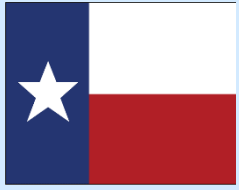




LEPC Workshops for 2016

Tier II Chemical Reporting Program (TCEQ)



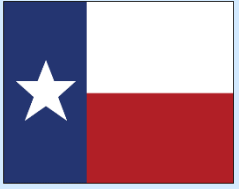


Texas Law: Texas Community Right-to-Know Acts (TCRAs)

Health & Safety Code

- 505 – Manufacturers
- 506 – Public Employers
- 507 – Non-Manufacturers
- 25 TAC 295.181 - 183



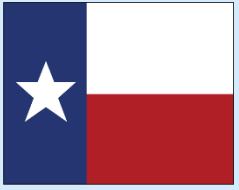


House Bill 942

(84th Legislature)

Transferred the Tier II Chemical Reporting Program from the Texas Department of State Health Services (DSHS) to the Texas Commission on Environmental Quality (TCEQ)



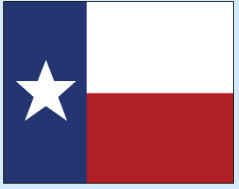


House Bill 942

(continued)

- Ammonium Nitrate Storage Facilities – must file a Tier II Report within 72 hours of beginning operations or having a reportable addition of previously unreported AN
- Ammonium Nitrate Storage Facilities – must report a chemical weight range change within 72 hours



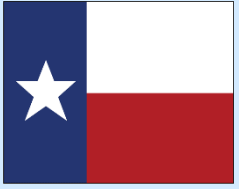


House Bill 942

(continued)

- TCEQ, Tier II Program –must furnish a copy of the Tier II Report from an Ammonium Nitrate Storage Facility within 72 hours of receipt to the State Fire Marshal's Office and the Texas Division of Emergency Management (TDEM)



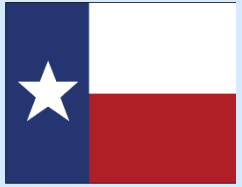


House Bill 942

(continued)

- State Fire Marshal's Office must furnish a copy of a Tier II Report from an Ammonium Nitrate Storage Facility to the chief of the fire department having jurisdiction over the facility
- TDEM must furnish a copy of a Tier II Report from an Ammonium Nitrate Storage Facility to the appropriate LEPC

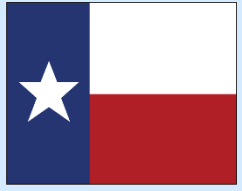




The Tier II Program can help LEPCs

- Record keeping – Tier II electronic reports may be requested for your area
- Facility complaints (TCEQ will check our database, send inspector if needed, enforcement if needed)
- Present material at a LEPC meeting (Tier II Laws and Rules, data management, etc.)
- **TCEQ Tier II LEPC Grant Program**

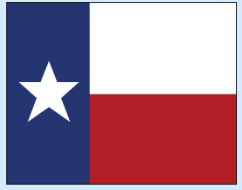




LEPC Responsibilities:

- Appoint a Chairperson
- Appoint an Information Coordinator
- The County Judge must concur with LEPC membership selection and submit these to TDEM (form 151)



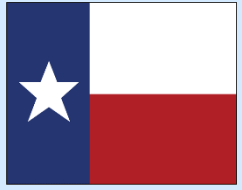


LEPC Responsibilities:

(continued)

- Establish rules for your LEPC, including provisions for public notification of committee activities, public meetings to discuss the emergency plan, public comments, and response to such comments



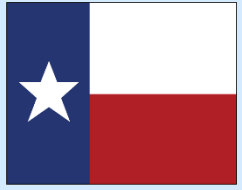


LEPC Responsibilities:

(continued)

- Evaluate need for resources to develop, implement, and exercise the jurisdiction's emergency management plan
- **Review local chemical emergency response plans at least once a year**



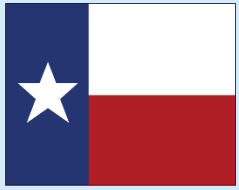


LEPC Responsibilities:

(continued)

- Annually publish a notice in local newspapers that the emergency response plan, safety data sheets, and chemical inventory forms have been submitted and members of the public may review them

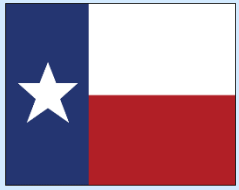




Community Emergency Response Plan

- Identify facilities and transportation routes of Extremely Hazardous Substances (EHSs)
- Describe emergency response procedures, on and off site
- Designate a community coordinator and facility coordinator(s) to implement the plan



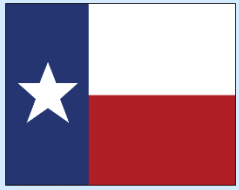


Community Emergency Response Plan

(continued)

- Outline emergency notification procedures
- Describe how to determine the probable affected area and population by releases
- Describe local emergency equipment and facilities and the persons responsible for them
- Outline evacuation plans



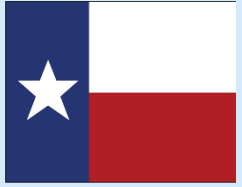


Community Emergency Response Plan

(continued)

- Provide a training program for emergency responders (including schedules)
- Provide methods and schedules for exercising emergency response plans





Additional Information:

- Please keep us up-to-date on LEPC contact information (Consider using a “proxy” email box for Tier II submittals)
- Rules will be revised by TCEQ
- LEPCs may offer input on Rules (stay informed of the process with .Gov Delivery)



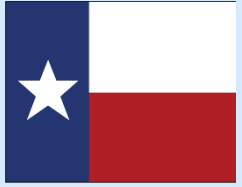


Contact Information:

- Tier2Help@TCEQ.texas.gov
- 1-800-452-2791 (in Texas only)
- 512-239-5060

www.TexasTier2.org

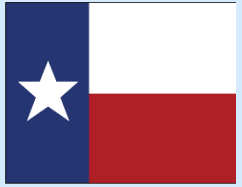




Texas LEPC Grant Program

History – The Texas Legislature authorized up to 20% of the fees collected from the chemical reporting fees to LEPCs as grants to fulfill their responsibilities under EPCRA.

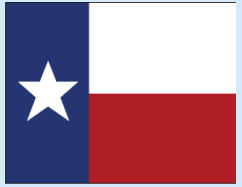




Texas LEPC Grant Program

Funding – The initial grant round will fund up to **\$4,420,000** in LEPC grants. All subsequent years will have approximately **\$210,000** to fund grants.

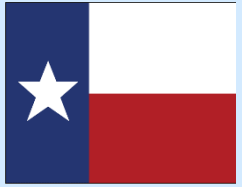




Texas LEPC Grant Program

Purpose – Establish, maintain, or improve the implementation of EPCRA. LEPCs will need to justify each project/purchase under EPCRA.



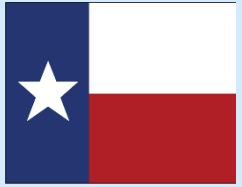


Texas LEPC Grant Program

Each LEPC will be required to submit the following documents in their application packets:

- Application
- Budget (itemized)
- TDEM 151 form

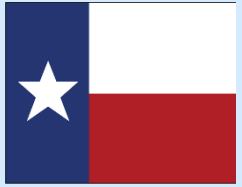




Texas LEPC Grant Program

Allowable Purchases – Everything except for food, drinks, and alcohol will be allowed as long as it is justified under EPCRA.

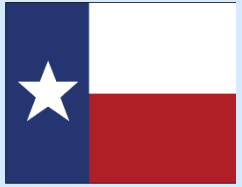




Texas LEPC Grant Program

TDEM Grant – The Texas Department of Emergency Management has an Hazardous Materials Emergency Preparedness (HMEP) Grant opportunity. The Texas LEPC Grant could be used as the match funds for the HMEP Grant.



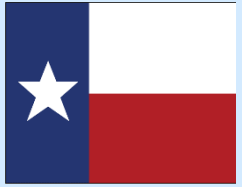


Texas LEPC Grant Program

Dates to Remember:

- Early July – the TCEQ plans to open the grant round
- Late July/ Early August – the TCEQ plans to close the grant round
- Early September – the TCEQ plans to award grants





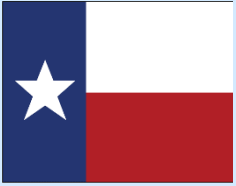
Texas LEPC Grant Program

Key Points*:

- **No match** requirement this year
- Funding will be **upfront** (supporting documentation will still be required to be submitted)
- Projects can be **ranked** in order of importance
- The **County Judge** or **Emergency Manager** will need to signoff on the application
- **Handouts** available at the front

*Although the grant program is going through the final approval stage, all information provided is subject to change.





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