



**Environmental
Protection Agency**

Ted Strickland, Governor
Lee Fisher, Lt. Governor
Chris Korleski, Director

September 28, 2010

267915 Nov

Robert Sharkey
Quest Diagnostic Inc.
6700 Steger Drive
Cincinnati, Ohio 45237

RE: Upper Valley Medical Center (Quest) Troy, Ohio, Notice of Violation

Dear Mr. Sharkey:

On September 23, 2010, I conducted a large generator infectious waste inspection at the above mentioned facility. This inspection was conducted in order to determine compliance with Ohio Administrative Code (OAC) 3745-27, specifically rules governing large generators of infectious waste. The findings of the inspection are as follows:

1. The spill cleanup procedure could not be located at the time of the inspection. This is a violation of OAC Rule 3745-27-30(B)(10), which states;

*Develop a spill containment and clean-up procedure. A copy of the procedure shall be **posted or readily available on the premises** to persons likely to handle infectious waste, including janitorial services. The **name, address, and telephone number of the infection control manager or infectious waste control manager and their back-up, along with the location of all spill containment and clean-up materials/kits at this facility, shall be listed at the top of the spill containment and clean-up procedure.** Copies of the procedure shall be provided at the request of the board of health with jurisdiction or the director of the Ohio EPA or their authorized representative.*

A copy of the procedure was faxed to the Quest Troy location and provided to me before I left the hospital. The provided copy had the location of the spill kit hand written at the bottom of the procedure. Please provide the location of the spill kit at the top of the procedure per the OAC Rule requirement quoted above. In addition, although not required, it may be helpful to post the procedure. At the top of the procedure provide the name, address, and telephone number of the infection control manager or infectious waste control manager and their back-up, along with the location of all spill containment and clean-up materials/kits at this facility. Please provide Ohio EPA a complete infectious waste spill procedure sent to my attention.

2. The biohazard spill kit did not contain boundary tape. This is violation of OAC Rule 3745-27-30(B)(11)(e), which states in part;

*Ensure that clean-up materials / kits are available in those areas designated in the spill containment and clean-up procedures. Materials utilized in the clean-up of a spill of infectious wastes shall include, but are not limited to... A first aid kit, unless emergency medical care is available on the premises, **boundary tape**, and other appropriate safety equipment.*

Boundary tape was added to the spill kit at the time of the inspection.

3. To help identify this facility it is requested that you complete the attached infectious waste generator amendment form to update the facility's generator location. Please include the specific location such as "lab" and a room number if available. The registration form can be found online at http://www.epa.state.oh.us/portals/34/document/guidance/gd_079.pdf.
4. Per discussions between you and Ohio EPA, Central Office (CO), Division of Solid and Infectious Waste Management (DSIWM) it was determined that the Quest staff present at the hospital are contracted employees of the hospital to prep specimens prior to transportation. With this being the case it was determined that IW generated from the contracted employees is the responsibility of UVMC. If this practice changes please be aware that as a large generator of infectious waste you are required to manage your infectious waste and provide IW shipping papers separate from UVMC.

If you have any questions please contact me at (937) 285-6094.

Sincerely,



Jill Oberding, R.S.
Division of Solid and Infectious Waste Management

JO\bp