

CHAPTER XII. MEDICAL WASTE MANAGEMENT

Sec. B11-260. Declaration of findings and intent.

It is determined that the secure management of the treatment and disposal of medical waste is necessary to protect the public health, welfare and safety.

The purpose of this chapter is to empower the director to implement provisions of the Medical Waste Management Act (division 104, part 14, California Health and Safety Code) throughout both the incorporated and unincorporated areas of the County of Santa Clara.

Sec. B11-261. Medical Waste Management Act.

The Medical Waste Management Act, division 104, part 14, of the California Health and Safety Code (commencing with section 117600), any regulations adopted pursuant thereto, and this chapter, shall be the lawful statute and regulations pertaining to the storage, treatment, transportation and disposal of medical waste in the County of Santa Clara.

Sec. B11-262. Registration.

Any person who generates, stores, transports or disposes of medical waste, and is required under the Medical Waste Management Act to register with the director, must pay fees as established by resolution of the board of supervisors. Registration must be made on forms provided by the director. Small quantity generators that are not required to register must obtain a permit pursuant to Sec. B11-263.

Sec. B11-263. Permits.

Any person, who generates, stores, transports or disposes of medical waste who is required to be permitted under the Medical Waste Management Act or this chapter, must register and pay prescribed permit fees to the department. Small quantity generators that are not required to register must obtain a permit from the director and pay an annual medical waste generator fee as established by resolution of the board of supervisors.

Sec. B11-264. Proceedings for revocation of permit/hearing.

Proceedings for the revocation or suspension of a medical waste permit will be conducted in accordance with sections 118350 through 118360 of the California Health and Safety Code. The hearing will be conducted by the director.

Sec. B11-265. Medical waste management plan.

Any person who generates, stores, transports or disposes of medical waste and who is required under the Medical Waste Management Act to submit a medical waste management plan to the director must submit such a plan to the department on forms provided by the director.

Any person who is required to submit a medical waste management plan as a condition for receiving a permit must submit such a plan to the department on forms provided by the director.

Sec. B11-266. Exemptions and approvals.

The director may grant exemptions and approvals consistent with the Medical Waste Management Act. The director may collect fees to offset expenses incurred as a result of any exemption granted. Fees will be established by resolution of the board of supervisors.

Sec. B11-267. Consolidation of household generated medical waste

Any person who generates needles and syringes (sharps) or non-RCRA pharmaceutical waste from premises that are not regulated under the Medical Waste Management Act, such as a household, may transport that waste to a consolidation point approved by the director. Once consolidated, household generated sharps waste must be stored, transported and treated as medical waste pursuant to the Medical Waste Management Act. Non-RCRA household pharmaceutical waste, once consolidated, must be stored, transported and treated as medical waste. A consolidation point is exempt from permit or registration fees.

Sec. B11-268. Medical waste generator required to pay permit fees.

All large quantity generators and all small quantity generators are required to be registered and/or permitted by the department and pay fees as established by resolution of the board of supervisors. The term of the permit or registration will be as defined in the Medical Waste Management Act unless otherwise stated.