SUBPART E - STANDARDS FOR USED OIL TRANSPORTER AND TRANSFER FACILITIES

1. Has transporter registered with KDHE as a used oil transporter?
   K.A.R. 28-31-6(b)
   a. Has the transporter obtained an EPA identification number? 40 CFR 279.42(a)
   b. Is the information on the notification updated? K.A.R. 28-31-4(c)

2. Does the transporter transport used oil to any of the following facilities (and does that facility have an EPA Identification Number):
   a. Used oil transporter? 40 CFR 279.43(a)(1)
   b. Used oil processing/re-refining facility? 40 CFR 279.43(a)(2)
   c. Off-specification used oil burner? 40 CFR 279.43(a)(3)

3. If the transporter does not transport used oil to a facility listed in question 2, does the transporter transport used oil to an on-specification used oil facility?
   40 CFR 279.43(a)(4)

4. Does facility comply with applicable DOT regulations? 40 CFR 279.43(b)

5. If the transporter has had a discharge of used oil during transportation,
   a. Did transporter take immediate action to protect human health, and the environment, e.g., notify local authorities, dike the discharge area, etc.? 40 CFR 279.43(c)
   b. Did transporter notify the National Response Center? 40 CFR 279.43(c)(3)(i)
   c. Did transporter notify DOT? 40 CFR 279.43(c)(3)(ii)
   d. Did transporter clean up discharge or take action so that the used oil discharge no longer presents a hazard to human health and the environment? 40 CFR 279.43(c)(5)

6. Does the facility ensure that used oil is not a hazardous waste under the rebuttable presumption of 279.10(b)(1)(ii)? 40 CFR 279.44(a)
   a. How is this determination made:
      testing the used oil? 40 CFR 279.44(b)(1)
      knowledge of halogen content of the used oil in light of the materials or processes used? 40 CFR 279.44(b)(2)
   b. Does transporter keep copies of records of analyses conducted or information used to determine the used oil in not a hazardous waste and does not contain greater than 1000 ppm total halogens for three years? 40 CFR 279.44(d)

NOTE: IF USED OIL IS STORED FOR MORE THAN 35 DAYS, COMPLETE THE USED OIL PROCESSOR / RE-REFINER CHECKLIST

7. Is the used oil transporter in compliance with SPCC requirements? 40 CFR 279.45

8. Does transporter store used oil in tanks, containers or other units?
   40 CFR 279.45(b)
   a. Are containers in good condition? 40 CFR 279.45(c)(1)
   b. Are containers free from leaks? 40 CFR 279.45(c)(2)
   c. Is adequate secondary containment provided? Containers-40 CFR 279.45(d)
      existing above ground tanks-40 CFR 279.45(e)
new above ground tanks - 40 CFR 279.45(f)

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YES NO NA V#

8c. If yes,
   A. Does secondary containment consist of dikes, berms, or retaining walls? Containers - 40 CFR 279.45(d)(1)(i)
      existing above ground tanks - 40 CFR 279.45(e)(1)(i)
      or new above ground tanks - 40 CFR 279.45(f)(1)(i)
   B. Does secondary containment have a floor that covers the entire area within the dikes, berms, or retaining walls (except where existing portions of the tanks meet the ground) or an equivalent system? Containers - 40 CFR 279.45(d)(1)(ii) or 40 CFR 279.45(d)(1)(iii)
      existing above ground tanks - 40 CFR 279.45(e)(1)(ii) or 40 CFR 279.45(e)(1)(iii)
      or new above ground tanks - 40 CFR 279.45(f)(1)(ii) or 40 CFR 279.45(f)(1)(iii)
   C. Is the secondary containment impervious to used oil? Containers - 40 CFR 279.45(d)(2)
      existing above ground tanks - 40 CFR 279.45(e)(2)
      or new above ground tanks - 40 CFR 279.45(f)(2)

9. Is the following labeled or clearly marked with the words “USED OIL”?
   a. Containers and above ground storage tanks? 40 CFR 279.45(g)(1)
   b. Fill pipes for underground storage tanks 40 CFR 279.45(g)(2)

10. If a release of used oil has occurred on-site? 40 CFR 279.45(h)
    a. Was the release stopped? 40 CFR 279.45(h)(1)
    b. Was the release contained? 40 CFR 279.45(h)(2)
    c. Was the released cleaned-up and managed properly? 40 CFR 279.45(h)(3)
    d. If necessary, were repairs made or was defective equipment replaced? 40 CFR 279.45(h)(4)

11. Does transporter keep records of each used oil shipment? 40 CFR 279.46(a)
    a. If yes, does each record of shipment include the following information:
       A. the name and address of the generator, transporter or processor/re-refiner who provided the used oil for transport? 40 CFR 279.46(a)(1)
       B. The EPA identification number (if applicable) of the generator, or processor/re-refiner who provided the used oil for transport? 40 CFR 279.46(a)(2)
       C. The quantity of used oil accepted? 40 CFR 279.46(a)(3)
       D. The date of acceptance? 40 CFR 279.46(a)(4)
       E. The signature dated upon receipt of the used oil, of a representative of the generator, transporter, or processor/re-refiner who provided the used oil for transport? 40 CFR 279.46(a)(5)(i)
       F. Are records kept for three years? 40 CFR 279.46(d)