

Kansas Administrative Regulations

Department of Health and Environment

Article 68.—Kansas Drycleaner Environmental Response Act

28-68-1. Definitions.

For the purposes of K.A.R. 28-68-1 through K.A.R. 28-68-10, the following terms shall be defined as follows. (a) "Applicant" means any person or governmental entity that applies to the dry-cleaning facility release trust fund.

(b) "Contaminated dry-cleaning site" has the meaning specified in K.S.A. 65-34,148, and amendments thereto.

(c) "Dry-cleaning waste" means waste, including dry-cleaning wastewater, that is generated at a dry-cleaning facility and that contains dry-cleaning solvent.

(d) "Dry-cleaning wastewater" means separator water and all other water that is generated during the dry-cleaning process and contains dry-cleaning solvents.

(e) "Existing dry-cleaning facility" means a dry-cleaning facility that was in operation on or before January 3, 1997.

(f) "Floor drain" means any opening that is less than three inches above the floor surface and leads to a septic tank, storage tank, sanitary sewer, storm sewer, or soils or waters of the state. An opening sealed with a removable seal that prevents dry-cleaning solvent and dry-cleaning wastewater from entering the opening shall not be considered a floor drain.

(g) "Hazardous waste" has the meaning specified in 40 C.F.R. part 261, subparts C and D, as in effect on July 1, 1999, and hereby adopted by reference.

(h) "New dry-cleaning facility" means a dry-cleaning facility that begins operation after January 3, 1997.

(i) "Operator" means any person who manages the daily activities or operations, or both, of a dry-cleaning facility.

(j) "Secondary containment structure" means a tank, tray, containment pallet, containment basin, a floor surface contained within a dike and the dike proper, or a

similar structure that is designed to contain spills and leaks from dry-cleaning units, dry-cleaning solvent storage areas, or dry-cleaning waste storage areas.

(Authorized by and implementing K.S.A. 1999 Supp. 65-34,143; effective Jan. 3, 1997; amended Dec. 22, 2000.)

***** Authenticated Kansas Administrative Regulation *****