INTRODUCED

April 29, 2010

**H. 4918**

Introduced by Agriculture, Natural Resources and Environmental Affairs Committee

S. Printed 4/29/10--H.

Read the first time April 29, 2010.

**A** **JOINT RESOLUTION**

TO APPROVE REGULATIONS OF THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL, RELATING TO INFECTIOUS WASTE MANAGEMENT REGULATIONS, DESIGNATED AS REGULATION DOCUMENT NUMBER 4107, PURSUANT TO THE PROVISIONS OF ARTICLE 1, CHAPTER 23, TITLE 1 OF THE 1976 CODE.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. The regulations of the Department of Health and Environmental Control, relating to Infectious Waste Management Regulations, designated as Regulation Document Number 4107, and submitted to the General Assembly pursuant to the provisions of Article 1, Chapter 23, Title 1 of the 1976 Code, are approved.

SECTION 2. This joint resolution takes effect upon approval by the Governor.

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SUMMARY AS SUBMITTED

BY PROMULGATING AGENCY.

The Department of Health and Environmental Control has amended R. 61‑105, South Carolina Infectious Waste Management Regulations. These Regulations were previously amended June 24, 2005. Amendments include:

(1) The embalming process as a potential source of regulated infectious waste and set storage and treatment standards for this waste. Amendments provide an exemption from treatment facility permitting requirements for facilities whose only treatment of infectious waste is related to the embalming process and is performed for the purposes of meeting this standard.

(2) Allowances for alternate recordkeeping and communication have been developed for generators and transporters in regards to weight, biohazard marking and manifesting.

(3) Duplicated requirements have been deleted, including a continual refrigeration requirement and radiological monitoring by transporters.

(4) New requirements have been added for situations that could create a public health risk that have not been addressed in the past, including unattended vehicles carrying infectious waste and the storage and disposal of infectious waste treatment residue.

(5) Additionally, clarifications have been made to the Regulation to address the handling and treatment of regulated infectious waste by small quantity generators and transporters.

(6) The amendments add or clarify definitions used in the Regulation.

(7) Stylistic changes include corrections for internal consistency, clarification, references, and spelling in an effort to improve the overall text of the Regulation.

(8) Requirements were brought into compatibility with federal Department of Transportation regulations.

(9) Transporters who meet the United States Postal Service Domestic Mail Manual packaging requirements were exempted from obtaining a permit provided that only packages that meet this requirement are transported.

(10) Generator registration and fee requirements have been clarified.

(11) Facilities that close will be required to notify the Program.

(12) The Department also proposes to create an appeals section of R.61‑105 to comply with statutory changes in the Administrative Appeals process pursuant to S.C. Code Section 44‑1‑60 (2006 S.C. Act 387).

A Notice of Drafting for this amendment was published in the *State Register* on June 26, 2009.

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