

Kansas Administrative Regulations

Department of Health and Environment

Article 50.—Asbestos Control

28-50-3. Public agency engaging in asbestos projects.

A state agency or political or taxing subdivision of the state that engages in an asbestos removal, an asbestos encapsulation project, or an asbestos related dismantling project using its own employees shall comply with all requirements of K.A.R. 28-50-2 that are applicable to business entities, except that:

(a) A letter of approval issued by the department shall replace the license required by K.A.R. 28-50-2(a); and

(b) the fee payment requirements of K.A.R. 28-50-2(d) and 28-50-2(e) shall not be applicable.

The letter of approval shall remain in effect unless the public agency is notified, in writing, that the approval is being withdrawn because of the agency's failure to continue to comply with applicable requirements of K.A.R. 28-50-2. The approval shall not be withdrawn until the department has conducted adjudicative proceedings that comply with the requirements of the Kansas administrative procedure act.

(Authorized by K.S.A. 65-5303; implementing K.S.A. 65-5312; effective, T-86-1, Jan. 6, 1986; effective May 1, 1987.)

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