988. On February 16, 1989, EPA reiterated in the Federal Register (54 FR 7036) this requirement for a burden disclosure statement on the manifest describing various ways in which the States and regulated community could comply. In the February 16, 1989 notice, the date for compliance with the requirement was extended to June 30, 1989.

The OMB letter of June 22, 1989 effectively removes the requirement for the burden statement. OMB encourages those printers and States who have already incorporated the statement to retain it, and encourages those who have not yet incorporated it to add it a future date. However, the decision regarding whether or not to add the statement is entirely up to the originators of the form.

If you have any questions regarding this memorandum do not hesitate to contact me, or have your staff contact Emily Roth at (202) 382-4777. We apologize for any inconvenience the requirement for the burden statement may have caused the EPA Regional offices, the States, and the regulated community.

EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

JUNE 22, 1989

Mr. Richard Westlund  
PM-223  
Environmental Protection Agency  
401 M Street, S.W.  
Washington, D.C. 20640

Dear Rick,

This is to confirm our recent phone conversation concerning the burden box requirement on the Hazardous Waste Manifest (OMB #2050-0039). To the extent that adding a burden box to the Hazardous Waste Manifest may place a greater burden on State and local governments and other respondents, these entities need not comply with this requirement. This determination can be made by the State and local government or other originators of the form.

If you have any further questions regarding this matter, please let me know.

Sincerely,

Marcus Peacock  
Assistant Branch Chief  
Natural Resources Branch  
Office of Information and Regulatory Affairs