The Division of Waste Management Field Operations Branch is comprised of 10 Regional Offices, a Satellite office and 1 Central Office located in Frankfort, KY.
Regulated Areas

• Hazardous Waste
  – Facilities/transporters who generate, transport, treat, store and dispose. (factories, trucking companies, incinerators, etc.)

• Solid Waste
  – Facilities who transport and dispose. (Landfills, Transfer Stations, Recycling Centers, Land farm applications etc.)

• Underground Storage Tanks (UST’s)
  – Facilities who store potential hazardous materials in underground tanks. (Gas Stations, Hospitals, Schools, etc.)

• Complaint and Notification Investigations
  – Complaints and notifications that are received from the general public on possible adverse effects to human health and environment. (Open dumps, spills, etc.)
On December 7, 2017, the Kentucky regulations were updated.
- They are current with the federal regulations. (SPA State)
- Incorporates the federal CFR’s
- Reduced 401 KAR Chapter 39 from 165 regulations to 5 regulations.
- New Updates
  - Generator Improvement Rule
    - Reorganizes the regulations to make them more user-friendly and thus enables improved compliance by the regulated community
    - Provides greater flexibility for hazardous waste generators to manage waste in a cost-effective manner through episodic generation and VSQG-LQG consolidation provisions
    - Strengthens environmental protection by addressing identified gaps in the regulations
    - Clarifies certain components of the hazardous waste generator program to address ambiguities and foster improved compliance
Conditionally exempt small quantity generators (CESQGs) are now called very small quantity generators (VSQGs).

- If an EPA ID for a VSQG is required, the facility must submit an annual registration fee of $200.00.
- If multiple VSQG facilities are submitted together on a registration form, there is an initial $200.00 fee and each additional facility will be $150.00.

- Current Workings by EPA
  - Allowing Aerosol Cans to be managed as a Universal Waste.
    - Currently in the comment period, can submit comments to the EPA.
    - If accepted, it will automatically be adopted by KYDEP.
- Coal Combustion Residuals (CCR) Regulations
  - 401 KAR Chapter 46 was implemented in early 2017.
  - Closely mirrors the Federal CCR Rule 40 CFR 257.
  - Lawsuits contesting the regulations.
  - Judgement in February 2018 which incorporates parts of 401 KAR Chapter 45, Chapter 46, and 40 CFR 257.
  - Solid Waste is still working out processes and standard operating procedures to ensure coverage of the regulations.
Solid Waste Program

• Technically Enhanced Naturally Occurring Radioactive Material (TENORM) Regulations
  – Became effective on December 7, 2017.
  – Regulations with both KYDEP (401 KAR 48:090) and CHFS (902 KAR 100:180).
  – All landfills are required to submit a modification
    • Landfills not taking TENORM are required to submit a modification to the procedures for excluding the receipt of prohibited waste.
    • Landfills taking TENORM are required to submit a modification to the permit for operational conditions. (may require a public notice)
Underground Storage Tank Program

• Currently working on new regulations
  – Will incorporate most of the 40 CFR’s 280 and 281
    • In the process of getting SPA approval.
  – Vetting process to top stakeholders
  – Possible implementation in early 2019
• Ten (10) summer auditors that will be conducting audits at retail tire locations.
• Located throughout the state in each of our Regional Field Offices.
• Looking that fees are being paid and on time as well as disposal is being conducted properly.
• 10-12 week program, currently seeking applications.
DEP Scholarship Program

• Available to full-time students with 60 semester hours.
• Covers the cost of in-state tuition, room, board, books and fees.
• One (1) semester of study equals six months of employment. (up to two years max)
• Must maintain a certain academic level to maintain scholarship.
• The program is currently evolving more and more each year.
DWM Priorities

• Ensure that all Federal grant commitment inspections are completed within the allotted times.

• Make sure that all public complaints and reported releases are investigated.

• Effective review and approve all submitted administrative complete permit applications within all established timeframes.
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