**Permit Application Checklist Instructions**

(November 2020)

About the Application Checklists:

The Permit Application Checklist is provided to Hazardous Waste Permit applicants for the purposes of improving the quality of application on initial submittal. Providing a completed checklist does not guarantee the Division will not issue a Notice of Deficiency

The Kentucky Administrative Regulations (KARs) for the Hazardous Waste Program incorporate the applicable Code of Federal Regulations with some exceptions (see applicable KAR). Please see the attached Table, “Cross Reference of CFRs as Established in 401 KAR Chapter 39”, for information on how the regulations correspond.

How to use the checklists:

With your application, please submit the completed checklist for each applicable part.

Applicants should organize the application in accordance with the checklist as closely as possible.

Indicate as necessary, in the following columns,

* Submitted: indicate whether the information is provided with Y (yes), N (no), or NA (not applicable).
* Location in Application: where (with page number) the information is located.
* Comments: The Comments column may be edited to provide clarifying information about the checklist item and does not need to retain the prefilled comments. Comments necessary to the review of the permit should be provided in the text of the application and should not be relegated to the checklist only. This includes justification for the absence of information.

Notes about currently published checklists, and checklists still in development:

Part D – Process Information: Part D of the permit application is for providing design and operating details about the hazardous waste management processes at the applicant’s facility. Checklists are currently provided for the most common hazardous waste management units, tanks and containers, as well as for miscellaneous units. Additional Part D checklists are in development for less common units. Please consult 401 KAR 39:060 Section 5 and 40 CFR Part 270 for required application information on other operating units until those checklists are developed.

Part M – Air Emissions: Part M of the permit application should address applicability and compliance with the organic air emissions requirements of 401 KAR 39:090 Section 1 and 40 CFR 264 Subparts AA, BB, and CC. The current Part M checklist is provided for direction on where to address these organic air emissions requirements in the application, but are not fully developed at this time.

| **CROSS REFERENCE OF CFRs AS ESTABLISHED IN 401 KAR CHAPTER 39** |
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| **State Regulation** | **Federal Regulation**  | **State Regulation Section Description**  |
| 39:060 Sec. 2 | 40 CFR Part 260 | Hazardous Waste Management Systems |
| 39:060 Sec. 3 | 40 CFR Part 261 | Identification and Listing of Hazardous Wastes |
| 39:060 Sec. 4 | 40 CFR Part 268 | Land Disposal Restrictions |
| 39:060 Sec. 5 | 40 CFR Part 124 and 270 | Hazardous Waste Permit Program and Procedures |
| 39:080 Sec. 1 | 40 CFR Part 262 | Standards for Generators of Hazardous Waste |
| 39:080 Sec. 2 | 40 CFR Part 263 | Standards for Transporters of Hazardous Waste |
| 39:080 Sec. 3 | 40 CFR Part 273 | Standards for Universal Waste |
| 39:080 Sec. 4 | 40 CFR Part 279 | Standards for Used Oil |
| 39:090 Sec. 1 | 40 CFR Part 264 | Standards for Owners or Operators for Treatment, Storage, and Disposal Facilities |
| 39:090 Sec. 2 | 40 CFR Part 265 | Standards for Owners or Operators for Interim Status Treatment, Storage, and Disposal Facilities |
| 39:090 Sec. 3  | 40 CFR Part 266 | Standards for Specific Types of Hazardous Waste Facilities |
| 39:090 Sec. 4 | 40 CFR Part 267 | Standardized Permits |
| 39:090 Sec. 5 | 40 CFR Part 264 | Flood Plains |
| All KARs cited in this Permit are governed by CFRs unless specified otherwise. |