



## “Hazardous Waste Determination”

What is a hazardous waste determination? A hazardous waste determination is a procedure used to determine whether a waste is a hazardous waste.

Any person who generates a solid waste (as defined in 40 CFR 261.2) must determine if that waste is a hazardous waste. Generators are responsible for making hazardous waste determinations.

A generator should determine if their waste is excluded from regulation. Excluded wastes are found in 40 CFR 261.4. If your waste is not included in 40 CFR 261.4, then proceed to the next two steps to determine if the waste is a hazardous waste:

1. If your waste is not excluded, then you need to determine if it is a **listed** hazardous waste. Listed wastes include wastes from **non-specific** sources, such as spent solvents (“F” solvents), source **specific** wastes, such as wastewater treatment system sludges from specific processes (“K” wastes). Certain discarded commercial chemical products, off-spec materials, container residues or spill residues thereof (“P” or “U” wastes). Listed wastes are identified in 40 CFR 261, Subpart D. If your waste is identified in this Subpart, you have a listed hazardous waste and the appropriate EPA waste is applicable. If your waste is not identified, proceed to the step below.
2. If your waste is not excluded or listed, then you need to determine if it is a **characteristic** hazardous waste. A waste is characteristic if it exhibits the properties of ignitability, corrosivity, reactivity, or toxicity as defined in 40 CFR 261, Subpart C. If any of the aforementioned properties are applicable, then the appropriate EPA waste code is assigned to the waste material.

Midwest Environmental Services has the qualified personnel to assist generators in making a “hazardous waste determination”. If the waste is deemed a hazardous waste, Midwest can also provide the necessary means for disposal and transportation.

**Midwest Environmental Services, Inc.**  
PO Box 218. Brownstown, IN 47220. 812.358.5160 /phone. 812.358.5642 /fax  
info@midwestenvironmentalservices.com /email  
**24 HOUR EMERGENCY RESPONSE: 1.877.999.7745**