



**Aerosol-Universal Waste Rule Rulemaking Status**

State Jurisdiction	Status of Rulemaking <sup>1</sup>	Date Proposed Rule Published <sup>2</sup>	Public Hearing Dates, Comment Periods, Meeting Notices <sup>2</sup>	Final Rule Effective Date <sup>2</sup>	Website
<b>Changes (if any) since the prior month are in red font</b>					
Alabama	Complete	N/A	N/A	2/15/2021	<a href="http://www.alabamaadministrativecode.state.al.us/monthly.html">http://www.alabamaadministrativecode.state.al.us/monthly.html</a>
Alaska	Complete	N/A	N/A	2/7/2020	<a href="https://www.federalregister.gov/documents/2019/12/09/2019-25674/increasing-recycling-adding-aerosol-cans-to-the-universal-waste-regulations">https://www.federalregister.gov/documents/2019/12/09/2019-25674/increasing-recycling-adding-aerosol-cans-to-the-universal-waste-regulations</a>
Arizona	Complete	N/A	N/A	11/3/2020	<a href="http://www.azdeg.gov/hazardous-waste-2020-updates-rulemaking">http://www.azdeg.gov/hazardous-waste-2020-updates-rulemaking</a>
Arkansas	Drafting Rule	Not Yet Determined	Not Yet Determined	Not Yet Determined	<a href="https://www.adeq.state.ar.us/po/pa/pi/notices/rulemaking.aspx">https://www.adeq.state.ar.us/po/pa/pi/notices/rulemaking.aspx</a>
California	Under Evaluation (CA already has similar law; determining if changes are required)	Not Applicable (Under Comparison Review)	Not Applicable (Under Comparison Review)	1/1/2002 (State Regulation)	<a href="https://dtsc.ca.gov/universalwaste/universal-waste-handler-recycler/">https://dtsc.ca.gov/universalwaste/universal-waste-handler-recycler/</a>
Colorado	Complete (Pending Publication/Effective Date)	10/5/2021 (Website) 10/25/2021 (State Register)	11/3/2021 (Written Comments); 11/16/2021 (Public Hearing - Approved)	1/16/1996 (Current Regulation); 1/14/2022 (If published 12/30/21)	<a href="https://www.colorado.gov/pacific/cdphe/hazardous-materials-proposed-rulemakings">https://www.colorado.gov/pacific/cdphe/hazardous-materials-proposed-rulemakings</a>
Connecticut	Not Yet Determined (Not intended for next rulemaking)	Not Yet Determined	Not Yet Determined	Not Yet Determined	<a href="https://www.ct.gov/deep/cwp/view.asp?a=2704&amp;q=323512&amp;deepNav_GID=1511">https://www.ct.gov/deep/cwp/view.asp?a=2704&amp;q=323512&amp;deepNav_GID=1511</a>
Delaware	Complete	N/A	N/A	1/21/2021	<a href="https://regulations.delaware.gov/register/previous_issues.shtml">https://regulations.delaware.gov/register/previous_issues.shtml</a>
District of Columbia	Drafting Rule (Adopting by Reference)	Early 2022	Early 2022 (Comments accepted for 30 days following publication)	Early 2022	<a href="https://doee.dc.gov/service/public-notices-hearings">https://doee.dc.gov/service/public-notices-hearings</a>
Florida	Complete	N/A	N/A	10/30/2020	<a href="https://floridadep.gov/waste/permitting-compliance-assistance/content/hazardous-waste-rulemaking">https://floridadep.gov/waste/permitting-compliance-assistance/content/hazardous-waste-rulemaking</a>

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Georgia	Complete	N/A	N/A	10/5/2020	<a href="https://epd.georgia.gov/public-announcements-0/proposed-rules/chapter-391-3-11-rules-hazardous-waste-management">https://epd.georgia.gov/public-announcements-0/proposed-rules/chapter-391-3-11-rules-hazardous-waste-management</a>
Hawaii	Complete	N/A	N/A	6/7/2021	<a href="https://health.hawaii.gov/shwb/hwrules/#June.7.2021">https://health.hawaii.gov/shwb/hwrules/#June.7.2021</a>
Idaho	Complete	N/A	N/A	7/1/2021	<a href="https://www.deq.idaho.gov/waste-management-and-remediation/hazardous-waste-in-idaho/">https://www.deq.idaho.gov/waste-management-and-remediation/hazardous-waste-in-idaho/</a>
Illinois	Complete	N/A	N/A	9/3/2020	<a href="https://pcb.illinois.gov/ClerksOffice/PendingRulemakings">https://pcb.illinois.gov/ClerksOffice/PendingRulemakings</a>
Indiana	Complete	N/A	N/A	2/14/2021	<a href="http://iac.iga.in.gov/iac/irtoc.htm?Isayear=20&amp;Isadoc=204&amp;view=list&amp;Idn=Y">http://iac.iga.in.gov/iac/irtoc.htm?Isayear=20&amp;Isadoc=204&amp;view=list&amp;Idn=Y</a>
Iowa	Complete	N/A	N/A	2/7/2020	<a href="https://www.federalregister.gov/documents/2019/12/09/2019-25674/increasing-recycling-adding-aerosol-cans-to-the-universal-waste-regulations">https://www.federalregister.gov/documents/2019/12/09/2019-25674/increasing-recycling-adding-aerosol-cans-to-the-universal-waste-regulations</a>
Kansas	Drafting Rule - by reference (BWM Policy 2017-P2)	2022	2022 (Informal request for feedback in the first half of the year)	2023	<a href="http://www.kdheks.gov/waste/pregsandstatutes.html">http://www.kdheks.gov/waste/pregsandstatutes.html</a>
Kentucky	Complete	N/A	N/A	2/7/2020	<a href="https://apps.legislature.ky.gov/law/kar/401/039/060.pdf">https://apps.legislature.ky.gov/law/kar/401/039/060.pdf</a>
Louisiana	Internal Discussions	Fall 2022	Fall 2022	Early 2023	<a href="https://www.deq.louisiana.gov/page/rules-regulations">https://www.deq.louisiana.gov/page/rules-regulations</a>
Maine	Not Yet Considering	2022	2022	2022	<a href="https://www.maine.gov/dep/rule/s/">https://www.maine.gov/dep/rule/s/</a>
Maryland	Internal Discussions	Early 2022	Early 2022	2022	<a href="https://mde.maryland.gov/programs/LAND/RMP/Pages/index.aspx">https://mde.maryland.gov/programs/LAND/RMP/Pages/index.aspx</a>
Massachusetts	Drafting Rule	Early 2022	Early 2022	2022	<a href="https://www.mass.gov/service-details/massdep-public-hearings-comment-opportunities">https://www.mass.gov/service-details/massdep-public-hearings-comment-opportunities</a>

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Michigan	Complete	N/A	N/A	8/3/2020	<a href="https://www.michigan.gov/egte/0,9429,7-135-3312_72907_72912-410842--00.html">https://www.michigan.gov/egte/0,9429,7-135-3312_72907_72912-410842--00.html</a>
Minnesota	Drafting Rule (Adding to previously proposed rulemaking: Land-Related Housekeeping Amendments)	March 2022	March 2022	2022	<a href="https://www.pca.state.mn.us/regulations/minnesota-rulemaking">https://www.pca.state.mn.us/regulations/minnesota-rulemaking</a>
Mississippi	Drafting Rule (Adopting by Reference)	January 2022 (Regs Written/Working on Notice)	March 2022 (Regs Written/Working on Notice)	Spring 2022	<a href="https://www.mdeq.ms.gov/land/waste-division/hazardouswaste/public-notices/">https://www.mdeq.ms.gov/land/waste-division/hazardouswaste/public-notices/</a>
Missouri	Drafting Rule (Stakeholder Review Period)	Early 2022	Early 2022	2023	<a href="https://dnr.mo.gov/commissions-boards-councils/hazardous-waste-management-commission">https://dnr.mo.gov/commissions-boards-councils/hazardous-waste-management-commission</a>
Montana	Drafting Formal Rule (Intend to Adopt by Reference)	Informal: 7/28/2021 Formal: January or February 2022	Informal: Comments Due 9/14/2021; Public Meetings: 8/10/2021 & 8/13/2021; Formal: 2/9/2022 (Tentative)	2022	<a href="https://deq.mt.gov/News/publiccomment-folder/news-article110">https://deq.mt.gov/News/publiccomment-folder/news-article110</a>
Nebraska	Internal Discussions	Late 2022	Late 2022	Late 2022	<a href="http://deq.ne.gov/Press.nsf/Rule.s.xsp">http://deq.ne.gov/Press.nsf/Rule.s.xsp</a>
Nevada	Not Yet Considering	Not Yet Determined	Not Yet Determined	Not Yet Determined	<a href="https://ndep.nv.gov/land/waste/statutes-and-regulations">https://ndep.nv.gov/land/waste/statutes-and-regulations</a>
New Hampshire	Drafting Rule	Early 2022	Early 2022	2022	<a href="https://www.des.nh.gov/public-comment-opportunities?category=Waste">https://www.des.nh.gov/public-comment-opportunities?category=Waste</a>
New Jersey	Complete	N/A	N/A	2/7/2020	<a href="https://www.federalregister.gov/documents/2019/12/09/2019-25674/increasing-recycling-adding-aerosol-cans-to-the-universal-waste-regulations">https://www.federalregister.gov/documents/2019/12/09/2019-25674/increasing-recycling-adding-aerosol-cans-to-the-universal-waste-regulations</a>
New Mexico	Under Evaluation (NM already has similar law; determining if changes are required)	Not Applicable (Under Comparison Review)	Not Applicable (Under Comparison Review)	2/4/2009 (State Regulation)	<a href="https://www.env.nm.gov/public-notices-2/">https://www.env.nm.gov/public-notices-2/</a>
New York	Drafting Rule (FedReg6)	Not Yet Determined (multi-agency reviews required/up to 6 months)	Written comments accepted until further notice.	2022	<a href="https://www.dec.ny.gov/regulations/117115.html">https://www.dec.ny.gov/regulations/117115.html</a>

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North Carolina	Complete	N/A	N/A	2/7/2020	<a href="https://deq.nc.gov/about/divisions/waste-management/hw/recent-rules">https://deq.nc.gov/about/divisions/waste-management/hw/recent-rules</a>
North Dakota	Complete	N/A	N/A	7/1/2021	<a href="https://www.legis.nd.gov/information/acdata/html/33.1-24.html">https://www.legis.nd.gov/information/acdata/html/33.1-24.html</a>
Ohio	Drafting Rule (OH already has similar law; changes will be required)	Interested Party Review in Late 2021	Early Stakeholder Outreach Comments Were Due 01/08/2021; Interested Party Review in Late 2021	12/21/2017 (State Regulation)	<a href="https://epa.ohio.gov/wps/portal/gov/epa/find-regulations/proposed-rules">https://epa.ohio.gov/wps/portal/gov/epa/find-regulations/proposed-rules</a>
Oklahoma	Complete	9/15/2020 (Registry Vol 38 Issue 1)	Comments Were Due 10/15/2020; Board approved 2/19/2021	9/15/2021	<a href="https://www.sos.ok.gov/oar/online/viewRegistershtm.aspx">https://www.sos.ok.gov/oar/online/viewRegistershtm.aspx</a>
Oregon	Complete (Pending Effective Date)	6/29/2021	Committee Meeting November 17, 2021 (Approved)	1/1/2022	<a href="https://www.oregon.gov/deq/Regulations/rulemaking/Pages/Hazwaste2021.aspx">https://www.oregon.gov/deq/Regulations/rulemaking/Pages/Hazwaste2021.aspx</a>
Pennsylvania	Complete	N/A	N/A	2/7/2020	<a href="https://www.dep.pa.gov/Business/Land/Waste/SolidWaste/HazardousWaste/FAQs/Pages/default.aspx">https://www.dep.pa.gov/Business/Land/Waste/SolidWaste/HazardousWaste/FAQs/Pages/default.aspx</a>
Puerto Rico	Complete	N/A	N/A	2/7/2020	<a href="https://www.federalregister.gov/documents/2019/12/09/2019-25674/increasing-recycling-adding-aerosol-cans-to-the-universal-waste-regulations">https://www.federalregister.gov/documents/2019/12/09/2019-25674/increasing-recycling-adding-aerosol-cans-to-the-universal-waste-regulations</a>
Rhode Island	Drafting Rule (On Hold)	Not Yet Determined	Not Yet Determined	Not Yet Determined	<a href="http://www.dem.ri.gov/documents/regulations/">http://www.dem.ri.gov/documents/regulations/</a>
South Carolina	Complete	N/A	N/A	5/28/2021	<a href="https://www.scstatehouse.gov/state_register.php">https://www.scstatehouse.gov/state_register.php</a>
South Dakota	Internal Discussions	Not Yet Determined	Not Yet Determined	2022	<a href="https://danr.sd.gov/public/default.aspx">https://danr.sd.gov/public/default.aspx</a>
Tennessee	Complete	N/A	N/A	6/3/2021	<a href="https://www.tn.gov/environment/program-areas/hazardous-waste-program.html">https://www.tn.gov/environment/program-areas/hazardous-waste-program.html</a>

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Texas	Post Public Comment Period	7/14/2021 (Issued); 7/30/2021 (Texas Register)	TCEQ Commission Meeting 7/14/2021, Public Hearing 8/23/2021, Comments Due 8/30/2021	1/28/2022 (Intended Publication); 2/3/2022 (Effective Date)	<a href="https://www6.tceq.texas.gov/rules/index.cfm?fuseaction=external_reports.projectDetail&amp;projectID=1836">https://www6.tceq.texas.gov/rules/index.cfm?fuseaction=external_reports.projectDetail&amp;projectID=1836</a>
Utah	Complete Pending Effective Date (UT amended existing similar law)	10/1/2021	Public Comment Period: 10/1/2021 through 11/1/2021	5/18/2016 (State Regulation); 12/13/2021 (Amended)	<a href="https://deq.utah.gov/waste-management-and-radiation-control/rulemaking-actions-waste-management-and-radiation-control">https://deq.utah.gov/waste-management-and-radiation-control/rulemaking-actions-waste-management-and-radiation-control</a>
Vermont	Legislative Review (Meeting 12/23/2021)	7/7/2021	Public Hearing: 8/10/2021; Comments Due: 8/20/2021	Late January/Early February 2022	<a href="https://dec.vermont.gov/waste-management/hazardous/regulations">https://dec.vermont.gov/waste-management/hazardous/regulations</a>
Virginia	Internal Discussions	Not Yet Determined	Not Yet Determined	Not Yet Determined	<a href="https://www.deq.virginia.gov/permits-regulations/public-notice">https://www.deq.virginia.gov/permits-regulations/public-notice</a>
Washington	Not Yet Considering (Likely 2022)	Not Yet Determined	Not Yet Determined	Not Yet Determined	<a href="https://ecology.wa.gov/About-us/How-we-operate/rulemaking">https://ecology.wa.gov/About-us/How-we-operate/rulemaking</a>
West Virginia	Complete	N/A	N/A	7/1/2021	<a href="https://apps.sos.wv.gov/adlaw/csr/ruleview.aspx?document=17269">https://apps.sos.wv.gov/adlaw/csr/ruleview.aspx?document=17269</a>
Wisconsin	Not Yet Considering	Not Yet Determined	Not Yet Determined	Not Yet Determined	<a href="https://dnr.wisconsin.gov/news/input/ProposedPermanent.html">https://dnr.wisconsin.gov/news/input/ProposedPermanent.html</a>
Wyoming	Drafting Rule (Re-issuing Rules)	5/13/2021 (Draft Rules), 9/12/2021 (Proposed Rules)	Advisory Board 6/29/2021, Public Comments Due: Early 2022 (Being Re-Issued), Environmental Quality Council: 2/15-16/2022 (Being Re-Issued)	2022	<a href="https://content.govdelivery.com/accounts/WYDEQ/bulletins/2ef6b28">https://content.govdelivery.com/accounts/WYDEQ/bulletins/2ef6b28</a>

**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.