

Title 128 - Department of Environmental Quality

Chapter 23 - EMERGENCY CONTROLS

001 Immediate action.

In the event of a discharge of hazardous waste, the person responsible for the waste at the time of the discharge shall immediately:

001.01 Take appropriate action to protect human health and the environment.

001.02 An air, rail, highway or water transporter including water (bulk shipment) who has discharged hazardous waste must:

001.02A Give notice to the National Response Center (800-424-8802) and the Department (402-471-2186 or 402-471-4545) immediately and in accordance with the Department's Emergency Response Plan.

001.02B Provide the following information when reporting the discharge:

001.02B1 Name, phone number, and address of person responsible for the discharge;

001.02B2 Name, title and phone number of individual reporting;

001.02B3 Time and date of discharge;

001.02B4 Location of discharge - as specific as possible including nearest town, city, highway or waterway;

001.02B5 Description contained on the manifest and the amount of waste discharged;

001.02B6 Cause of discharge; and

001.02B7 Emergency action taken to minimize the threat to human health and the environment.

002 Emergency orders. If a discharge of hazardous waste requires immediate removal to protect human health or environment (as determined by the Director) an emergency order may be issued pursuant to Neb. Rev. Stat. §81-1507(4) (Supp. 1983) holding in abeyance the manifest and recordkeeping requirements of these regulations until the discharged hazardous waste no longer presents an immediate hazard to human health or the environment (as determined by the Director).

003 Discharge clean-up. The person responsible for the waste at the time of discharge shall clean up all the discharged hazardous waste or take such action as may be required by the Director so that such waste, or contaminated soil, surface water or other material no longer presents a hazard to human health or the environment.

Enabling Legislation: Neb. Rev. Stat. §81-1507(4), Neb. Rev. Stat. §81-1505(13), (14), (15)

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