



## Ohio Administrative Code

### Rule 3745-50-23 Variances from classification as a waste.

Effective: June 12, 2023

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In accordance with the standards and criteria in rules 3745-50-24 and 3745-50-15 of the Administrative Code and the procedures in rule 3745-50-26 of the Administrative Code, the director may determine on a case-by-case basis that any of the following recycled materials are not wastes:

- (A) Materials that are "accumulated speculatively" without sufficient amounts being "recycled";
- (B) Materials that are "reclaimed" and then "reused" within the original production process in which the materials were generated;
- (C) Materials that have been reclaimed but require further reclamation before the materials are completely recovered;
- (D) Hazardous secondary materials that are reclaimed in a continuous industrial process; and
- (E) Hazardous secondary materials that are indistinguishable in all relevant aspects from a product or intermediate.

[Comment: The terms "accumulated speculatively," "recycled," "reclaimed," and "reused" are defined in rule 3745-51-01 of the Administrative Code.]

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