

STATE OF KANSAS
Department of Health and Environment

Notice of Hearing on Proposed State of Kansas Coal Combustion Residuals Part 256 Plan

The Kansas Department of Health and Environment (KDHE), Division of Environment, Bureau of Waste Management (BWM), will conduct a public hearing at 1:30 p.m. Monday, September 28, 2015, in Room 530, fifth floor, Curtis State Office Building, 1000 S.W. Jackson, Topeka, to consider the adoption of the proposed State of Kansas Coal Combustion Residuals Part 256 Plan.

On April 17, 2015, EPA published recently adopted regulations in 40 CFR Parts 257 and 261 related to the “Disposal of Coal Combustion Residuals from Electric Utilities” (the CCR rule). The proposed plan demonstrates KDHE’s intent and approach to assess compliance with and enforce the CCR rule in Kansas. This plan also addresses the original requirements of Part 256 solid waste management plans by explaining how existing state laws and regulations have accomplished the 35-year-old goals required in those plans. This plan cites existing KDHE laws, regulations, and permit conditions that authorize KDHE to assess compliance and enforcement related to all aspects of the CCR rule. In addition, it explains the state’s intention to adopt the specific CCR regulations by reference over the next 12 to 18 months to more directly address all requirements.

All interested parties may submit written comments prior to 5 p.m. September 28 to Christine Mennicke, Kansas Department of Health and Environment, Bureau of Waste Management, 1000 SW Jackson, Suite 320, Topeka, 66612, by fax to (785) 296-8909, or by e-mail to cmennicke@kdheks.gov.

During the hearing, all interested parties will be given a reasonable opportunity to present their views orally on the proposed regulations as well as an opportunity to submit their written

comments. In order to give all parties an opportunity to present their views, it may be necessary to require each participant to limit any oral presentation to an appropriate timeframe.

A copy of the proposed plan may be obtained on the BWM website at www.kdheks.gov/waste/ or by contacting Christine Mennicke at (785) 296-0724 or cmennicke@kdheks.gov. Questions pertaining to the proposed plan should be directed to Christine Mennicke.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed plan in an accessible format. Requests for accommodation to participate in the hearing should be made at least five working days in advance of the hearing by contacting Christine Mennicke.

Susan Mosier, MD

Secretary

Kansas Department of Health and Environment