



# Department of Toxic Substances Control



Winston H. Hickox  
Agency Secretary  
California Environmental  
Protection Agency

Edwin F. Lowry, Director  
1001 "I" Street, 25<sup>th</sup> Floor  
P.O. Box 806  
Sacramento, California 95812-0806

Gray Davis  
Governor

July 14, 2003

RECEIVED  
JUL 18 2003

Mr. Douglas Snyder  
CUPA Program Manager  
San Bernadino County Fire Department  
620 South E – Street  
San Bernadino, California 9415-0153

COUNTY FIRE DEPARTMENT  
HAZARDOUS MATERIALS

Dear Mr. Snyder:

Thank you for your recent letter requesting clarification on who is required to obtain a California Environmental Protection Agency (EPA) Identification Number (ID). Your letter explains that two businesses (Business A and Business B) that generate hazardous wastes are both located on a single property and only Business A has obtained an ID Number and Business B is using Business A's ID number.

Federal regulations that detail generator ID number requirements are found in 40 Code of Federal Regulations (40 CFR) sections 262.12. California's equivalent regulations are found in the title 22, California Code of Regulations (Cal. Code Regs.), section 66262.12.

Pursuant to title 22, Cal Code of Regs., section 66262.12, California businesses who manage hazardous waste are required to have an ID Number or obtain one through the Department of Toxic Substances Control (DTSC) or the U.S Environmental Protection Agency. The ID number is non-transferable to a Business (generator) who only generates non-Resource Conservation and Recovery Act waste. This means that both Business A and Business B are required to obtain or have an ID number if both manage hazardous waste especially if, each manages separate waste. Based on the above scenario, a separate ID number is required regardless of whether each business is located on separate properties or the same property.

We therefore concur with your evaluation of both Business A and Business B's waste management practices especially if, Business B, who according to your letter was cited for violation of title 22, Cal Code of Regs., sections 66262.12, manages hazardous waste that is independent of Business A hazardous waste. For your reference, we have enclosed the most current fact sheet entitled "EPA Identification Numbers" dated October 2002. This fact sheet can be found on our web site [www.dtsc.ca.gov](http://www.dtsc.ca.gov) under publications.

*The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at [www.dtsc.ca.gov](http://www.dtsc.ca.gov).*

Mr. Douglas Snyder  
July 14, 2003  
Page 2

Thank you again for writing. If you have questions, please contact Ms. Sonia Low of my staff at (916) 323-9757. If you have specific questions regarding ID numbers, please contact Mr. Jim Bohon at (916) 255-4091.

Sincerely,



Peggy Harris, P.E., Chief *for*  
Regulatory and Program Development Division  
Hazardous Waste Management Program

**Enclosures**

**cc: Mr. Jim Bohon, Chief  
Generator Information Services Section  
Office of Environmental Information Management  
Department of Toxic Substances Control  
8800 Cal Center Drive  
Sacramento, California 95826-3200**

**Mr. Karl Palmer, Chief  
Regulatory Program Development Branch  
Hazardous Waste Management Program  
Department of Toxic Substances Control  
1001 "I" Street, 11<sup>th</sup> Floor  
Sacramento, California 95814**

**Ms. Sonia Low, Chief  
Onsite Hazardous Waste Management Section  
Hazardous Waste Management Program  
Department of Toxic Substances Control  
1001 "I" Street, 11<sup>th</sup> Floor  
Sacramento, California 95814**