

**STATE OF SOUTH CAROLINA
BEFORE THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL**

**IN RE: CHARLESTON WOMEN'S MEDICAL CENTER
SC10-0168G
CHARLESTON COUNTY**

NOTICE OF ALLEGED VIOLATION/NOTICE OF ENFORCEMENT CONFERENCE

CHARLESTON WOMEN'S MEDICAL CENTER (CHARLESTON WOMEN'S) IS HEREBY NOTIFIED that an enforcement conference has been scheduled for Monday, September 28, 2015, at 11:30am in the offices of the Bureau of Land and Waste Management, Room 1380, Sims Aycock Building, 2600 Bull Street, Columbia, South Carolina. Representatives of Charleston Women's have the opportunity to be present at this conference to discuss the alleged violations of the South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (Supp. 2010) (SCIWMR), promulgated pursuant to the South Carolina Infectious Waste Management Act, S.C. Code Ann. §44-93-30 (2002) cited herein.

Representatives of Charleston Women's may be accompanied at the conference by legal and/or technical counsel. The possibility of a Consent Order may be discussed.

This Notice is based upon the following findings of the South Carolina Department of Health and Environmental Control (Department):

1. On February 14, 2013, Charleston Women's submitted to the Department its registration form and reported the estimated amount of pathological waste generated as zero.
2. On September 3, 2015, representatives of the Department conducted an inspection of Charleston Women's to determine compliance with the South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (Supp. 2010) (SCIWMR), promulgated pursuant to the South Carolina Infectious Waste Management Act, S.C. Code Ann. §44-93-30 (2002). During the inspection, the Department observed and documented violations of the SCIWMR. These violations are discussed in the following paragraphs of this section.
3. During the review of the waste management records, the estimated amount of pathological waste generated each month was reported as zero. Because products of conception fall into the pathological waste category, the reporting of zero for pathological waste generated is incorrect.
4. During the inspection, a facility representative stated to the Department that the facility generates an estimated amount of twenty (20) pounds per month of pathological waste, which includes products of conception.

From the above findings, the Department alleges that Charleston Women's has violated South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (Supp. 2010) promulgated pursuant to the South Carolina Infectious Waste Management Act, S.C. Code Ann. §44-93-30 (2002) as follows:

1. §44-93-140, in that Charleston Women's, after the promulgation of regulations, generated and stored infectious wastes in this State without complying with the procedures described in such regulations; and,
2. R.61-105.F (1)(g), in that Charleston Women's, as a generator of infectious waste, failed to notify the Department in writing of the categories and corresponding amount of infectious waste generated annually (estimated within plus or minus (+ or -) twenty (20) pounds).

CHARLESTON WOMEN'S MEDICAL CENTER IS FURTHER NOTIFIED that failure to attend the scheduled enforcement conference may result in the issuance of an Administrative Order without your consent. Such an Order may contain the above findings and may impose monetary penalties.

This Notice is made pursuant to South Carolina Infectious Waste Management Act §44-93-130, which authorizes the Department to issue Orders and assess monetary penalties.

September 11, 2015

Lorria H. Caswell

Lorria H. Caswell
Enforcement Section
Division of Compliance and Enforcement
Bureau of Land and Waste Management

**STATE OF SOUTH CAROLINA
BEFORE THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL**

**IN RE: GREENVILLE WOMEN'S CLINIC PA
SC23-0410G
GREENVILLE COUNTY**

NOTICE OF ALLEGED VIOLATION/NOTICE OF ENFORCEMENT CONFERENCE

GREENVILLE WOMEN'S CLINIC PA (GREENVILLE WOMEN'S) IS HEREBY NOTIFIED that an enforcement conference has been scheduled for Monday, September 28, 2015, at 10:00am in the offices of the Bureau of Land and Waste Management, Room 1380, Sims Aycock Building, 2600 Bull Street, Columbia, South Carolina. Representatives of Greenville Women's have the opportunity to be present at this conference to discuss the alleged violations of the South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (Supp. 2010) (SCIWMR), promulgated pursuant to the South Carolina Infectious Waste Management Act, S.C. Code Ann. §44-93-30 (2002) cited herein.

Representatives of Greenville Women's may be accompanied at the conference by legal and/or technical counsel. The possibility of a Consent Order may be discussed.

This Notice is based upon the following findings of the South Carolina Department of Health and Environmental Control (Department):

5. On September 2, 2015, representatives of the Department conducted an inspection of Greenville Women's to determine compliance with the South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (Supp. 2010) (SCIWMR), promulgated pursuant to the South Carolina Infectious Waste Management Act, S.C. Code Ann. §44-93-30 (2002). During the inspection, the Department observed and documented violations of the SCIWMR. These violations are discussed in the following paragraphs of this section.
6. The written infectious waste protocol developed by Greenville Women's did not address how containers of infectious waste would be labeled with the facility's registration number and date of storage, or pick up, if not stored, prior to being shipped offsite. The facility has submitted an updated protocol dated September 1, 2015 that includes dating the boxes.
7. The Department observed a small reusable biohazard container in the autoclave room. The facility representative responsible for handling infectious waste stated to the Department that when the bag is full, it is removed and packed in a Stericycle box. The facility representative also stated that another bag is placed in the reusable biohazard

container but it is not disinfected prior to replacement. Greenville Women's failed to disinfect the container prior to reuse.

8. Greenville Women's is a generator of products of conception and does not segregate its waste prior to being shipped offsite. According to Manifests dated March 17, 2014, October 20, 2014, and July 20, 2015, Stericycle picked up infectious waste from Greenville Women's for treatment and disposal. The treatment stamp placed on these manifests by Stericycle and the container detail provided by Stericycle indicated that the wastes were treated by steam sterilization.

From the above findings, the Department alleges that Greenville Women's has violated South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (Supp. 2010) promulgated pursuant to the South Carolina Infectious Waste Management Act, S.C. Code Ann. §44-93-30 (2002) as follows:

3. §44-93-140, in that Greenville Women's, after the promulgation of regulations, generated and stored infectious wastes in this State without complying with the procedures described in such regulations;
4. R.61-105.F (5), in that Greenville Women's, as a generator of infectious waste, failed to have a written protocol to manage the infectious waste stream from generation until offered for transport;
5. R.61-105.I(9), in that Greenville Women's, as a generator of infectious waste, failed to ensure that reusable containers are properly disinfected after each use as outlined in Section L of this regulation; and,
6. R.61-105.T(9), in that Greenville Women's, as a generator of infectious waste, failed to ensure that products of conception be incinerated, cremated, interred, or donated for medical research.

GREENVILLE WOMEN'S CLINIC PA IS FURTHER NOTIFIED that failure to attend the scheduled enforcement conference may result in the issuance of an Administrative Order without your consent. Such an Order may contain the above findings and may impose monetary penalties.

This Notice is made pursuant to South Carolina Infectious Waste Management Act §44-93-130, which authorizes the Department to issue Orders and assess monetary penalties.

September 11, 2015

Lorria H. Caswell

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Enforcement Section

Division of Compliance and Enforcement

Bureau of Land and Waste Management

**STATE OF SOUTH CAROLINA
BEFORE THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL**

**IN RE: ECOMED SOLUTIONS DBA MEDSHARPS
SC19-01T
Out-of-State**

NOTICE OF ALLEGED VIOLATION/NOTICE OF ENFORCEMENT CONFERENCE

ECOMED SOLUTIONS DBA MEDSHARPS (MEDSHARPS) IS HEREBY NOTIFIED that an enforcement conference has been scheduled for September 29, 2015 at 3:00pm in the offices of the Bureau of Land and Waste Management, Room 1380, Sims Aycocock Building, 2600 Bull Street, Columbia, South Carolina. Representatives of Medsharps have the opportunity to be present at this conference to discuss the alleged violations of the South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (Supp. 2010) (SCIWMR), promulgated pursuant to the South Carolina Infectious Waste Management Act, S.C. Code Ann. §44-93-30 (2002) cited herein.

Representatives of Medsharps may be accompanied at the conference by legal and/or technical counsel. The possibility of a Consent Order may be discussed.

This Notice is based upon the following findings of the South Carolina Department of Health and Environmental Control (Department):

9. MedSharps is an infectious waste transporter with operations located in Lafayette, Louisiana, and is registered in South Carolina. MedSharps is responsible for compliance with the applicable laws and regulations governing management of infectious waste it transports in South Carolina.
10. On August 31, 2015, representatives of the Department conducted an inspection of Planned Parenthood South Atlantic. During the records review, the Department noted that between January and July of 2015, MedSharps picked up all the infectious waste generated at the facility. During this timeframe, five (5) manifests did not include the generator registration number, the transporter registration number, or the weight or volume of the waste picked up for transport. Although all other manifests included a certification that the waste was treated, MedSharps did not provide a record of the method of treatment for any waste they transported.

From the above findings, the Department alleges that MedSharps has violated South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (Supp. 2010)

promulgated pursuant to the South Carolina Infectious Waste Management Act, S.C. Code Ann. §44-93-30 (2002) as follows:

7. §44-93-140, in that MedSharps, after the promulgation of regulations, transported and stored infectious wastes in this State without complying with the procedures described in such regulations;
8. R.61-105.R(1), in that MedSharps, as a transporter of infectious waste, accepted shipments of infectious waste which are not to be transported within South Carolina unless accompanied by an infectious waste manifest completed according to the instructions for the Department approved form and signed by the generator; and,
9. R.61-105.T(9), in that MedSharps, as a transporter of infectious waste, failed to ensure that products of conception be incinerated, cremated, interred, or donated for medical research.

MEDSHARPS IS FURTHER NOTIFIED that failure to attend the scheduled enforcement conference may result in the issuance of an Administrative Order without your consent. Such an Order may contain the above findings and may impose monetary penalties.

This Notice is made pursuant to South Carolina Infectious Waste Management Act §44-93-130, which authorizes the Department to issue Orders and assess monetary penalties.

September 11, 2015

Lorria H. Caswell

Lorria H. Caswell
Enforcement Section
Division of Compliance and Enforcement
Bureau of Land and Waste Management

**STATE OF SOUTH CAROLINA
BEFORE THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL**

**IN RE: PLANNED PARENTHOOD SOUTH ATLANTIC
SC40-0333G
RICHLAND COUNTY**

NOTICE OF ALLEGED VIOLATION/NOTICE OF ENFORCEMENT CONFERENCE

PLANNED PARENTHOOD SOUTH ATLANTIC (PLANNED PARENTHOOD) IS HEREBY NOTIFIED that an enforcement conference has been scheduled for Monday, September 28, 2015, at 2:00 pm in the offices of the Bureau of Land and Waste Management, Room 1380, Sims Aycock Building, 2600 Bull Street, Columbia, South Carolina. Representatives of Planned Parenthood have the opportunity to be present at this conference to discuss the alleged violations of the South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (Supp. 2010) (SCIWMR), promulgated pursuant to the South Carolina Infectious Waste Management Act, S.C. Code Ann. §44-93-30 (2002) cited herein.

Representatives of Planned Parenthood may be accompanied at the conference by legal and/or technical counsel. The possibility of a Consent Order may be discussed.

This Notice is based upon the following findings of the South Carolina Department of Health and Environmental Control (Department):

11. On August 31, 2015, representatives of the Department conducted an inspection of Planned Parenthood to determine compliance with the South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (Supp. 2010) (SCIWMR), promulgated pursuant to the South Carolina Infectious Waste Management Act, S.C. Code Ann. §44-93-30 (2002). During the inspection, the Department observed and documented violations of the SCIWMR. These violations are discussed in the following paragraphs of this section.
12. The written infectious waste protocol developed by Planned Parenthood did not address how containers of infectious waste would be labeled with the generator's registration number and date of storage prior to being shipped offsite.
13. The Department observed one (1) collection box of infectious waste that contained items (i.e. paper lab coat, gowns) that are not regulated infectious waste.
14. The Department observed one (1) biohazard bag of pathological waste being stored in the refrigerator. The bag was not packed in a rigid or semi-rigid, leak resistant container.

15. The following deficiencies were noted during the records review:
 - a. Five (5) manifests for five different infectious waste shipments did not include the generator's registration number, the transporter's registration number, and the weight or volume for the waste shipped offsite;
 - b. Planned Parenthood did not have a record of treatment for the five (5) shipments of infectious waste mentioned in item 5a;
 - c. According to the records of treatment on file, twenty-three shipments of infectious waste were shipped offsite from Planned Parenthood and were treated by steam sterilization. Planned Parenthood is a generator of products of conception and does not segregate its waste prior to being shipped offsite; and,
 - d. The records of treatment to review for the infectious waste transported offsite by MedSharps between January 2015 and July 2015 did not include the method of treatment.

From the above findings, the Department alleges that Planned Parenthood has violated South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (Supp. 2010) promulgated pursuant to the South Carolina Infectious Waste Management Act, S.C. Code Ann. §44-93-30 (2002) as follows:

10. §44-93-140, in that Planned Parenthood, after the promulgation of regulations, generated and stored infectious wastes in this State without complying with the procedures described in such regulations;
11. R.61-105.F(5), in that Planned Parenthood, as a generator of infectious waste, failed to have a written protocol to manage the infectious waste stream from generation until offered for transport;
12. R.61-105.F(6)(j), in that Planned Parenthood, as a generator of infectious waste, failed to obtain and record accurate weight of waste within fifty (50) days of shipment. Unabsorbed liquid waste produced during the embalming process is exempt from this requirement;
13. R.61-105.H, in that Planned Parenthood, as a generator of infectious waste, failed to segregate infectious waste from solid waste as close to the point of generation as practical to avoid commingling of the waste. If infectious waste is put in the same container as other waste, or if solid waste is put into a container labeled as infectious waste, the entire contents of the container shall be managed as infectious waste unless hazardous and/or radioactive material regulations apply, then the most stringent regulations apply as outlined in Section E (2) (a), (b), and (c);
14. R.61-105.I (3), in that Planned Parenthood, as a generator of infectious waste, failed to ensure that all other types of infectious waste are placed, stored, and maintained before

and during transport in a rigid or semirigid, leak resistant container which is impervious to moisture;

15. R.61-105.M (1)(b), in that Planned Parenthood, as a generator of infectious waste who offers for transport, infectious waste for offsite treatment, storage, or disposal, failed to prepare manifests using DHEC Form 2116 or another Department approved form and filled out in a legible manner according to the instructions for that form. The manifest form must accompany the waste at all times after leaving the generator's facility, failed to include the Department identification number;
16. R.61-105.M (1)(f), in that Planned Parenthood, as a generator of infectious waste who offers for transport, infectious waste for offsite treatment, storage, or disposal, failed to prepare manifests using DHEC Form 2116 or another Department approved form and filled out in a legible manner according to the instructions for that form. The manifest form must accompany the waste at all times after leaving the generator's facility, failed to include the weight or volume (accurate to within ten (10) percent);
17. R.61-105.M (1)(j), in that Planned Parenthood, as a generator of infectious who offers for transport, infectious waste for offsite treatment, storage, or disposal, failed to prepare manifests using DHEC Form 2116 or another Department approved form and filled out in a legible manner according to the instructions for that form. The manifest form must accompany the waste at all times after leaving the generator's facility, failed to include the name of the transporter who receives the waste from the generator or subsequent transporter and that transporter's Department issued transporter registration number;
18. R.61-105.T (9), in that Planned Parenthood, as a generator of infectious waste, failed to ensure products of conception are incinerated, cremated, interred, or donated for medical research; and,
19. R.61-105.AA(3), in that Planned Parenthood, as a generator of infectious waste, failed to ensure the waste is no longer infectious because of treatment, then the generator or permitted facility shall maintain a record of the treatment for two (2) years afterward to include the date and type of treatment, amount of waste treated, and the individual operating the treatment. Records for onsite treatment shall be maintained by the generator for a minimum of two (2) years in a location easily accessible to the Department and shall be provided to the Department upon request. Records may be maintained in paper form or electronically.

PLANNED PARENTHOOD SOUTH ATLANTIC IS FURTHER NOTIFIED that failure to attend the scheduled enforcement conference may result in the issuance of an Administrative Order without your consent. Such an Order may contain the above findings and may impose monetary penalties.

This Notice is made pursuant to South Carolina Infectious Waste Management Act §44-93-130, which authorizes the Department to issue Orders and assess monetary penalties.

September 11, 2015

Lorria H. Caswell

Lorria H. Caswell
Enforcement Section
Division of Compliance and Enforcement
Bureau of Land and Waste Management

**STATE OF SOUTH CAROLINA
BEFORE THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL**

**IN RE: STERICYCLE, INC.
SC14-02T
LEXINGTON COUNTY**

NOTICE OF ALLEGED VIOLATION/NOTICE OF ENFORCEMENT CONFERENCE

STERICYCLE, INC. (STERICYCLE) IS HEREBY NOTIFIED that an enforcement conference has been scheduled for September 29, 2015 at 1:30pm in the offices of the Bureau of Land and Waste Management, Room 1380, Sims Aycock Building, 2600 Bull Street, Columbia, South Carolina. Representatives of Stericycle have the opportunity to be present at this conference to discuss the alleged violations of the South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (Supp. 2010) (SCIWMR), promulgated pursuant to the South Carolina Infectious Waste Management Act, S.C. Code Ann. §44-93-30 (2002) cited herein.

Representatives of Stericycle may be accompanied at the conference by legal and/or technical counsel. The possibility of a Consent Order may be discussed.

This Notice is based upon the following findings of the South Carolina Department of Health and Environmental Control (Department):

16. Stericycle is an infectious waste transporter with operations located in Lexington, South Carolina. Stericycle is responsible for compliance with the applicable laws and regulations requiring the proper management of that waste.
17. On August 31, 2015, representatives of the Department conducted an inspection of Planned Parenthood South Atlantic. During the records review, the Department noted that prior to January 2015, Stericycle was the transporter for that facility. Of shipments transported by Stericycle during that time frame, twenty-three (23) had records of treatment that indicated that the wastes were treated by steam sterilization.
18. On September 2, 2015, representatives of the Department conducted an inspection of Greenville Women's Clinic, PA. During the records review, the Department noted that manifests dated March 17, 2014, October 20, 2014, and July 20, 2015, indicate that Stericycle had picked up the infectious waste. The treatment stamp placed on these manifests by Stericycle and the container detail provided by Stericycle indicated that the wastes were treated by steam sterilization.

From the above findings, the Department alleges that Stericycle has violated South Carolina Infectious Waste Management Regulations, 8 S.C. Code Ann. Regs. 61-105 (Supp. 2010) promulgated pursuant to the South Carolina Infectious Waste Management Act, S.C. Code Ann. §44-93-30 (2002) as follows:

20. §44-93-140, in that Stericycle, after the promulgation of regulations, transported and stored infectious wastes in this State without complying with the procedures described in such regulations; and,
21. R.61-105.T(9), in that Stericycle, as a transporter of infectious waste, failed to ensure that products of conception be incinerated, cremated, interred, or donated for medical research.

STERICYCLE IS FURTHER NOTIFIED that failure to attend the scheduled enforcement conference may result in the issuance of an Administrative Order without your consent. Such an Order may contain the above findings and may impose monetary penalties.

This Notice is made pursuant to South Carolina Infectious Waste Management Act §44-93-130, which authorizes the Department to issue Orders and assess monetary penalties.

September 11, 2015

Lorria H. Caswell

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