**Section 739.160 Applicability**

a) General. The requirements of this Subpart G apply to used oil burners except as specified in subsections (a)(1) and (a)(2). A used oil burner is a facility where used oil not meeting the specification requirements in Section 739.111 is burned for energy recovery in devices identified in Section 739.161(a). Facilities burning used oil for energy recovery under the following conditions are not subject to this Subpart G:

1) The used oil is burned by the generator in an on-site space heater under the provisions of Section 739.123; or

2) The used oil is burned by a processor for purposes of processing used oil, which is considered burning incidentally to used oil processing.

b) Other Applicable Provisions. A used oil burner that conducts the following activities is also subject to the indicated provisions of this Part:

1) A burner that generates used oil must also comply with Subpart C;

2) A burner that transports used oil must also comply with Subpart E;

3) Except as provided in Section 739.161(b), a burner that processes or re-refines used oil must also comply with Subpart F;

4) A burner that directs shipments of off-specification used oil from their facility to a used oil burner or first claim that used oil that is to be burned for energy recovery meets the used oil fuel specifications set forth in Section 739.111 must also comply with Subpart H; and

5) A burner that disposes of used oil must comply with Subpart I.

c) Specification Fuel. This Subpart G does not apply to a person burning used oil that meets the used oil fuel specification of Section 739.111, provided that the burner complies with the requirements of Subpart H.

(Source: Amended at 43 Ill. Reg. 667, effective November 19, 2018)