

ILLINOIS POLLUTION CONTROL BOARD
October 2, 1980

In the Matter Of:)
Hazardous Hospital Wastes,)
Sections 3(jj) and 21(h) of the) R80-19
Environmental Protection Act)

ORDER OF THE BOARD (by J. Anderson):

Section 21(h) (formerly g) of the Environmental Protection Act (Act) states that no person shall:

"Deposit any hazardous hospital waste in any landfill on or after January 1, 1981. All such waste shall be properly incinerated or processed by an alternative method pursuant to regulations adopted by the Board. This requirement shall take effect January 1, 1981."

The Board has received no proposals for rulemaking to implement this section.

Upon its own motion, the Board hereby authorizes the scheduling of at least two inquiry hearings on this matter pursuant to Procedural Rule 216 and Sections 5(b) and 5(d) of the Act. The hearings shall be held to elicit comments, to include, in particular, the following areas:

1. The proper interpretation and scope of Section 3(jj) (formerly t) of the Act defining hazardous hospital wastes as "wastes generated in connection with patient care that is [sic] contaminated with or may be contaminated with an infectious agent that has the potential of inducing an infection and has not been rendered innocuous by sterilization or incineration."
2. The definitional relationship, if any, between "hospital pathological wastes" listed as an "industrial process waste" in Section 3(i) (a sub-category of Section 3(aa) "special waste"), and "hazardous hospital wastes" as defined in Section 3(jj).
3. The existence and availability of methods, in addition to "proper" incineration, for processing of hazardous hospital wastes, pursuant to Sec. 21(h).
4. A comparison of the scope of Sections 3(jj) and 21(h) of the Act with applicable Federal laws and regulations in this area.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 2nd day of October, 1980 by a vote of 5-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board