

R.61-79, Hazardous Waste Management Regulations – Proposed Amendment

State Register Document No. 5058

General Assembly review required

Link to published Notice of Proposed Regulation (“NPR”): www.scstatehouse.gov/regs/5058.docx

Status |

NPR published; comment period closed

Contact Information |

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Summary |

Pursuant to R.61-79, the Department promulgates regulations establishing and enforcing procedures, standards, and other requirements for the proper management of hazardous waste in South Carolina. The Department proposes amending R.61-79 to adopt the Environmental Protection Agency (“EPA”) final rule, “Modernizing Ignitable Liquids Determinations,” published in the Federal Register on July 7, 2020, at 85 FR 40594-40608. This rule updates flash point test methods used to determine if a liquid waste is hazardous. It allows the use of non-mercury thermometers in approved analytical methods that currently require mercury thermometers. This rule also provides greater clarity to determinations of hazardous waste, provides more flexibility in testing requirements, and improves environmental compliance, thereby enhancing the protection of human health and the environment. Because this rule is no more or less stringent than current Federal requirements, the EPA has made state adoption optional. The Administrative Procedures Act, S.C. Code Ann. Section 1-23-120(A), requires General Assembly review of these proposed amendments.

History |

NOD published; comment period started:	April 23, 2021
NOD comment period closed:	May 24, 2021
Board approval to publish NPR:	August 12, 2021
NPR published; comment period started:	August 27, 2021
NPR comment period closed:	September 27, 2021
Public hearing (scheduled):	November 10, 2021

Proposed New Solid Waste Management Regulation

General Assembly review required

Link to published Notice of Drafting (“NOD”): [State Register Volume 45, Issue 7 \(Page 9\)](#)

Status |

NOD published; comment period closed

Contact Information |

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Summary |

Pursuant to R-116, H.4100, the Fiscal Year 2021-2022 General Appropriations Act, Part 1B, Section 34, Proviso 34.62 (“Proviso”), the Department was directed to submit regulations which develop rules to guide all South Carolinians invested in, selling, installing, and using photovoltaic modules and energy storage system batteries in the management of end-of-life photovoltaic modules and energy storage system batteries on solar projects and the decommissioning of solar projects in excess of thirteen acres. The Department proposes promulgating a new regulation as directed in the Proviso. The new regulation will establish rules for the responsible management and disposal of materials and equipment used in utility-scale solar projects.

The Administrative Procedures Act, S.C. Code Section 1-23-120(A), requires General Assembly review of the proposed new regulation.

History |

NOD published; comment period started:

July 23, 2021

NOD comment period closed:

August 23, 2021