



BRUCE KING
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT
Harold Runnels Building
1190 St. Francis Drive, P.O. Box 26110
Santa Fe, New Mexico 87502
(505) 827-2850

JUDITH M. ESPINOSA
SECRETARY

RON CURRY
DEPUTY SECRETARY

October 12, 1993

Craig R. Corey
Administrative Coordinator
Rinchem Company, Inc.
6133 Edith Boulevard NE
Albuquerque, New Mexico 87107

RE: Permit Modifications and Fluorescent Bulbs

Dear Mr. Corey:

I am writing in response to your September 8, 1993, letter to the Hazardous and Radioactive Materials Bureau (HRMB) regarding a permit modification for revising the manner in which the emergency coordinator is identified in the Rinchem operating Permit and regarding whether or not crushing of fluorescent bulbs is considered treatment.

Concerning your first inquiry the New Mexico Hazardous Waste Management Regulations (HWMR-7), Part V, Section 264.51(d) requires that the Contingency Plan must list names, addresses, and phone numbers (office and home) of all persons qualified to act as emergency coordinator, and this list must be kept up to date. The HRMB is sensitive to your concerns regarding multiple modifications to the Permit due to employee turn-over, position reassignments, etc. The approach that you describe in your September 8, 1993, letter is acceptable with the following comments.

Rinchem should request to modify the Contingency Plan in the Permit to describe that an updated page meeting the requirements of HWMR-7, Part V, Section 264.51(d) will be delivered to the HRMB for incorporation into the State's copy of the Rinchem Permit prior to the date that the emergency coordinator is officially changed by Rinchem. The Plan should be modified to describe generic qualifications that apply to any person chosen as emergency coordinator or alternate. Wording in the currently effective Contingency Plan of the Permit describes each individual's personal qualifications. The Contingency Plan should be modified to describe specific locations in the facility for posting the current emergency coordinator list. Lastly, the Plan should be modified to describe that the current emergency coordinator and alternate list is contained in the Permit on file at Rinchem. Please refer to the HRMB letter to Rinchem dated August 17, 1993, for the specific procedures that you should use to request a Permit modification.

Regarding your second inquiry, the HRMB considers the physical

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crushing of fluorescent bulbs carrying the D009 waste code to be treatment under HWMR-7, Part I, Section 260.10 and subject to permitting requirements. Thus, Rinchem's operating Permit would have to be modified for these operations to be authorized. Off-site Generators who treat hazardous waste must comply with applicable standards and Permit requirements of HWMR-7, Sections 264, 265, 266, 268, and 270.

I hope that this information is useful to your operations. Please contact Marc Sides of my staff at (505) 827-4308 if you have any questions.

Sincerely,



Barbara Hoditschek, RCRA Permits Program Manager
Hazardous and Radioactive Materials Bureau