

## ECONOMIC IMPACT STATEMENT UPDATE

07/17/2019

KDHE Article 55 Polychlorinated Biphenyl (PCB) Disposal Facilities  
KAR 28-55-1, 28-55-2, 28-55-3, 28-55-4, and 28-55-5 -- Revocations

The notice of hearing for the Kansas Department of Health and Environment (KDHE) above-referenced proposed revoked regulations was published in the *Kansas Register* on April 25, 2019. The notice provided for a public comment period of at least 60 days. The notice is included in the administrative record of the proceedings for adoption of the proposed revoked regulations. During the portion of the public comment period preceding the hearing, KDHE received a comment letter from the Kansas Association of School Boards. KDHE received no other comment from individuals and organizations in the general public and regulated community. KDHE received a Report dated May 21, 2019, from the Kansas Legislative Research Department, on behalf of the Joint Committee on Administrative Rules and Regulations (Joint Committee). The Joint Committee had considered KDHE's presentation and information about the proposed revoked regulations at its meeting May 14, 2019.

The public hearing was conducted at 9:00 a.m., Wednesday, July 10, 2019, in the Azure Conference Room, Curtis State Office Bldg., Topeka. In addition to the hearing officer, four KDHE staff members were in attendance. There were no individuals from the general public or regulated community present at the hearing and, therefore, no oral or written comment was presented or received. The hearing sign-in registration sheet is included in the administrative record. Following conclusion of the hearing and during the remaining portion of the public comment period before 5:00 p.m., the department received no comment from the public.

Pursuant to KSA 2018 Supp. 77-416, KDHE sent copies of the proposed revoked regulations, economic impact statement, environmental benefit statement, and notice of hearing by electronic mail to the League of Kansas Municipalities, Kansas Association of Counties, and Kansas Association of School Boards, requesting comment from each organization for the department to consider. A comment letter was received from the Kansas Association of School Boards.

All comment received during the public comment period was reviewed and considered. After due consideration, it was determined that no posthearing changes were needed to address the comment. Copies of the comment and responsiveness summary are included in the administrative record.

KDHE has met the requirements of KSA 2018 Supp. 77-415, *et seq.*, for adopting and filing regulations with the Secretary of State. The above-referenced proposed revoked regulations have been officially adopted by the Secretary of KDHE and will be filed with the Secretary of State for final publication in the *Kansas Register*.