



State of Ohio Environmental Protection Agency

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Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
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May 7, 2007

Ms. Carla Kaiser
Middletown Family Practice
500 Breiel Blvd.
Middletown, Ohio 45044

Re: Middletown Family Practice, Infectious Waste Notice of Violation (NOV), Butler County, Reg # 57-G-00121.

Dear Ms. Kaiser,

On May 1, 2007, I met with you at Middletown Family Practice to conduct a "Large Generator of Infectious Waste" inspection. The purpose of the inspection was to determine compliance with applicable State of Ohio Infectious Waste regulations, Ohio Administrative Code (OAC) Rules 3745-27-30, 33, 34, 35, 36.

During my visit, I conducted a full facility inspection, which included but was not limited to; review of the shipping papers, infectious waste segregation, sharps containers, packaging of infectious waste, and infectious waste storage areas.

The following violations were documented as a result of the inspection. All violations are prefaced by the appropriate Ohio Administrative Code (OAC) citation.

1) Spill Containment / Cleanup procedures. OAC 3745-27-30 (A)(11)(e).

-This regulation 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 waste shall include but are not limited to:

- (a) Materials designed to absorb spilled materials;
- (b) A U.S. EPA registered hospital disinfectant that is also a tuberculocidal, for a contact time as specified by the manufacture, an unexpired dated stabilized bleach product that is a U. S. EPA registered hospital disinfectant that is also a tuberculocidal, for a contact time as specified by the

manufacturer, or materials necessary to prepare a minimum 10 per cent sodium hypochlorite solution prepared immediately prior to use with a minimum of thirty minutes of contact time with the waste;

- (c) Red or biohazard labeled bag(s) as specified in paragraph (a) of rule 3745-27-34 of the Administrative Code;
- (d) Latex gloves, or equivalent type of glove, and any other personal protective equipment necessary to implement the spill containment and clean-up procedure; and
- (e) A first aid kit, unless emergency medical care is available on the premises, boundary tape, and other appropriate safety equipment."

- During my inspection, it was determine that Middletown Family Practice did not have boundary tape in the spill kit located on site.

2) Spill Containment / Cleanup Procedures. OAC 3745-27-30 (A)(10).

-This regulation states in part:

"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 the infectious waste control manager and their backup, along with the location of all spill containment and clean-up materials / kits at the facility, shall be listed at the top of the spill containment and clean-up procedure."

- During my visit, it was determined that Middletown Family Practice did not have established cleanup procedures that were readily available to persons likely to handle infectious waste.

Area Of Concern

-Paragraph (A)(3) of Rule 3745-27-36 of the Ohio Administrative Code (OAC) states, in part, the following:



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"Any generator who holds a valid registration certificate under this paragraph shall insure that all information that is contained on the registration certificate is correct and up to date...."

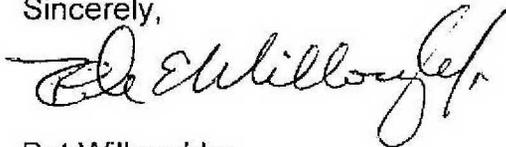
-During my inspection it was determined that Middletown Family Practice did not have a copy of the most current registration certificate on site. Middletown Family Practice must maintain a copy of the most current registration certificate so that it may be evaluated for compliance during an inspection.

Please correct these violations and areas of concern immediately and submit documented proof of the corrections within fourteen (14) days of the date of this letter.

Failure to list specific deficiencies in this correspondence does not relieve you from complying with all applicable Solid and Infectious waste rules and regulations.

Should you require any technical or regulatory assistance, please feel free to contact me at (937) 285-6648.

Sincerely,



Pat Willoughby
DSIWM/SWDO

cc: DSIWM/SWDO File

PW/plh

