



COLORADO

Solid & Hazardous
Waste Commission

Department of Public Health & Environment

NOTICE OF PROPOSED RULEMAKING HEARING BEFORE THE COLORADO SOLID AND HAZARDOUS WASTE COMMISSION

SUBJECT:

For consideration of the amendments to 6 CCR 1007-2, Part 1, Section 18, along with the accompanying Statement of Basis and Purpose, the following will be considered:

Repeal of 6 CCR 1007-2, Part 1, Section 18 - Regulations Pertaining to Solid Waste Sites and Facilities - Waste Grease Transporters, Facilities, and Personal Users of Waste Grease

These modifications are made pursuant to the authority granted to the Solid and Hazardous Waste Commission in Sections 30-20-123, C.R.S.

The purpose of these amendments are to repeal Section 18, as House Bill 20-1374 repeals Section 30-20-123 C.R.S. and the authorization of the Waste Grease Program as implemented under Section 18 of the solid waste regulations.

Any information that is incorporated by reference in these proposed rules is available for review at the Colorado Department of Public Health and Environment, Hazardous Materials and Waste Management Division and any state publications depository library.

Pursuant to C.R.S. §24-4-103(3), a notice of proposed rulemaking was submitted to the Secretary of State on September 30, 2020. Copies of the proposed rulemaking will be mailed to all persons on the Solid and Hazardous Waste Commission's mailing list on or before the date of publication of the notice of proposed rulemaking in the Colorado Register on October 10, 2020.

The proposed rulemaking materials may also be accessed at <https://www.colorado.gov/pacific/cdphe/shwc-rulemaking-hearings>.

WRITTEN TESTIMONY

Any alternative proposals for rules or written comments relating to the proposed amendment of the regulation will be considered. The Solid and Hazardous Waste Commission will accept written testimony and materials regarding the proposed alternatives. **The commission strongly encourages interested parties to submit written testimony or materials to the Solid and Hazardous Waste Commission Office, via email to cdphe.hwcrequests@state.co.us by Wednesday, November 4, 2020, at 11:59 p.m.** Written materials submitted in advance will be distributed to the commission members



prior to the day of the hearing. Submittal of written testimony and materials on the day of the hearing will be accepted, but is strongly discouraged.

HEARING SCHEDULE:

DATE: Tuesday, November 17, 2020
TIME: 9:00 a.m.
PLACE: **Due to social distancing requirements due to COVID-19, the meeting will be held online only at:**

<https://us02web.zoom.us/meeting/register/tZMkceCtqzovG9yZUEC3OzNGpUABYnCCLBRy>

Please register for the meeting at the above link or on the commission's website:
<https://www.colorado.gov/pacific/cdphe/shwc>

Oral testimony at the hearing regarding the proposed amendments may be limited.



Brandy Valdez Murphy, Administrator



1 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT

2
3 Solid and Hazardous Waste Commission
4 Hazardous Materials and Waste Management Division

5
6 6 CCR 1007-2

7
8 STATEMENT OF BASIS AND PURPOSE
9 AND SPECIFIC STATUTORY AUTHORITY FOR

10
11
12 Repeal of Regulations Pertaining to Solid Waste Sites and Facilities (6 CCR 1007-2 Part
13 1)- Section 18 (Waste Grease Transporters, Facilities, and Personal Users of Waste
14 Grease) and associated amendments. Amendment of Waste Grease Regulations -
15 Repeal of waste grease transporter and facility regulatory requirements.

16
17 Basis and Purpose

18
19 I. Statutory Authority

20 The amendments to 6 CCR 1007-2, Part 1 are made pursuant to the authority
21 granted to the Solid and Hazardous Waste Commission in § 30-20-123, C.R.S.

22 II. Purpose of retracted regulations

23 The purpose of repealing 6 CCR 1007-2 Part 1, Section 18 (the Regulations)
24 Waste Grease transporters, Facilities and Personal Users of Waste Grease and
25 the associated sections is to align and update the regulations with House Bill
26 20-1374, which was signed on June 29, 2020. House Bill 20-1374 repeals 30-20-
27 123 CRS and the authorization of the Waste Grease Program as implemented
28 under Section 18 of the regulations.
29

30 Discussion of Regulatory Proposal

31 Section 18 (Waste Grease Transporters, Facilities and Personal Users of Waste Grease)
32 is being deleted, removing the regulatory requirements pertaining to the
33 transporters, facilities, and personal users of waste grease. The repeal removes the
34 Section 18 requirements, including the general standards and provisions such as
35 registration, annual reporting, financial assurance and record keeping for entities that
36 transport and store waste grease.

37 Annual waste grease registration decals that expire will not be renewed. In addition,
38 annual reports, beginning with calendar year 2020, will no longer be required. The
39 division will no longer issue manifests to track waste grease or require waste grease

40 haulers to obtain financial assurance. Section 1.2 is being amended by deleting the
41 following definitions that are associated with the Section 18 waste grease regulations:

42 "Collect"; "Manifest"; "Personal use of waste grease as biofuel"; "Personal use of
43 waste grease other than for use as biofuel"; "Process"; "Registrant"; "Source of
44 waste grease"; "Store"; "Transport" ; "Trap grease" ; "Waste grease" ; "Waste
45 grease facility" ; "Waste grease generator" ; "Waste grease transporter" ; and "Yellow
46 grease" .

47 Section 1.5.2 is being amended to remove a citation of Section 18 regarding the
48 wavier process and procedures established within the regulations.

49 Section 1.7.5 Waste Grease annual fees are deleted due to the requirements for the
50 repeal of the waste grease program.

51 Section 4.1.2 (K) is being amended to remove a citation of Section 18 regarding the
52 financial assurance requirements that previously applied to waste grease operators
53 under Section 18.

54 Section 8.1.4(C) is being amended to remove the exemption regarding waste grease
55 recycling.

56

57 Issue Encountered During the Stakeholder Process

58 Stakeholders were notified of the repeal of HB 20-1374 by e-mail in July 2020. On
59 July 16, 2020 the Division held an online stakeholder meeting with a Question &
60 Answer session to discuss the repeal of the Section 18 Waste Grease regulations and
61 the impact to stakeholders. Twenty-two (22) stakeholders participated in the
62 discussion. Manifesting waste grease was the main topic discussion. The Division
63 offered to keep the manifest available online until the end of 2020. Transporters and
64 facilities can use the online manifest as a template to create their own business
65 manifests. POTWs and waste grease facilities may still require manifesting of the
66 waste grease. POTWs and waste grease facilities stated that they would discuss how
67 to move forward with a new manifesting system.

68

69 Description of Local Government Involvement in the Stakeholder Process

70 Executive Order D 2011-005 (EO5), "Establishing a Policy to Enhance the Relationship
71 between State and Local Government" requires state rulemaking agencies to consult
72 with and engage local governments prior to the promulgation of any rules containing
73 mandates. The Department completed an EO5 - Internal Communication Form -
74 Internal Conception Phase which was transmitted to local governments. The repeal of
75 the waste grease program regulations will have a minimal impact to any county or

76 municipality. Illegal disposal of waste grease remains a violation of the Colorado solid
77 waste act and regulations.

78

79 **Regulatory Alternatives**

80 No other regulatory alternatives were evaluated because the repeal of the waste
81 grease program is a requirement of HB 20-1375.

82

83 **Cost/Benefit Analysis**

84 A cost benefit analysis will be performed if requested by the Colorado Department of
85 Regulatory Agencies.

86

1 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT

2 Solid and Hazardous Waste Commission/Hazardous Materials and
3 Waste Management Division

4 6 CCR 1007-2

5 PART 1 - REGULATIONS PERTAINING TO SOLID WASTE SITES AND FACILITIES

6
7
8 Repeal of Section 18 Waste Grease Regulations and Associated Amendments

9
10 1) Section 1.2 is being amended by deleting the following definitions:

11
12 1.2 DEFINITIONS

13
14 *****

15
16 ~~“Collect” as used in Sections 18 of these Regulations means to gather or acquire~~
17 ~~waste grease from sources of waste grease; except that “collect” does not include~~
18 ~~moving waste grease from one area or container to another area or container on the~~
19 ~~same premises.~~

20
21 *****

22
23 ~~“Manifest” as used in Section 18 of these Regulations means the document for~~
24 ~~identifying the quantity, composition, origin, routing, and destination of waste grease~~
25 ~~during its transportation from the point of generation to the point of storage, treatment,~~
26 ~~or disposal.~~

27
28 *****

29
30 ~~“Personal use of waste grease as biofuel” means that the person collecting or~~
31 ~~transporting the waste grease intends to use the waste grease as biofuel.~~

32
33 ~~“Personal use of waste grease other than for use as biofuel” means that the person~~
34 ~~collecting or transporting the waste grease intends to use the waste grease for some~~
35 ~~other purpose than biofuel.~~

36
37 *****

39 ~~“Process” means any physical, chemical, or biological treatment that is performed to~~
40 ~~make the waste grease more available for recycling or reuse, reduced for volume or~~
41 ~~toxicity, or produces a final residual material that is suitable for disposal. “Process”~~
42 ~~does not include the filtering of waste grease where such filtering takes place in an~~
43 ~~enclosed grease trap fitter with mechanisms for such filtering.~~

44
45 *****

46
47 ~~“Registrant” as used in Section 18 of these Regulations means a person registered~~
48 ~~under Section 18.~~

49
50 *****

51
52 ~~“Source of waste grease” means the location at which waste grease was initially~~
53 ~~generated.~~

54
55 *****

56
57 ~~“Store” as used in Section 18 of these Regulations means to possess, impound,~~
58 ~~contain, or control waste grease; except that “store” does not apply to the temporary~~
59 ~~retention of waste grease on the premises where the waste grease was initially~~
60 ~~generated.~~

61
62 *****

63
64 ~~“Transport” as used in Section 18 of these Regulations means to use a vehicle to haul,~~
65 ~~ship, carry, convey, or transfer waste grease from one place to another. “Transport”~~
66 ~~does not include moving waste generated on site into another on-site container,~~
67 ~~whether indoors or outdoors.~~

68
69 *****

70
71 ~~“Trap grease” means the residual yellow grease, waste water, debris principally~~
72 ~~derived from food preparation or processing, or other waste that is intercepted by and~~
73 ~~contained in grease traps or grease interceptors.~~

74
75 *****

76
77 ~~“Waste grease” means trap grease in a quantity in excess of 25 gallons.~~

78
79 ~~“Waste grease facility” as used in Section 18 of these Regulations means any real~~
80 ~~property location used for the collection, transportation, storage, processing, or disposal~~
81 ~~of waste grease, including, without limitation, a processing plant, transfer station, or~~

82 ~~trans-shipment location. “Facility” does not include a domestic wastewater treatment~~
83 ~~works as defined in section 25-8-103, C.R.S., that processes waste grease as part of its~~
84 ~~operations that are regulated by the Department pursuant to Article 8 of Title 25, C.R.S.~~
85 ~~Facility does not include the real property of a personal user of waste grease.~~

86
87 ~~“Waste grease generator” means a person who initially generates waste grease.~~

88
89 ~~“Waste grease transporter” means a person who transports waste grease.~~

90
91 *****

92
93 ~~“Yellow grease” means used cooking oil, spent shortenings, or other inedible kitchen~~
94 ~~grease or waste vegetable oil produced by restaurant and food facilities.~~

95
96 *****

97
98
99 **2) The introductory paragraph of Section 1.5.2 is being amended to read as**
100 **follows:**

101
102 **1.5 WAIVER PROCESSES AND PROCEDURES**

103
104 1.5.1 *****

105
106 1.5.2 Based upon written specific waiver documentation, in their consideration of
107 an application, and in the exercise of their regulatory authority to assure
108 compliance with these regulations, the Department after consultation with
109 the governing body having jurisdiction may waive compliance with
110 standards in Sections 2 through ~~4817~~ provided that the application satisfies
111 criteria (A) and (B) and (C) and (D) below:

112 *****

113
114
115 1.5.3 *****

116
117
118 **3) Section 1.7.5 is being deleted and reserved as follows:**

119
120 ~~1.7.5 **Reserved Waste Grease Transporters, Facilities, and Personal Users of**~~
121 ~~**Waste Grease Annual Fees**~~

123 ~~(A) — **Authorization:** The Department is authorized per Section 30-20-~~
124 ~~123(9)(a.5), C.R.S. as amended, to collect an annual registration fee for~~
125 ~~Waste Grease Transporters, Facilities and Personal Users of Waste~~
126 ~~Grease.~~

127
128 ~~(B) — **Applicability:** Beginning January 1, 2012 all “Waste Grease~~
129 ~~Transporters”, “Waste Grease Facilities” and “Personal Users of Waste~~
130 ~~Grease Other than For Use as Biofuel”, as defined in Section 1.2 of these~~
131 ~~regulations are subject to the following annual fees as noted below:~~

132
133 ~~1. — Waste Grease Transporter:~~

- 134
135 ~~a. — \$280 per vehicle per year, and~~
136 ~~b. — \$25 per set of five (5) temporary decals.~~

137
138 ~~2. — Waste Grease Facility: \$700 per year~~

139
140 ~~3. — Personal Users of Waste Grease Other than For Use as Biofuel:~~
141 ~~\$96 per year.~~

142
143 ~~(C) — The fees must be paid to the Treasurer of the State of Colorado by~~
144 ~~remitting to:~~

145
146 ~~Hazardous Materials and Waste Management Division~~
147 ~~Solid Waste and Materials Management Program~~
148 ~~Colorado Department of Public Health and Environment~~
149 ~~4300 Cherry Creek Drive South~~
150 ~~Denver, Colorado 80246-1530~~

151
152
153 **4) Section 4.1.2 is being amended to delete and reserve paragraph (K) as follows:**

154
155
156 **SECTION 4.0 FINANCIAL ASSURANCE REQUIREMENTS**

157
158 **4.1 General Provisions**

159
160 **4.1.1 Purpose:** *****

161
162 **4.1.2 Scope and Applicability:** This Section 4 applies to any person owning or
163 operating a solid waste disposal site and facility. This includes all locations and
164 facilities at which the deposit and final treatment of solid wastes occur, and
165 includes the following facility types:

- 166
- 167 (A) Landfills (Sections 2 and 3 of these regulations)
- 168 (B) Asbestos Waste Disposal Areas (Section 5 of these regulations)
- 169 (C) Incinerator Ash Disposal Sites (Section 6 of these regulations)
- 170 (D) Solid Waste Surface Impoundments (Section 9 of these regulations)
- 171 (E) Waste Tire Monofills, Waste Tire Processors, and Waste Tire
- 172 Collection Facilities (Section 10 of these regulations)
- 173 (F) Solid Waste Incineration Facilities (Section 11 of these regulations)
- 174 (G) Water Treatment Plant Sludge Disposal Facilities (Section 12 of these
- 175 regulations)
- 176 (H) Medical Waste Facilities (Section 13 of these regulations)
- 177 (I) Composting Facilities (Section 14 of these regulations), and
- 178 (J) Commercial Exploration and Production Waste Impoundments
- 179 (Section 17 of these regulations)
- 180 (K) ~~Reserved Waste Grease Transporters and Waste Grease Facilities~~
- 181 ~~(Section 18 of these regulations)~~

182 *****

183

184

185

186 **5) Section 8.1.4 is being amended to delete and reserve paragraph (C) as follows:**

187

188

189 **8.1.4 Exemptions**

190 This section 8 does not apply to the following:

- 191
- 192
- 193 (A) Biosolids and activities regulated under section 25-8-205(1)(e), C.R.S;
- 194
- 195 (B) Composting facilities that are regulated under Section 14 of these regulations,
- 196 unless recycling operations are conducted at that facility;
- 197
- 198 (C) ~~Reserved. Waste grease recycling regulated under Section 18 of these~~
- 199 ~~regulations, unless recycling operations are conducted at that facility;~~

200

201 *****

202

203 **6) The Section 18 Regulations (Waste Grease Transporter, Facilities, and**
204 **Personal Users of Waste Grease) are being repealed in their entirety and Section**
205 **18 is being reserved as follows:**

206
207
208 **SECTION 18 – RESERVED**

209
210 **~~WASTE GREASE TRANSPORTERS, FACILITIES, AND PERSONAL~~**
211 **~~USERS OF WASTE GREASE~~**

212
213 ~~18.1—Scope and Applicability~~

214
215 ~~18.2—General Provisions~~

216
217 ~~18.3—Standards for Waste Grease Transporters~~

218
219 ~~18.4—Standards for Waste Grease Facilities~~

220
221 ~~18.5—Standards for Personal Use of Waste Grease Other than For Use as Biofuel~~

222
223 ~~18.6—Standards for Personal Use of Waste Grease as Biofuel~~

224
225
226 **~~SECTION 18.1– SCOPE and APPLICABILITY~~**

227
228 ~~The transport, storage, processing and disposal of waste grease must be done in~~
229 ~~accordance with this Section 18 of the Regulations and may also be subject to other~~
230 ~~requirements of these Regulations including, but not limited to, Sections 1, 7 and 8.~~

231
232 ~~**18.1.1 WASTE GREASE TRANSPORTERS**~~

233
234 ~~Sections 18.2 and 18.3 apply to any person transporting trap grease or yellow~~
235 ~~grease including commercial freight carriers under contract with a waste~~
236 ~~grease transporter.~~

237
238 ~~**18.1.2 WASTE GREASE FACILITIES**~~

239
240 ~~Sections 18.2 and 18.4 apply to all facilities, unless otherwise exempted, that~~
241 ~~collect, store, process, or dispose of trap grease or yellow grease in any~~
242 ~~manner.~~

244 ~~18.1.3 PERSONAL USE OF WASTE GREASE OTHER THAN FOR USE AS~~
245 ~~BIOFUEL~~

246
247 ~~Sections 18.2 and 18.5 apply to any person collecting, transporting, using, or~~
248 ~~storing waste grease for personal use other than for use as biofuel.~~

249
250 ~~18.1.4 PERSONAL USE OF WASTE GREASE AS BIOFUEL~~

251
252 ~~Sections 18.2 and 18.6 apply to any person collecting, transporting, using, or~~
253 ~~storing waste grease for personal use as biofuel.~~

254
255 ~~18.1.5 AUTHORITY~~

256
257 ~~These rules are adopted pursuant to Section 30-20-123 (9)(a), C.R.S.~~

258
259 ~~18.1.6 EXEMPTIONS~~

260
261 ~~This Section 18 does not apply to:~~

- 262
263 ~~(A) — A domestic wastewater treatment works, as defined in Section 25-8-~~
264 ~~103, C.R.S., that processes waste grease as part of its operations that~~
265 ~~are regulated by the Department pursuant to Article 8 of Title 25,~~
266 ~~C.R.S.~~
- 267
268 ~~(B) — Any person who is not engaged in the business of knowingly collecting,~~
269 ~~transporting, or disposing of waste grease. If a solid waste hauler~~
270 ~~discovers waste grease in a quantity regulated by the Department, the~~
271 ~~solid waste hauler must notify the Department immediately. The~~
272 ~~Department will determine if the solid waste hauler has to register in~~
273 ~~order to collect, transport, or dispose of the waste grease.~~
- 274
275 ~~(C) — A person who only travels through the state with waste grease as part~~
276 ~~of interstate commerce and does not collect, deposit, transfer, store or~~
277 ~~dispose of any waste grease within this state.~~
- 278
279 ~~(D) — A person who transports products made from waste grease for sale or~~
280 ~~other distribution.~~
- 281
282 ~~(E) — Household hazardous waste roundup events, community cleanup~~
283 ~~events, and other one-time or occasional collection events where~~
284 ~~waste grease is accepted for drop-off by private citizens and where the~~
285 ~~waste grease is picked up by a registered Waste Grease Transporter~~

286 or transported to a registered Waste Grease Transporter, a registered
287 Waste Grease Facility or domestic wastewater treatment works as
288 defined in Section 25-8-103, C.R.S. at the conclusion of the event.

289
290 ~~(F) A permanent household hazardous waste collection facility where~~
291 ~~waste grease is accepted for drop-off by private citizens and where the~~
292 ~~waste grease is picked up by a registered Waste Grease Transporter~~
293 ~~within ninety (90) calendar days of when the facility accumulates fifty-~~
294 ~~five (55) gallons of waste grease.~~

295
296 ~~**Note:** Waste grease that is mixed with hazardous waste must be~~
297 ~~managed and disposed of in accordance with the Colorado~~
298 ~~Hazardous Waste Act, Sections 25-15-101 C.R.S., et seq., as~~
299 ~~amended and its implementing regulations at 6 CCR 1007-3.~~

300
301 ~~(G) Response activities performed or approved by the governing body~~
302 ~~having jurisdiction. However, waste grease collected from a response~~
303 ~~activity must ultimately be transported to a registered waste grease~~
304 ~~facility or a domestic wastewater treatment plant.~~

305
306 ~~(H) The collection, processing or storage of waste grease in a grease trap,~~
307 ~~grease interceptor, waste grease bin/barrel or similar grease removal~~
308 ~~device at the point of waste grease generation.~~

309
310 **SECTION 18.2 - GENERAL PROVISIONS**

311
312
313 18.2.1 COMPLIANCE WITH OTHER LAWS

314
315 ~~Waste Grease Facilities, Waste Grease Transporters, Personal Users of Waste~~
316 ~~Grease Other than For Use as Biofuel, and Personal Users of Waste Grease as~~
317 ~~Biofuel must comply with all local, state, and federal laws, regulations,~~
318 ~~ordinances, and other requirements.~~

319
320 18.2.2 OPERATIONS COVERED BY MULTIPLE PARTS OF THIS SECTION 18

321
322 ~~Waste Grease Facilities, Waste Grease Transporters, Personal Users of Waste~~
323 ~~Grease Other than For Use as Biofuel, and Personal Users of Waste Grease as~~
324 ~~Biofuel may perform activities at their facilities that are regulated by multiple parts~~
325 ~~of this Section 18. If so, these entities must register accordingly and comply with~~
326 ~~the requirements of all applicable parts of these regulations.~~

327
328 18.2.3 WASTE GREASE SOURCES AND GENERATORS

329
330 ~~A person who arranges for transportation or disposal of waste grease must only~~
331 ~~contract with, engage, employ, or use a person who is registered as a Waste~~
332 ~~Grease Transporter, is a Personal User of Waste Grease as Biofuel who uses~~
333 ~~waste grease for personal use as biofuel as defined in part 18.6 of this Section, or~~
334 ~~is registered as a Personal User of Waste Grease Other than For Use as Biofuel~~
335 ~~who uses waste grease for personal use other than for biofuel as defined in part~~
336 ~~18.5 of this Section.~~

337
338
339 **~~SECTION 18.3 – STANDARDS FOR WASTE GREASE TRANSPORTERS~~**

340
341 **~~18.3.1 GENERAL~~**

342
343 ~~This Section 18.3 applies to any person transporting waste grease including~~
344 ~~commercial freight carriers under contract with a waste grease transporter.~~

345
346 ~~(A) — A person may only transport waste grease to the following types of~~
347 ~~facilities, sites and users in Colorado:~~

348
349 ~~1. — A registered waste grease facility;~~

350
351 ~~2. — A domestic wastewater treatment works, as defined in Section 25-~~
352 ~~8-103 C.R.S., that processes waste grease as part of its operations~~
353 ~~that are regulated by the Department pursuant to Article 8 of Title~~
354 ~~25, C.R.S.;~~

355
356 ~~3. — To their own facility pursuant to Section 18.3.8 of these~~
357 ~~Regulations.~~

358
359 ~~(B) — A person registered as a Waste Grease Transporter pursuant to Section~~
360 ~~18.3.2 of these Regulations may collect waste grease from a~~
361 ~~generator/source of waste grease who is not registered as a Waste~~
362 ~~Grease Facility only if the Waste Grease Transporter creates a manifest~~
363 ~~for the load of waste grease pursuant to Section 18.3.4 of these~~
364 ~~Regulations, and ensures delivery of the waste grease only to a facility~~
365 ~~listed in Section 18.3.1(A) above.~~

366
367 ~~(C) — All Waste Grease Transporters shall collect litter in and around any area~~
368 ~~used to store waste grease at their facility in order to avoid a fire hazard or~~

369 a nuisance and control the growth of vegetation to minimize potential fuel
370 sources.

371
372 ~~(D) Waste Grease Transporters shall ensure that all grease, greasy liquid,~~
373 ~~water and solids from each grease trap or grease interceptor is removed~~
374 ~~during each time of removal.~~

375
376 ~~18.3.2 REGISTRATION FOR WASTE GREASE TRANSPORT~~

377 ~~(A) No person shall transport a load of more than 55 gallons of waste grease~~
378 ~~at one time unless he/she has registered with the Department by~~
379 ~~submitting an application for Waste Grease Certificate of Registration as a~~
380 ~~Colorado Waste Grease Transporter (Form WG-1) to the Hazardous~~
381 ~~Materials and Waste Management Division of the Department and~~
382 ~~received a Waste Grease Certificate of Registration from the Department.~~

383
384 ~~(B) An application for a Waste Grease Certificate of Registration as a Waste~~
385 ~~Grease Transporter shall be submitted on Form WG-1, available by~~
386 ~~contacting the Department or at the Department's website. The~~
387 ~~application shall be delivered to the Department and shall include, at a~~
388 ~~minimum, the following information:~~

389 ~~(1) The business name of the Waste Grease Transporter and any~~
390 ~~other names under which the Waste Grease Transporter may do~~
391 ~~business;~~

392 ~~(2) The principal business address of the Waste Grease Transporter~~
393 ~~and any other address where the Waste Grease Transporter shall~~
394 ~~conduct commercial transportation of waste grease for storage or~~
395 ~~disposal activities in this state;~~

396 ~~(3) A business telephone number(s);~~

397 ~~(4) The name and address of the principal officer of a corporate Waste~~
398 ~~Grease Transporter or the owner(s) of a Waste Grease Transporter~~
399 ~~operating a proprietorship or partnership;~~

400 ~~(5) The original signature and date of signature of the Waste Grease~~
401 ~~Transporter applicant;~~

402 ~~(6) The number of vehicles the Waste Grease Transporter uses to~~
403 ~~transport waste grease in Colorado;~~

- 404 ~~(7) — A vehicle description sheet which lists each vehicle the Waste~~
405 ~~Grease Transporter will use to transport waste grease, and~~
406 ~~includes, as appropriate, the following information for each vehicle:~~
407 ~~the size/capacity of the tank used to hold waste grease, the license~~
408 ~~plate number, the state in which the vehicle is registered, the~~
409 ~~Vehicle Identification Number (“VIN”) or other unique vehicle~~
410 ~~identifier, the make/model and year, and the registered owner; and~~
- 411 ~~(8) — Evidence that a surety bond or other debt instrument or method of~~
412 ~~financial assurance has been posted in accordance with Section~~
413 ~~18.3.5 of these Regulations.~~
- 414 ~~(C) — The Department shall issue an initial Waste Grease Certificate of~~
415 ~~Registration and corresponding vehicle decals to a waste grease~~
416 ~~transporter if the waste grease transporter has submitted an application to~~
417 ~~the Department containing all information required in Section 18.3.2(B)~~
418 ~~above. The Department shall issue subsequent Waste Grease Certificate~~
419 ~~of Registrations and corresponding vehicle decals in following years to a~~
420 ~~waste grease transporter if the waste grease transporter has submitted an~~
421 ~~application to the Department containing all information required in~~
422 ~~Section 18.3.2(B) above and has submitted the annual report required by~~
423 ~~Section 18.3.6 below.~~
- 424
- 425 ~~(D) — The Waste Grease Certificate of Registration for a Waste Grease~~
426 ~~Transporter shall be valid from the date of issuance to July 15 of the~~
427 ~~following year.~~
- 428
- 429 ~~(E) — A Waste Grease Transporter is not authorized to transport waste grease~~
430 ~~after the July 15 expiration date unless the Waste Grease Transporter has~~
431 ~~submitted a complete application to the Department to renew the Waste~~
432 ~~Grease Certificate of Registration as a Waste Grease Transporter~~
433 ~~pursuant to this section.~~
- 434
- 435 ~~(F) — All Waste Grease Transporters who continue transporting waste grease~~
436 ~~shall submit an application for renewal no later than June 1 of each year.~~
- 437
- 438 ~~(G) — A legible copy of the Waste Grease Certificate of Registration shall be~~
439 ~~maintained and made available for inspection at the Waste Grease~~
440 ~~Transporter’s principal place of business and in each vehicle used by the~~
441 ~~Waste Grease Transporter for transporting waste grease in Colorado.~~
- 442

443 ~~(H) — A Waste Grease Certificate of Registration is not transferable by the~~
444 ~~Waste Grease Transporter to whom it was issued to any other person or~~
445 ~~entity.~~

446
447 ~~(I) — The Department may revoke a Waste Grease Transporter's Certificate of~~
448 ~~Registration for failure to comply with the Act and the Regulations.~~

449 18.3.3 WASTE GREASE TRANSPORTER DECALS

450
451
452 ~~(A) — No person shall transport a load of more than 55 gallons of waste grease~~
453 ~~at one time in Colorado without having received a Waste Grease~~
454 ~~Transporter vehicle decal(s). An application for a Waste Grease~~
455 ~~Certificate of Registration submitted pursuant to Section 18.3.2 above~~
456 ~~shall also serve as the application for a Waste Grease Transporter's~~
457 ~~vehicle decal(s).~~

458
459 ~~(B) — Waste Grease Transporters will receive decals for each vehicle from the~~
460 ~~Department along with their Waste Grease Certificate of Registration.~~

461
462 ~~(C) — Each Waste Grease Transporter vehicle decal shall be valid until July 15~~
463 ~~of the following year and will have a unique number.~~

464
465 ~~(D) — A Waste Grease Transporter vehicle decal must be affixed to the lower left~~
466 ~~hand corner of the windshield of each vehicle the Waste Grease~~
467 ~~Transporter uses to transport waste grease, or in some other manner so~~
468 ~~the decal is visible on vehicles that do not have a windshield.~~

469
470 ~~(E) — A Waste Grease Transporter vehicle decal is not transferable by the~~
471 ~~Waste Grease Transporter to whom it was issued to any other person or~~
472 ~~entity and shall not be used for any vehicle not listed by the Registered~~
473 ~~Waste Grease Transporter on its application for a Waste Grease~~
474 ~~Certificate of Registration as a Waste Grease Transporter.~~

475
476 ~~(F) — Commercial freight carriers must obtain a temporary decal from the~~
477 ~~registered Waste Grease Transporter who contracts with them. A~~
478 ~~registered Waste Grease Transporter can apply for a set of five (5)~~
479 ~~temporary Waste Grease Transporter decals at the time of registration, or~~
480 ~~as needed, to be used only for commercial freight carriers. Such decals~~

481 must include the original registration number, and the word "TEMP-1" up
482 to "TEMP-5." The temporary decals must be displayed on the lower left
483 hand side of the windshield at all times when the vehicle is under contract
484 for waste grease transportation. Upon termination of contract, temporary
485 decal(s) must be returned within twenty-four (24) hours to the registered
486 Waste Grease Transporter. Commercial freight carriers must comply with
487 Sections 18.3.1, 18.3.4, and 18.3.8.

488
489 18.3.4 MANIFEST REQUIREMENTS

490 (A) ~~— No Waste Grease Transporter may accept waste grease without properly~~
491 ~~completing a manifest pursuant to Section 18.3.4 of these Regulations.~~

492
493 (B) ~~— Paper or electronic copies of manifests for all shipments of waste grease~~
494 ~~accepted by a Waste Grease Transporter shall be maintained on-site at~~
495 ~~the Waste Grease Transporter's place of business and available for~~
496 ~~inspection for three (3) years from the date of delivery.~~

497
498 (C) ~~— A person transporting a load of more than 55 gallons of waste grease at~~
499 ~~one time must use the Uniform Waste Grease Manifest form WG-2,~~
500 ~~available by contacting the Department or at the Department's website.~~
501 ~~Each manifest will have a unique number that will be provided by the~~
502 ~~Waste Grease Transporter.~~

503
504 (D) ~~— The Uniform Waste Grease Manifest must be filled out and contain the~~
505 ~~following information:~~

506
507 (1) ~~— The name, address, and telephone number of the generator(s) or~~
508 ~~source(s) of the waste grease in the load;~~

509
510 (2) ~~— The amount in gallons of waste grease in the load picked up by the~~
511 ~~waste grease transporter at each generator or source;~~

512
513 (3) ~~— The name, address, telephone number and Waste Grease~~
514 ~~Certificate of Registration number of the Waste Grease Transporter~~
515 ~~and the Waste Grease Transporter vehicle decal number of the~~
516 ~~vehicle used to transport the waste grease;~~

517
518 (4) ~~— The date(s) of transport;~~
519
520

521 ~~(5) — The name, address, telephone number and Waste Grease~~
522 ~~Certificate of Registration number and Waste Grease Facility decal~~
523 ~~number of the registered destination facility, if applicable, to which~~
524 ~~the waste grease will be delivered; and~~

525
526 ~~(6) — The signatures, under penalty of perjury, of the Waste Grease~~
527 ~~Transporter and the secondary Waste Grease Transporter (if any).~~

528
529 ~~(E) — A person transporting a load of more than 55 gallons of waste grease at~~
530 ~~one time must do the following:~~

531
532 ~~(1) — Carry the Uniform Waste Grease Manifest of each load in the~~
533 ~~vehicle while transporting the waste grease described on the~~
534 ~~Manifest;~~

535 ~~(2) — Provide a completed copy of the Uniform Waste Grease Manifest~~
536 ~~for each load to the applicable waste grease generator/source of~~
537 ~~waste grease within thirty (30) days of delivery to the destination~~
538 ~~facility;~~

539 ~~(3) — Provide a completed copy of the Uniform Waste Grease Manifest~~
540 ~~for each load to the registered Waste Grease Facility within one~~
541 ~~business day of delivery; and~~

542 ~~(4) — Make a copy of any Uniform Waste Grease Manifest available to~~
543 ~~the Department upon request.~~

544 18.3.5 FINANCIAL ASSURANCE

545
546 ~~A person transporting a load of more than 55 gallons of waste grease at one time~~
547 ~~must acquire and maintain financial assurance in the amount of \$10,000 for the~~
548 ~~cleanup and proper disposal of waste grease in accordance with Section 4 of~~
549 ~~these Regulations.—~~

550 18.3.6 ANNUAL REPORT

551
552 ~~A person who transports a load of more than 55 gallons of waste grease at one~~
553 ~~time must submit an annual report to the Department on the Waste Grease~~
554 ~~Transporter Annual Report Form (Form WG-3). This form may be obtained by~~
555 ~~contacting the Department or is available at the Department's website.~~

556 ~~(A) — The report shall account for the amount of waste grease transported by~~
557 ~~the person during the previous calendar year (beginning January 1 and~~

558 ~~ending December 31). Waste grease quantities shall be reported in~~
559 ~~gallons.~~

560 ~~(B) The annual report must be delivered to the Department by February 1 of~~
561 ~~each year and must include the following:~~

562 ~~(1) The total number of waste grease pickups and the total amount of~~
563 ~~waste grease collected by the waste grease transporter from within~~
564 ~~Colorado for the applicable reporting period;~~

565 ~~(2) The total amount of waste grease that is brought to Colorado~~
566 ~~locations by the waste grease transporter from out-of-state sources~~
567 ~~during the applicable reporting period;~~

568 ~~(3) The total amount of waste grease that is taken from Colorado~~
569 ~~locations by the waste grease transporter to out-of-state~~
570 ~~destinations during the applicable reporting period;~~

571 ~~(4) The total number of waste grease drop-offs and the final disposition~~
572 ~~of the total amount of waste grease collected during the applicable~~
573 ~~reporting period by listing each waste grease facility and the total~~
574 ~~quantities of waste grease that the waste grease transporter has~~
575 ~~delivered to each waste grease facility and/or domestic wastewater~~
576 ~~treatment works; and~~

577 ~~(5) Documentation that the financial assurance is current.~~

578 ~~18.3.7 ANNUAL REGISTRATION FEE~~

580 ~~A Waste Grease Transporter shall pay an annual registration fee pursuant to~~
581 ~~Section 1.7.5 of these Regulations.~~

582 ~~18.3.8 WASTE GREASE TRANSPORTER STORAGE REQUIREMENTS~~

583 ~~Notwithstanding the requirements of Section 18.2.2. of these Regulations and~~
584 ~~the definition of "Waste Grease Facility" in Section 1.2, a Waste~~
585 ~~Grease Transporter who stores waste grease in the initial vehicle used for~~
586 ~~transportation for less than 5 days from the date the vehicle returns to the waste~~
587 ~~grease transporter facility is not considered a Waste Grease Facility and is not~~
588 ~~subject to Section 18.4 of these Regulations. Conversely, a Waste Grease~~
589 ~~Transporter who stores waste grease for 5 or more days in the initial vehicle~~
590 ~~used for transportation or transfers the waste grease to another storage~~
591 ~~facility is considered a Waste Grease Facility and is subject to Section 18.4 of~~
592 ~~these Regulations.~~

594 ~~container or vehicle becomes a Waste Grease Facility subject to the~~
595 ~~requirements of Section 18.4 of these Regulations.~~

596
597
598 **~~18.4 – STANDARDS FOR WASTE GREASE FACILITIES~~**

599
600 **~~18.4.1 GENERAL~~**

601
602 ~~This Section 18.4 applies to all waste grease facilities that collect, store, process,~~
603 ~~or dispose of waste grease pursuant to Sections 30-20-113, C.R.S. or 30-20-123,~~
604 ~~C.R.S., except as exempted in 18.1.6 of these Regulations. In addition to the~~
605 ~~requirements imposed by this Section 18.4, Waste Grease Facilities that process~~
606 ~~or end-use grease are subject to the recycling requirements of Section 8 of these~~
607 ~~Regulations.~~

608
609 **~~18.4.2 WASTE GREASE FACILITY REGISTRATON REQUIREMENTS~~**

610 ~~(A) — No person shall operate a Waste Grease Facility without having received~~
611 ~~Waste Grease Certificate of Registration from the Department.~~

612
613 ~~(B) — An application for a Waste Grease Certificate of Registration as a Waste~~
614 ~~Grease Facility shall be submitted on Form WG-1, available by contacting~~
615 ~~the Department or at the Department's website. The application shall be~~
616 ~~delivered to the Department and shall include, at a minimum, the following~~
617 ~~information:~~

618 ~~(1) — The business name of the Waste Grease Facility and any other~~
619 ~~names under which the Waste Grease Facility may do business;~~

620 ~~(2) — The principal business address of the Waste Grease Facility;~~

621 ~~(3) — A business telephone number(s);~~

622 ~~(4) — The name and address of the principal officer of a corporate Waste~~
623 ~~Grease Facility or the owner(s) of a Waste Grease Facility~~
624 ~~operating a proprietorship or partnership;~~

625 ~~(5) — The original signature and date of signature of the Waste Grease~~
626 ~~Facility applicant;~~

627 ~~(6) — Evidence that financial assurance has been posted in accordance~~
628 ~~with Section 18.4.7 of these Regulations. ———~~

630 ~~(C) — The Department shall issue a Waste Grease Certificate of Registration~~
631 ~~and corresponding facility decal to a person if the person has submitted an~~
632 ~~application to the Department containing all information required in~~
633 ~~Section 18.4.2(B) above and has submitted the annual report required by~~
634 ~~Section 18.4.8 of these Regulations.~~

635
636 ~~(D) — The Waste Grease Certificate of Registration for a Waste Grease Facility~~
637 ~~shall be valid from the date of issuance to July 15 of the following year.~~

638
639 ~~(E) — A Waste Grease Facility is not authorized to accept, collect, store,~~
640 ~~process, or dispose of waste grease after the July 15 expiration date~~
641 ~~unless the Waste Grease Facility has submitted a complete application to~~
642 ~~the Department to renew the Waste Grease Certificate of Registration as~~
643 ~~a Waste Grease Facility pursuant to this section.~~

644
645 ~~(F) — All Waste Grease Facilities who continue accepting, collecting, storing,~~
646 ~~processing, or disposing of waste grease shall submit an application for~~
647 ~~renewal no later than June 1 of each year.~~

648
649 ~~(G) — A legible copy of the Waste Grease Certificate of Registration shall be~~
650 ~~maintained and made available for inspection at the Waste Grease~~
651 ~~Facility.~~

652
653 ~~(H) — A Waste Grease Certificate of Registration is not transferable by the~~
654 ~~Waste Grease Facility to whom it was issued to any other person or entity.~~

655
656 ~~(I) — The Department may revoke a Waste Grease Certificate of Registration~~
657 ~~for failure to comply with the Act and the Regulations.~~

658 659 ~~18.4.3 WASTE GREASE FACILITY DECALS~~

660
661 ~~(A) — An application for a Waste Grease Certificate of Registration submitted~~
662 ~~pursuant to Section 18.4.2 above shall also serve as the application for a~~
663 ~~Waste Grease Facility decal.~~

664
665 ~~(B) — Waste Grease Facilities will receive a Waste Grease Facility decal from~~
666 ~~the Department along with their Waste Grease Certificate of Registration.~~

668 ~~(C) — Waste Grease Facility decals shall be valid until July 15 of the following~~
669 ~~year and will have a unique number that will be assigned by the~~
670 ~~Department. Prior to the expiration date, a Waste Grease Facility must~~
671 ~~submit a new application for a Waste Grease Certificate of Registration~~
672 ~~pursuant to Section 18.4.2 above.~~

673 ~~(D) — A Waste Grease Facility must post or affix their Waste Grease Facility~~
674 ~~decals to a prominent location at the address used to store/accumulate~~
675 ~~waste grease.~~

676 ~~(E) — A Waste Grease Facility decal is not transferable by the Waste Grease~~
677 ~~Facility to whom it was issued to any other person or entity.~~

680 18.4.4 MANIFEST REQUIREMENTS

681 ~~(A) — No Waste Grease Facility may accept a shipment of waste grease from a~~
682 ~~Waste Grease Transporter without an accompanying manifest properly~~
683 ~~completed pursuant to Section 18.3.4 of these Regulations.~~

684 ~~(B) — Paper or electronic copies of manifests for all shipments of waste grease~~
685 ~~accepted by a registered Waste Grease Facility shall be maintained on-~~
686 ~~site at the facility and available for inspection for three (3) years from the~~
687 ~~date of delivery.~~

688 ~~(C) — No Waste Grease Facility may offer a shipment of waste grease without~~
689 ~~an accompanying manifest properly completed by the Waste Grease~~
690 ~~Transporter pursuant to Section 18.3.4 of these Regulations.~~

691 ~~(D) — Manifests for all shipments of waste grease offered by the Waste Grease~~
692 ~~Facility shall be maintained on-site at the facility and available for~~
693 ~~inspection for three (3) years from the date of pick-up.~~

694 18.4.5 STANDARDS FOR WASTE GREASE FACILITIES

695 ~~(A) — All Waste Grease Facilities shall maintain all-weather access roads to~~
696 ~~those areas of the facility where waste grease is stored.~~

705 ~~(B) All Waste Grease Facilities shall collect litter in and around any area used~~
706 ~~to store waste grease in order to avoid a fire hazard or a nuisance and~~
707 ~~control the growth of vegetation to minimize potential fuel sources.~~

708
709 ~~(C) The operator shall maintain a working telephone at each Waste Grease~~
710 ~~Facility.~~

711
712 ~~(D) All Waste Grease Facilities shall control public access, prevent~~
713 ~~unauthorized access, provide for site security both during and after hours,~~
714 ~~and prevent illegal dumping or theft of waste grease.~~

715
716 ~~(E) Prominent signs in English and any other language predominant in the~~
717 ~~area surrounding the facility shall be posted in public view at the entrance~~
718 ~~to each Waste Grease Facility with the name of the facility, the hours the~~
719 ~~facility is open for public use, a listing of the wastes accepted at the~~
720 ~~facility, and a phone number for a 24-hour emergency contact.~~

721
722 ~~(F) **Contingency Plan:** All Waste Grease Facilities shall develop and~~
723 ~~maintain a contingency plan to be implemented when there is any planned~~
724 ~~or unplanned release of waste grease.~~

725 ~~(1) The contingency plan must contain provisions for assessing the full~~
726 ~~nature and extent of release to delineate the impact to soil,~~
727 ~~groundwater or surface water, for remedying such impact, and for~~
728 ~~returning the waste grease facility to compliance. If a waste grease~~
729 ~~facility has an approved Spill Prevention Control and~~
730 ~~Countermeasures (SPCC) Plan, then the Department will accept a~~
731 ~~modified SPCC Plan that also incorporates the additional~~
732 ~~requirements as specified in these Solid Waste Regulations. If the~~
733 ~~facility does not have an approved SPCC Plan, then the~~
734 ~~Contingency Plan must include all of the provisions identified in this~~
735 ~~Section 18 of the Solid Waste Regulations.~~

736
737 ~~(2) The owner or operator shall notify the Department and the local~~
738 ~~governing authority within twenty-four (24) hours of any identified~~
739 ~~release from a waste grease facility or ancillary equipment or any~~
740 ~~incident requiring implementation of the Contingency Plan. Within~~
741 ~~two (2) weeks of the incident, the owner or operator shall provide~~
742 ~~written notification to the Department outlining actions taken.~~

744 ~~(3) — Within forty five (45) calendar days of any identified release from a~~
745 ~~waste grease facility or ancillary equipment or any incident~~
746 ~~requiring implementation of the Contingency Plan, the owner or~~
747 ~~operator shall submit a detailed, written assessment of the impact~~
748 ~~of the release, repair completion and verification, and the need for~~
749 ~~additional monitoring and proposed corrective action to the~~
750 ~~Department and local governing authority. Repairs affecting an~~
751 ~~engineered feature at the facility must be certified by a registered~~
752 ~~professional engineer (P.E.), in accordance with these Regulations.~~

753
754 ~~(G) — Waste Grease Facilities shall arrange for the commercial transport of~~
755 ~~waste grease only with a waste grease transporter who is currently~~
756 ~~registered pursuant to section 18.3.2 of these Regulations~~

757
758 ~~(H) — Waste Grease Facilities that process waste grease must annually process~~
759 ~~100% of the three-year rolling average annual amount, in gallons, of waste~~
760 ~~grease that the Waste Grease Facility accepted during the previous three~~
761 ~~years.~~

762
763 ~~(I) — Waste Grease Facilities that convert waste grease into an end product~~
764 ~~must annually convert 100% of the three-year rolling average annual~~
765 ~~amount, in gallons, of waste grease that the Waste Grease Facility~~
766 ~~accepted during the previous three years.~~

767
768 ~~(J) — Waste Grease Facilities that do not process waste grease or do not~~
769 ~~convert waste grease into an end product must either comply with Section~~
770 ~~7 of these Regulations or obtain a Certificate of Designation, as~~
771 ~~appropriate.~~

772 773 18.4.6 CLOSURE OF WASTE GREASE FACILITIES

774
775 ~~(A) — All Waste Grease Facilities shall be closed and maintained in accordance~~
776 ~~with Sections 2.5, 2.6, and 18.4 of these Regulations.~~

777
778 ~~(B) — **Closure Plan Requirements for Waste Grease Facilities.**~~

779
780 ~~A closure plan shall be prepared as part of an Engineering Design and~~
781 ~~Operations Plan and shall describe the steps necessary to close the~~
782 ~~Waste Grease Facility at any point during its active life and at the end of~~

783 ~~the facility's active life. The facility shall remove all solid waste and~~
784 ~~residual contamination to meet unrestricted use concentrations. The~~
785 ~~closure plan, at a minimum, shall include provisions for removal of all solid~~
786 ~~waste at the site, including:~~

787
788 ~~(1) Proposed plans and procedures for sampling and testing soil based~~
789 ~~on visual identification of staining or other indications of residual~~
790 ~~contamination;~~

791
792 ~~(2) Provisions for sampling and analyses of soil for potential hazardous~~
793 ~~characteristics and provisions for final disposal. Soils will need to~~
794 ~~meet unrestricted use concentrations or background levels~~
795 ~~whichever is greater; and~~

796
797 ~~(3) A schedule for completing all activities necessary to satisfy the~~
798 ~~closure criteria of this section.~~

799
800 ~~(C) At least sixty (60) days in advance of the proposed closure date, the~~
801 ~~owner or operator must notify the Department and the local governing~~
802 ~~authority and place signs of suitable size at the entrance to the site and~~
803 ~~facility.~~

804
805 ~~(D) The owner or operator of the facility must complete closure activities of the~~
806 ~~facility in accordance with the closure plan and within one hundred eighty~~
807 ~~(180) calendar days following the final receipt of waste grease. Extensions~~
808 ~~of the closure period may be granted by the Department if the owner or~~
809 ~~operator demonstrates that closure will take longer than one hundred~~
810 ~~eighty (180) calendar days and the owner/operator has taken and will~~
811 ~~continue to take all steps necessary to prevent threats to human health~~
812 ~~and the environment.~~

813
814 ~~(E) Owners or operators of all Waste Grease Facilities shall submit a Closure~~
815 ~~Certification Report to the Department within sixty calendar days of~~
816 ~~completion of closure activities. The Closure Certification Report shall~~
817 ~~document that all the requirements and conditions of the closure plan~~
818 ~~have been achieved, including any analytical results, needed to support~~
819 ~~the unrestricted use condition of the facility. The report must be signed~~

820 and sealed by Colorado-registered professional engineer and is subject to
821 review and approval by the Department.

822
823 18.4.7 FINANCIAL ASSURANCE

824 All Waste Grease Facilities must acquire and maintain financial assurance for
825 any required reclamation and for closure of the Facility in accordance with
826 Section 4 of these Regulations.

827
828 18.4.8 ANNUAL REPORT

829 All Waste Grease Facilities must submit an annual report to the Department on
830 the Waste Grease Facility Annual Report Form (Form WG-4). This form may be
831 obtained by contacting the Department or is available at the Department's
832 website.

833 (A) — The report shall account for the amount of waste grease collected, stored,
834 processed, and/or disposed of by the facility during the previous calendar
835 year (beginning January 1 and ending December 31). Waste grease
836 quantities shall be reported exclusively in gallons.

837 (B) — The annual report must be delivered to the Department, by February 1 of
838 each year and must include the following:

839 (1) — The number of loads and amount of waste grease the facility
840 collected, stored, processed, and/or disposed of for the applicable
841 reporting period;

842 (2) — The number of loads and amount of waste grease the facility
843 shipped off-site for the applicable reporting period.

844 (3) — Documentation that the financial assurance is paid and current.

845
846 18.4.9 ANNUAL REGISTRATION FEE

847
848 A Waste Grease Facility shall pay an annual registration fee pursuant to Section
849 1.7.5 of these Regulations.

850
851
852 **18.5 — STANDARDS FOR PERSONAL USE OF WASTE GREASE OTHER THAN FOR**
853 **USE AS BIOFUEL**

854
855 18.5.1 GENERAL

856 This Section 18.5 applies to a person collecting or transporting waste grease for
857 personal use other than for use as biofuel pursuant to Sections 30-20-113,
858 C.R.S. or 30-20-123, C.R.S., except as exempted in Section 18.1.6 of these
859 Regulations.
860

861 18.5.2 PERSONAL USE OF WASTE GREASE OTHER THAN FOR USE AS
862 BIOFUEL REGISTRATON REQUIREMENTS
863

864 (A) ~~No person shall collect or transport waste grease for personal use, other~~
865 ~~than for use as biofuel, without having received Waste Grease Certificate~~
866 ~~of Registration from the Department.~~
867

868 (B) ~~An application for a Waste Grease Certificate of Registration as a~~
869 ~~Personal User of Waste Grease Other than For Use as Biofuel shall be~~
870 ~~submitted on Form WG-1, available by contacting the Department or at~~
871 ~~the Department's website. The application shall be delivered to the~~
872 ~~Department and shall include, at a minimum, the following information:~~

873 (1) ~~The name of the Personal User of Waste Grease Other than For~~
874 ~~Use as Biofuel;~~

875 (2) ~~The principal address of the Personal User of Waste Grease Other~~
876 ~~than For Use as Biofuel;~~

877 (3) ~~A principal telephone number(s);~~

878 (4) ~~The original signature and date of signature of the Personal User of~~
879 ~~Waste Grease Other than For Use as Biofuel;~~

880 (5) ~~A vehicle description sheet which lists each vehicle the Personal~~
881 ~~User of Waste Grease Other than For Use as Biofuel will use to~~
882 ~~transport waste grease, and includes the following information for~~
883 ~~each vehicle: the license plate number, the state in which the~~
884 ~~vehicle is registered, the Vehicle Identification Number ("VIN"), the~~
885 ~~make/model and year, and the registered owner; and~~

886 (6) ~~Evidence that an annual fee for each Personal User of Waste~~
887 ~~Grease Other than For Use as Biofuel has been posted in~~
888 ~~accordance with Section 18.5.4 of these Regulations.~~
889

890 ~~(C) — The Department shall issue a Waste Grease Certificate of Registration to~~
891 ~~a person if the person has submitted an application to the Department~~
892 ~~containing all information required in Section 18.5.2 (B) above.~~

893
894 ~~(D) — The Waste Grease Certificate of Registration for a Personal User of~~
895 ~~Waste Grease Other than For Use as Biofuel shall be valid from the date~~
896 ~~of issuance to July 15 of the following year.~~

897
898 ~~(E) — A Personal User of Waste Grease Other than For Use as Biofuel is not~~
899 ~~authorized to accept, collect, store, process, or dispose of waste grease~~
900 ~~after the July 15 expiration date unless the Personal User of Waste~~
901 ~~Grease Other than Use as Biofuel has submitted a complete application to~~
902 ~~renew the Waste Grease Certificate of Registration as a Personal User of~~
903 ~~Waste Grease Other than Use as Biofuel from the Department.~~

904
905 ~~(F) — A Personal User of Waste Grease Other than For Use as Biofuel who~~
906 ~~continues accepting, collecting, storing, processing, or disposing of waste~~
907 ~~grease shall submit an application for renewal no later than June 1 of each~~
908 ~~year.~~

909
910 ~~(G) — A legible copy of the Waste Grease Certificate of Registration shall be~~
911 ~~maintained by the Personal User of Waste Grease Other than For Use as~~
912 ~~Biofuel and made available for inspection.~~

913
914 ~~(H) — A Waste Grease Certificate of Registration is not transferable by the~~
915 ~~Personal User of Waste Grease Other than For Use as Biofuel to whom it~~
916 ~~was issued to any other person or entity.~~

917
918 ~~(I) — The Department may revoke a Personal User of Waste Grease Other than~~
919 ~~For Use as Biofuel's Certificate of Registration for failure to comply with~~
920 ~~the Act and the Regulations.~~

921
922 ~~18.5.3 STANDARDS FOR PERSONAL USE OF WASTE GREASE OTHER THAN~~
923 ~~FOR USE AS BIOFUEL~~

924
925 ~~All Personal Users of Waste Grease Other than For Use as Biofuel shall not~~
926 ~~barter, trade, or sell any portion of the waste grease to any person or take any~~
927 ~~waste grease from any container that is owned by a registrant unless written~~
928 ~~permission has been granted by the registrant.~~

929 ~~(A) All Personal Users of Waste Grease Other than For Use as Biofuel shall~~
930 ~~not transport more than 55 gallons of waste grease at a time.~~

931 ~~(B) All Personal Users of Waste Grease Other than For Use as Biofuel shall~~
932 ~~not store more than 165 gallons of waste grease at a time, which includes~~
933 ~~the quantity of waste grease being transported.~~

934
935 ~~18.5.4 ANNUAL FEE~~

936
937 ~~A Personal User of Waste Grease Other than For Use as Biofuel shall pay an~~
938 ~~annual registration fee pursuant to Section 1.7.5 of these Regulations.~~

939
940
941 ~~18.6 STANDARDS FOR PERSONAL USE OF WASTE GREASE AS~~
942 ~~BIOFUEL~~

943
944 ~~18.6.1 GENERAL~~

945
946 ~~This Section 18.6 applies to a person collecting or transporting waste grease for~~
947 ~~personal use of the waste grease as biofuel pursuant to Sections 30-20-113,~~
948 ~~C.R.S. or 30-20-123, C.R.S., except as exempted in Section 18.1.6 of these~~
949 ~~Regulations.~~

950
951 ~~18.6.2 STANDARDS FOR PERSONAL USE OF WASTE GREASE AS BIOFUEL~~

952
953 ~~A personal user of waste grease as biofuel shall not barter, trade, or sell any~~
954 ~~portion of the waste grease to any other person or take any waste grease from~~
955 ~~any container that is owned by a registrant unless written permission has been~~
956 ~~granted by the registrant.~~