



# **FINAL THIRD RULE e-MANIFEST**

REGFORM Hazardous Waste Seminar

April 2, 2025

# What is the Final Third Rule?

Published July 26, 2024.

Changes to EPA regulations for shipments of hazardous waste and e-Manifest rules.



# Important Dates

The rule was effective on **January 22, 2025**.

A delayed compliance date of **December 1, 2025**, for changes that require e-Manifest system updates.

Other technical corrections effective on **January 22, 2025**:

- ✓ Remove obsolete requirements.
- ✓ Correct typographical errors.
- ✓ Establish definitions.
- ✓ Improve alignment with the e-Manifest program.



# Reason for Delay

EPA needs additional time to ensure completion of system updates to implement changes associated with:

- ✓ Collection of Hazardous Waste export manifests.
- ✓ Use of electronic manifests for Hazardous Waste export shipments.
- ✓ Collection of Discrepancy, Exception, and Unmanifested Waste Reports.
- ✓ Adequate time to work with authorized State agencies (e.g., enforcement staff).
- ✓ **Effective December 1, 2025. Affected entities must continue to comply with existing manifest requirements until and on November 30, 2025.**



# Who is Impacted?

Affected entities include:

- ✓ Hazardous waste generators.
- ✓ TSDF owners/operators.
- ✓ State-only regulated wastes.
- ✓ PCB wastes subject to tracking with the RCRA manifest.
- ✓ Exporter/importer/disposal facility owner/operator or recovery facility owner/operator involved in transboundary movements of hazardous waste for recovery or disposal subject to the manifest regulations to track their import or export shipments both inside and outside of the U.S.



# Who is Impacted?

And finally...

- ✓ Entities who are required to complete any of the following manifest–related reports:
  - ✓ Exception Report – when the generator has not received a final manifest from the receiving facility.
  - ✓ Discrepancy Report – when the material received does not match with the quantities or types of materials indicated on the generator’s manifest.
  - ✓ Unmanifested Report – when hazardous wastes that should have been manifested arrive at a facility without a manifest.



# The Final Rule is Attended to...

- ✓ Reduce reporting burden on industry and states.
- ✓ Increase information availability.
- ✓ Improve compliance monitoring.
- ✓ Prepare for potential integration with biennial reporting requirements.
- ✓ EPA believes this will encourage further adoption of electronic manifests through increased utility of the system.



# Key Aspects of Final Rule

- ✓ Mandatory generator registration for small and large quantity generators (SQGs / LQGS). Requires SQGs/LQGS to register for access to e-Manifest to obtain their final signed manifest copies from the system.
- ✓ Remove requirement for receiving facilities to return final, signed manifest copies to generators.
- ✓ Incorporates hazardous waste export manifests.
- ✓ Integrates Discrepancy Reports, Exception Reports, and Unmanifested Waste Reports.



# Key Aspects of Final Rule

- ✓ Modifies the international section of the manifest form.
- ✓ Makes conforming changes to the TSCA PCB manifest regulations.
- ✓ New movement document requirements.
- ✓ Technical corrections and typographical errors.



# Key Aspects of Final Rule

- ✓ LQGs, SQGs, transporters and receiving facilities must electronically submit manifest data corrections for their manifest records if they receive correction notifications from EPA or States requesting that manifest records must be corrected.



# New 4 Page Manifest

The new uniform hazardous waste manifest (UHWM), has only 4 parts, compared to the current 5-part manifest. Becomes mandatory for use on December 1, 2025.

The existing page 3 (Designated facility copy) has been eliminated since it is redundant with what is stored in the e-Manifest system.

The new Page Count is as follows:

Page 1 (top copy): Designated facility or U.S. Exporter to the EPA's e-Manifest system.

Page 2: Designated Facility to Generator copy.

Page 3: Transporter facility copy.

Page 4 (bottom copy): Generator's initial copy.



# New 4 Page Manifest

The EPA is awaiting approval from the OMB (Office of Management & Budget) before it can be released to the approved printers.

EPA cannot provide the 4-copy forms to the EPA approved printers until a PDF is approved by OMB.

[Approved Registered Printers](#) [last updated 10/14/2025].



# Mandatory SQG/LQG Registration

- ✓ Head to [RCRAInfo](#) to register.
  - ✓ Sign-up and request access.
  - ✓ [How to register video](#).
- ✓ **SQGs/LQGs must have at least one user with e-Manifest access.**
  - ✓ Certifier (in the e-Manifest module) or Site Manager access is needed to submit the newly incorporated reports and make data corrections.



# Mandatory SQG/LQG Registration

- ✓ VSQGs & PCB-exclusive generators are not required to register.
  - ✓ VSQGs - unless the RCRA Authorized-State requires the use of manifests and to obtain an EPA ID number.
  - ✓ PCB generators - required to use manifests under Federal law but are not required to obtain EPA ID numbers.
  - ✓ Receiving facilities must continue to send completed manifest copies to unregistered VSQGs and PCB generators via postal mail, unless they are registered in the e-Manifest system.
  - ✓ **VSQGs and PCB generators can voluntarily register with e-Manifest.**
- ✓ State-only hazardous waste subject to RCRA manifest requirements/e-Manifest; not static/verified by the States.
- ✓ You can find a detailed breakdown of [RCRAInfo Roles in the e-Manifest FAQs](#).



# Effective 12/1/2025

- ✓ Digital Manifest Reports: Exception, Discrepancy, and Unmanifested Waste Reports are going electronic.
- ✓ Reports are submitted to e-Manifest instead of the regional administrator or RCRA Authorized state.



# Manifest Related Report Timeframes

Report	Scenario	Old Timeframe (days)	New Timeframe (days)
Exception	LQG must initiate search for unsubmitted manifest and file an Exception Report	35/45	45/60
Exception	SQGs must file an Exception Report <i>(Unchanged)</i>	60	60
Discrepancy	TSDf must submit a Discrepancy Report	15	20

# Discrepancy Reporting

- ✓ The new 20-day timeframe went into effect with the final rule's 1/22/2025 effective date.
- ✓ Applies to users of both paper and electronic manifests.
- ✓ 20-day period means 20 calendar days.
- ✓ 20-day timeframe begins at the date of shipment receipt by the receiving facility.
- ✓ Beginning 12/1/2025, facilities will no longer have the option to supply written, paper Discrepancy Reports to the EPA Regional Administrator or authorized States via postal mail; reports are to be submitted to e-Manifest.



# Discrepancy Reporting

- ✓ Receiving facilities required in their permit to submit Discrepancy Reports 15-days after receipt of the shipment must continue to comply with that 15-day timeframe unless or until their permit is modified.
- ✓ The manifest reconciliation procedures under [40 CFR 264.72\(c\)](#) do not change.



# Exception Reporting

- ✓ LQGs – new timeframe is now 45/60, changed from 35/45.
- ✓ SQGs – have 60-days total to reconcile the status of their waste before a report must be submitted.



# Unmanifested Waste Reporting

- ✓ No UWR fee.
- ✓ Users will not be assessed a fee for submitting Unmanifested Waste Reports.
- ✓ The Agency wants to encourage users to submit UWR reports.



# Export Manifests

- ✓ Exporters are responsible to submit export manifests (paper and electronic), including paying the requisite user fees.
- ✓ Expands the required international shipment data elements on the manifest form.
- ✓ Last transporter who transports the hazardous waste export shipment out of the U.S. must send a signed copy of the manifest and continuation sheet to the exporter starting 12/1/2025. Prior to 12/1/2025, the transporter must submit the manifest and continuation sheets to the generator (not the exporter).
- ✓ Collection of export manifests in the e-Manifest system, use of electronic manifests, and user fees begin on Dec. 1, 2025.
- ✓ Prior to Dec. 1, 2025, last transporter transporting export shipment out of the U.S. must return final, signed manifest forms to generators.



# Exporter Definition

Any entity acting as the U.S. Exporter originating the manifest for an export shipment of hazardous waste, whether they be a generator, receiving facility, or recognized trader, must submit the export manifest to the e-Manifest system and pay the requisite fees.



# Exporter Definition

To submit export manifests (whether paper or electronic) to the system, Exporters need to register with at least a Certifier level permissions in e-Manifest (requires identity proofing and electronic signature agreement).



# International Shipments Section

The International Shipment Section has been moved to the continuation sheet; now found in blocks 33a and 33b.

INT'L SHIPMENTS	33a. International Shipments			
	<input type="checkbox"/> Import to U.S. <input type="checkbox"/> Export from U.S.   Port of Entry/Exit: _____   U.S. Exporter EPA ID Number (exports only): _____			
	Transporter signature (exports only): _____   Date Leaving U.S. (exports only): _____			
	33b. Waste Stream Consent Numbers			
1.	2.	3.	4.	

# International Movement Document

- ✓ Requires the international movement document to list the RCRA manifest tracking number.
- ✓ Allows listing the unique movement document tracking number on the international movement document.
- ✓ Exporters must submit a notification, and the Acknowledgement of Consent (AOC) associated to the Waste Import Export Tracking System (WIETS) module in the RCRAInfo application.
- ✓ Final transporter must sign and date Item 33a to indicate the day the shipment left the U.S. via road or rail border crossing or date the shipment was delivered to a seaport of exit for loading onto an international carrier.



# Requirements to Correct Manifests

- ✓ Regulators will have the authority to request corrections to manifest data.
- ✓ Industry must submit corrections electronically to the e-Manifest system within a 30-day timeframe.
- ✓ Responsibility for corrections will depend on manifest section.
- ✓ Facilities may delegate corrections to other parties on manifest but do not cede responsibility.



# e-Manifest Advisory Board

- ✓ The Advisory Board provides recommendations on matters related to the operational activities, functions, policies, and regulations for the system.
- ✓ Composed of 9 members. 1 member is the EPA Administrator (or a designee), who serves as Chairperson of the Board. The rest of the committee is composed of:
  - ✓ At least two 2 members who have expertise in information technology;
  - ✓ At least 3 members who have experience in using or represent users of the manifest system to track the transportation of hazardous waste;
  - ✓ At least three 3 members who are State representatives responsible for processing e-Manifests.



# e-Manifest Advisory Board

- ✓ There have been 8 meetings held thus far.
- ✓ Last meeting was held 9/17-19/2024.
- ✓ Regarding the EPA's priority to implement the Third Rule, the Board believed the Third Rule:
  - ✓ Added another layer of uncertainty to an “already complex” program.
  - ✓ Because of this perceived complexity, the Board advised the EPA expand its transparency, training, and outreach efforts to the e-Manifest end user community to help them understand and adapt to the new rule.
  - ✓ Advised the EPA to conduct basic training to remind the user community about the basic purposes of the manifest and the purpose and importance of manifest data elements.



# e-Manifest Advisory Board

- ✓ Advised the EPA to expand its e-Manifest help desk for the implementation of the Third Rulemaking.
- ✓ Regarding the Third Rule, requires that correction requests be completed within 30 days of the request, and they recommended the development of better follow up procedures regarding these requests; recommended providing an opportunity to send a reminder email for outstanding correction requests.



# e-Manifest Advisory Board

- ✓ Nominations are now open for candidates to be considered for a three-year appointment to the e-Manifest Advisory Board serving in the following positions:
  - ✓ Industry representative member with experience in using or representing users of the manifest system.
  - ✓ A State representative member responsible for processing manifests.
- ✓ **Submit nominations through April 7, 2025.**

# e-Manifest Submission

- ✓ **Approximately:**
  - ✓ **1 % fully electronic**
  - ✓ **87 % data file + image**
  - ✓ **12% image only**



# Fiscal Year 2024-2025 User Fees

<b>Manifest Submission Type</b>	<b>Fee per Manifest</b>
Scanned Image Upload	\$22.00
Data + Image Upload	\$10.00
Electronic Manifest (Fully Electronic and Hybrid)	\$6.00

[October 1, 2023, through September 30, 2025]

# EPA Region VII Perspective

Marcus Rivas, Environmental Engineer, highly recommends or wants you to know the following:

- ✓ Each site should have at least 2 Site Managers registered in the system. If a site has a Site Manager leave the company/retire, remove them and add the new Site Manager to keep information up-to-date/accurate.
- ✓ Receiving facilities...please encourage your SQG/LQG customers to register in the system.
- ✓ EPA continues making infrastructure improvements.



# MDNR Perspective

- ✓ The State follows Federal e-Manifest regulatory requirements.
- ✓ Still need to report through the State's e-Reporting System (annual filing electronically via MoGEM) or quarterly (filing via paper):
  - ✓ SQGs/LQGs – Generator's Hazardous Waste Summary Reports & Facility Summary Reports.
  - ✓ Building a new database – projected launch October 2025.
- ✓ Still file Biennial Report through EPA's RCRAInfo system; covers every odd-numbered year & due by March 1 of the following even-numbered year.



Quarterly and Annual Summary Reports

	Generator's Hazardous Waste Summary Report	Facility Summary Report
Who Files	All registered large and small quantity generators	All facilities that receive hazardous waste from off-site and any large or small quantity generator that generates and manages hazardous waste on-site
Who Files Annually	All small quantity generators and any large quantity generators filing through the E-Reporting system	Any reporter filing through the E-Reporting system
Reporting Period	July 1 - June 30	July 1 - June 30
Due Date	August 14	August 14
Who files Quarterly	Any large quantity generators filing a paper report	Any reporter filing a paper report
Quarters End	September 30, December 31, March 31, June 30	September 30, December 31, March 31, June 30
Due Date	45 days after the end of the quarter (November 14, February 14, May 15, August 14)	45 days after the end of the quarter (November 14, February 14, May 15, August 14)
PDF Fill-In Form	<b>Generator's Hazardous Waste Summary Report MO 780-1097</b>	<b>Facility Summary Report MO 780-0408</b>

# Contact Info & Useful Links

- ✓ Help desk: (833) 501-6826
- ✓ [Subscribe to e-Manifest Bulletin](#)
- ✓ [e-Manifest Program Website](#)
- ✓ [e-Manifest User Registration](#)
- ✓ [e-Manifest FAQs](#) [last updated 12/13/2024]
- ✓ [e-Manifest Webinars](#)



# Contact Info & Useful Links

- ✓ [PCB Waste Handlers](#)
- ✓ [40 CFR § 264 Subpart E](#) [Manifest System, Recordkeeping & Reporting]
- ✓ [40 CFR § 262 Subpart B](#) [SQG/LQG Manifest Requirements]
- ✓ [UHWM Form & Instructions](#)
- ✓ [e-Manifest Advisory Board Information](#)



# Contact Info & Useful Links

- ✓ [40 CFR § 262.83\(c\)](#) [RCRA Manifest Instructions for Export Shipments]
- ✓ [40 CFR § 262.20\(g\)](#) [Transporters Transporting Hazardous Waste Out of the U.S.]
- ✓ [Exporter's Information for RCRA Hazardous Wastes](#)



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