

Pharmaceutical Rule Rulemaking Status

State Jurisdiction	Status of Rulemaking ¹	Date Proposed Rule Published ²	Public Hearing Dates, Comment Periods, Meeting Notices ²	Final Rule Effective Date ²	Website
Changes (if any) since the prior month are in red font					
Alabama	Complete	N/A	N/A	4/13/2020	http://www.alabamaadministrativecode.state.al.us/UpdatedMonthly/AAM-FEB-20/AAM-FEB-20.htm
Alaska	Complete	N/A	N/A	8/21/2019	https://www.epa.gov/hwgenerators/management-pharmaceutical-hazardous-waste
Arizona	Complete	N/A	N/A	11/3/2020	http://www.azdeg.gov/hazardous-waste-2020-updates-rulemaking
Arkansas	Drafting Rule	Not Yet Determined	Not Yet Determined	Not Yet Determined	https://www.adeq.state.ar.us/po/pa/pi/notices/rulemaking.aspx
California	Subpart P: Drafting Rule (Section 100 Rule)	Currently soliciting comments; Not Published - Section 100 Rule being completed without formal rulemaking	No Meetings Held; No public comment required for Section 100 Rule	Not Yet Determined	https://dtsc.ca.gov/pharmaceutical-waste-rulemaking/
	Nicotine Exclusion: Complete	N/A	N/A	3/9/2021	
Colorado	Complete	N/A	N/A	7/15/2020	https://www.colorado.gov/pacific/cdphe/shwc-current-meeting-materials
Connecticut	Subpart P: Not Yet Considering	Not Yet Determined	Not Yet Determined	Not Yet Determined	https://portal.ct.gov/DEEP/Laws/Laws-and-Regulations
	Nicotine Exclusion: Drafting Rule	Not Yet Determined	Not Yet Determined	Not Yet Determined	
Delaware	Complete	N/A	N/A	1/21/2021	https://regulations.delaware.gov/register/previous_issues.shtml
District of Columbia	Post Public Comment Period (Adopting by Reference)	12/24/2021	Comments Due: 3/7/2022 (Extended)	Late April 2022	https://www.dcregs.dc.gov/Common/NoticeDetail.aspx?NoticeId=N117707

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Florida	Complete	N/A	N/A	8/21/2019	https://www.flrules.org/gateway/ChapterHome.asp?Chapter=62-730
Georgia	Complete	N/A	N/A	12/4/2019	https://epd.georgia.gov/proposed-rules
Hawaii	Subpart P: Complete	N/A	N/A	6/7/2021	https://health.hawaii.gov/shwb/hwrules/#June.7.2021
	Nicotine Exclusion: Complete	N/A	N/A	6/25/2020	
Idaho	Complete	N/A	N/A	7/1/2021	https://www.deq.idaho.gov/waste-management-and-remediation/hazardous-waste-in-idaho/
Illinois	Complete	N/A	N/A	9/3/2020	https://www.cyberdriveillinois.com/departments/index/register/home.html
Indiana	Complete	N/A	N/A	2/14/2021	http://iac.iga.in.gov/iac/irtoc.htm?lsayear=20&lsadoc=204&view=list&ldn=Y
Iowa	Complete	N/A	N/A	8/21/2019	https://www.epa.gov/hwgenerators/management-pharmaceutical-hazardous-waste
Kansas	Drafting Rule - by reference (BWM Policy 2017-P2)	2022	2022 (Informal request for feedback in the first half of the year)	2023	https://www.kdhe.ks.gov/660/Statutes-Regulations
Kentucky	Complete	N/A	N/A	8/21/2019	https://apps.legislature.ky.gov/law/kar/TITLE401.HTM
Louisiana	Internal Discussions	Fall 2022	Fall 2022	Early 2023	https://www.deq.louisiana.gov/page/rules-regulations
Maine	Internal Discussions	Fall 2022	Fall 2022	2023	http://www.maine.gov/dep/rules/index.html

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Maryland	<u>Subpart P</u> : Drafting Rule	Spring 2022	Spring 2022	Summer/Fall 2022	https://mde.maryland.gov/progr/ams/Regulations/land/Pages/RegInDev.aspx
	<u>Nicotine Exclusion</u> : Complete	N/A	N/A	5/3/2021	http://www.dsd.state.md.us/MDR/mdregister.html
Massachusetts	<u>Subpart P</u> : Internal Discussions	2023	2023	Not Yet Determined	https://www.mass.gov/service-details/massdep-public-hearings-comment-opportunities
	<u>Nicotine Exclusion</u> : Drafting Rule	Early 2022	Early 2022	2022	
Michigan	Internal Discussions (EGLE Regulatory Plan - R299.9101 - 299.11007)	Summer 2022	Summer 2022	Fall 2022	https://www.michigan.gov/egle/0,4561,7-135-3307_4132---,00.html
Minnesota	<u>Subpart P</u> : Internal Discussions	2023	2023	2023	https://www.pca.state.mn.us/public-notices
	<u>Subpart P</u> : Minnesota has released guidance/fact sheets for those Subpart P requirements currently in place				https://www.pca.state.mn.us/waste/hazardous-waste-documents-and-forms
	<u>Nicotine Exclusion</u> : Effective 8/21/2019	Not Applicable	Not Applicable	8/21/2019	https://www.pca.state.mn.us/sites/default/files/w-hw3-33.pdf
Mississippi	Post Public Comment Period (Adopting by Reference)	1/6/2022	Comments Due: 2/10/2022; Public Hearing: 3/10/2022 (postponed)	May 28, 2022 (30 days after approval - Approval meeting not yet scheduled)	https://www.mdeg.ms.gov/land/waste-division/hazardouswaste/public-notices/
Missouri	Drafting Rule (Stakeholder Review Period)	Fall 2022	Fall 2022	2023	https://dnr.mo.gov/commissions-boards-councils/hazardous-waste-management-commission

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Montana	Post Public Comment Period (Adopting by Reference)	Informal: 7/28/2021 Formal: 1/14/2022	Informal: Comments Due 9/14/2021; Public Meetings: 8/10/2021 & 8/13/2021; Formal: Comments Due: 2/14/2022; Public Meeting: 2/9/2022	5/14/2022	https://deq.mt.gov/public/publiccomment
Nebraska	Internal Discussions	Late 2022	Late 2022	Late 2022	http://deq.ne.gov/Press.nsf/Rule.s.xsp
Nevada	Not Yet Determined	Not Yet Determined	Not Yet Determined	Not Yet Determined	https://ndep.nv.gov/land/waste/statutes-and-regulations
New Hampshire	Subpart P: Public Comment Period	3/17/2022	Comments Due 4/15/2022; Public Hearing 4/8/2022	Early Summer 2022	http://www.gencourt.state.nh.us/rules/register/default.aspx
	Nicotine Exclusion: (Env-Hw300-800, 110, 1200) Complete	N/A	N/A	11/23/2019	
New Jersey	Complete	N/A	N/A	8/21/2019	https://www.epa.gov/hwgenerators/management-pharmaceutical-hazardous-waste
New Mexico	Not Yet Considering	Not Yet Determined	Not Yet Determined	Not Yet Determined	https://www.env.nm.gov/public-notices-2/
New York	Subpart P: Drafting Rule (FedReg6)	Not Yet Determined (multi-agency reviews required/up to 6 months)	Written comments accepted until further notice.	2022	https://www.dec.ny.gov/regulations/117115.html
	Nicotine Exclusion: Utilizing "Enforcement Discretion" to allow use of exclusion now	8/15/2019 (Letter of Declaration Issued)	Not Applicable	8/21/2019	https://www.dec.ny.gov/chemical/102907.html
North Carolina	Complete	N/A	N/A	Subpart P: Effective 7/1/2020; Nicotine Exclusion: Effective 8/21/2019	https://deq.nc.gov/about/divisions/waste-management/hw/recent-rules

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North Dakota	Complete	N/A	N/A	7/1/2021	https://www.legis.nd.gov/information/acdata/html/33.1-24.html
Ohio	Complete	N/A	N/A	10/5/2020	https://epa.ohio.gov/wps/portal/gov/epa/find-regulations/proposed-rules
Oklahoma	Complete	N/A	N/A	9/15/2020	http://www.oar.state.ok.us/oar/codedoc02.nsf/frmMain?OpenFrameSet&Frame=Main&Src=75tnm2shfcdnm8pb4dthj0chedppmc_bq8dtmmak31ctijjrgcln50ob7ckj42tbkdt374obdcli00
Oregon	Complete	N/A	N/A	1/1/2022	https://www.oregon.gov/deq/Regulations/rulemaking/Pages/HazardousWaste2021.aspx
Pennsylvania	Complete	N/A	N/A	8/21/2019	https://www.epa.gov/hwgenerators/management-pharmaceutical-hazardous-waste
Puerto Rico	Complete	N/A	N/A	8/21/2019	https://www.epa.gov/hwgenerators/management-pharmaceutical-hazardous-waste
Rhode Island	Drafting Rule (On Hold)	Not Yet Determined	Not Yet Determined	Not Yet Determined	http://www.dem.ri.gov/documents/regulations/
South Carolina	Complete	N/A	N/A	11/27/2020	https://www.scstatehouse.gov/state_register.php
South Dakota	Complete	N/A	N/A	9/3/2019	https://rules.sd.gov/detail.aspx?id=524
Tennessee	Complete	N/A	N/A	4/11/2022	https://publications.tnsosfiles.com/rules_filings/01-04-22.pdf

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Texas	Complete	N/A	N/A	2/3/2022	https://www6.tceq.texas.gov/rules/index.cfm?fuseaction=external_reports.projectDetail&projectID=1836
Utah	Complete	N/A	N/A	9/14/2020	https://deq.utah.gov/waste-management-and-radiation-control/rulemaking-actions-waste-management-and-radiation-control#proposed-hazardous-waste
Vermont	Complete	N/A	N/A	2/1/2022	https://dec.vermont.gov/waste-management/hazardous/regulations
Virginia	Complete	N/A	N/A	8/23/2019	http://townhall.virginia.gov/L/viestage.cfm?stageid=8670&display=documents
Washington	Complete	N/A	N/A	10/31/2020	https://ecology.wa.gov/Regulations-Permits/Laws-rules-rulemaking/Rulemaking/WAC173-303
West Virginia	Complete	N/A	N/A	7/1/2020	https://apps.sos.wv.gov/adlaw/csr/rule.aspx?rule=33-20
Wisconsin	Complete	N/A	N/A	9/1/2020	https://docs.legis.wisconsin.gov/code/chr/all/cr_19_082
Wyoming	Legislative Review	12/15/2021 (Reissued Proposed Rules)	Public Comments Due: 2/3/2022; Public Hearing: 2/15/2022	2022	https://eqc.wyo.gov/Public/Pleadings.aspx?DocketId=4323

KEY:

1 - Status Categories are **Not Yet Considering** (i.e. state regulators are working on other, higher priorities first); **Internal Discussions** (i.e. state regulators are reviewing Federal and current state regulations and formulating a plan on how best to proceed); **Drafting Rule** (i.e. state regulators are actively drafting proposed regulations); **Public Comment Period** (i.e. state regulators have published proposed regulations and are soliciting feedback from the public); **Post Public Comment Period** (i.e. state regulators have issued proposed rules and solicited public feedback (which is complete) in preparation for modification and/or publishing); **Legislative Review** (i.e. state regulators have submitted final legislation for internal review before publishing); and **Complete** (i.e. regulations have been published and are in effect or a future effective date has been set; or state has adopted by reference without rulemaking or is not authorized to manage regulations).

2 - Future dates contained in this table are subject to change as the rulemaking process continues for each state. Dates reflect the best estimate based on available information.