

Kansas Administrative Regulations

Kansas Department of Agriculture

Article 4.—Commercial Fertilizers

4-4-922. Discharge response plan.

(a) The operator of each storage facility shall prepare a written discharge response plan for the storage facility. This plan shall include:

(1) the name and telephone number of each person or agency which is to be contacted in the event of a discharge, including any persons responsible for the stored fertilizer;

(2) a complete copy of the storage container labeling required by K.A.R. 4-4-909 for each bulk fertilizer stored and the labeling required under K.S.A. 2-1201 et seq. for each fertilizer stored;

(3) identification, by location, of each storage container and the type of bulk fertilizer stored in it;

(4) the procedures to be used in controlling and recovering, or otherwise responding to a discharge for each type of bulk fertilizer stored at the facility; and

(5) the procedures for using or disposing of a recovered discharge.

(b) The operator shall keep the discharge response plan current at all times and shall update it at least annually.

(c) A copy of the discharge response plan shall be kept readily available at both the storage facility and the nearest local office from which the storage facility is administered.

(d) The operator of the storage facility shall provide a current copy of the plan to the local fire and police departments and the secretary.

(e) As an alternative, any environmental response plan or other plan which has been prepared to meet the requirements of another law or regulation, either state or federal, which contains the information required by this regulation may be accepted by the secretary.

(Authorized by and implementing K.S.A. 1989 Supp. 2-1227; effective Jan. 14, 1991.)

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