



Kansas Department of Health and Environment – Bureau of Air
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ASBESTOS CONTROL SECTION - FINE SCHEDULE

<u>Description of Violation</u>	<u>Regulation Cited</u>	<u>Fine</u>
1. Removed friable asbestos materials without a license	KAR 28-50-2(a)	\$2500-\$5000
2. Failed to comply with requirements for licensure	KAR 28-50-2(6)	\$1000-\$3000
3. Failed to have a certified class II asbestos worker on the project Site	KAR 28-50-2(6)(1)	\$3000-\$5000
4. Allowed a non-certified worker in work area	KAR 28-50-2(6)(2)	\$3000-\$5000
5. Failure to maintain records	KSA 65-5307	\$1000-\$3000
6. Failure to provide complete notification (contractors)	KAR 28-50-8(a)	\$3000-\$5000
7. Failure to provide notification (business entity using own employees)	KAR 28-50-8(a)	\$1000-\$3000
8. Failure to isolate work area	KAR 28-50-9(a)(1) KAR 28-50-9(6)(1) KAR 28-50-9(c)(2) KAR 28-50-9(d)(2) KAR 28-50-9(e)(2)	\$2000-\$4000

9.	Failure to preclean work area	KAR 28-50-9(a)(2)	\$1000-\$3000
10.	Failure to erect or maintain containment	KAR 28-50-9(a)(3)	\$2000-\$4000
11.	Failure to install or maintain HEPA filtered ventilation fans	KAR 28-50-9(a)(4)	\$2000-\$4000
12.	Failure to install or maintain decontamination facility	KAR 28-50-9(a)(5)	\$1000-\$3000
13.	Failure to install or maintain waste load out area	KAR 28-50-9(a)(6)	\$2000-\$4000
14.	Failure to wet friable asbestos or maintain in a wet condition	KAR 28-50-9(a)(7) KAR 28-50-(c)(5) KAR 28-50-9(d)(3) KAR 28-50-9(e)(3)	\$3000-\$5000
15.	Failure to apply applicable sealant	KAR 28-50-9(a)(9) KAR 28-50-9(6)(3) KAR 28-50-9(7) KAR 28-50-9(5) KAR 28-50-9(e)(6)	\$1000-\$3000
16.	Failure to clean all surfaces of visible asbestos residue and debris	KAR 28-50-9(a)(8) KAR 28-50-9(a)(9) KAR 28-50-9(a)(11) KAR 28-50-9(6)(3) KAR 28-50-(c)(t) KAR 28-50-(c)(8) KAR 28-50-9(d)(4) KAR 28-50-9(r)(5) KAR 28-50-9(4) KAR 28-50-9(e)(6)	\$3000-\$5000

17.	Failure to comply with cleaning periods	KAR 28-50-9(a)(10) KAR 28-50-9(a)(12) KAR 28-50-9(a)(13)	\$1000-\$3000
18.	Failure to post warning signs	KAR 28-50-9(a)(1) KAR 28-50-9(6)(2) KAR 28-50-9(c)(2) KAR 28-50-9(d)(2) KAR 28-50-9(e)(1)	\$1000-\$3000
19.	Failure to post and follow glove bag instructions	KAR 28-50-9(c)(1)	\$1000-\$3000
20.	Failure to comply with temperature requirements when using glove bags	KAR 28-50-9(c)(1)	\$2000-\$4000
21.	Failure to properly seal and maintain airtight seal when using glove bag	KAR 28-50-9(c)(4)	\$3000-\$5000
22.	Failure to provide exposure monitoring results as requested by Department	KAR 28-50-9(g)	\$1000-\$3000
23.	Failure to comply with dismantling work practices	KAR 28-50-12	\$2000-\$4000
24.	Failure to remove friable asbestos materials before demolition of a structure	KAR 28-50-13	\$3000-\$5000
25.	Failure to place waste in tightly sealed container and in a wet condition	KAR 28-50-14(a)(1)	\$3000-\$5000
26.	Failure to place waste in clear bags or wrap object in clear plastic sheeting	KAR 28-50-14(a)(1)	\$2000-\$4000

27.	Failure to clean exterior of bags or wrapped object of all visible asbestos debris	KAR 28-50-14(a)(2)	\$2000-\$4000
28.	Failure to place an asbestos caution label and an asbestos identification label on exterior of each bag and wrapped object	KAR 28-50-14(a)(2) KAR 28-50-14(a)(3)	\$3000-\$5000
29.	Failure to properly handle and transport asbestos containers	KAR 28-50-14(a)(4)	\$3000-\$5000
30.	Failure to obtain authorization for disposal prior to waste leaving work site	KAR 28-50-14(a)(5)	\$2000-\$4000
31.	Failure to transport waste in enclosed cargo area or a four-sided cargo area with covered top	KAR 28-50-14(a)(6)	\$2000-\$4000
32.	Failure to dispose of wastewater from showers and equipment cleanup in public sewer systems	KAR 28-50-14(b)(1)	\$2000-\$4000
33.	Improper discharge of asbestos containing wastewater	KAR 28-50-14(b)(2)	\$2000-\$4000

For encapsulation projects, fines will be determined by following the work practices which are similar to those contained in the removal regulations, that are identified above.