

Kansas Administrative Regulations

State Fire Marshal

Article 26.—Commercial Industrial Hemp Processing

22-26-12. Disposal of hemp waste.

(a) For any hemp waste, as defined in K.A.R. 22-26-1, that is required by K.S.A. 2020 Supp. 2-3909 and amendments thereto to be rendered unusable and unrecognizable, the processor shall incorporate the hemp waste into one or more of the nonconsumable solid waste materials listed below, such that the resulting mixture is less than 50 percent hemp waste:

- (1) Paper waste materials;
- (2) cardboard waste materials;
- (3) food waste materials;
- (4) yard waste materials;
- (5) soil or other growth media; or
- (6) other materials approved by the state fire marshal.

(b) Each processor shall maintain and make available to the state fire marshal upon request a separate record of every disposal. The record shall contain the following:

- (1) The date and time of disposal;
- (2) the disposal method and procedures followed;
- (3) the volume and weight of the approved material used to render the hemp waste unusable;
- (4) the reason for disposal;
- (5) the volume and weight of hemp waste disposed of and the batch identification number of each batch from which the hemp waste was produced; and
- (6) the name, title, and signature of each person involved in the disposal.

(c) Any processor may use any other method approved in writing by the state fire marshal for rendering hemp waste unusable and unrecognizable.

(d) No processor shall allow hemp waste that is required by K.S.A. 2020 Supp. 2-3909, and amendments thereto, to be rendered unusable and unrecognizable to leave the premises before the hemp waste is treated as required in subsections (a) and (c).

(e) Each processor shall dispose of all hazardous waste pursuant to K.S.A. 2020 Supp. 2-3909, and amendments thereto.

(f) Each processor shall retain the records required by this regulation for at least three years.

(Authorized by K.S.A. 2020 Supp. 2-3907, as amended by L. 2021, ch. 76, sec. 5; implementing K.S.A. 2020 Supp. 2-3907, as amended by L. 2021, ch. 76, sec. 5, and K.S.A. 2020 Supp. 2-3909; effective, T-22-1-28-21, Jan. 28, 2021; effective, T-22-5-26-21, May 28, 2021; effective Oct. 22, 2021.)

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