

Pilot Project for Management of Contractor Generated Hazardous Waste

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This Wisconsin DNR Pilot Project reduces hazardous waste regulation, while assuring environmental protection, for contractors who generate hazardous waste at temporary job sites. For the purpose of this Pilot Project, a contractor is a person or company who performs construction, remodeling or maintenance services at temporary, client-owned job sites. This includes businesses, utilities and government agencies such as electrical line maintenance crews and bridge repair and painting contractors. This does not include routine servicing of equipment resulting in the generation of common business or industrial waste streams.

Under this Pilot Project, contractors may transport the waste they generate at temporary job sites back to their central business location without using a hazardous waste manifest or obtaining a hazardous waste transportation license from DNR. Contractors must follow all applicable hazardous waste generator requirements in ch. NR 662 for the proper management and disposal of all hazardous waste consolidated at their central business location. If applicable generator requirements are followed, the contractor is exempt from the hazardous waste storage facility requirements of chs. NR 664 and 670 for waste accumulated at the central business location.

This Pilot Project will remain in effect until DNR modifies, rescinds or codifies it. Contractors who do not meet the conditions of this Pilot Project are subject to full hazardous waste regulation under chapters NR 660 to 679, Wisconsin Administrative Code.

As a contractor, you may manage hazardous wastes you generate at temporary job sites only according to these options:

- Hire a licensed hazardous waste transporter to transport the hazardous waste to a licensed or permitted hazardous waste treatment, storage or disposal facility. In this case, you must follow the applicable generator requirements in chs. NR 660 to 679.
- Leave containerized hazardous waste for the site owner to properly manage. In this case, the site owner must follow the applicable generator requirements in chs. NR 660 to 679.
- Self-transport the containerized hazardous waste directly from the temporary job site to a Household and Very Small Quantity Generator Hazardous Waste Collection Facility that is operating according to the requirements of NR 666 subch. HH.
- Self-transport the containerized hazardous waste to your central business location. Waste handled in this manner is subject to the Pilot Project conditions below.

Pilot Project Conditions

For Hazardous Waste Generated at Temporary Job Sites:

1. A contractor cannot generate more than 2,640 pounds of hazardous waste (or 26.4 pounds of acute hazardous waste) per calendar year at each temporary job site.
2. All hazardous waste containers must be:
 - (a) Leak-proof and in good condition;
 - (b) Kept closed except when it is necessary to add or remove waste;
 - (c) Made or lined with materials that will not react with, or be incompatible with, the hazardous waste stored; and,
 - (d) Clearly marked with the words “Hazardous Waste” and the date waste accumulation first begins.
3. Incompatible wastes may not be placed in the same container.
4. If spills occur, all spilled material must be promptly cleaned up and properly managed.
5. Hazardous waste generated at temporary job sites must be delivered to the contractor’s central business location within five days of completing work at the site or within one year of generating the waste, whichever is earlier.

For Transportation from Temporary Job Sites to Central Business Location:

1. Hazardous waste generated at temporary job sites must be delivered to the contractor’s central business location within 24 hours of loading the waste onto the contractor's vehicle.
2. Transportation of hazardous waste must follow Department of Transportation (DOT) regulations, ch. Trans 326.
3. The contractor is not required to use a hazardous waste manifest or obtain a hazardous waste transportation license from the Department of Natural Resources.

For Hazardous Wastes Managed at Central Business Location:

1. All hazardous waste brought to the contractor’s central business location must be managed in compliance with applicable generator standards in ch. NR 662.
2. Contractor generator status at a central business location is determined by adding the quantity of hazardous waste generated at the central business location plus any received from the contractor’s temporary job sites.
 - (a) A contractor who generates or accumulates less than 220 pounds of hazardous waste (or 2.2 pounds of acute hazardous waste) in any month is subject to the Very Small Quantity Generator requirements in ch. NR 662.
 - (b) A contractor who generates or accumulates between 220 and 2,205 pounds of hazardous waste in any month is subject to Small Quantity Generator requirements in ch. NR 662.
 - (c) A contractor who generates or accumulates more than 2,205 pounds of hazardous waste (or 2.2 pounds of acute hazardous waste) in any month is subject to Large Quantity Generator requirements in ch. NR 662.
3. Hazardous waste containers from temporary job sites must be marked with a second accumulation date, which is the date they were received at the central business location.
4. The table below summarizes requirements contractors must follow for hazardous waste generated or accumulated at the central business location.

**Summary of Contractor Requirements for Hazardous Wastes
Managed at Central Business Location**

NR 660 – 670 Requirements	Very Small Quantity Generator	Small Quantity Generator	Large Quantity Generator
Waste Determination	X	X	X
Obtain Generator EPA ID#	If Using Manifest	X	X
Manifest Requirements	If Using Manifest	X	X
Annual Reporting	Not Required	X	X
Container Standards	X ¹	X	X
Labeling and Marking	X	X	X
Inspect Containers	Not Required	X	X
Accumulation Date	Not Required	X ²	X ²
Contingency Plan	Not Required	X ³	X
Preparedness and Prevention	Not Required	X	X
Employee Training	Not Required	X	X
Training Records	Not Required	Not Required	X
Use a Licensed Transporter to ship waste	Not Required	X	X
Disposal at a Licensed or Exempt TSD	X	X	X
Land Disposal Restrictions	Not Required	X	X
Air Emission Standards	Not Required	Not Required	X

Footnotes:

- 1 See reduced container standards in s. NR 662.220(5)(c)&(d) & 662.220(6)(c)&(d).
- 2 Hazardous waste containers received from temporary job sites must be marked with a second accumulation date, which is the date they were received at the central business location.
- 3 Modified contingency plan requirements in s. NR 662.192(1)(e)1.,2.&4.

For more information

For links to administrative codes, additional publications and DNR hazardous waste contacts, visit <http://dnr.wi.gov/topic/Waste/Hazardous.html>.

Or call 608-266-2111 or email DNRWasteMaterials@wisconsin.gov.

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