

Medical Waste Management Rules

Effective May 26, 2016

Disposition Table

This table documents where former Title 30 Texas Administrative Code, Chapter 330 rules relating to medical waste management were placed in new Chapter 326.

New Rule Section in Chapter 326	Former Rule Section in Chapter 330
Subchapter A	
326.1	330.1 and 330.1203 <i>[complete rewrite]</i> and 330.1201
326.3 <i>[66 definitions - Revised "Generator", "Source separated Recyclable Material", "Storage" and added new definitions for "Incineration", and "Manifest". In general, some definitions were reworded to make it only applicable to medical waste management.]</i>	330.3 and 330.1205 <i>[181 definitions]</i>
326.5	330.15(a) <i>[(b) through (i) does not apply to medical waste.]</i>
326.7(a)-(c) <i>[(a) and (b) is slightly revised and (c) is added new.]</i>	330.55(a)-(b)
Subchapter B	
326.17	330.1207(a)
326.19	330.1207(c)(1) and (2) – <i>[330.1207(c)(3) is deleted.]</i>
326.21(a)	330.1207(c)(4)
326.21(b) <i>[Weight and contents of container are removed from label requirements.]</i>	330.1207(c)(5)
326.21(c)	330.1207(c)(6)
326.21(d)	330.1211(l)(1) and 330.12(g)
326.21(e)	330.1207(c)(6)
326.21(f) <i>[Size of letters used for labeling purposes reduced to 0.25 inches in height.]</i>	330.1207(c)(7)
326.21(g)	330.1207(c)(7)
326.21(h)	330.1207(c)(8)

New Rule Section in Chapter 326	Former Rule Section in Chapter 330
326.21(i)	330.1207(d)
326.23(a) <i>[Added CFR reference]</i>	330.1207(b)(1)
326.23(b)	330.1207(b)(2)
326.23(c)	330.1207(b)(3)
326.23(d) <i>[Added the option of electronic copies for manifests of shipments.]</i>	330.1207(b)(4)
326.23(e)	330.1219(e)
326.23(f)	330.1211(j)
326.23(g)	330.1215
Subchapter C	
326.31(a)	330.13(d)
326.31(b)	330.13(e) and 330.1211(a)(1)
326.31(c) <i>[Revised so that exempt facilities must follow the requirements relating to packaging, labeling and shipping.]</i>	330.1211(a)(1)
326.31(d)	330.1211(a)(3)
326.31(e)	330.1215
Subchapter D	
326.37(a)	330.11(a)
326.37(b)	330.11(b)
326.37(c)	330.11(c)
326.39(a)	330.11(f) and 330.1219(a)(1)-(2)
326.39(b)	330.1219(a)(2)
326.39(c)	330.1219(b)
326.41(a)	330.1219(a)(3)
326.41(b)	330.1219(a)(3)
326.41(c)	330.1219(b)
326.43(a) <i>[Revised authorization to notification level.]</i>	330.9(e)
326.43(b)	330.1217

New Rule Section in Chapter 326	Former Rule Section in Chapter 330
Subchapter E	
326.53 <i>[Removed financial assurance, no reference to “financial assurance” under this Section.]</i>	330.1211(f)
326.53(a)	330.9(l)
326.53(a)(1)	330.9(l)(1)(A)
326.53(a)(2)	330.9(l)(1)(B)
326.53(a)(3)	330.9(l)(2)
326.53(a)(4)	330.9(l)(1)(C)
326.53(a)(5)	330.1211(l)(4)
326.53(b)	330.9(l)
326.53(b)(1)	330.9(l)(3)
326.53(b)(2)	330.71(c)
326.53(b)(3)	330.71(a)
326.53(b)(4)	330.9(l)(3)
326.53(b)(5)	330.9(l)(4)
326.53(b)(6)	330.1211(c)
326.53(b)(7)	330.1211(d)
326.53(b)(8)	330.1211(h)
326.53(b)(9)	330.1211(g)
326.53(b)(10)	330.1211(i)
326.53(b)(11)	330.1211(j)
326.53(b)(12)	330.1211(e)
326.53(b)(13) <i>[Clarified the commingling of wastes in shipments]</i>	330.1213
326.53(b)(14)	330.1209(a)
326.53(b)(15)	330.1211(k)
326.53(b)(16)	330.1215
326.53(b)(17)	330.1213
326.53(b)(18) <i>[Added that new transportation units do not need to be added to registration if used for less than 5 days.]</i>	330.1213(1)
326.53(b)(19)	330.1213(2)

New Rule Section in Chapter 326	Former Rule Section in Chapter 330
326.53(b)(20)	330.9(l)(4)
326.53(c)	330.1211(b)
326.55(a)	330.9(m) and 330.9(m)(1)
326.55(a)(1)	330.9(m)(1)(A)
326.55(a)(2)	330.9(m)(1)(B)
326.55(a)(3)	330.9(m)(2)
326.55(a)(4)	330.9(m)(1)(E)
326.55(a)(5)	330.1221(g)(6) and (7)
326.55(a)(6)	330.9(m)(1)(F)
326.55(a)(7)	330.9(m)(1)(G)
326.55(a)(8)	330.9(m)(1)(H) and 330.1221(j)
326.55(a)(9)	330.9(m)(1)(I)
326.55(a)(10) and 326.55(a)(10)(D)	330.9(m)(1)(C) and (D)
326.55(a)(11)	330.1221(l)(4)
326.55(b)(1)(B) <i>[Expiration date of registrations by rule for transporters changed to Sept 30th.]</i>	330.9(m)(4)
326.55(b)(1)(A)	330.9(m)(5)
326.55(b)(1)(C)	330.9(m)(1)(I)
326.55(b)(1)(D) <i>[Clarifies that that a renewal form must be submitted, changed the date due to August 1st.]</i>	330.1221(l)(4)
326.55(b)(2)	330.71(c)
326.55(b)(3)	330.71(a)
326.55(b)(4)	330.9(m)(4)
326.55(b)(5)	330.9(m)(3)
326.55(b)(6)	330.1221(c)
326.55(b)(7)	330.1221(d)
326.55(b)(8)	330.1221(g)
326.55(b)(9)	330.1221(b)
326.55(b)(10)	330.1221(f)
326.55(b)(11)	330.1221(e)
326.55(b)(12)	330.1221(h)
326.55(b)(13)	330.1221(i)

New Rule Section in Chapter 326	Former Rule Section in Chapter 330
326.55(b)(14)	330.1221(k)
326.55(c)	330.9(m)(6)
Subchapter F	
326.61(a)	330.9(n)
326.61(b)	330.9(a)
326.61(c) <i>[Reworded as it applies to Medical Waste]</i>	330.69(b)
326.61(d) <i>[Reworded as it applies to Medical Waste]</i>	330.57(d)
326.61(e) <i>[Reworded as it applies to Medical Waste]</i>	330.57(d)
326.61(f) <i>[Reworded as it applies to Medical Waste]</i>	330.57(d)
326.61(g) <i>[Reworded as it applies to Medical Waste]</i>	330.57(d)
326.61(h) <i>[Added the option for accepting home generated waste that would be classified as medical waste if it were generated by healthcare facilities]</i>	330.9(n)
326.63(a)	330.67(a)
326.63(b)	330.67(b)
326.65(a)	330.23(d)
326.65(b)	330.23(f)
326.65(c)	330.23(g)
326.67(a)	330.25(a)
326.67(b)	330.25(b)
326.67(c)	330.25(c)
326.67(d)	330.25(d)
326.69(a) <i>[Reduced to 3 copies]</i>	330.57(e)(1)
326.69(b)	330.57(f)
326.69(c)	330.57(g)
326.69(d)	330.57(h)
326.69(e)	330.57(i)(1) and (2)
326.69(f)	330.59(g)
326.69(g)	330.59(h)(1)

New Rule Section in Chapter 326	Former Rule Section in Chapter 330
326.71(a)(1)	330.61(e) and 330.61(c)
326.71(a)(2) <i>[Maps required as they are relevant to medical waste facilities (no monitor wells)]</i>	330.61(d)
326.71(a)(3)	330.61(g)
326.71(a)(4) <i>[Reduced from two mile to one mile zoning map]</i>	330.61(h)(1)
326.71(a)(5)	330.61(h)
326.71(a)(6) <i>[Removed the mineral interest ownership requirement]</i>	330.59(c)(3)
326.71(a)(7)	330.59(d)(1)(C) and (D)
326.71(b)	330.59(d)(2)
326.71(c)	330.59(f)(3)
326.71(d)	330.59(e)
326.71(e) <i>[Reworded as it applies to Medical Waste Facilities]</i>	330.61(i)
326.71(f) <i>[Reworded as it applies to Medical Waste Facilities]</i>	330.63(c)
326.71(g) <i>[Revised the requirement for Parts I and II of the application submittal to the Council of Governments with "documentation" since the application is not structured as Parts I through IV anymore]</i>	330.61(p)
326.71(h)(1)	330.59(b)
326.71(h)(2)	330.63(b)(1)
326.71(h)(3) <i>Buffer zone minimum distance revised from 50 feet to 25 feet due to requirements of HB2244/THSC.</i>	330.543(b)
326.71(h)(4)	330.63(b)(2)(A)
326.71(i) <i>[Reworded as it applies to Medical Waste Facilities and added the language for storage requirements related to medical waste.]</i>	330.63(d)
326.71(j)	330.1219(a)(1)
326.71(j)(1)	330.1219(a)(3)(E)(i)
326.71(j)(2)	330.1219(a)(3)(E)(i)(III)
326.71(j)(3)	330.1219(a)(3)(E)(ii)

New Rule Section in Chapter 326	Former Rule Section in Chapter 330
326.71(j)(4)	330.1219(a)(3)(E)(iii)
326.71(j)(5)	330.1219(d)
326.71(j)(6)	330.1219(a)(3)(E)(iv)
326.71(k) <i>[Reworded as it applies to Medical Waste Facilities]</i>	330.63(h) and 330.459
326.71(l) <i>[Reworded as it applies to Medical Waste Facilities]</i>	330.461
326.71(m)	330.63(j) and 330.505(a)(2) – (4)
326.71(n)	330.63(j)
326.71(o) <i>[Reworded as it applies to Medical Waste Facilities]</i>	330.57(c)(4), 330.65(b) and 330.65(a)
326.71(p) <i>[Reworded as it applies to Medical Waste Facilities]</i>	330.125(a) and 330.219(b)
326.73(a) <i>[Reworded as it applies to Medical Waste Facilities]</i>	330.69(b)
326.73(b)	330.69(c)
326.73(c)	330.69(d)
326.75(a) <i>[Reworded as it applies to Medical Waste Facilities]</i>	330.127 <i>[was not originally applicable to medical waste facilities but was still requested as part of any registration application]</i>
326.75(b) <i>[Reworded as it applies to Medical Waste Facilities]</i>	330.61(b) & 330.203
326.75(c) <i>[Reworded as it applies to Medical Waste Facilities]</i>	330.63(b)(4) & 330.205(c) and 330.207(a)-(f)
326.75(d) <i>[Reworded as it applies to Medical Waste Facilities]</i>	330.209
326.75(e) <i>[Reworded as it applies to Medical Waste Facilities]</i>	330.219
326.75(f)	330.221
326.75(g)	330.63(b)(1) & 330.223
326.75(h)	330.225
326.75(i) <i>[Revised to remove the waste acceptance hours. The rule references operating hours only.]</i>	330.229
326.75(j)	330.231

New Rule Section in Chapter 326	Former Rule Section in Chapter 330
326.75(k) <i>[Revised to collections schedule to “as necessary” and to “within the registration boundary”.]</i>	330.233
326.75(l) <i>[Added clarification for maintenance of roadways as it applies to Medical Waste Facilities]</i>	330.235 & 330.237
326.75(m)	330.239
326.75(n)	330.241
326.75(o)	330.243
326.75(p)	330.245
326.75(q)	330.247
326.75(r)	330.1219(e)
326.75(r)(1)	330.171 and 330.63(d)(2)
326.75(r)(2)	330.1219(b)(1)
326.75(r)(3)	330.1219(b)(2)
326.75(r)(4)	330.1219(b)(3)
326.75(r)(5)	330.1219(b)(4)(A)-(D) and 330.1219(c)
326.77(a)	330.71(a)
326.77(b)	330.71(b)
326.77(c)	330.71(d)
326.77(d)	330.71(e)
326.77(e)	330.71(g)
326.77(f)	330.71(i)
326.77(g)	330.71(j)
326.77(h)	330.73(a)
326.77(i)	330.73(d)
326.77(j)	330.73(e)
326.77(k)	330.73(f)
Subchapter G	
326.85(a) <i>[Reworded as it applies to Medical Waste Facilities]</i>	330.671(a)
326.85(b) <i>[Reworded as it applies to Medical Waste Facilities]</i>	330.671(b) with the exception of 330.671(b)(2)
326.87(a) <i>[Reworded as it applies to Medical Waste Facilities]</i>	330.673(b)

New Rule Section in Chapter 326	Former Rule Section in Chapter 330
326.87(b)(1) <i>[Included the volume for fee determination as a option.]</i>	330.1211(l)(1) and 330.1221(l)(1)
326.87(b)(2)	330.1211(l)(2) and 330.1221(l)(2)
326.87(b)(3) <i>[Added an option for a flat fee of \$500 for volume based reporting.]</i>	330.1211(l)(3) and 330.1221(l)(3)
326.87(b)(4) <i>[Revised the annual fee due date to be within 30 days of the billing statement as assessed by the executive director.]</i>	330.1211(l)(2), (4), and 330.1221(l)(4)
326.89(a) <i>Reworded as it applies to Medical Waste Facilities</i>	330.675(a)
326.89(b) <i>Reworded as it applies to Medical Waste Facilities</i>	330.675(b)
326.89(c)	330.9(m)(5) & 330.1221(m)
326.89(d)	330.9(l)(5), 330.1211(a)(2) and 330.1211(m)