



Ohio Administrative Code

Rule 3745-52-80 Applicability - transboundary movement of hazardous waste for recovery or disposal.

Effective: January 16, 2026

[Comment: The exercise of foreign relations and international commerce powers is reserved to the federal government under the U.S. Constitution. These responsibilities are not delegable to the states. Therefore, the importation and exportation of hazardous waste into and out of the United States is solely regulated by the federal government. Rules 3745-52-80 to 3745-52-84 of the Administrative Code reflect the federal requirements in 40 CFR Part 262 subpart H.]

(A) The requirements of 40 CFR Part 262 subpart H apply to transboundary movements of hazardous wastes.

(B) Any person (including exporter, importer, disposal facility operator, or recovery facility operator) who mixes two or more wastes (including hazardous and non-hazardous wastes) or otherwise subjects two or more wastes (including hazardous and non-hazardous wastes) to physical or chemical transformation operations, and thereby creates a new hazardous waste, becomes a generator and assumes all subsequent generator duties under the Resource Conservation and Recovery Act and Ohio hazardous waste laws and rules and any exporter duties, if applicable, under 40 CFR Part 262 subpart H.

[Comment: For dates of non-regulatory government publications, publications of recognized organizations and associations, federal rules, and federal statutory provisions referenced in this rule, see rule 3745-50-11 of the Administrative Code titled "Incorporated by reference."]
