

Procedures for Companies Requesting Approval To Transport Regulated Garbage Interstate

As codified in Title 7 *Code of Federal Regulations* Part 330.401(e) and Title 9 *Code of Federal Regulations* Part 94.5(c)(4)(iv), “*The Plant Protection and Quarantine Programs and Veterinary Services, Animal and Plant Health Inspection Service will cooperate with other Federal, State, and local agencies responsible for enforcing other statutes and regulations governing disposal of the regulated garbage to the end that such disposal shall be adequate to prevent the dissemination of plant pests and livestock or poultry diseases and comply with applicable laws for environmental protection. The inspectors, in maintaining surveillance over regulated garbage movements and disposal, shall coordinate their activities with the activities of representatives of the Environmental Protection Agency, and other Federal, State and local agencies also having jurisdiction over such regulated garbage.*” To satisfy the requirements of Title 7 *Code of Federal Regulations* Part 330.401(e) and Title 9 *Code of Federal Regulations* Part 94.5(c)(4)(iv), any company interested in transporting regulated garbage across state lines must contact the Environmental Protection Agency, other Federal, State and local agencies in each state associated with proposed hauling route to discuss intent.

Procedures for requesting approval to transport regulated garbage interstate:

1. Any company interested in transporting regulated garbage interstate must follow the procedures outlined in the “Procedures for New Facilities Requesting Approval to Handle Regulated Garbage” document, which includes sending a signed letter requesting approval to handle regulated garbage to the Animal and Plant Health Inspection Service (APHIS) Administrator. The letter to the APHIS Administrator must include the name and physical address of the processing (i.e., sterilizer or incinerator) facility that will sterilize or incinerate the regulated garbage. If the company is already approved to handle or transport regulated garbage, also include a copy of the current compliance agreement with the request.
2. The company must communicate with the APHIS Veterinary Services (VS) District Office point of contact, the State Veterinarian, and the state environmental protection agency and any other state or Federal agency responsible with oversight for garbage for each state associated with the proposed hauling route. The communication must notify these entities of the company’s intent to haul APHIS regulated garbage in their state. The requesting company must allow them the chance to provide the company with any additional requirements that must be met in order to comply with applicable state and federal statutes and regulations, governing the movement of regulated garbage. The requesting company should request a written response within 21 days of the communication, and should ensure that they comply with the other agencies requirements.
3. Contact information for the VS District Office point of contact can be found at: <http://www.aphis.usda.gov/wps/portal/aphis/ourfocus/animalhealth/>. 1) Click on “Contact Us” under “Animal Health” on the left side of the page. 2) Click on “Program and Import Export Activity” under “Veterinary Services contacts in your state:”

Contact information for State Veterinarians can be found at:
<http://www.usaha.org/Portals/6/StateAnimalHealthOfficials.pdf>

Contact information for PPQ staff associated with the APHIS Regulated Garbage Program can be found at: <http://www.aphis.usda.gov/wps/portal/aphis/ourfocus/importexport>. 1) Click on “APHIS Regulated Garbage Website” near the bottom of the page. 2) Please refer to the “Contact Us” section near the bottom of the page.

4. The company must provide our office with written proof of communication with each VS District Office point of contact, State Veterinarian, state environmental protection agency and other state and Federal agencies with jurisdiction over the movement of regulated garbage, as well as any responses received from these officials. If the responses indicate that additional requirements must be met, then the company will have to provide proof that those additional requirements have been met. The proof of communication and proof of meeting additional requirements must be provided to APHIS, prior to the APHIS Administrator granting approval to the company to transport regulated garbage interstate. The requesting company is responsible for obtaining the required state and federal licenses and complying with all applicable environmental laws and regulations.

Failure to comply with local, state and Federal environmental laws may result in cancellation of the compliance agreement.

NOTE: Signed letters addressed and supporting documentation can be sent electronically to the email address: ppq.ops.regulated.garbage@aphis.usda.gov.

Alternatively, they can be sent by hard copy to:

Administrator
Animal and Plant Health Inspection Service
c/o AQI VMO Director, PPQ Field Operations
2150 Centre Ave., Bldg. B
Ft. Collins, CO 80526

Please send your request either electronically or by hard copy.