

Regulations

K. S. A. 65-171v – (d) (1) Whenever a pollutant is released intentionally, accidentally or inadvertently, the person responsible for the release shall be responsible for the cleanup of the release. (2) The person responsible for the release of any pollutant, regardless of phase or physical state, shall give notice to the department of health and environment when the release exceeds reportable quantities. (3) History: L. 1979, ch. 269, § 2; L. 2001, ch. 5, § 213; July 1; L. 2021, ch. 32, § 1; July 1.

K.A.R. 28-48-2. All sewage, substances, materials, or wastes, as set forth in 65-171d, regardless of phase or physical state, which are, or threaten to contaminate or alter any of the properties of the waters of the state or pollute the soil in a detrimental, harmful, or injurious manner or create a nuisance, shall be reported in the following manner: (a) The owner or person responsible for the discharge or escape of materials detrimental to the quality of waters of the state or pollution of the soil under conditions other than provided by a valid permit issued by the secretary of health and environment, shall report the discharge or escape to the Kansas department of health and environment. (b) Emergency or accidental discharge of materials which are detrimental to the quality of waters of the state or tend to cause pollution of the soil shall be immediately reported to the Kansas department of health and environment by the owner, owner's representatives, or person responsible. In the event the pollution causing material is in transit or in storage within the state, the owner, carrier, or person responsible for storage shall be responsible for immediate notification to the Kansas department of health and environment that the pollutant will gain admittance to the waters of the state or the soil. (Authorized by and implementing K.S.A. 1984 Supp. 65-171d; effective May 1, 1986.)

Other Useful Telephone Numbers

KDEM 24/7 All Hazards reporting Number Main Phone Line	785-291-3333 785-274-1409
Kansas Fire Marshal Office Hazmat Regional Response Team	866-542-9628
EPA Region 7 24/7 Spill Number	913-281-0991
KHP 24-hour Dispatch	785-827-4437
KBI Statewide crime number includes response to meth labs	785-296-8200
Animal Waste Releases/Spills: KDHE Livestock Waste Management Program	785-296-6432
Food Safety Kansas Dept of Ag Emergency Issues after hours	785-564-6767 800-915-6163



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Kansas Department of Health and Environment
1000 SW Jackson St, Suite 410
Topeka, KS 66612-1367
785-368-7301 (office)
785-256-5135 (cell)
785-559-4261 (fax)

Kansas Spill Reporting



Kansas Department of Health and Environment
In partnership with:

Kansas Division of Emergency Management

Kansas Corporation Commission

January 25, 2023

kdhe.ks.gov/420/Spill-Reporting

Spill Reporting Instructions

The Spiller is responsible for reporting spills that impact the soil or waters of the state. **The State of Kansas has NO minimum reportable quantities.** Hazardous materials that are released in the air that exceed federal reportable quantities must also be reported to the state reporting number.

The federally listed chemicals and reportable quantities can be found online at <https://www.epa.gov/epcra/consolidated-list-lists>.

The Spiller is to call the 24/7 hotline number to make the required verbal notification to the state of Kansas.



**Kansas Spill Reporting
Number (24/7) 785-291-3333
Opt. 1—KDHE Spills
Opt. 2—KDEM
Opt. 3—Train Derailment**

LEPC/CEPR

If the release is not contained or threatens the health or safety of the local population, the Local Emergency Planning Committee (LEPC) within the county of the release must be notified first by dialing 911.

The LEPC point of contact in most counties is the county emergency manager. Whenever a spill exceeds the RQ of federally listed hazardous materials, the LEPC must be notified and the Kansas Commission on Emergency Planning & Response (CEPR) requires a follow up written report within seven (7) days after the verbal report.

The Kansas Division of Emergency Management (KDEM) facilitates the follow up written report which is called a Form A report. KDEM also requires a follow up Form A report for petroleum spills that is more than 110 gallons.



Form A Reporting:

kansas.webeocasp.com/kansas/

When and How to Report?

KDHE will ask you:

- Date/time of spill
- Who is responsible for spill
- Quantity of spill
- Location of spill
- What has been done to contain or clean up spill

KCC Regulated Spills

Spills that occur at oil and gas wells are reportable to the Kansas Corporation Commission (KCC). Spillers may call 785-291-3333 (Opt. 1, then Opt. 3) to be directed to the KCC reporting numbers or may call the KCC district offices direct. Call the spill line shown above and select option 1 if an oil spill flows off a lease into a waterway after normal business hours and report the spill to the National Response Center (NRC).

National Response Center

Whenever a spill exceeds the RQ of federally listed hazardous materials, it must also be reported to the National Response Center (NRC). Federal law also requires that any oil spill that has impacted or threatens a waterway must be reported to the NRC. EPA Region 7 Emergency Response Branch personnel monitor the NRC reports and may call the Spiller back for more information.

NRC 24/7 Number 800-424-8802



To Protect and Improve the Health and Environment of All Kansans