Fairness Act of 1996, generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the United States. EPA will submit a report containing this action and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication of the rule in the Federal Register. A major rule cannot take effect until 60 days after it is published in the Federal Register. This action is not a "major rule" as defined by 5 U.S.C. 804(2).

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by December 10, 2024. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this action for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. Parties with objections to this direct final rule are encouraged to file a comment in response to the parallel notice of proposed rulemaking for this action published in the proposed rules section in this issue of the Federal Register, rather than file an immediate petition for judicial review of this direct final rule, so that EPA can withdraw this direct final rule and address the comment in the proposed rulemaking. This action may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

#### List of Subjects in 40 CFR Part 62

Environmental protection, Administrative practice and procedure, Air pollution control, Industrial facilities, Intergovernmental relations, Reporting and recordkeeping requirements, Waste treatment and disposal.

Dated: October 2, 2024.

#### David Cash,

#### Regional Administrator, EPA Region 1.

For the reasons stated in the preamble, part 62 of chapter I, title 40 of the Code of Federal Regulations is amended as follows:

#### PART 62—APPROVAL AND PROMULGATION OF STATE PLAN FOR DESIGNATED FACILITIES AND POLLUTANTS

■ 1. The authority citation for part 62 continues to read as follows:

Authority: 42 U.S.C. 7401 et seq.

■ 2. Revise § 62.4980 to read as follows:

## § 62.4980 Identification of Plan—negative declaration.

On May 3, 2018, the Maine Department of Environmental Protection submitted a letter certifying no existing sources subject to 40 CFR part 60, subpart DDDD operate within the State's jurisdiction.

■ 3. Revise § 62.5475 to read as follows:

# § 62.5475 Identification of Plan—negative declaration.

On December 18, 2018, the Massachusetts Department of Environmental Protection submitted a letter certifying no existing sources subject to 40 CFR part 60, subpart DDDD operate within the Commonwealth's jurisdiction.

[FR Doc. 2024–23172 Filed 10–10–24; 8:45 am] BILLING CODE 6560–50–P

#### ENVIRONMENTAL PROTECTION AGENCY

#### 40 CFR Part 261

[EPA-R06-RCRA-2024; FRL-12229-01-R6]

#### Hazardous Waste Management System; Identification and Listing of Hazardous Waste

**AGENCY:** Environmental Protection Agency (EPA). **ACTION:** Final rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is amending an exclusion for Bayer Material Science LLC, Baytown, Texas facility to reflect changes in ownership and name. **DATES:** This rule is effective October 11, 2024.

#### FOR FURTHER INFORMATION CONTACT: Eshala Dixon, RCRA Permits & Solid Waste Section (LCR–RP), Land, Chemicals and Redevelopment Division, EPA Region 6, 1201 Elm Street, Suite 500, Dallas, TX 75270, phone number: 214–665–6592; email address: dixon.eshala@epa.gov.

**SUPPLEMENTARY INFORMATION:** In this document EPA is amending appendix IX to part 261 to reflect a change in the ownership and name of a particular facility. This action documents the transfer of ownership and name change by updating appendix IX to incorporate the change in owner's name for the Bayer Material Science LLC, Baytown, TX facility for the exclusion from hazardous waste (K027) (K104) (K111) and (K112) from the wastewater treatment plant. The exclusion or

''delisting'' was granted to Bayer Material Science LLC on July 25, 2005 (see 70 FR 49187). The EPA has been notified that the transfer of ownership of the Bayer Material Science LLC, Baytown, TX facility to Covestro Industrial Park Baytown occurred on September 1st 2015. Covestro has certified that it plans to comply with all the terms and conditions set forth in the delisting and will not change the characteristics of the wastes subject to the exclusion at the Baytown, TX facility. This action documents the change by updating appendix IX to incorporate a change in name.

The changes to appendix IX to part 261 are effective October 11, 2024. The Hazardous and Solid Waste Amendments of 1984 amended section 3010 of the Resource Conservation and Recovery Act (RCRA) to allow rules to become effective in less than six months when the regulated community does not need the six-month period to come into compliance. As described above, the facility has certified that it is prepared to comply with the requirements of the exclusion. Therefore, a six-month delay in the effective date is not necessary in this case. This provides the basis for making this amendment effective immediately upon publication under the Administrative Procedures Act pursuant to 5 United States Code (U.S.C.) 553(d). The EPA has determined that having a proposed rulemaking and public comment on this change is unnecessary, as it involves only a change in company ownership, with all of the same delisting requirements remaining in effect.

#### List of Subjects in 40 CFR Part 261

Environmental protection, Hazardous waste, Recycling, Reporting and recordkeeping requirements.

Dated: September 30, 2024.

### Helena Healy,

Director, Land, Chemicals and Redevelopment Division, Region 6.

For the reasons set out in the preamble, 40 CFR part 261 is amended as follows:

#### PART 261—IDENTIFICATION AND LISTING OF HAZARDOUS WASTE

■ 1. The authority citation for part 261 continues to read as follows:

**Authority:** 42 U.S.C. 6905, 6912(a), 6921, 6922, 6924(y) and 6938.

■ 2. Amend table 1 of Appendix IX to part 261 by removing the second entry for "Bayer Material Science LLC" "Baytown, TX" and adding an entry for "Covestro Industrial Park Baytown" in alphabetical order by facility. -

The addition reads as follows:		Appendix IX to Part 261—Waste Excluded Under §§ 260.20 and 260.22								
TABLE 1—WASTES EXCLUDED FROM NON-SPECIFIC SOURCES										
*	*	*	*	*	*	*				
Facility	Address			Waste description						
*	*	*	*	*	*	*				
Covestro Industrial Park Baytown.	Baytown, TX	a maximum ra 2005, as it exit The delisting levy permit. For the meets the follo (1) Delisting Levy able concentra Outfall 007 Barium-22 11.3;Seler 15.8;Anilir Bromodich toluene-0. Fluorantha 0.0788; m 0.0171; p- (2) Waste Holdin (A) Waste cl paragraph events an The delisting for (B) If constituent paragraph (1) ance with para generated und ent pipe line m (1) Testing Requ must be perfor of concern, an 260.11 must b Methods 0010 1110A, 1310B EPA method 1 ment System 0 samples of the (A) Quarterly Tes testing by sam composite sam sion. The first Sampling shou of the exclusio posite sample ent must be di waste requirer quarterly samp stituents meas paragraph (1) the nonhazard (B) Annual Testii graph (3) (A) a set forth in par representative at least once p composite san eters of concer CFR 260.11 m Methods 0010 1310B, 1311, Method 1664 H System Criteri- ples of the Co	te of 18,071,150 cu is the Outfall Tank els set do not relieve exclusion to be va wing Paragraphs: els: All concentration titons in mg/kg spe Freated Effluent To 2.2; Chromium-153. hium-0.23; Thallium- ie-0.680; Benzene- concenthane-0.077 00451; Diphenylam ene-24.6; Methyle -phenylenediamine Toluidine-0.215; 2, g and Handling: assification as non (1) for the treated effluent levels in any samp for the treated effluen ingraph (6) and (ii) M er Subtitle C of RC ust occur to preve irements: Sample of using appropri alyses requiring the e used without sub , 0011, 0020, 0023 , 1311, 1312, 1320 664, Rev A), 9071 Criteria in which Da e Covestro treated sposed of as a haz ing: Upon the exced sposed of as a haz composite samples of the treated effluen in. (ii) Analyze the st taken that exceeds sposed of as a haz e covestro treated effluen ing (1) f Covestro cu blok covestro will re ured in the sample of this exclusion fo ous treated effluen ing: (i) If Covestro cu blove and no samp excalendar year. ( ingle according to a rn, analyses requiring the used with s b, 0020, 0023A, 003 1312, 1320, 1330A Rev. A) 9071B and a in which the Data vestro treated effluen vestro treated effluen	azardous Waste No. K02 ubic yards (5.475 billion g and disposed in accordar ve Bayer of its duty to cor alid, Covestro must impler ons for those constituents cified in the paragraph. tal Concentrations (mg/kg 0; Copper-3620.0;Cyanid 0.0334;Vanadium-8.38;Zi 0.0590; Bis(2ethylhexyl)pf 19; Chloroform-0.077; Di- nine-11.8; 1,4-Dioxana-1.7 ne chloride-0.029; Methyl 0.879;Pyrene-39.0;1,1,1, 4-Toluenediamine-0.0012 -hazardous cannot begin effluent has occurred for <i>ve</i> been approved by the tapplies only during period be taken by Covestro excu- tent, Covestro must do the Manage and dispose the t CRA (iii) Routine inspection nt spills and leaks of the f collection and analyses, in rate methods. As applicable, the A, 0030, 0031, 0040, 0052, 1330A, 9010C, 9012B, 3 B and 9095B. Methods m ata Quality objectives are effluent meet the delisting clusion becoming final, Cc g the treated effluent as ful effluent at quarterly inter samples for all constituen is the delisting levels listed cardous waste in accordar discharge permit. (iii) Wi oport its first quarterly ana so fi the treated effluent de r two consecutive quarter t according to all applicable completes the four (4) qua- ples contains a constituen is of the treated effluent de r two consecutive quarter t according to all applicable completes the four (4) qua- per tist first quarterly and s of the treated effluent for ij) The samples for the ar propriate methods. As a ping the use of SW-846 methods is of the treated effluent for ij) The samples for the ar propriate methods. As a mubstitution. As applicable (0, 0031, 0040, 0050, 0052, 90005B. Methods must m a Quality Objectives are to ent testing taken for the s is ame calendar month as h	alions) per calendar new with the TPDES mply with the limits is ment a verification ter- must not exceed th g): Antimony-0.0816; e-0.46;Mercury-0.03 inc;112.0;Acetone-14 thalate-1260.0; n-octyl phthalate-454 76; Di-n-butyl phthalate-454 76; Di-n-butyl phthalate-454 76; Di-n-butyl phthalate-454 76; Di-n-butyl phthalate-454 2.Tetrachloroethane 1. Toluene diisocyai until compliance wit two consecutive qui- EPA. ds of TPDES compl reated effluent as ha n and regular maintor treated effluent prior ncluding quality cont ble to the method-de s incorporated by re is gincorporated by re ne SW-846 methods 50, 0051, 0060, 0067 9040C, 9045D, 9060 ust meet Performant to demonstrate that l levels in paragraph to plows (i) Collect two vals after EPA grants to appling plan approved to listed in paragraph to not exceed the lev s, Covestro can mai le solit waste regular trerly testing events t with a level which - ing as follows: Cove or all constituents lisi nual testing shall be pplicable to the mett ethods incorporated the SW-846 method in 0060, 0061, 1010 9045D, 9060A, 9070 eet Performance Ba o demonstrate that n econd and subsequi	year after July 25, permit. set in its TPDES sisting program that e maximum allow- Arsenic-0.385, 23;Nickel- 4.6;Acetophenone- 4.0;2,4-Dinitro- ate-149.0; Nitrobenzene- -0.703; o-Toluidine- nate-0.001. h the limits set in arterly sampling liance. ting levels set in EPA in accord- azardous waste enance of the efflu- to discharge. rol procedures, efined parameters ferences in 40 CFR s might include 1, 1010A, 1020B, DA, 9070A (used ce based Measure- representative (1). quarterly analytical o representative ts the final approval. I by EPA in support h (1). Any com- r the treated efflu- ble hazardous after taking its first PA. If levels of con- rels set forth in nge and dispose ations. specified in para- exceeds the limits stro must test two ted in paragraph (1) e a representative hod-defined param- by reference in 40 ds might include A, 1020A, 1110A DA (used EPA sed Management epresentative sam- ent annual testing				

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### TABLE 1—WASTES EXCLUDED FROM NON-SPECIFIC SOURCES—Continued

<ul> <li>(iii)</li> <li>(1) Changes in Operating Conditions: If Covestro significantly changes the process describes in its petition or stans any process that generates(s) the waste that may or could affect the composition or type of waste generated as established under paragraph (1) (by illustration, but nt limitation changes in equipment or operating conditions of the treatment process), it must notify EPA in the weste meet the delisting levels set in paragraphs (1) and it has received written approval to do so from EPA. Covestro must submit the information described below. If Covestro fails to submit the required data within the specified time or maintain the required records on site for the specified time. EPA, at its discretion, will consider this sufficient basis to reopen the exclusion as described in paragraph (6). Covestro must: (i) Submit the data obtained through paragraph (3) to the Section Supervisor, RCRA Corrective Action, UST, Solid Waste and Permit Branch. EPA Region 6 1201 Elm Street Sule 500, Dallas, Texas 75270, Mail Code, GLCR-RO (GLCR-RO) which the time specified (ii) Compile records of analytical data from paragraph (3), summarized, and maintained on-site for a maintained for a maintained section (ii) Sond lata ubmen either EPA or the State of reaks request them for inspection. (iv) Sond data when either EPA or the State of reaks request them for the pactical data from paragraph (3), summarized, and maintained on-site for a maintained section (s) of the document has ubmitted:</li> <li>'Under civil and criminal penalty of law for the making or submission of fails or fraudulent statements or representations (pursuant to the applicable provisions of the Federal Code, which has the information is the applicable provisions of the Federal Code, which has the information is documents is true, accurate and complete. Also, to the (hose) identified section(s) of this document to which I cannot personally verify its (ther) inturh and accuracy. I certify as the company official having a s</li></ul>						
<ul> <li>petition or starts any process that generates(s) the waste that may or could affect the composition or hanges in equipment or operating conditions of the treatment process), it must notify EPA in writing; it may no longer handle the waste generated from the new process as nonhazardous un the waste meet the delisting levels set in paragraphs (1) and it has received written approval to do so from EPA. Covestro must submit a modification to the petition complete with full sampling and analysis for circumstances where volume changes and/or additional waste codes are addeed to the waste etream.</li> <li>(2) Data Submittals: Covestro must submit the information described below. If Covestro fails to submit the required data within the specified time or maintain the required records on site for the specified time, EPA, at its discretion, will consider this sufficient basis to reopen the exclusion as described in paragraph (6). Covestro must: (1) Submit the data obtained through paragraph (3) to the Section Supervisor, RCRA Corrective Action, UST, Solid Waste and Permit Branch, EPA he gion f 120 LEIM Street Suite 500, Datas, Texas Fa207, Mall Code, (6LCPAC) within the time specified. (ii) Compile records of analytical data from paragraph (3), summatized, and maintaine specified. (iii) Compile records of analytical data from paragraph (3), summatized, and maintaine data additional addition and compile penalty of law for the making or submission of false or fraudulent statements or representations (pursuan to the applicable provisions of the Federal Code, which include additional data calculations (additional data submitted).</li> <li>"Under coil and compile penalty of law for this document for which 1 cannot personally verify its (their) truth and accuracy. I certify as the company official having a supervisory responsibility for the persons who, acting data set or the data submitted.</li> <li>"Under coil is information is there that defined to the texting of the persons who acting as eucony set or inducent subm</li></ul>	Facility	(1) Changes in O	perating Conditions:	If Covestro significan	tly changes the proce	ss describes in ite
<ul> <li>writing, it may no longer handle the waste generated from the new process as nonhizzardous un the waste meet the delisting levels set in paragraphs (1) and it has received written approval to do so from EPA. Covestro must submit a modification to the petition complete with full sampling and analysis for circumstances where volume changes and/or additional waste codes are added to the waste stream.</li> <li>(2) Data Submittals: Covestro must submit the information described below. If Covestro fails to sut mit the required data within the specified time or maintain the required records on site for the specified time, EPA, at its discretion, will consider this sufficient basis to reopen the exclusion as described in paragraph (6). Covestro must: (1) Submit the data obtained through paragraph (3) in the Section Supervisor, RCRA Corrective Action, UST, Solid Waste and Permit Branch, EPA A the gion 6 1201 Elm Street Suite 500, Dallas, Texas 75270, Mail Code, (6LCR-RC) within the time specified. (ii) Complet records of analytical data from paragraph (3), summarized, and maintaine on-site for a minimum of five years. (iii) Furnish these records and data signed coyr of following certification statement, to attest to the truth and accuracy of the data submitted:</li> <li>"Under civil and criminal penalty of law for the making or submission of failse or fraudulent statements or representations (pursuant to the applicable provisions) of the Federal Code, which include, but may not be infined to, 18 U.S. C. 1001 and 42 U.S.C. 6028. Lowerstor, runts and upon conveyance of this document for which I camor personally verify its (the) in that he information is determined by EPA in its old discretion to the solusion of the persons who, acting under my dicial having a supervisory reponsibility of the persons who, acting under my dired at the ecorusion."</li> <li>(3) Reopenen: (1) If, any of this information is determined by EPA in its old discretor with 10 (days of fist approximate) and upon conveyance of the face of the</li></ul>		petition or start or type of wast	s any process that get e generated as estab	enerates(s) the waste blished under paragra	that may or could aft ph (1) (by illustration,	ect the compositi but nit limitation
<ul> <li>to the waste stream.</li> <li>(2) Data Submittas: Covestro must submit the information described below. If Covestro fails to su mit the required data within the specified time or maintain the required records on sile for the specified time. EPA at its discretion, will consider this sufficient basis to reopen the exclusion a described in paragraph (3) the Section Supervisor, RCRA Corrective Action, UST, Solid Waste and Permit Branch, EPA Re gion 6 1201 Em Street Suite 500, Dalas, Texas 75270, Mail Code, (BLCH-RG) within the time specified. (ii) Compile records of analytical data from paragraph (3), summarized, and maintaine on site for a minimum of five years. (iii) Furnish these records and data when either EPA or the State of Texas request them for inspection. (iv) Send along with all data signed copy of followin certification statement, to attest to the truth and accuracy of the data submitted:</li> <li>"Under civil and criminal penalty of law for the making or submission of false or fraudulent statements or representations (pursuant to the applicable provisions of the Federal Code, which include, but may not be limited to, 18 U.S.C. 1001 and 42 U.S.C. 6928, I certify that the informatio contained in or accouracy. I certify as the company official having a supervisory responsibility for the persons who, acting under my direct instructions made the verification that this information i true, accurate and complete.</li> <li>If any of this information is determined by EPA in its ole discretion to be false, inaccurate or incom plete, and upon conveyance of this fact to the company. I recognize and agree that this exclusion."</li> <li>(3) Reopener: (i) If, any time after disposal of the delisted waste Covestro possess or is otherwise made aware of any environmental data (including but not limited to leachate data or groundwat monitoring data) or any other data relevant to the delisted waste including that any constituent identified for the qatality or anunal testing but not limited to leachate data or grou</li></ul>		writing; it may the waste mee do so from EP	the delisting levels a A. Covestro must sub	waste generated from set in paragraphs (1) pmit a modification to	n the new process as and it has received w the petition complete	nonhazardous ur ritten approval to with full sampling
<ul> <li>(2) Data Submittals: Covestro must submit the information described below. If Covestro fails to su mit the required data within the specified time realized data within the specified time, EPA, at its discretion, will consider this sufficient basis to reopen the exclusion a described in paragraph (6). Covestro must: (i) Submit the data obtained through paragraph (3) I the Section Supervisor, RORA Corrective Action, UST, Solid Waste and Permit Branch, EPA Hg gion 6 1201 Em Street Suite 500, Dallas, Texas 75270, Mall Code, (6).COR–RC) within the time specified (ii) Compile records of analytical data from paragraph (3), summarized, and maintaline on-site for a minimum of five years. (iii) Furnish these records and data when either EPA or the State of Texas request them for inspection. (iv) Send along with all data signed copy of followin certification statement, to attest to the truth and accuracy of the data submitted: "Under civil and criminal penalty of law for the making or submission of false or fraudulent statements or representations (pursuant to the applicable provisions of the Federal Code, which include, but may not be limited to, 18 U.S.C. 1001 and 42 U.S.C. Geg2, Learity that the information of the (those) identified section(s) of this document for which I cannot personally verify its (their) truth and accuracy, I certify as the company official having a supervisory responsibility for the persons who, acting under my direct instructions made the verification that this information 1 true, accurate and complete.</li> <li>If any of this information is determined by EPA in its ole discretion to be false, inaccurate or incom plete, and upon conveyance of this fact to the coveatry prograze and agree that this exclusio."</li> <li>(3) Recopener: (i) If, ray time after disposal of the delisted waste Covestro possess or is otherwise and aware of any environmental data (including but any conditional to advect prograze and agree that this exclusing of waste will be void as it never had effect or to the ext</li></ul>				re volume changes a	nu/or additional waste	codes are added
<ul> <li>gion 6 1201 Elm Street Suite 500, Dallas, Texas 75270, Mail Code, (6LCP-RC) within the time specified. (ii) Compile records of analytical data from paragraph (3), summarized, and maintain on-site for a minimum of five years. (iii) Furnish these records and data when either EPA or the State of Texas request them for inspection. (iv) Send along with all data signed copy of followin certification statement, to attest to the truth and accuracy of the data submitted:</li> <li>"Under civil and criminal penalty of law for the making or submission of false or tradullent statements or representations (pursuant to the applicable provisions of the Federal Code, which include, but may not be limited to, 18 U.S.C. 1001 and 42 U.S.C. 2005. (2005)</li> <li>Also, to the (those) identified section(s) of this document for which I cannot personally verify its (their) truth and accuracy. I certify as the company official having a supervisory responsibility for the persons who, acting under my direct instructions made the verification that this information in true, accurate and complete.</li> <li>If any of this information is determined by EPA in its ole discretion to be false, inaccurate or incom plete, and upon conveyance of this fact to the company. I recognize and agree that this exclusis of waste will be vida as in the ver had effect or to the extent directed by EPA and that the compa will be liable for any actions taken in contravention of the company's RCRA and CERCLA obig tions premised upon the company's reliance on the void exclusion."</li> <li>(3) Reopener: (i) if, any time after disposal of the delisted waste including that any constituent identified for the delisting verification testing is at level higher than the delisting level allowed by the Division Director within 10 days of first possessing or being made aware of that data. (ii) If ther the quarterly or annual testing of the waste does not meet the delisting requirements in any argaph (1). Covestro must response that a relevanit on the niformation sectr</li></ul>		(2) Data Submitta mit the required specified time, described in pa	Is: Covestro must su d data within the spece EPA, at its discretion ragraph (6). Covestro	cified time or maintair n, will consider this su o must: (i) Submit the	n the required records fficient basis to reope a data obtained throug	on site for the n the exclusion a h paragraph (3) t
<ul> <li>certification statement, to attest to the truth and accuracy of the data submitted:</li> <li>"Under civil and criminal penalty of law for the making or submission of false or fraudulent statements or representations (pursuant to the applicable provisions of the Federal Code, which include, but may not be limited to, 18 U.S.C. 1001 and 42 U.S.C. 6928, I certify that the informati contained in or accompanying this documents is true, accurate and complete.</li> <li>Also, to the (those) identified section(s) of this document for which I cannot personally verify its (their) truth and accuracy, I certify as the company official having a supervisory responsibility for the persons who, acting under my direct instructions made the verification that this information is determined by EPA in its ole discretion to be false, inaccurate or incomplete, and upon conveyance of this fact to the company. I recognize and agree that this exclusio of waste will be viold as it never had effect or to the extent directed by EPA and that the company will be liable for any actions taken in contravention of the company's RCRA and CERCLA oblig tions premised upon the company's reliance on the void exclusion."</li> <li>(3) Reopener: (1) ff, any time atter disposal of the delisted waste Covestro possess or is otherwise made aware of any environmental data (including but not limited to leachate data or groundwatt monitoring data) or any other data relevant to the delisted waste including that any constituent is deterify or annual testing of the waste does not meet the delisting level allowed by the Division Director within 10 days of first possessing or being made aware of that data. (ii) if for y time argoraph (5), (6)(i), or (6)(ii) or if any other information is received from any source, the Division Director with meant (iv) if the bivision Director with 10 days of first possessing or being made aware of that data. (iii) if covers for alto submit the information requires action by EPA, the Division Director with and the environment</li></ul>		gion 6 1201 El specified. (ii) C on-site for a mi	m Street Suite 500, E ompile records of an nimum of five years.	Dallas, Texas 75270, alytical data from para (iii) Furnish these rec	Mail Code, (6LCR-R0 agraph (3), summariz cords and data when	<li>c) within the time ed, and maintaine either EPA or the</li>
<ul> <li>"Under civil and criminal penalty of law for the making or submission of false or fraudulent statements or representations (pursuant to the applicable provisions of the Federal Code, which include, but may not be limited to, 18 U.S.C. 1001 and 42 U.S.C. 6928, I certify that the informatic contained in or accompanying this documents is true, accurate and complete.</li> <li>Also, to the (those) identified section(s) of this document for which I cannot personally verify its (their) truth and accuracy, I certify as the company official having a supervisory responsibility for the persons who, acting under my direct instructions made the verification that this information is determined by EPA in its ole discretion to be false, inaccurate or incorr plete, and upon conveyance of this fact to the company. I recognize and agree that this exclusio of waste will be void as it never had effect or to the extent directed by EPA and that the compa will be liable for any actions taken in contravention of the constany."</li> <li>(3) Reopener: (i) If, any time after disposal of the delisted waste Covestro possess or is otherwise made aware of any environmental data (including but not limited to leachate data or groundwat monitoring data) or any other data relevant to the delisted waste including that any constituent identified for the delisting verification testing is at level higher than the delisting requirements in pag graph (1). Covestro must report the data, in writing, to the Division Director with 10 days of first possessing or being made aware of that data. (iii) If there the quarterly or annual testing of the aproxing, the exported information escribed in paragraph (5), (6)((i), or (6)(ii) or if any other information is received from any source, the Division Director with 20 days for the proposed Law and the environment. (iv) if the Division Director determines that the reported information equipes action to pretect human health and/or the environment. Further actions the Division Director will notify the facili</li></ul>					· · · · · · · · · · · · · · · · · · ·	
<ul> <li>contained in or accompanying this documents is true, accurate and complete.</li> <li>Also, to the (those) identified section(s) of this document for which I cannot personally verify its (their) truth and accuracy, I certify as the company official having a supervisory responsibility fo the persons who, acting under my direct instructions made the verification that this information true, accurate and complete.</li> <li>If any of this information is determined by EPA in its ole discretion to be false, inaccurate or incor plete, and upon conveyance of this fact to the company. I recognize and agree that this exclusio of waste will be viola sit never had effect or to the extent directed by EPA and that the compa will be liable for any actions taken in contravention of the company's RCRA and CERCLA oblig tions premised upon the company's reliance on the void exclusion."</li> <li>(3) Reopener: (i) If, any time after disposal of the delisted waste Covestro possess or is otherwise made aware of any environmental data (including but not limited to leachate data or groundwat monitoring data) or any other data relevant to the delisted waste covestro possess in groundwat monitoring the any activer report the data, in writing, to the Division Director with 10 days of first possessing or being made aware of that data. (ii) the thre duarterly or annual testing of the waste does not meet the delisting requirements in pa graph (1) Covestro must report the data, in writing, to the Division Director will no drays of first possessing or being made aware of than data. (iii) if Covestro fails to submit the information is received from any source, the Division Director will make a preliminary determination as to whether the reported informatior requires EPA action to protect human health and/or the environment. Further action may includ suspending, or revoking the exclusion, or other appropriate response necessary. The facilit shall have 10 days from the date of the Division Director's notice to present such information in p</li></ul>		"Under civil and ments or repre	criminal penalty of lav sentations (pursuant	w for the making or si to the applicable prov	ubmission of false or trivisions of the Federal	fraudulent state- Code, which in-
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\* \* \* \* [FR Doc. 2024–23274 Filed 10–10–24; 8:45 am] BILLING CODE 6560-50-P

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