GUIDELINES FOR CALCULATING HAZARDOUS WASTE MANAGEMENT FEES AND HAZARDOUS SUBSTANCE REPORTING FEES

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Environmental Protection Division
Land Protection Branch
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Suite 1054 East
Atlanta, Georgia 30334
Phone: (404) 657-8600
Fax: (404) 651-9425

Revised 2-15-2020
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SECTION 1.0 - INTRODUCTION

This guidance document was prepared to aid those who are required to pay fees in determining which fees they must pay and how those fees are calculated. The Georgia Hazardous Site Response Act (HSRA) O.C.G.A. 12-8-90, et seq., requires the payment of fees by hazardous waste handlers and persons who release hazardous substances. This guidance was prepared to supplement your understanding of the fee requirements and is not intended to serve as a substitute for reading the appropriate Acts and Rules.

HAZARDOUS WASTE MANAGEMENT FEES

Georgia facilities that treat, store or dispose of hazardous waste and Georgia facilities that receive hazardous waste from outside the state of Georgia are required to pay hazardous waste management fees as required by HSRA and the Georgia Rules for Hazardous Site Response, Chapter 391-3-19.

"Hazardous waste" is defined in the Georgia Hazardous Waste Management Act, O.C.G.A. 12-8-60, et seq., as amended, and in the Georgia Rules for Hazardous Waste Management, Section 391-3-11-.02, which adopt by reference Title 40 of the Code of Federal Regulations. HSRA and its associated rules do not make any changes to existing State or Federal regulations governing the definition of hazardous waste or the management requirements and restrictions.

For information on the hazardous waste management fees, see Section 2.0 of this guidance manual.

HAZARDOUS SUBSTANCE REPORTING FEES

In 1994, the Georgia General Assembly amended HSRA to require payment of hazardous substance reporting fees by Georgia facilities required to report under Title III of the Superfund Amendments and Reauthorization Act (SARA) of 1986. In 1996, the Georgia General Assembly amended HSRA to eliminate the requirement for fees by Georgia facilities required to report under SARA Title III, Section 312. For more information on the hazardous substance reporting fees, see Section 3.0 of this guidance manual.

PENALTIES FOR LATE/NON-PAYMENT OF HAZARDOUS WASTE MANAGEMENT FEES AND HAZARDOUS SUBSTANCE REPORTING FEES

Any person making payment of either hazardous waste management fees or hazardous substance reporting fees more than thirty (30) days after July 1 shall pay a penalty of fifteen percent (15%) on the balance due plus interest at the rate for delinquent taxes. Delinquent fees, administrative costs and legal expenses incurred by the state for past due payments may be collected in court.
ELECTRONIC SUBMITTALS ONLINE

EPD has introduced the use of online reporting and payment of both hazardous waste fees and hazardous substance reporting fees. The online system is known as GEOS (Georgia Environmental Online System) and can be found at the following location on EPD’s website:

https://geos.epd.georgia.gov/ga/geos/public/govent//Shared/Pages/Main/Login.aspx

Additional information on how to make electronic submittals can be found in Section 7.0.

FOR MORE INFORMATION…

For more information on the hazardous waste management fees and the hazardous substance reporting fees, please contact the Response and Remediation Program:

Response and Remediation Program
2 Martin Luther King Jr. Dr. SE
Suite 1054, East Tower
Atlanta, Georgia 30334
Phone: (404) 657-8600
Fax: (404) 651-9425

Monday through Friday: 8:00 AM to 4:30 PM, excluding holidays
SECTION 2.0 - HAZARDOUS WASTE MANAGEMENT FEES

SECTION 2.1 - EXCLUSIONS

You **do not** have to pay a fee if you are a:

- Very small quantity generator, which is defined as a generator who generates no more than 220 pounds of hazardous waste or 2.2 pounds of acute hazardous waste in every month.

You **do not** have to pay a fee on hazardous waste generated by:

- Corrective action required by an order, permit, or approved closure plan issued pursuant to the Georgia Hazardous Waste Management Act, O.C.G.A. 12-8-60, *et seq.*, as amended; or
- Corrective action required by an order of the Director pursuant to the Hazardous Site Response Act, O.C.G.A. 12-8-90, *et seq.*, as amended; or
- Response actions required under the federal Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) of 1980, as amended.

You **do not** have to pay a fee on hazardous waste that is:

- Recycled or reused.
The first step in calculating the amount of fees you need to pay is to determine your generator status. Generator status is determined by the amount of hazardous waste generated in each month of the calendar year:

<table>
<thead>
<tr>
<th>If You . . .</th>
<th>Your Status Is. . . .</th>
</tr>
</thead>
<tbody>
<tr>
<td>Generated less than 220 pounds of hazardous waste or less than 2.2 pounds of acute hazardous waste in any calendar month for the subject year.</td>
<td>Very Small Quantity Generator (VSQG)</td>
</tr>
<tr>
<td>Generated more than 220 pounds of hazardous waste in any calendar month for the subject year, but less than 2200 pounds of hazardous waste in every month for the subject year.</td>
<td>Small Quantity Generator (SQG)</td>
</tr>
<tr>
<td>Generated more than 2200 pounds of hazardous waste or more than 2.2 pounds of acute hazardous waste in any calendar month during the subject year.</td>
<td>Large Quantity Generator (LQG)</td>
</tr>
<tr>
<td>Received hazardous waste from outside Georgia.</td>
<td>Importer</td>
</tr>
</tbody>
</table>

Note: Hazardous wastewaters that undergo on-site management in a wastewater treatment facility prior to its discharge from an outfall regulated under the Georgia Water Quality Act are not counted when determining your facility's generator status. However, if your facility is a large quantity generator without including those hazardous wastewaters, then your facility is required to pay the applicable hazardous waste management fee on all hazardous wastes including the hazardous wastewaters.

Note: Generator status is determined on a facility-by-facility basis. If you have several locations that generate waste, generator status is determined for each one of those locations individually.

Note: On September 28, 2017, EPA’s New Hazardous Waste Generator Improvements Rule went into effect in Georgia. This rule allows small quantity generators to have a once-per-year planned and unplanned exception to the monthly limit that would otherwise trigger the large quantity generator status. More information on this rule change can be found at the following link:

https://www.epa.gov/hwgenerators/final-rule-hazardous-waste-generator-improvements
SECTION 2.3 - CALCULATING HAZARDOUS WASTE MANAGEMENT FEES

SECTION 2.3.1 – VERY SMALL QUANTITY GENERATORS

If you were a very small quantity generator for all months during the calendar year, you do not owe any fees. However, you are still required to make an online submittal through GEOS as to your generator status for the calendar year.

SECTION 2.3.2 – SMALL QUANTITY GENERATORS

If you were a small quantity generator for any month during the calendar year and did not trigger LQG status, you pay $115.00.

Beginning around January 1st of each year, EPD creates a masterlist of hazardous waste generators and makes the submittal of certification and payments available online through our GEOS system. The online certification asks you to verify your generator status during the last calendar year. If you were a small quantity generator, you must electronically submit the certification and either make payment online or submit by mail a paper check for $115.00 along with your GEOS submittal receipt to the address shown on the submittal receipt.

If paying by check through the mail, a copy of the submittal receipt from GEOS along with a check for $115.00 made payable to the "Georgia Department of Natural Resources" should be sent to EPD at the address below. So that we may promptly credit your payment to the correct facility, your facility's RCRA Identification Number must be included on the check. **We cannot process your payment without this number which is site-specific for your facility.** Payments mailed to EPD’s physical location will not be processed until received at the P.O. Box below:

<table>
<thead>
<tr>
<th>Hazardous Waste Management Fees</th>
</tr>
</thead>
<tbody>
<tr>
<td>Post Office Box 101190</td>
</tr>
<tr>
<td>Atlanta, Georgia, 30392</td>
</tr>
</tbody>
</table>
SECTION 2.3.3 - LARGE QUANTITY GENERATORS (LQG)

If you are a large quantity generator or an importer of hazardous waste, the next step in calculating your facility's hazardous waste management fees is to determine the final management method for your facility's various hazardous waste stream(s). The final management method is divided into four categories:

- disposal or incineration;
- treatment or storage;
- burning for energy recovery; and
- recycling or reuse

Fees are calculated per ton of hazardous waste based on its final management method. The final management method is the management method the hazardous waste undergoes at the final receiving facility. The final receiving facility is the facility that receives a hazardous waste and from which that hazardous waste will not be reshipped further for management.

<table>
<thead>
<tr>
<th>FEE PER TON OF HAZARDOUS WASTE</th>
<th>FINAL MANAGEMENT METHOD</th>
<th>Fee Effective July 1, 2003</th>
</tr>
</thead>
<tbody>
<tr>
<td>For hazardous wastes managed on-site:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Incineration or disposal</td>
<td></td>
<td>$11.50</td>
</tr>
<tr>
<td>Treatment or storage*</td>
<td></td>
<td>$4.60</td>
</tr>
<tr>
<td>Burning for energy recovery</td>
<td></td>
<td>$2.90</td>
</tr>
<tr>
<td>Recycling or reuse</td>
<td></td>
<td>$0.00</td>
</tr>
<tr>
<td>For hazardous wastes managed off-site:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Incineration or disposal</td>
<td></td>
<td>$23.00</td>
</tr>
<tr>
<td>Treatment or storage</td>
<td></td>
<td>$18.40</td>
</tr>
<tr>
<td>Burning for energy recovery</td>
<td></td>
<td>$10.35</td>
</tr>
<tr>
<td>Recycling or reuse</td>
<td></td>
<td>$0.00</td>
</tr>
</tbody>
</table>

The minimum fee for a Large Quantity Generator is $115.00.

*Dilution of a wastewater that is a hazardous waste is considered treatment and is subject to the on-site treatment fee of $4.60 per ton.

DO NOT CALCULATE THE FEE BASED ON ANY MANAGEMENT METHOD THAT THE HAZARDOUS WASTE UNDERGOES BEFORE THE FINAL MANAGEMENT METHOD. For example, if a hazardous waste is treated on-site and then is sent off-site for disposal, the fee would be determined based on off-site disposal.

- The amount of hazardous waste managed should be determined to two decimal points when calculating the hazardous waste management fees.
The final step in calculating your fees is to determine whether your fee payments are “capped”. These caps ensure that you never pay more than:

- $75,000 total per year, per facility, excluding payments for on site treatment of hazardous wastewater.
- $7,500 total per year for hazardous wastewater which is treated on site.

LQGs are no longer invoiced by EPD. LQGs will submit their fee records in GEOS by uploading a PDF or Excel spreadsheet at the same time as making the electronic certification and payment of hazardous waste fees. It is the responsibility of each facility to ensure that payment of the hazardous waste management fees are made no later than July 1.

A copy of the GEOS submittal receipt with a check made payable to "Georgia Department of Natural Resources" should be sent to EPD at the address below. So that we may promptly credit your payment to the correct facility, your facility's RCRA Identification Number and submittal ID# from GEOS must be included on the check. **We cannot process your payment without this number which is site-specific for your facility.** Payments mailed to EPD’s physical location will not be processed until received at the P.O. Box below:

<table>
<thead>
<tr>
<th>Hazardous Waste Management Fees</th>
</tr>
</thead>
<tbody>
<tr>
<td>Post Office Box 101190</td>
</tr>
<tr>
<td>Atlanta, Georgia 30392</td>
</tr>
</tbody>
</table>

For more information regarding Hazardous Waste Management Fees, please contact the Response and Remediation Program at (404) 657-8600.
If you receive hazardous waste from outside Georgia, and the generator of the waste is a:

- Very small quantity generator (see Section 2.2 “Determination of Generator Status”), you do not pay a fee for those wastes.
- Small quantity generator (See Section 2.2 “Determination of Generator Status”), you pay an annual fee of $115.00 for those wastes.
- Large quantity generator (see Section 2.2 “Determination of Generator Status”), you pay the greater of $115.00 per year or:

<table>
<thead>
<tr>
<th>Final waste management method</th>
<th>Fee per ton of Hazardous Waste</th>
</tr>
</thead>
<tbody>
<tr>
<td>Incineration or disposal</td>
<td>$23.00</td>
</tr>
<tr>
<td>Treatment or storage*</td>
<td>$18.40</td>
</tr>
<tr>
<td>Burning for energy recovery</td>
<td>$10.35</td>
</tr>
<tr>
<td>Recycling or reuse</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

* Dilution of wastewater that is a hazardous waste is considered treatment.

Note: Fees are calculated for each out-of-state generator and then added together to determine the overall fee amount. The fee caps at $75,000 per out-of-state generator in any calendar year. For example, a facility imports waste from two different generators that caps out at the $75,000 limit each. The facility would then owe a total of $150,000 for the waste from those two generators.

Note: Facilities that import waste are also subject to a separate fee for the waste they generate themselves in Georgia. This fee is calculated just like any other facility that generates waste in Georgia. This fee amount is then added to the imported fees calculated to arrive at a total fee amount for the facility.
SECTION 2.5 - HAZARDOUS WASTE MANAGEMENT FEE RECORD

In order to facilitate calculation of the hazardous waste management fees, all LQGs and importers of hazardous waste are required to maintain a copy of the "Hazardous Waste Management Fee Record". The signed "Hazardous Waste Management Fee Record", including supporting documents and calculations must be kept on-site at the facility for a period of at least three years. Blank forms can be found on EPD’s website at: https://epd.georgia.gov/hazardous-waste-forms and an example completed form is available in Section 4.0.

A completed electronic copy of the Hazardous Waste Management Fee Record must also be uploaded to GEOS along with the certification submittal no later than July 1 for hazardous waste managed the previous calendar year.

SECTION 2.6 - PAYMENT OF HAZARDOUS WASTE MANAGEMENT FEES

EPD no longer sends out fee invoices to facilities ahead of the fee due date. It is the responsibility of each facility to ensure payment of the hazardous waste management fees are made no later than July 1.

A copy of the GEOS receipt with a check made payable to "Georgia Department of Natural Resources" should be sent to EPD at the address below (unless payment is made online during the submittal process). So that we may promptly credit your payment to the correct facility, your facility's RCRA Identification Number and GEOS Submittal ID# must be included on the check. **We cannot process your payment without this number which is site-specific for your facility.**

<table>
<thead>
<tr>
<th>DO NOT MAIL CHECK TO EPD OFFICES. A copy of the GEOS receipt along with a check made payable to the &quot;Georgia Department of Natural Resources&quot; must be sent to the following address:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hazardous Waste Management Fees</td>
</tr>
<tr>
<td>Post Office Box 101190</td>
</tr>
<tr>
<td>Atlanta, Georgia  30392</td>
</tr>
</tbody>
</table>

**ALL PAYMENTS ARE DUE NO LATER THAN JULY 1**
## SECTION 2.7

### CHECKLIST FOR SMALL AND LARGE QUANTITY GENERATORS AND IMPORTERS

- Have you accurately determined your facility's status for the subject year?
- Have you calculated the applicable fees for the hazardous waste generated or imported by your facility?
- Have you submitted your Hazardous Waste Management Fee Invoice Report via the GEOS portal?
- If paying by check, have you written your facility's RCRA Identification Number and GEOS Submittal ID# on the check?
- Have you paid electronically through GEOS or sent a copy of the GEOS submittal receipt with a check made payable to the Georgia Department of Natural Resources to EPD no later than July 1?

**SEND GEOS SUBMITTAL RECEIPT WITH PAYMENT TO:**

**Hazardous Waste Management Fees**  
Post Office Box 101190  
Atlanta, Georgia 30392

- Payments mailed to EPD’s physical location will not be processed until received at the P.O. Box above.
- Have you created and filed on-site the “Hazardous Waste Management Fee Record” including supporting documents and calculations (LQGs and Importers only).
- For more information regarding Hazardous Waste Management Fees, please contact the Response and Remediation Program at (404) 657-8600.
SECTION 3.0 - HAZARDOUS SUBSTANCE REPORTING FEES

In 1996, the Georgia legislature amended the Hazardous Site Response Act, O.C.G.A. 12-8-90, et seq., as amended, to provide a graduated fee scale for each facility reporting under Title III Section 313 of the federal Superfund Amendments and Reauthorization Act (SARA) of 1986. In 2002, the Georgia legislature amended the Act to increase the graduated fee scale to be effective July 1, 2003.

SECTION 3.1 - EXCLUSIONS

The following facilities are exempt from payment of the hazardous substance reporting fees:

- Facilities who report only for substances not designated as regulated substances pursuant to the Rules for Hazardous Site Response, Section 391-3-19, Appendix I; or
- Facilities who report only for petroleum fuels, lubricants and components thereof that are regulated substances pursuant to the Rules for Hazardous Site Response, Section 391-3-19, Appendix I.

SECTION 3.2 - CALCULATING THE HAZARDOUS SUBSTANCE REPORTING FEES

- Facilities reporting under SARA Title III Section 313 shall pay as follows:

  (1.) A facility with no reported releases shall pay no fee;

  (2.) A facility with reported releases of less than 1,000 pounds during the calendar year, including a facility reporting total releases of less than 500 pounds using US EPA Toxic Chemical Release Inventory Form A, shall pay a fee of $575 for that calendar year;

  (3.) A facility with reported releases equal to or greater than 1,000 pounds but less than 10,000 pounds during the calendar year shall pay a fee of $1,150 for that calendar year; and

  (4.) A facility with reported releases equal to or greater than 10,000 pounds during the calendar year shall pay a fee of $1,725 for that calendar year.
SECTION 3.3 – PAYMENT OF HAZARDOUS SUBSTANCE REPORTING FEES

All hazardous substance reporting (HSR) fees are due by July 1st following the calendar year for which a report was filed. For example, fees for Section 313 reports for 2019 are due no later than July 1, 2020.

Beginning around January 1st of each year, EPD creates a masterlist of assumed SARA Title III Section 313 reporters and makes the submittal of certification and payments available online through our GEOS system. Submit the HSR certification electronically and pay the appropriate fee online or mail a copy of the GEOS receipt with a check made payable to "Georgia Department of Natural Resources" to EPD at the address below. So that we may promptly credit your payment to the correct facility, your facility's Title III Section 313 Identification Number and GEOS Submittal ID# must be included on the check. **We cannot process your payment without this number which is site-specific for your facility.**

<table>
<thead>
<tr>
<th>Hazardous Substance Reporting Fees</th>
</tr>
</thead>
<tbody>
<tr>
<td>Post Office Box 101231</td>
</tr>
<tr>
<td>Atlanta, Georgia 30392</td>
</tr>
</tbody>
</table>

**DO NOT MAIL CHECKS TO EPD OFFICES.** Please submit the GEOS submittal receipt along with your check so that EPD may credit your payment promptly and accurately. Failure to submit the GEOS submittal receipt with your check or a failure to submit to the P.O. Box address will result in a delay of processing. All fees are due to EPD no later than July 1.

If you are not able to find your facility in GEOS using your Title III Section 313 ID#, contact EPD to ensure your facility is on the masterlist.

For more information on the hazardous substance reporting fees, please contact the Response and Remediation Program at (404) 657-8600.
SECTION 4.0 – EXAMPLES

The following section contains examples showing how to calculate the hazardous waste management fees and the hazardous substance reporting fees. These examples are presented for illustration only and are not intended as a substitute for reading and understanding the applicable Rules and Acts.

More than one month’s reporting may be included on each Fee Record form as long as the quantity, manifest number, and shipment date are included for each month as an attachment.

EXAMPLE A

Smith Solvent generated the following amounts (in pounds) of F003 waste in each month:

<table>
<thead>
<tr>
<th>Month</th>
<th>Waste Amount (lbs)</th>
<th>Month</th>
<th>Waste Amount (lbs)</th>
</tr>
</thead>
<tbody>
<tr>
<td>January</td>
<td>1100.00</td>
<td>July</td>
<td>1500.00</td>
</tr>
<tr>
<td>February</td>
<td>1250.00</td>
<td>August</td>
<td>670.00</td>
</tr>
<tr>
<td>March</td>
<td>1300.00</td>
<td>September</td>
<td>1975.00</td>
</tr>
<tr>
<td>April</td>
<td>1900.00</td>
<td>October</td>
<td>1975.00</td>
</tr>
<tr>
<td>May</td>
<td>725.00</td>
<td>November</td>
<td>550.00</td>
</tr>
<tr>
<td>June</td>
<td>2300.00</td>
<td>December</td>
<td>1968.00</td>
</tr>
</tbody>
</table>

First Smith Solvent must determine their generator status. Since they generated more than 2200 pounds in June, they are required to pay fees as a Large Quantity Generator.

Next, Smith Solvent must determine the final management method for their waste. All of their waste is picked up by Safe and Clean for disposal.

Finally, Smith Solvent must calculate their fee payment for the calendar year. They have calculated their fees as follows:

Total amount of hazardous waste generated: = 17,213 pounds (or 8.61 tons)

8.61 tons x $23.00 per ton (fee for off-site disposal) = $198.03

See the following pages for an example of their Hazardous Waste Management Fee Record.

Smith Solvent is required to maintain a fee record for all of the hazardous waste they generated; therefore, their fee record for all of their waste is shown as an example.

NOTE: The monthly amount of hazardous waste generated is **NOT** calculated as an average.
<table>
<thead>
<tr>
<th>1. Facility Name</th>
<th>SMITH SOLVENT</th>
<th>3. Facility RCRA ID#</th>
<th>GAD XXX XXX XXX</th>
</tr>
</thead>
<tbody>
<tr>
<td>2. Facility Mailing Address</td>
<td>PO BOX 5 ANYWHERE, GEORGIA XXXXX</td>
<td>4. Facility Contact</td>
<td>JANE SMITH</td>
</tr>
<tr>
<td></td>
<td></td>
<td>5. Facility Phone #</td>
<td>(404) XXX-XXXX</td>
</tr>
<tr>
<td>6. Manifest No.</td>
<td>XXXX-XX-X</td>
<td>7. Shipment Date</td>
<td>VARIOUS</td>
</tr>
<tr>
<td></td>
<td>D/I</td>
<td>T/S</td>
<td>R/R</td>
</tr>
<tr>
<td>F003</td>
<td>8.61</td>
<td>X</td>
<td></td>
</tr>
</tbody>
</table>

16. Total Hazardous Waste Management Fees ($) $198.03
INSTRUCTIONS

1. Insert the name of the Facility.
2. Insert the mailing address of the Facility.
3. Insert the Facility’s RCRA Identification Number.
4. Insert the name of the Facility contact.
5. Insert the Facility telephone number where the Facility contact can be reached.
6. Insert the manifest number accompanying the off-site shipment of hazardous waste. If this record is being completed for hazardous wastes being treated only on-site, insert “on-site”.
7. Insert the date (month/day/year) of the off-site shipment of the hazardous waste. If this record is being completed for hazardous wastes being treated only on-site, insert the date (or period of time) the final management method was performed. Note: for continuous on-site management, the period of time reported should not exceed a calendar month.
8. Insert the EPA Hazardous Waste Number or Code of the hazardous waste generated or received (refer to 40 CFR Part 261, Subpart C and D for classifications).
9. Insert the number of tons and fraction thereof (to two decimal places), of hazardous waste managed by category; D/I – disposal/incineration; T/S – treatment/storage; R/R – recycle/reuse; B/ER – burning for energy/recovery. Note: use a separate line for each method of management.
10-11. Check appropriate category.
12. Insert the facility name and RCRA ID# for the final receiving facility if different from the Facility completing the record.
13. Insert the facility name and RCRA ID# for the final receiving facility if different from the Facility completing the record.
14. Insert the applicable fee on a per ton basis.
15. Insert the fee determined by multiplying the quantity reported under column 9 by the applicable fee in column 14.
16. Insert the sum of the fees in column 15. Use additional sheets as necessary.

Please complete the following:

Describe the method used to measure the amount of hazardous waste managed: (Attach additional sheets if necessary)

All waste is weighed prior to shipment

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person(s) who manage the system, or those person(s) directly responsible for gathering the information, the information submitted is, to be the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature

Jane Smith

Name (please print)

Plant Engineer

Title

1/29/2004

Date

Electronic copies of the complete Hazardous Waste Management Fee Record (e.g., Excel spreadsheets) should be uploaded to GEOS no later than July 1 for the previous reporting year. For additional GEOS information, see Section 7.0 of the guidelines.
EXAMPLE B

MicroMax generated 36.00 tons of F003 hazardous waste during one month in the calendar year. The F003 hazardous waste is recycled by on-site distillation. During that process, they generate 1.00 ton of still bottoms. The still bottoms are sent off-site for fuels blending and energy recovery.

First, MicroMax must determine their generator status. Regardless what they generated in any of the other months, they generated more than 2200 pounds in one month which makes them a large quantity generator.

Next, MicroMax must determine the final management method for their waste. They have determined that the distillation of the 36.00 tons of F003 is on-site recycling and that the energy recovery of the still bottom via fuel blending is treatment.

Finally, MicroMax must calculate the fee for the hazardous waste they generated. The fee for the 36.00 tons of F003 recycled on-site is $0.00. The 1.00 ton of still bottoms is subject to a $10.35 per ton fee.

\[
1.00 \text{ ton still bottoms (}$10.35/\text{ton}$) = $10.35
\]

Assuming that this was the only hazardous waste MicroMax generated during calendar year, they would pay the $115.00 minimum hazardous waste management fee. See the following pages for an example of their Hazardous Waste Management Fee Record.

UPDATE: On September 28, 2017, EPA’s New Hazardous Waste Generator Improvements Rule went into effect in Georgia. This rule allows small quantity generators to have a once-per-year planned and unplanned exception to the monthly limit that would otherwise trigger the large quantity generator status. This example does not make use of either of the exceptions. More information on this rule change can be found at the following link:

https://www.epa.gov/hwgenerators/final-rule-hazardous-waste-generator-improvements
<table>
<thead>
<tr>
<th>1. Facility Name</th>
<th>MICROMAX</th>
<th>3. Facility RCRA ID#</th>
<th>GAD XXX XXX XXX</th>
</tr>
</thead>
<tbody>
<tr>
<td>2. Facility Mailing Address</td>
<td>PO BOX A CITYVILLE, GEORGIA XXXXX</td>
<td>4. Facility Contact</td>
<td>JOHN C SCOTT</td>
</tr>
<tr>
<td></td>
<td></td>
<td>5. Facility Phone #</td>
<td>(706) XXX-XXXX</td>
</tr>
<tr>
<td>8. EPA HW #</td>
<td></td>
<td>9. Final Management Method</td>
<td></td>
</tr>
<tr>
<td>F003</td>
<td></td>
<td>36.00</td>
<td>X</td>
</tr>
<tr>
<td>F003</td>
<td></td>
<td>1.00</td>
<td>X</td>
</tr>
</tbody>
</table>

| 16. Total Hazardous Waste Management Fees ($) | $10.35 |
INSTRUCTIONS

1. Insert the name of the Facility.
2. Insert the mailing address of the Facility.
3. Insert the Facility’s RCRA Identification Number.
4. Insert the name of the Facility contact.
5. Insert the Facility telephone number where the Facility contact can be reached.
6. Insert the manifest number accompanying the off-site shipment of hazardous waste. If this record is being completed for hazardous wastes being treated only on-site, insert “on-site”.
7. Insert the date (month/day/year) of the off-site shipment of the hazardous waste. If this record is being completed for hazardous wastes being treated only on-site, insert the date (or period of time) the final management method was performed. Note: for continuous on-site management, the period of time reported should not exceed a calendar month.
8. Insert the EPA Hazardous Waste Number of Code of the hazardous waste generated or received (refer to 40 CFR Part 261, Subpart C and D for classifications).
9. Insert the number of tons and fraction thereof (to two decimal places), of hazardous waste managed by category; D/I – disposal/incineration; T/S – treatment/storage; R/R – recycle/reuse; B/ER – burning for energy/recovery. Note: use a separate line for each method of management.
10-11. Check appropriate category.
12. Insert the facility name and RCRA ID# for the final receiving facility if different from the Facility completing the record.
13. Insert the facility name and RCRA ID# for the final receiving facility if different from the Facility completing the record.
14. Insert the applicable fee on a per ton basis.
15. Insert the fee determined by multiplying the quantity reported under column 9 by the applicable fee in column 14.
16. Insert the sum of the fees in column 15. Use additional sheets as necessary.

Please complete the following:

Describe the method used to measure the amount of hazardous waste managed: (Attach additional sheets if necessary)

All waste is weighed prior to shipment

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person(s) who manage the system, or those person(s) directly responsible for gathering the information, the information submitted is, to be the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

________________________________________
ENVIRONMENTAL COORDINATOR
________________________________________
Signature Title

JOHN C SCOTT 3/29/2005
Name (please print) Date

Electronic copies of the complete Hazardous Waste Management Fee Record should be uploaded to GEOS no later than July 1 for the previous reporting year.
EXAMPLE C

The Waste and Burn Company receives hazardous waste from generators located in-state and out-of-state for management. In the calendar year, from outside the state of Georgia, they received 50.00 tons per month of F003 hazardous waste. They are not responsible for payment of fees on hazardous waste that they received from generators located in Georgia. They also generate 1.00 ton of self-generated F001 hazardous waste.

First, Waste and Burn must determine their generator status. Since they accept waste from outside the state of Georgia, they are an importer. They also generated less than 2200 pounds of hazardous waste in every month during the year; therefore, they are also a small quantity generator.

Next, Waste and Burn must determine the final management method for the waste that they accept. They have determined that this waste is being burned for energy recovery. Since they are a small quantity generator of their own waste, it is not necessary to determine the final management method for the F001.

Finally, they must calculate the hazardous waste management fee for the hazardous waste that they manage:

\[
\begin{align*}
50.00 \text{ tons F003} \times 12 \text{ months} \times 10.35 &= 6,210.00 \\
\text{Small Quantity Generator Fee} &= 115.00 \\
\text{TOTAL} &= 6,325.00
\end{align*}
\]
EXAMPLE D

The Peach Chemical Company submitted a Title III Section 313 notification for a release of a chemical product at their warehouse.

Peach Chemical verified that the chemical for which they submitted a Section 313 report is a regulated substance listed in Appendix I of the Rules for Hazardous Site Response. They are, therefore, subject to the hazardous substance reporting fees. They submitted a HSR Certification Fee Invoice Report through GEOS (a screenshot of the icon and the subsequent data entry screen are shown below). A copy of the GEOS submittal receipt with ID# and a check for $1,725.00 were sent to EPD before July 1.
Section 5.0 - General Questions and Answers for the Hazardous Waste Management Fees

1. Q. What is the purpose of the hazardous waste management fees?
   A. The fees are used by the Georgia Environmental Protection Division (EPD) to investigate and clean-up sites where releases of hazardous wastes, hazardous constituents and hazardous substances have occurred.

2. Q. Who pays the hazardous waste management fees?
   A. All hazardous waste generators located in the state of Georgia who generate more than 220 pounds of hazardous waste or 2.2 pounds of an acute hazardous waste in any calendar month and all treatment, storage and disposal facilities (TSDFs) located in the state of Georgia who accept hazardous waste from out-of-state are required to pay the hazardous waste management fees.

3. Q. When will I receive my bill or invoice?
   A. EPD no longer sends invoices to generators. Each generator and TSDF must determine the applicable fees and submit them to EPD through GEOS by no later than July 1. EPD will send an email to known generators when fees for the prior year are available to be paid online through GEOS.

4. Q. Whom do I make the check for the hazardous waste management fees out to?
   A. The check should be made out to the Georgia Department of Natural Resources. Please include your company's name, RCRA Identification Number and GEOS submittal ID# on the check. The check and a copy of the submittal receipt from GEOS should be sent to:

   Hazardous Waste Management Fees
   PO Box 101190
   Atlanta, GA 30392

5. Q. When are fees due?
   A. The fees are due no later than July 1 following the calendar year in which the hazardous wastes were managed or received. Fees received after July 31 incur a fifteen percent (15%) penalty and interest at a rate for delinquent taxes.

6. Q. Are state, federal and local governments required to pay this fee?
   A. Yes. City, county, state and federal governments are not exempt from payment of the hazardous waste management fee.
7. Q. I send my non-hazardous waste to a solid waste disposal facility. Do I need to pay the solid waste management fee to the state of Georgia?

A. No. The solid waste management fee is collected at the solid waste disposal facility. The disposal facility then pays the solid waste management fee to the state of Georgia.

8. Q. How do I know what wastes are subject to the hazardous waste management fees?

A. All hazardous wastes unless specifically excluded are subject to the hazardous waste management fees. To determine if your waste is a hazardous waste, refer to the Georgia Rules for Hazardous Waste Management which adopts by reference Title 40 of the Code of Federal Regulations (40 CFR), Parts 260 and 261.

9. Q. Are any hazardous wastes specifically excluded from the hazardous waste management fees?

A. Yes. Hazardous wastes generated by the following are exempt from the fees:

   (1) Corrective action required by an order, permit, or approved closure plan issued pursuant to the Georgia Hazardous Waste Management Act, O.C.G.A. §12-8-60 et seq., as amended;
   (2) Corrective action required by an order of the Director pursuant to the Hazardous Site Response Act, O.C.G.A. §12-8-90 et seq., as amended;
   (3) Response actions required under the federal Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) of 1980, as amended; or
   (4) Hazardous wastes generated by conditionally exempt small quantity generators.

10. Q. How do I determine my generator status?

A. Generator status (large, small and very small quantity generator) is determined based on the quantity of hazardous waste generated. Refer to the Georgia Rules for Hazardous Waste Management which adopts by reference Title 40 of the Code of Federal Regulations (40 CFR), Part 262 regarding what hazardous wastes you count in determining your generator status.

   Hazardous wastewaters that undergo on-site management in a wastewater treatment facility prior to its discharge from an outfall that is regulated under the Georgia Water Quality Control Act should not be counted toward your generator status. Hazardous wastewaters which are generated on-site and shipped for off-site treatment or disposal are to be counted in determining generator status under HSRA for the purpose of paying fees.
If you are a large quantity generator based on other hazardous wastes managed at your facility, you are required to pay the hazardous waste management fees on all hazardous wastes including hazardous wastewaters.

Q.  I generate less than 220 pounds of hazardous waste or 2.2 pounds of acute hazardous waste every month. Am I required to pay a fee?

A.  No. You are a very small quantity generator and are not required to pay any hazardous waste management fees.

12.  Q.  I generate less than 2200 pounds of hazardous waste every month, but more than 220 pounds of hazardous waste in one or more months during the year. How do I determine what my fees are?

A.  You are a small quantity generator and are required to pay an annual flat fee of $115.

13.  Q.  I generate more than 2200 pounds of hazardous waste or 2.2 pounds of acute hazardous waste in one or more months during the year. How do I determine what my fees are?

A.  You are a large quantity generator.

Basically, the final management method must be known for all hazardous waste managed. The fees are then calculated based on the quantity of hazardous waste and its final management method. The fees for hazardous waste managed on-site and off-site are calculated based on a per ton fee and capped at a facility maximum payment. The fees are then totaled and submitted ($115 minimum). All calculations should be made with tons of hazardous waste to two decimal points.

UPDATE:  On September 28, 2017, EPA’s New Hazardous Waste Generator Improvements Rule went into effect in Georgia. This rule allows small quantity generators to have a once-per-year planned and unplanned exception to the monthly limit that would otherwise trigger the large quantity generator status. More information on this rule change can be found at the following link:

https://www.epa.gov/hwgenerators/final-rule-hazardous-waste-generator-improvements

14.  Q.  Will I be required to submit hazardous waste manifests to EPD?

A.  No. These manifests are to be retained on-site in accordance with the Georgia Rules for Hazardous Waste Management.
15. **Q.** I am a large quantity generator and I ship hazardous waste to another facility. Do I calculate the fee based on the management method at the facility specified on my manifest?

   **A.** Not necessarily. The fee is calculated based on the final method of management the hazardous waste undergoes. The hazardous waste may be further transferred and managed at subsequent facilities prior to its final management. The fee would then be determined based on that final management method.

16. **Q.** How do I determine what the final method of management is?

   **A.** A hazardous waste has undergone final management when it is no longer a hazardous waste as defined by the Rules for Hazardous Waste Management which adopts by reference Title 40 of the Code of Federal Regulations (CFR), Parts 260 and 261 or when it will not be shipped from a facility for further management.

17. **Q.** I receive hazardous waste from out-of-state. What fees am I required to pay?

   **A.** As a facility which receives hazardous waste for which the hazardous waste management fees have not yet been paid, you are responsible for paying all fees on that hazardous waste. These fees are calculated on a per ton basis which is capped at a per out-of-state generator maximum. The fees are based on the quantity of hazardous waste received and the final management method the hazardous waste undergoes at the final receiving facility.

   Hazardous wastes generated by very small quantity generators and imported into the state are exempt from these fees. However, the facility which receives these wastes will be required to maintain sufficient information to document that the hazardous wastes are generated by very small quantity generators. These fees along with any fees determined for the on-site and/or off-site management of self-generated hazardous waste would be submitted ($115 minimum).

18. **Q.** I am a large quantity generator. I also generate a hazardous wastewater which is treated on-site prior to discharge to a sewer or a point source discharge under a permit. Do I have to pay a fee on this wastewater?

   **A.** Yes. If you have determined that the wastewater is a hazardous waste, the fee for the final management method of on-site treatment must be paid. The Rules for Hazardous Site Response, Section 391-3-19-.02(z), define wastewater as "any self-generated hazardous waste that undergoes on-site management in a wastewater treatment facility prior to its discharge from an outfall that is regulated under the Georgia Water Quality Control Act". Pursuant to O.C.G.A. §12-3-95.1(a)(2), wastes that meet this definition should not be counted in determining
generator status. However, this only applies for the purpose of determining whether a facility has to pay fees under HSRA.

If you are a large quantity generator based on other hazardous wastes managed at your facility, you are required to pay the hazardous waste management fees on all hazardous wastes including hazardous wastewaters.

19. **Q.** I am a large quantity generator. I manage my hazardous waste on-site and then ship it off-site for further management. Do I have to pay both on-site and off-site management fees?

   **A.** No. If your waste is still hazardous when it is shipped off-site, the fee is determined based on the final management method off-site. You do not pay the on-site management fee unless the hazardous waste is rendered non-hazardous prior to shipment off-site.

20. **Q.** I am a large quantity generator. I have a hazardous waste which is burned for energy recovery as the final management method. Is this classified as recycling, treatment or incineration?

   **A.** Effective July 1, 2003, wastes burned for energy recovery are assessed a separate fee of $10.35 per ton for hazardous wastes managed off-site and $2.90 per ton for hazardous wastes managed on-site.

21. **Q.** I am a large quantity generator. I have a hazardous waste which is shipped off-site for management where a portion of the waste is recovered as usable product. The rest is blended and burned for energy recovery. How do I determine my fees?

   **A.** It is necessary to determine at each management stage the quantity of waste which remains hazardous. That portion of the waste which was recovered as usable product would have a final management method of recycling. The remainder of the waste burned as fuel (which is still hazardous) would have a final management method of wastes burned for energy recoveries which are assessed a separate fee of $10.35 per ton for hazardous wastes managed off-site and $2.90 per ton for hazardous wastes managed on-site. The fees would then be calculated on the final management methods (recycling and treatment) for the respective portions of that waste.

22. **Q.** I am a large quantity generator. I have a waste which is fuel-blended. How do I determine what fees I have to pay?

   **A.** It is first necessary to determine the final management method of this hazardous waste (probably burning for energy recovery, not fuel-blending). However, if fuel-blending is the final management method, the fee would be determined as
treatment as the final management method of fuel-blending is classified as treatment, not recycling.

23. **Q.** I receive hazardous waste from generators located in Georgia. Who is responsible for the fees on their hazardous waste if I manage it on-site or send it off-site?

**A.** The generator located in Georgia is responsible for the payment of the hazardous waste management fees based on the final management method. You would only be responsible for you own self-generated hazardous waste and hazardous waste received from out-of-state.

24. **Q.** I manage my non-hazardous waste as a hazardous waste. Do I have to pay a fee on this waste?

**A.** No. The hazardous waste management fee is only determined for hazardous waste.

25. **Q.** I contract with a company to pick up my hazardous waste. Do they pay my hazardous waste management fees for me?

**A.** No. The generator of the hazardous waste is responsible for determination and payment of the applicable hazardous waste management fees.

26. **Q.** What is an RCRA (EPA) Identification Number?

**A.** All facilities that generate, transport, treat, store or dispose of hazardous waste are required by law to obtain an RCRA ID number. This number is issued by the Georgia Environmental Protection Division for your facility and should be referenced on the check for the hazardous waste management fees. Do not reference the RCRA ID number of the facility who hauls your facility's waste. Questions regarding RCRA ID numbers may be directed to the Land Protection Branch at (404) 656-7802.

27. **Q.** How do I update my facility information for hazardous waste fees?

**A.** If any information needs to be updated (including contact name), you must fill out EPA RCRA Subtitle C Site Identification Form (8700-12), available at [http://www.epa.gov/epawaste/inforesources/data/form8700/forms.htm](http://www.epa.gov/epawaste/inforesources/data/form8700/forms.htm) and mail it to the Georgia Department of Natural Resources, 2 Martin Luther King Jr. Dr. SE, Suite 1052 East Tower, Atlanta, GA 30334.
Section 6.0 - General Questions and Answers for Hazardous Substance Reporting Fees

1. Q. What is the purpose of the hazardous substance reporting fees?
   A. The fees are used by the Georgia Environmental Protection Division (EPD) to investigate and clean-up sites where releases of hazardous wastes, hazardous constituents and hazardous substances have occurred.

2. Q. Who pays the hazardous substance reporting fees?
   A. Anyone who is required to report under the federal Superfund Amendments and Reauthorization Act (SARA) of 1986, Title III Section 313 is required to pay the hazardous substance reporting fees unless they meet one of the exclusions.

3. Q. Are there any hazardous substances excluded from the hazardous substance reporting fee?
   A. Yes. Your facility is exempt from payment of the hazardous substance reporting fees if your facility reports only for:

   - substances not designated as regulated substances pursuant to Section 391-3-19, Appendix I; or,
   - petroleum fuels, lubricants, and hydraulic fluids and components thereof pursuant to Appendix I.

4. Q. When will I receive my bill or invoice?
   A. EPD no longer sends invoices to hazardous substance reporters. Each reporter must determine the applicable fees and submit them to EPD through GEOS by no later than July 1. EPD will send an email to known reporters when fees for the prior year are available to be paid online through GEOS.

5. Q. Who do I make the check for the hazardous substance reporting fees out to?
   A. The check should be made out to the Georgia Department of Natural Resources. Please include your company's name, Title III Section 313 Identification Number and GEOS submittal ID# on the check.

Hazardous Substance Reporting Fees
PO Box 101231
Atlanta, GA  30392
6. **Q.** When are fees due?
   
   **A.** The fees are due not later than July 1 following the calendar year for which the Section 313 Report was filed. Fees received after July 31 are subject to a fifteen percent (15%) penalty and interest at a rate for delinquent taxes.

7. **Q.** Are state, federal and local governments required to pay this fee?
   
   **A.** Yes. City, county, state and federal governments are not exempt from payment of hazardous substance reporting fees.

8. **Q.** How do I update my facility information for hazardous substance fees?
   
   **A.** Return a copy of the Hazardous Substance Reporting Certification and Fees Invoice with the corrected information written on the form to Georgia Department of Natural Resources, 2 Martin Luther King Jr. Dr. SE, Suite 1052 East Tower, Atlanta, GA 30334. Do not return this form as your submittal. All submittals are to be made using GEOS.
SECTION 7.0 - GEOS: GEORGIA ENVIRONMENTAL ONLINE SYSTEM

EPD has introduced the use of online reporting and payment of both hazardous waste fees and hazardous substance reporting fees. The online system is known as GEOS and can be found at the following location on EPD’s website: https://geos.epd.georgia.gov/ga/geos/public/govent//Shared/Pages/Main/Login.aspx

EPD requires that all hazardous waste and hazardous substance reporting certifications be made online. For users of the GEOS system, the following screenshots are intended as a general guide for making submittals. This is not intended to be a step-by-step tutorial on how to create an account or use GEOS. Tutorial guides are linked from the GEOS website and can be accessed directly at https://epd.georgia.gov/forms-permits/eservices/georgia-epd-online-system-geos-technical-assistance.

When creating your GEOS account or updating in the ‘Associate Facilities’ tab under ‘My Account’, select ‘Responsible Official’ and select ‘Finance: RO/Owner for Hazardous Waste Fee’ and/or ‘Finance: RO/Owner for Hazardous Substance Fee’ as Submittal Groups. Please note that the GEOS user is not required to complete the two-step verification process prior to certifying and paying hazardous waste management fees and hazardous substance reporting fees. Once selected you should see the following icons available when you login.

Selecting ‘Start’ on the appropriate icon above will start the submittal process.
The next major step is entering either your RCRA ID# for hazardous waste management fees or your Title III Section 313 ID# for hazardous substance reporting fees. If the system does not recognize your ID# number, you will need to contact EPD to make sure your facility has been included in the masterlist for the fee you wish to pay.

Next, you will select the reporting period for which you are reporting/paying fees. If multiple years appear, this indicates no report has been submitted for any prior year displayed and is past due. You may make only one submittal per reporting period. To amend a previous submittal, you will need to contact EPD first so that the previous submittal can be withdrawn.

The last step on this page is selection of the generator status for hazardous waste management fees or the reporting tier for hazardous substance reporting fees.

For hazardous waste generators, selecting the Large Quantity Generator status button will open up a data entry table similar to the Hazardous Waste Management Fee Record examples shown in Section 4.0. This is intended to be a summary table and does not replace the fee record sheets for all shipments of hazardous waste from the generator. The complete fee records may still be uploaded to GEOS as an attachment when prompted for supporting documentation. Typically, these will be in PDF format.

The summary table is shown in the next screenshot. It is limited to a single hazardous waste code per disposal method. For hazardous waste with multiple waste codes, select the most
prominent code and enter it in the EPA HW # box. Waste should be aggregated by the final management method and entered in the table with appropriate selection of wastewater, on-site or off-site disposal as needed.

IMPORTANT: To save the line entry, you must click the green checkmark so that it changes to a pen and paper icon. To edit the line entry, click the pen and paper icon and it will change back to a checkmark.

Once you’ve entered the aggregate amounts for waste by disposal method, the table should calculate the fee amount due for large quantity generators. If the fee calculated by the system does not match what you think your fee should be, please contact EPD.

The last few steps for either HW or HSR fees include uploading supporting documentation (if applicable), selecting the payment method and certifying your submittal. If mailing a check, print the ‘Confirmation of Submittal’ page and include a copy with your payment.

For GEOS hazardous waste management fee and hazardous substance reporting fee questions, you may contact EPD’s Land Protection Branch at (404) 656-7802.