

**15A NCAC 13A .0105 GENERAL PROGRAM REQUIREMENTS - PART 124**

(a) 40 CFR 124.1 through 124.21 (Subpart A), "General Program Requirements", are incorporated by reference including subsequent amendments and editions, except that 40 CFR 124.2(c) is not incorporated by reference.

(b) 40 CFR 124.31 through 124.33 (Subpart B), "Specific Procedures Applicable to RCRA Permits", are incorporated by reference including subsequent amendments and editions, except that 40 CFR 124.31(a), 124.32(a) and 124.33(a) are not incorporated by reference.

- (1) The following shall be substituted for the provisions of 40 CFR 124.31(a) which are not incorporated by reference:
  - (A) Applicability. The requirements of this section shall apply to all RCRA part B applications seeking initial permits for hazardous waste management units and shall also apply to RCRA part B applications seeking renewal of permits for such units, where the renewal application is proposing a significant change in facility operations. For the purposes of this Section, a "significant change" is any change that would qualify as a class 3 permit modification under 40 CFR 270.42.
  - (B) The requirements of this Section do not apply to permit modifications under 40 CFR 270.42 or to applications that are submitted for the sole purpose of conducting post-closure activities or post-closure activities and corrective action at a facility.
- (2) The following shall be substituted for the provisions of 40 CFR 124.32(a) which are not incorporated by reference:
  - (A) Applicability. The requirements of this Section shall apply to all RCRA part B applications seeking initial permits for hazardous waste management units.
  - (B) The requirements of this Section shall apply to RCRA part B applications seeking renewal of permits for such units under 40 CFR 270.51.
  - (C) The requirements of this Section do not apply to permit modifications under 40 CFR 270.42 or permit applications submitted for the sole purpose of conducting post-closure activities or post-closure activities and corrective action at a facility.
- (3) The following shall be substituted for the provisions of 40 CFR 124.33(a) which are not incorporated by reference: Applicability. The requirements of this Section apply to all applications seeking RCRA permits for hazardous waste management units.

*History Note: Authority G.S. 130A-294(c); 150B-21.6;  
Eff. November 19, 1980;  
Amended Eff. February 1, 1988; October 1, 1986; July 1, 1986; July 1, 1985;  
Transferred and Recodified from 10 NCAC 10F .0035 Eff. April 4, 1990;  
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Recodified from 15A NCAC 13A .0005 Eff. December 20, 1996;  
Amended Eff. August 1, 1998.*