

Kansas Department of Health and Environment
Division of Environment
Regulatory Agenda
Updated 3/1/12

Division Draft - the date the regulations are sent to External Review.

External Review - EPA, Department of Administration, Attorney General review.

Effective Date - the date the regulations become effective, usually 15 days after publication in the Kansas Register.

* Denotes projected date.

Program Area	Statutory Authority	Statute(s) Implemented	Regulation Description	Division Draft	External Review	Public Hearing	Effective Date
BUREAU OF AIR							
Air <i>Staff Contact:</i> <i>Miles Stotts</i>	65-3005	65-3008 65-3010	[Am] 28-19-735, 750 Updates MACT requirements from July 1, 2008, through June 30, 2010.	02/12	*03/12	*05/12	*07/12
Air	65-3005	65-3008 65-3010	[Am] 28-19-350, 212, 719 Updates permitting requirements to include PM2.5.	02/12	*03/12	*05/12	*07/12
Air	65-3005	65-3008a	[Am] 28-19-200, 201 Updates definitions for all rules and HAP/VOCs.	*03/12	*04/12	*06/12	*08/12
Air	65-3005	65-3008	[Am] 28-19-204, 300, 301, 302, 303, 304 Streamlines permit and approval processes; creates registration process for small sources. [New] 300a Exempts specified sources from permit and approval processes. Clarifies public notice requirements.	*03/12	*04/12	*06/12	*08/12

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Air	65-3005	65-3008	<i>[Am] 28-19-500, 501, 502</i> <i>[Am] 28-19-510, 511, 513, 514, 515, 518</i> <i>[New] 513a-e</i> <i>[Am] 28-19-540-546</i> Clarifies and streamlines the operating permit and approval	*03/12	*04/12	*06/12	*08/12
Air	65-3005	65-3008b	<i>[New] 28-19-720 (NSPS)</i> Revokes 28-19-40 through 43 (incinerators).	*04/12	*05/12	*07/12	*09/12
Air	65-3005	65-3008 65-3010	<i>[Am] 28-19-720, 735, 750</i> update to 6-30-2011 (MACT & NSPS including RICE)	*06/12	*08/12	*10/12	*011/12
Air	65-3005	65-3008	<i>[New] 28-19-801.</i> Update general and transportation conformity regulations to match federal requirements; essential component to assure transportation funds for the Kansas City area.	12/11	*02/12	*04/12	*06/12
Air	65-3005	65-3008	<i>[Am] 28-19-275</i> <i>[New] 28-19-276</i> Updates and adopts federal acid rain permit and nitrogen oxide reductions requirements.	12/11	*02/12	*04/12	*06/12
Air	65-3005	65-3006 65-3007 65-3009 65-3010	<i>[Am] 28-19-18 through 77</i> Clarifies, updates and removes burdensome requirements outdated by new control technologies and standards.	On Hold	On Hold	On Hold	On Hold

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BUREAU OF ENVIRONMENTAL REMEDIATION							
Surface Mining <i>Staff Contact: Murray Balk</i>			No regulations pending.				
Environmental Use Controls <i>Staff Contact: Rick Bean</i>			No regulations pending.				
Storage Tanks <i>Staff Contact: Randy Carlson</i>			No regulations pending.				
HEALTH AND ENVIRONMENTAL LABORATORIES							
Breath Alcohol <i>Staff Contact: Christine Houston</i>			No regulations pending.				
BUREAU OF WASTE MANAGEMENT							
Solid Waste <i>Staff Contact: Christine Mennicke</i>	65-3406	65-3406	[New] 28-29-1a. Makes revisions to incorrect HW terms and regulation references that are used in the solid waste regulations.	3/11	5/11	9/11	11/11
Solid Waste	65-3406	65-3406	Develop new regulations related to gas mitigation and monitoring at construction and demolition landfills.	12/21/10	1/12	4/17/12	*5/12
Solid Waste	65-3406	35-3401	[Am] 28-29-109 . Updates to special waste regulation.	1/12	1/12	*5/12	*6/12

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Solid & Hazardous Waste	65-3406, 65-3460 & 65-3431	65-3406, 65-3460, 65-3431, & 65-3451	<i>[Am] 28-29-1100 through -1107, 28-31-263a.</i> Allow satellite Household Hazardous Waste facilities to accept some business-generated waste. Provide more specifics concerning operating requirements.	*4/12	*6/12	*8/12	*10/12
Hazardous Waste	65-3431	65-3431	<i>[Am] 28-31-10.</i> Changes to hazardous waste monitoring fees.	07/11	07/11	10/11	7/12
BUREAU OF WATER							
Technical Services <i>Staff Contact:</i> <i>Mike Tate</i>	65-4512 65-4513	65-4505 65-4512 65-4513	<i>[Am] 28-16-30 through 36.</i> Updates and clarifies water and wastewater operator certification regulations to address educational qualifications, certificate revocation, and classification scheme.		Unknown	Unknown	Unknown
Technical Services <i>Staff Contact:</i> <i>Mike Tate</i>	65-171d 65-171m	65-171d 65-171m	<i>[Am] 28-16-28b through 28g.</i> Updates and clarifies water quality standards.	*3/12	*5/12	*6/12	*9/12
Geology <i>Staff Contact:</i> <i>Mike Cochran</i>	82a-1201 through 82a-1218	82a-1201 through 82a-1218	<i>[Am] 28-30-2, 3, and 6.</i> Updates water well construction, fees and driller licensing requirements.	In internal concurrence.			
Geology <i>Staff Contact:</i> <i>Mike Cochran</i>	55-1.117	55-1.117	<i>[Am] Articles 45, 45a & 45b.</i> Underground Hydrocarbon storage. Financial assurance, clarifications.	Conducting outreach.			

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Public Water Supply <i>Staff Contact: Darrel Plummer</i>	65-171m	65-171m	Part 2, Disinfection By-Products and Part 2, Long Term Surface Water Treatment Rules. Adopts new state regulations to conform to federal regulations. Rules will be combined with groundwater rule. See below.	*5/12	*7/12	*10/12	*1/13
Public Water Supply	65-171m	65-171m	Groundwater Rule. Adopts new state regulations to conform to federal regulations.	*5/12	*7/12	*10/12	*1/13
Public Water Supply	65-171m	65-171m	Lead and Copper Short-Term Revisions. Adopts new state regulations to conform to federal regulations. Rule will be combined with groundwater rule.	*5/12	*7/12	*10/12	*1/13
Public Water Supply	65-171m	65-171m	Radon. Sets radon standard; has been controversial. EPA might not adopt.	Unknown	Unknown	Unknown	Unknown
Public Water Supply	65-171m	65-171m	Distribution System Rule and Revised Coliform Rule. EPA is developing.	Unknown	Unknown	Unknown	Unknown
Livestock <i>Staff Contact: Terry Medley</i>	65-171d	65-164 65-165 65-166 65-166a 65-1,182	<i>[Am] 28-18-11, 28-18a-11.</i> Updates references to federal rules.	*01/13	*02/13	*4/13	*06/13

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Livestock	65-171d	2-3318 65-1,182	<i>[New]</i> Adapts nutrient utilization plan regulations for swine waste transferred from Department of Agriculture to KDHE regulations.	*01/13	*02/13	*4/13	*06/13
Industrial <i>Staff Contact: Don Carlson</i>			No regulations pending.				