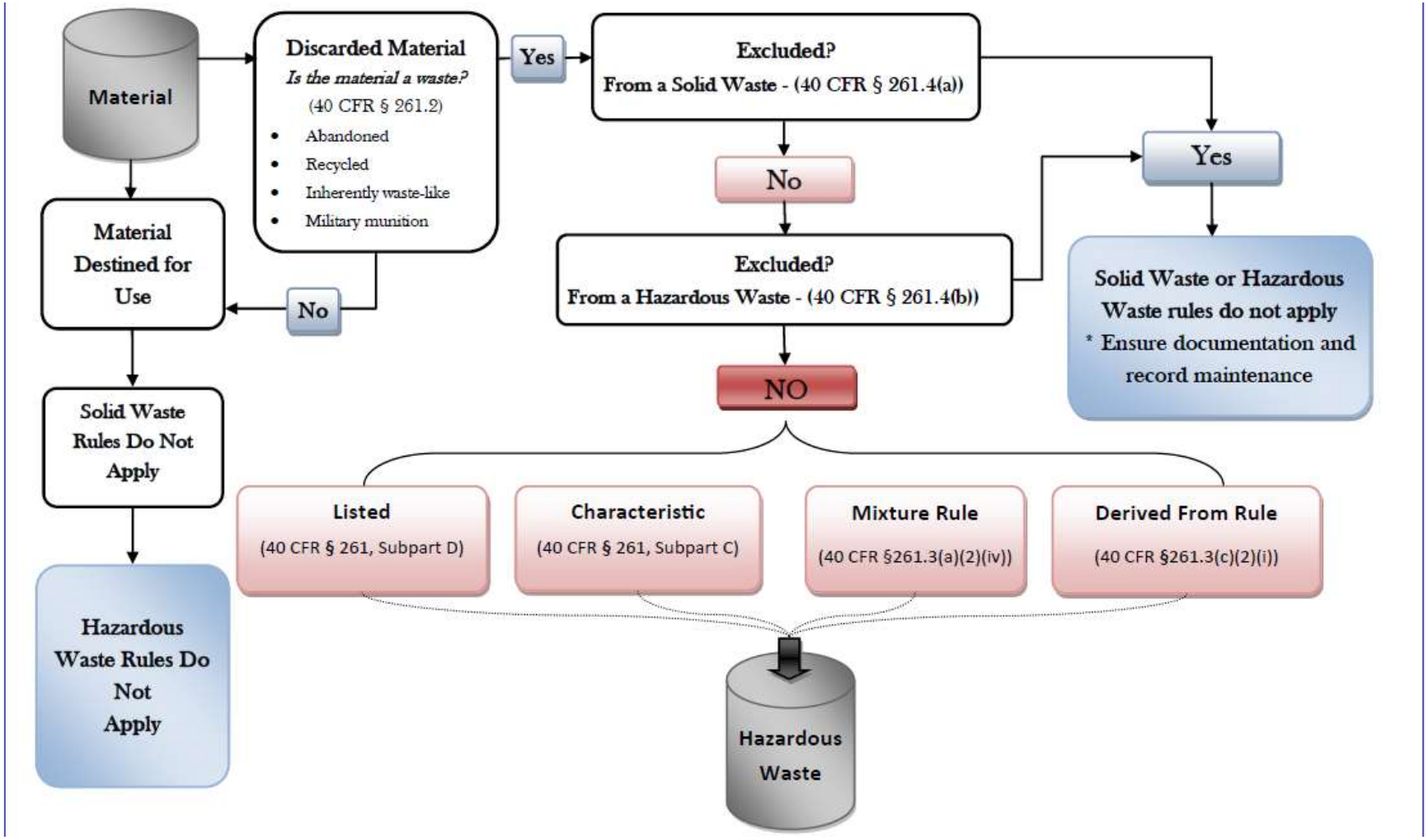
Material
Discarded Material
Is the material a waste?
(40 CFR § 261.2)
Abandoned
Recycled
Inherently waste-like
Military munition
Yes
No
Material Destined for Use
Solid Waste Rules Do Not Apply
Hazardous Waste Rules Do Not Apply
Excluded?
From a Solid Waste - (40 CFR § 261.4(a))
No
Excluded?
From a Hazardous Waste - (40 CFR § 261.4(b))
Yes
Solid Waste or Hazardous Waste rules do not apply
* Ensure documentation and record maintenance
NO
Listed
(40 CFR § 261, Subpart D)
Characteristic
(40 CFR § 261, Subpart C)
Mixture Rule
(40 CFR §261.3(a)(2)(iv))
Derived From Rule
(40 CFR §261.3(c)(2)(i))
Hazardous Waste