

## Responsiveness Summary

On April 2, 2013, the Kansas Department of Health and Environment (KDHE) held a public hearing in the Azure Conference Room of the Curtis State Office Building, Topeka, Kansas to consider the proposed adoption of new regulation K.A.R. 28-31-260b concerning adoption of technical documents and amendments to K.A.R 28-31-268 concerning Land Disposal Restrictions.

The comment period began with the publication of the Notice of Hearing on Proposed Administrative Regulations in the *Kansas Register* on January 31, 2013 and ended on April 2, 2013. The organization and person that submitted comments during the public comment period is shown in the following table.

Organization	Name	Format	Date Received
Joint Committee on Administrative Rules and Regulations	Raney L. Gilliland	letter	3/19/2013

A copy of the comment letter can be found as an attachment to the Report of the Hearing Officer.

The comments received and KDHE's responses follow:

- **The Joint Committee on Administrative Rules and Regulations** considered the proposed amended regulation at its meeting on March 6, 2013.

**Written Comment:** KAR. 28-29-260b. The Committee believes there should be a link or cross reference form each of the rules and regulations in the series KAR 28-31-260 through 28-31-279 back to this rule and regulation so that a reader knows which documents have been adopted by reference.

**Response:** KDHE agrees with this comment.

**Action:** This change is best made by modifying KAR 28-31-100, concerning substitution of terms. KDHE will modify KAR 28-31-100 to make this change the next time there is a general update of the hazardous waste regulations.

**Verbal Comment:** During the meeting a suggestion was made to add clarifying language to the introductory sentence of KAR 28-31-260b.

**Response:** KDHE agrees with this suggestion.

**Action:** Based on this suggestion, KDHE has revised the introductory sentence of KAR 28-31-260b to read as follows:

*In any federal regulation adopted by reference in K.A.R. 28-31-260 through 28-31-279, each reference to any of the following documents shall mean that document as hereby adopted by reference:*