

**BEFORE THE
OHIO ENVIRONMENTAL PROTECTION AGENCY**

**Public Notice
Proposed Rulemaking Governing
Infectious Waste Rules**

Notice is hereby given that the Director of Environmental Protection, under the authority of Sections 3714.02, 3714.022, 3714.09, 3734.02, 3734.021, 3734.026, 3734.05, 3734.12, 3734.57, 3734.70, 3734.71, 3734.72, 3734.73, and 3734.74 of the Ohio Revised Code (ORC) and in accordance with ORC Chapter 119, proposes to original file the following rules of the Ohio Administrative Code:

Rule Number	Rule Title	Action
3745-27-30	Standards for generators of infectious wastes.	Rescind
3745-27-32	Standards for the operation of infectious waste treatment facilities.	Rescind
3745-27-32	Standards for the operation of infectious waste treatment facilities.	New
3745-27-33	Disposal paper system.	Rescind
3745-27-35	Standards for handling infectious wastes.	Rescind
3745-27-36	Registration requirements for generators of infectious waste.	Rescind
3745-27-37	Infectious waste treatment facility permit to install application.	Rescind
3745-27-37	Infectious waste treatment facility permit to install application.	New
3745-27-38	Alternative infectious waste treatment technology approval process.	Rescind
3745-27-39	Final closure of infectious waste treatment facilities.	Rescind
3745-28-01	Infectious waste host fee – definitions.	Amend
3745-28-07	Infectious waste host fees.	Amend
3745-500-01	General administration – applicability.	Amend
3745-500-02	General administration – definitions.	Amend
3745-500-210	Variances for solid waste facilities.	Amend
3745-500-220	Exemptions from the requirements of Chapters 3714. and 3734. of the Revised Code.	Amend
3745-501-05	Licensing requirements.	Amend
3745-550-01	Solid waste incinerator or energy recovery facility - applicability.	Amend
3745-570-01	Infectious waste – applicability.	New
3745-570-02	Definitions.	New
3745-570-31	Handling and storage of infectious waste.	New
3745-570-100	Infectious waste generators – general obligations.	New
3745-570-110	Requirements for small generators of infectious waste.	New
3745-570-120	Requirements for large generators of infectious waste.	New
3745-570-125	Registration certificate for large generators of infectious waste.	New
3745-570-130	Disposal paper.	New
3745-570-200	General requirements for infectious waste treatment facilities.	New
3745-570-201	Approved infectious waste treatment methods.	New
3745-570-202	Incineration.	New
3745-570-203	Autoclaving.	New
3745-570-204	Chemical treatment of cultures with sodium hypochlorite solution.	New
3745-570-205	Ozone exposure treatment.	New
3745-570-210	Alternative infectious waste treatment technology request.	New
3745-570-211	Approval criteria for issuance of an alternative infectious waste treatment technology approval.	New

3745-570-212	Alternative infectious waste treatment technology efficacy testing.	New
3745-570-213	Alternative infectious waste treatment technology ten year update.	New
3745-570-219	Infectious waste treatment facilities - permit and license provisions.	New
3745-570-220	Infectious waste treatment facility permit to install application.	New
3745-570-221	Permit to install issuance.	New
3745-570-222	Closure of an infectious waste treatment facility.	New

Ohio Administrative Code (OAC) Chapters 3745-27 and 3745-28 currently contain the requirements for infectious waste generators and treatment facilities. OAC Chapter 3745-500 contains multi-program administration rules, OAC Chapter 3745-501 contains solid waste, infectious waste, and construction and demolition debris licensing provisions, and OAC Chapter 3745-550 is the program chapter for solid waste incinerators.

The purpose of this rule making is to satisfy the requirements of Ohio Revised Code section 106.03. As part of this rulemaking effort, Ohio EPA re-organized the infectious waste rules into a new program chapter in OAC Chapter 3745-570 and rescinded the existing rules in OAC Chapter 3745-27. This proposed rulemaking effort aims to make the requirements clearer and easier to navigate.

The public comment period will run until November 22, 2024. A public hearing on this proposed rulemaking will be held to consider public comments in accordance with Section 119.03 of the Ohio Revised Code. Ohio EPA will be holding an in-person and virtual public hearing on the rules on November 22, 2024, at 10:30 a.m. During the hearing, the public may submit written comments on the record about the proposed rules and, if participating in person, may provide comments verbally.

The in-person hearing will be located at Ohio EPA, Suite 700, 50 W. Town Street, Columbus, Ohio 43215. Anyone wishing to participate virtually must register in advance for the meeting at: <https://attendee.gotowebinar.com/register/8610623445458662751>. Registration for the in-person hearing is not required.

Persons intending to give testimony at the hearing should notify the Ohio EPA Office of Communications and Outreach, P.O. Box 1049, Columbus, Ohio 43216-1049, (614) 644-2160 or by emailing mary.mccarron@epa.ohio.gov. Prior registration will ensure that registrants are heard ahead of those individuals who register at the hearing. Oral testimony may be limited to five minutes, depending on the number of persons testifying. All interested persons are entitled to attend or be represented and to present oral and/or written comments concerning the proposed rule-making.

Written testimony should be emailed to the attention of Michelle Mountjoy at michelle.mountjoy@epa.ohio.gov. Written comments may also be submitted to the Hearing Officer at the public hearing. Written testimony will receive the same consideration as oral testimony. All testimony received at the hearing or by close of business on November 22, 2024 will be considered by Ohio EPA prior to final action on this rulemaking proposal. Written comments submitted after this date may be considered as time and circumstances permit.

Questions regarding this rule package should be directed to Michelle Mountjoy at the Division of Materials and Waste Management at (614) 728-5372 or michelle.mountjoy@epa.ohio.gov.

To receive a copy of the proposed rules, please contact the DMWM receptionist at (614) 644-2621. In addition, full copies of all proposed rules are available for review at any Ohio EPA district office and at the Ohio EPA central office. The proposed rules are also accessible on DMWM web page at <https://epa.ohio.gov/divisions->

[and-offices/materials-and-waste-management/regulations/proposed-rules.](#)

To request a reasonable accommodation due to a disability, visit <https://epa.ohio.gov/ada>.