

7045.0385 COMPLIANCE WITH THE MANIFEST.

Subpart 1. **Acceptable destinations for shipments.** The transporter must deliver the entire quantity of hazardous waste which he or she has accepted from a generator or a transporter to:

- A. the designated facility listed on the manifest;
- B. the alternate designated facility if an emergency prevents delivery to the designated facility listed on the manifest;
- C. the next designated transporter; or
- D. the place outside the United States designated by the generator.

Subp. 2. **Return of shipment to generator.**

A. If the hazardous waste cannot be delivered according to subpart 1, because of an emergency condition other than the rejection of the waste by the designated facility, the transporter must immediately contact the generator for further instructions and must revise the manifest according to the generator's instructions.

B. If hazardous waste is rejected by the designated facility while the transporter is on the facility's premises, the transporter must obtain the following:

(1) for a partial load rejection or for regulated quantities of container residues, a copy of the original manifest that includes the facility's date and signature, the manifest tracking number of the new manifest that will accompany the shipment, and a description of the partial rejection or container residue in the discrepancy block of the original manifest. The transporter must retain a copy of this manifest according to part 7045.0391 and give the remaining copies of the original manifest to the rejecting designated facility. If the transporter is forwarding the rejected part of the shipment or a regulated container residue to an alternate facility or returning it to the generator, the transporter must obtain a new manifest to accompany the shipment and the new manifest must include all of the information required in parts 7045.0476, subparts 5 and 6, and 7045.0582, subparts 5 and 6; and

(2) for a full load rejection that will be taken back by the transporter, a copy of the original manifest that includes the rejecting facility's signature and date attesting to the rejection, the description of the rejection in the discrepancy block of the manifest, and the name, address, telephone number, and identification number for the alternate facility or generator to whom the shipment must be delivered. The transporter must retain a copy of the manifest according to part 7045.0391 and give a copy of the manifest containing this information to the rejecting designated facility. If the original manifest is not used, the transporter must obtain a new manifest for the shipment and comply with parts 7045.0476, subparts 5 and 6, and 7045.0582, subparts 5 and 6.

Statutory Authority: *MS s 116.07*

History: *9 SR 115; 31 SR 1277*

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