§ 71-4404. Unlawful possession of regulated medical waste in the first degree.

No person shall:

1. Knowingly and intentionally possess more than three hundred gallons or three thousand pounds, whichever is less, of an aggregate weight or volume of regulated medical waste at a place other than the facility at which such waste was generated; or

2. Recklessly possess more than five hundred gallons or five thousand pounds, whichever is less, of an aggregate weight or volume of regulated medical waste at a place other than the facility at which such waste was generated.

3. The provisions of this section shall not apply to any person for acts undertaken in compliance with the provisions of titles 3 and 15 of article 27 of this chapter or the rules, regulations, permits or orders promulgated pursuant thereto.

Unlawful possession of regulated medical waste in the first degree is a class E felony.