

SUMMARY OF PROPOSED AMENDMENTS TO NDAC 33.1-24

The North Dakota Hazardous Waste Rules (the Rules) must be at least as stringent as the federal hazardous waste regulations found in Title 40 of the Code of Federal Regulations. Whenever there are changes to the federal regulations, the State must adopt any regulations stricter than current regulations, and have the option to adopt rules less stringent than current regulations

In 2019, the Federal Regulations were updated with two changes. The first was the new Management Standards for Hazardous Waste Pharmaceuticals and Amendment to the P075 Listing for Nicotine. The second was the Universal Waste Regulations: Addition of Aerosol Cans.

MANAGEMENT STANDARDS FOR HAZARDOUS WASTE PHARMACEUTICALS AND AMENDMENT TO THE P075 LISTING FOR NICOTINE

In 2019 the Federal Regulations were updated to include the new Management Standards for Hazardous Waste Pharmaceuticals and Amendment to the P075 Listing for Nicotine. This amendment introduced new management standards for hazardous waste pharmaceuticals, including special provisions for potentially creditable pharmaceuticals.

This amendment also removed nicotine replacement therapies like nicotine gum from classification as hazardous waste. This was done to ease the burden on smaller pharmaceutical facilities and grocery stores disposing of damaged or returned products.

UNIVERSAL WASTE REGULATIONS: ADDITION OF AEROSOL CANS

In 2019 the Federal Regulations were updated again to add aerosol cans to the universal waste regulations. Universal wastes are a special subset of hazardous wastes with less stringent management and disposal requirements. This was done to reduce the operational and financial burden on facilities generating aerosol can wastes.

QUESTIONS OR CONCERNS ABOUT HAZARDOUS WASTE RULE AMENDMENTS

If you have any questions or concerns about the proposed changes to the Hazardous Waste Rules, please contact:

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