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Permanent Final Adoptions

- (1) The temperature in the primary combustion chamber shall not be less than 1,200°F.
- (2) The temperature in the secondary combustion chamber(s) shall not be less than 1,800°F with a retention time of not less than one (1) second when processing biomedical waste containing no chemotherapeutic waste.
- (3) The temperature in the secondary combustion chamber(s) shall not be less than 2,000°F with a retention time of not less than two (2) seconds when processing biomedical waste containing chemotherapeutic waste.

252:100-17-11. Emission limits

Emissions from any biomedical waste incinerator subject to the requirements of this part shall not exceed the limits specified in (1) through (3) of this section. Any required performance testing shall be conducted while the incinerator is operating between 90% and 100% of operating capacity, or under other representative operating conditions specified by an applicable permit or testing method.

- (1) Hydrochloric acid (HCl). Emissions of HCl shall not exceed 4.0 lb/hr.
- (2) Particulate matter. Emissions of particulate matter shall not exceed 0.08 g/dscf (grains per dry standard cubic foot) corrected to 12% carbon dioxide in the emission gas stream.
- (3) Carbon monoxide (CO). Emissions of CO shall not exceed 100 ppm by volume corrected to standard conditions in the emission gas stream.

[OAR Docket #11-343; filed 4-7-11]

TITLE 252. DEPARTMENT OF ENVIRONMENTAL QUALITY CHAPTER 205. HAZARDOUS WASTE MANAGEMENT

[OAR Docket #11-346]

RULEMAKING ACTION:

PERMANENT final adoption

RULES:

Subchapter 3. Incorporation by Reference
252:205-3-1. [AMENDED]

AUTHORITY:

Environmental Quality Board and Hazardous Waste Management Advisory Council powers and duties, 27A O.S. §§ 2-2-101, 2-2-104, 2-2-201; Oklahoma Hazardous Waste Management Act, 2-7-105 and 2-7-106.

DATES:

Comment period:

September 15 through October 28, 2010, and November 16, 2010

Public hearing:

October 28, 2010, Hazardous Waste Management Advisory Council
November 16, 2010, Environmental Quality Board.

Adoption:

November 16, 2010

Submitted to Governor:

November 23, 2010

Submitted to House:

November 23, 2010

Submitted to Senate:

November 23, 2010

Gubernatorial Approval:

December 27, 2010

Legislative approval:

Failure of the Legislature to disapprove the rules resulted in approval on

April 1, 2011

Final adoption:

April 1, 2011

Effective:

July 1, 2011

SUPERSEDED EMERGENCY ACTIONS:

N/A

INCORPORATION BY REFERENCE:

Incorporated standards:

As set forth in OAC 252:205-3-2 through 252:205-3-4, certain provisions of Title 40 of the Code of Federal Regulations, Parts 124, 260 through 268, 270, 273, and 279 as amended through July 1, 2010.

Incorporating rules:

252:205-3-1

Availability:

From the contact person listed below

ANALYSIS:

The proposed amendments are to incorporate by reference, as set forth in OAC 252:205-3-2 through 252:205-3-4, certain provisions of Title 40 of the Code of Federal Regulations, Parts 124, 260 through 268, 270, 273, and 279 as amended through July 1, 2010.

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PURSUANT TO THE ACTIONS DESCRIBED HEREIN, THE FOLLOWING RULES ARE CONSIDERED FINALLY ADOPTED AS SET FORTH IN 75 O.S., SECTION 308.1(A), WITH AN EFFECTIVE DATE OF JULY 1, 2011:

SUBCHAPTER 3. INCORPORATION BY REFERENCE

252:205-3-1. Reference to 40 CFR

(a) **Incorporation date.** Except as provided in subsection (b), when reference is made to Title 40 of the Code of Federal Regulations (40 CFR), it shall mean (unless otherwise specified) the Hazardous Waste Regulations, Monday, May 19, 1980, as amended through July 1, 2009~~2010~~.

(b) **Excluded provisions.** None of the revisions to 40 CFR published at 73 FR 64668 - 64788 (October 30, 2008), "Revisions to the Definition of Solid Waste: Final Rule" are incorporated herein.

[OAR Docket #11-346; filed 4-7-11]

TITLE 252. DEPARTMENT OF ENVIRONMENTAL QUALITY CHAPTER 220. BROWNFIELDS

[OAR Docket #11-344]

RULEMAKING ACTION:

PERMANENT final adoption

RULES:

Chapter 220. Brownfields [REVOKED]