Kansas Administrative Regulations

Department of Health and Environment

Article 29.—Solid Waste Management—Part 9. Standards for the Management of Household Hazardous Waste.

28-29-1100. Household hazardous waste.

General. (a) Applicability. K.A.R. 28-29-1100 through K.A.R. 28-29-1107 shall apply to each household hazardous waste facility as defined in K.S.A. 65-3402, and amendments thereto. Subsection (f) of this regulation shall apply to collection events that take place at a site that is not a permanent household hazardous waste collection site. The standards in these regulations shall not exempt any materials from applicable state or federal regulations that are more stringent than these regulations. In each case in which the requirements of the household hazardous waste regulations K.A.R. 28-29-1100 through K.A.R. 28-29-1107 conflict with the requirements of the administrative procedure and solid waste management regulations in K.A.R. 28-29-6 through K.A.R. 28-29-23, the requirements of K.A.R. 28-29-1100 through K.A.R. 28-29-1107 shall control.

(b) Definitions. For the purposes of these regulations, the following definitions shall apply:

(1) "Household hazardous waste" or "HHW" means household waste that would be determined to be hazardous waste according to K.A.R. 28-31-4 (b) if the waste were not household waste.

(2) "Nonhazardous household waste" or "NHHW" means household waste that is not HHW.

(3) "Small quantity generator" shall have the meaning specified in K.A.R. 28-31-2.

(4) "USDOT hazard class or division" means the hazard class or division defined by the United States department of transportation and adopted by reference in K.A.R. 28-31-4 (e).

(c) Used oil. Each HHW facility that accepts used oil from household do-it-yourselfers or exempt farmers shall manage the used oil in accordance with K.A.R. 28-

31-16 upon receipt of the used oil at the HHW facility's central collection center. Each HHW facility that transports used oil from businesses shall manage the used oil in accordance with K.A.R. 28-31-16 upon receipt of the used oil at the business site.

(d) Small quantity generator (SQG) waste. Each HHW facility that is permitted to accept SQG waste shall manage all SQG waste that is not hazardous waste in the same manner as that for nonhazardous household waste and shall manage all SQG hazardous waste in the same manner as that for HHW.

(e) Other hazardous waste. Any HHW facility may accept hazardous waste from a source other than a household or an SQG in an emergency, if the facility's operating plan contains procedures to follow in such an emergency.

(f) Temporary collection events. Each temporary collection event at a fixed site shall be conducted only under the direct supervision of a permitted HHW facility or in accordance with a plan approved by KDHE.

(Authorized by and implementing K.S.A. 1999 Supp. 65-3406 and 65-3460; effective June 16, 2000.)

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