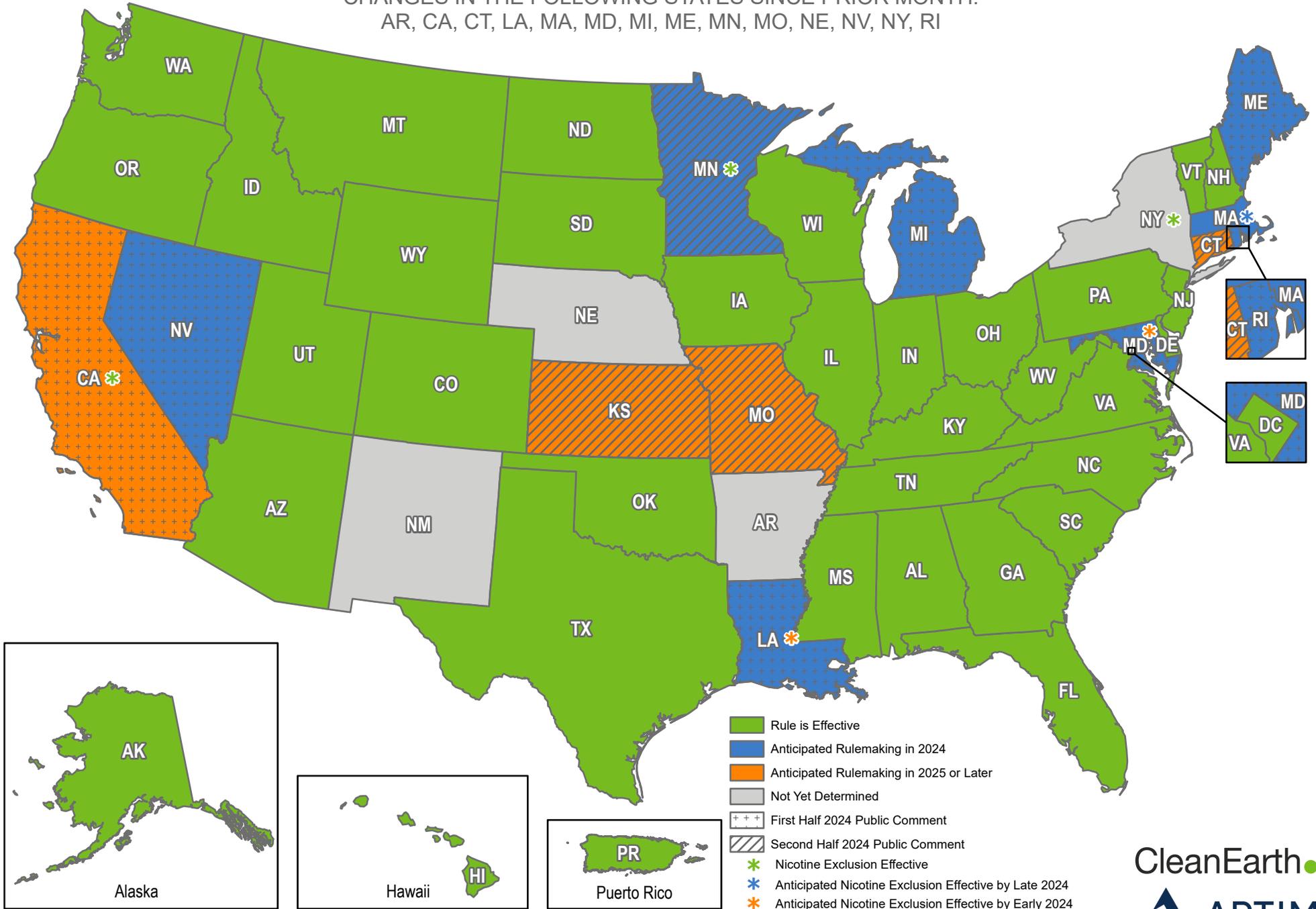


# PHARMACEUTICAL RULE RULEMAKING STATUS

CHANGES IN THE FOLLOWING STATES SINCE PRIOR MONTH:  
AR, CA, CT, LA, MA, MD, MI, ME, MN, MO, NE, NV, NY, RI



Status Date: 03/13/2024

Information contained on this map is subject to change as the rulemaking process continues for each state



**Pharmaceutical 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> |  |   |   |  |   |
| <b>Arkansas</b>   | Drafting Rule (Internal Review)                        | Not Yet Determined                        | Not Yet Determined  | Not Yet Determined                     | <a href="https://www.adeg.state.ar.us/po/pa/pi/notices/rulemaking.aspx">https://www.adeg.state.ar.us/po/pa/pi/notices/rulemaking.aspx</a>   |
| <b>California</b>   | <u>Subpart P</u> : Drafting Rule                       | 2024                                      | Public Workshop Summer 2024   | 2025                                   | <a href="https://dtsc.ca.gov/empty-containers/">https://dtsc.ca.gov/empty-containers/</a>   |
|   | <u>Nicotine Exclusion</u> : Complete                   | N/A                                       | N/A   | 3/9/2021                               |   |
| <b>Connecticut</b>  | <u>Subpart P</u> : Drafting Rule                       | 2024                                      | 2024  | 2025                                   | <a href="https://portal.ct.gov/DEEP/Laws/Laws-and-Regulations">https://portal.ct.gov/DEEP/Laws/Laws-and-Regulations</a>   |
|   | <u>Nicotine Exclusion</u> : Drafting Rule              | 2024                                      | 2024  | 2025                                   |   |
| <b>Kansas</b>   | Drafting Rule - by reference (BWM Policy 2017-P2)      | 2024                                      | 2024  | 2025                                   | <a href="https://www.kdhe.ks.gov/660/Statutes-Regulations">https://www.kdhe.ks.gov/660/Statutes-Regulations</a>   |
| <b>Louisiana</b>  | Subpart P: Internal Discussions                        | Not Yet Determined                        | Not Yet Determined  | Not Yet Determined                     | <a href="https://www.deq.louisiana.gov/page/rules-regulations">https://www.deq.louisiana.gov/page/rules-regulations</a>   |
|   | <u>Nicotine Exclusion</u> : Internal Discussions       | 2024                                      | 2024  | 2024                                   |   |
| <b>Maine</b>  | Drafting Rule  | May or June 2024                          | May or June 2024  | September 2024                         | <a href="http://www.maine.gov/dep/rules/index.html">http://www.maine.gov/dep/rules/index.html</a>   |
| <b>Maryland</b>   | <u>Subpart P</u> : Drafting Rule                       | March 2024                                | Spring 2024   | Spring 2024                            | <a href="https://mde.maryland.gov/programs/Regulations/land/Pages/RegSlNDev.aspx">https://mde.maryland.gov/programs/Regulations/land/Pages/RegSlNDev.aspx</a>                       |
|   | <u>Nicotine Exclusion</u> : Complete                   | N/A                                       | N/A   | 5/3/2021                               | <a href="https://dsd.maryland.gov/Pages/MDRegister.aspx">https://dsd.maryland.gov/Pages/MDRegister.aspx</a>   |
| <b>Massachusetts</b>  | <u>Subpart P</u> : Internal Discussions                | Not Yet Determined                        | Not Yet Determined  | Not Yet Determined                     | <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> |
|   | <u>Nicotine Exclusion</u> : Post Public Comment Period | 1/4/2023                                  | Comment period ended 2/17/2023                                      | 2024                                   |   |
| <b>Michigan</b>   | Drafting Rule (Pending Rule #2023-5 EQ)                | Spring 2024                               | Spring 2024   | Fall 2024                              | <a href="https://www.michigan.gov/egle/outreach/calendar">https://www.michigan.gov/egle/outreach/calendar</a>   |

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|--------------------|--|---|---|--|---|
| Minnesota          | Subpart P: Internal Discussions  | 2024                                      | 2024  | 2024                                   | <a href="https://www.pca.state.mn.us/public-notices">https://www.pca.state.mn.us/public-notices</a>   |
|                    | Subpart P: Minnesota has released guidance/fact sheets for those Subpart P requirements currently in place |   |   |  | <a href="https://www.pca.state.mn.us/waste/hazardous-waste-documents-and-forms">https://www.pca.state.mn.us/waste/hazardous-waste-documents-and-forms</a>                               |
|                    | Nicotine Exclusion: Effective 8/21/2019  | Not Applicable                            | Not Applicable  | 8/21/2019                              | <a href="https://www.pca.state.mn.us/sites/default/files/w-hw3-33.pdf">https://www.pca.state.mn.us/sites/default/files/w-hw3-33.pdf</a>   |
| Missouri           | Drafting Rule  | 8/15/2024                                 | Fall 2024 (Proposed Rules)  | 2/18/2025                              | <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> |
| Nebraska           | Internal Discussions   | Not Yet Determined                        | Not Yet Determined  | Not Yet Determined                     | <a href="http://deq.ne.gov/Press.nsf/Rules.xsp">http://deq.ne.gov/Press.nsf/Rules.xsp</a>   |
| Nevada             | Internal Discussions   | Spring 2024                               | Spring 2024   | Summer 2024                            | <a href="https://ndep.nv.gov/land/waste/statutes-and-regulations">https://ndep.nv.gov/land/waste/statutes-and-regulations</a>   |
| New Mexico         | Not Yet Considering  | Not Yet Determined                        | Not Yet Determined  | Not Yet Determined                     | <a href="https://www.env.nm.gov/public-notices-2/">https://www.env.nm.gov/public-notices-2/</a>   |
| New York           | Subpart P: Drafting Rule (FedReg6)   | Not Yet Determined                        | Written comments accepted until further notice.                     | Not Yet Determined                     | <a href="https://www.dec.ny.gov/regulations/117115.html">https://www.dec.ny.gov/regulations/117115.html</a>   |
|                    | Nicotine Exclusion: Utilizing "Enforcement Discretion" to allow use of exclusion now                       | 8/15/2019 (Letter of Declaration Issued)  | N/A   | 8/21/2019                              | <a href="https://www.dec.ny.gov/chemical/102907.html">https://www.dec.ny.gov/chemical/102907.html</a>   |
| Rhode Island       | Drafting Rule  | Summer 2024                               | Summer 2024   | Fall 2024                              | <a href="http://www.dem.ri.gov/documents/regulations/">http://www.dem.ri.gov/documents/regulations/</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.