Sign-In Sheet for HSERC Members
Or their Voting Representatives

August 26, 1998

Dr. Bruce Anderson
Deputy Director, Environmental Health
Department of Health

Joseph Blackburn
Maui Representative/LEPC Chair
Maui Fire Department
Maui Representative

Robert A. Boesch
Pesticides Program Manager
Pesticides Branch, Department of Agriculture
Board of Agriculture

John Bowen
LEPC Chairperson
Consultant and Instructor in Hazardous Materials

Russel Charlton
Manager
Occupational Health Branch
Department of Labor and Industrial Relations

Gilbert S. Coloma-Agaran
Deputy to the Chairperson
Department of Land and Natural Resources
Department of Land and Natural Resources

Dolores Cook
Coordinator, Logistics, Preparedness and Planning
American Red Cross
American Red Cross

Captain Carter Davis
Honolulu Representative/LEPC Chair
Honolulu Fire Department
Honolulu Representative

Signature
Sign-In Sheet for HSERC Members
Or their Voting Representatives

August 26, 1998

Gary Gill
Director
Environmental Quality Control Office
Environmental Quality Control Office

Clifford Ikeda
Kauai Representative/LEPC Chair
Kauai Civil Defense
Kauai Representative

Roy C. Price, Sr.
Vice Director
Civil Defense Division
Department of Defense

Dr. John Harrison
Environmental Coordinator
UH Environmental Center
University of Hawaii Environmental Center

Prema Menon
Faculty
University of Hawaii; School of Public Health
School of Public Health, University of Hawaii

Jay Sasan
Hawaii Representative
Industrial Safety Division
Hawaii Representative

Thomas J. Smyth
Business Services Division
Dept. of Business, Economic Dev. & Tourism
Business, Economic Development & Tourism

Chris Takeno
Hazardous Materials Officer
Department of Transportation
Department of Transportation
# Sign-In Sheet for the August 26, 1998 HSERC Meeting

<table>
<thead>
<tr>
<th>Name</th>
<th>Organization</th>
<th>Phone</th>
<th>Fax</th>
<th>E-mail</th>
</tr>
</thead>
<tbody>
<tr>
<td>Brian Molina</td>
<td>State Civil Defense</td>
<td>733-3300</td>
<td>733-6377</td>
<td>bmo@hawaii.**</td>
</tr>
<tr>
<td>Warren Chung</td>
<td></td>
<td></td>
<td></td>
<td><a href="mailto:wchung@slp.hawaii.gov">wchung@slp.hawaii.gov</a></td>
</tr>
<tr>
<td>Jim Vinton</td>
<td>Tesoro Hawaii</td>
<td>547-3414</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Mike Ardivo</td>
<td>US EPA</td>
<td>(415) 744-2028</td>
<td>(415) 744-1916</td>
<td></td>
</tr>
<tr>
<td>Neil Johnson</td>
<td>FEMA R9</td>
<td>415 923-7189</td>
<td>7214</td>
<td><a href="mailto:Neil.Johnson@FEMA.gov">Neil.Johnson@FEMA.gov</a></td>
</tr>
<tr>
<td>Tessa Bagay-Larsen</td>
<td>FEMA R9</td>
<td>415 923-7185</td>
<td>7214</td>
<td><a href="mailto:Tessa.Bagay-Larsen@FEMA.gov">Tessa.Bagay-Larsen@FEMA.gov</a></td>
</tr>
<tr>
<td>John Bowen</td>
<td>UH</td>
<td>(808) 959-9460</td>
<td></td>
<td><a href="mailto:JEBowen@LTE.net">JEBowen@LTE.net</a></td>
</tr>
<tr>
<td>James Bac</td>
<td>DBEDT</td>
<td>587-3303</td>
<td></td>
<td><a href="mailto:jbac@hawaii.gov">jbac@hawaii.gov</a></td>
</tr>
<tr>
<td>Helen Myers Wessel</td>
<td>UH</td>
<td>674-3303</td>
<td>674-3365</td>
<td><a href="mailto:hwessel@hawaii.net">hwessel@hawaii.net</a></td>
</tr>
<tr>
<td>Sean Keefe</td>
<td>HIC/HMO LEPC</td>
<td>817-2159</td>
<td>871-7663</td>
<td></td>
</tr>
<tr>
<td>Cynthia Pang</td>
<td>COMMRAISE Pearl</td>
<td>471-9786</td>
<td>474-2328</td>
<td><a href="mailto:N424@hawaii.mil">N424@hawaii.mil</a></td>
</tr>
<tr>
<td>Kelvin Sumida</td>
<td>HEEH 1004</td>
<td>588-4695</td>
<td></td>
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<tr>
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<td>Organization</td>
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<tr>
<td>FRED FRANK PREKEL</td>
<td>U.S.C.G HSQ</td>
<td>522-826-6947</td>
<td>522-8270</td>
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<tr>
<td>ALAN SUGIHARA</td>
<td>NAVAL STATION PEARL</td>
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<td>471-2278</td>
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Name: Roy C. Price, Sr.
Time: 1:33 PM
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Speed: 9600
Status: Sent
DATE: 08/25/98

TO: Bruce Anderson

COMPANY: Deputy Directors Office

TELEPHONE: 6-4424

FROM: Marshia Gray

TELEPHONE: (808) 586-4249

FAX: (808) 586-7537

COMMENTS:

Brief for tomorrow's HSERC meeting.
August 24, 1998

HAWAII STATE EMERGENCY RESPONSE COMMISSION
MEETING #32

WEDNESDAY, AUGUST 26, 1998 from 9:00 p.m. to 12:00 p.m.

Department of Health
919 Ala Moana Boulevard, 5th Floor Conference Room
Honolulu, Hawaii 96814

AGENDA

(BRUCE ANDERSON, CHAIR)

▼ (CHECK FOR A QUORUM)

1 Call to Order

▼ THE MEETING WILL PLEASE COME TO ORDER. Time:

Opening Remarks

Welcome

I'D LIKE TO WELCOME EVERYONE TO THE 32ND HSERC MEETING.

Discussion/Approval of Minutes from Meeting #31

MEMBERS RECEIVED DRAFT COPIES OF THE MAY HSERC MINUTES BY FAX.

THERE ARE EXTRA COPIES FOR THOSE WHO WOULD LIKE THEM. PLEASE TAKE SOME TIME TO REVIEW THE DRAFT MINUTES.

▼ DO I HEAR A MOTION TO ACCEPT THE MINUTES?

▼ DOES ANYONE WANT TO SECOND THE MOTION?

▼ THE MOTION TO ACCEPT THE MINUTES HAS BEEN SECONDED. IT'S NOW OPEN TO DISCUSSION. ARE THERE ANY CHANGES?
▼THE CHAIR RECOGNIZES...

▼THOSE IN FAVOR OF ACCEPTING THE MINUTES AS PRINTED/WITH THE CHANGES DISCUSSED SAY YES. (PAUSE FOR THE YES VOTES) THOSE OPPOSED SAY NO.

▼THE MOTION IS CARRIED. THE MINUTES ARE ACCEPTED.

2 I'LIKE TO INTRODUCE Geri Gilbert. GERI IS A SPECIAL AGENT WITH THE EPA CRIMINAL INVESTIGATION DIVISION. SHE IS ON TEMPORARY ASSIGNMENT IN HAWAII. SHE'S HERE TO GIVE THE COMMISSION AN OVERVIEW OF CRIMINAL ENFORCEMENT ISSUES IN THE ENVIRONMENTAL ARENA.

3 and 4 THE NEXT ITEM ON THE AGENDA IS THE DISTRIBUTION OF THE FILING FEES TO THE LEPCs. Marsha Graf WILL GIVE US A BRIEF UPDATE ON THE STATUS OF THE BUDGET.

Marsha WILL ALSO GIVE US AN UPDATE OF THE ACTIVITIES OF THE EXPLOSIVES SUBCOMMITTEE.

5 AT THIS POINT, I'D LIKE TO GIVE THE LEPC REPRESENTATIVES THE OPPORTUNITY TO UPDATE THE COMMISSION ON COUNTY EMERGENCY PLANNING ACTIVITIES.

THERE ARE HANDOUTS FROM THE LEPC REPRESENTATIVES ON THE TABLE BY THE DOOR. THESE INCLUDE THE MEMBERSHIP CHANGES SUBMITTED BY THE MAYORS.

THE HAWAII LEPC HAS SUBMITTED THEIR OFFICIAL UPDATED MEMBERSHIP LIST INDICATING THEIR NEW CHAIR, JOHN BOWEN, AND TWO NEW VICE CHAIRS, WAYNE AWAI AND MYRON YOSHIOKA, BOTH OF THE MAUI FIRE DEPARTMENT. THIS CHANGE WAS APPROVED AT THE LAST HSERC MEETING.

1. Jay Sasan, Hawaii

2. Clifford Ikeda, Kauai

3. Sean O'Keefe, Maui

[A vote will be needed following Sean's presentation]

THE MAUI LEPC HAS SUBMITTED AN UPDATED MEMBERSHIP LIST FOR APPROVAL BY THE HSERC. NEW MEMBER MIKE CUMMINGS WILL SERVE AS VICE CHAIR.

▼DO I HEAR A MOTION TO ACCEPT THE NEW MEMBERSHIP LIST?

▼DOES ANYONE WANT TO SECOND THE MOTION?

▼THE MOTION TO ACCEPT THE MEMBERSHIP HAS BEEN SECONDED. IT'S NOW OPEN TO DISCUSSION. ARE THERE ANY CHANGES?

▼THE CHAIR RECOGNIZES...

▼THOSE IN FAVOR OF ACCEPTING THE MEMBERSHIP LIST AS SUBMITTED/WITH THE CHANGES DISCUSSED SAY YES. (PAUSE FOR THE YES VOTES) THOSE OPPOSED SAY NO.
THE MOTION IS CARRIED. THE MEMBERSHIP CHANGES ARE ACCEPTED.

4. Leland Nakai, Oahu

BREAK

6 I'LIKE TO INTRODUCE Mike Ardito FROM THE OFFICE OF EMERGENCY PLANNING, U.S. EPA REGION IX. HE WILL PRESENT UPDATES ON FEDERAL EPA ACTIVITIES.

7 Other Business

IS THERE ADDITIONAL BUSINESS TO BE DISCUSSED?

8 Schedule next HSERC meeting

THE CHAIR PROPOSES THAT THE NEXT MEETING BE HELD IN NOVEMBER, MOST LIKELY THE WEEK OF THE 16th, THE WEEK BEFORE THE THANKSGIVING HOLIDAYS.

DO I HEAR A MOTION TO SCHEDULE THE NEXT HSERC MEETING IN NOVEMBER?

DOES ANYONE WANT TO SECOND THE MOTION?

THE MOTION HAS BEEN SECONDED.

THOSE IN FAVOR SAY YES. (PAUSE FOR THE YES VOTES)

THOSE OPPOSED SAY NO.

THE MOTION IS CARRIED.

DO I HEAR A MOTION TO ADJOURN THE MEETING?

DOES ANYONE WANT TO SECOND THE MOTION?

THE MOTION TO ADJOURN HAS BEEN SECONDED.

THOSE IN FAVOR SAY YES. (PAUSE FOR THE YES VOTES)

THOSE OPPOSED SAY NO.

THE MOTION IS CARRIED. THE MEETING IS ADJOURNED UNTIL NOVEMBER.

Time: _____
STATE OF HAWAII
DEPARTMENT OF HEALTH

HAZARD EVALUATION
AND
EMERGENCY RESPONSE OFFICE

DATE: 8/20/98  NO. OF PAGES: 3

TO: Sean O'Keefe

COMPANY: ________________________________

TELEPHONE: ___________________________  FAX: 871-7663

FROM: Marshia Graf

TELEPHONE: (808) 586-4249  FAX: (808) 586-7537

COMMENTS:

__________________________________________________________________________

__________________________________________________________________________

__________________________________________________________________________
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Name: Lt. Dan Norton
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Date: 8/20/98
Pages: 0
Duration: 0:00
Speed:
Status: Busy
FOR 50X6C

1. IMPLEMENT "SUMMA" CANNISTER
   TECHNOLOGIES FOR HAZMAT TEAMS
   A) PERSONAL "SUMMA" EXPLOSION ISSUES
      TO UNKNOWN CANS / BOTTLES
   B) RESPONSE "ODOR" I.D.
      (2 CANS PER TEAM)
   C) ONLY USE AFTER CONSULTATION WITH 50SC'S.

2. ESTABLISH 4 LOCATIONS ON ISLAND
   TO "VENT" CYLINDERS OF UNKNOWN ORIGIN + GAS TYPES / LANDSIDE
   VENTING + DISPOSAL - STATE PROBABILITY
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Name: Captain Joe Blackburn
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Phone #: 64444
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Time: 3:07 PM
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Status: Sent
Date: Friday, August 14, 1998
To: HEER Hawaii DOH
Company: HEER Office FAX
Fax Phone #: 67537

From: Marsha Graf, HEPCRA Coordinator, HEER Office
Subject: HSERC Meeting # 32

Total # of Pages (including cover): 1

Memo: The next HSERC meeting is scheduled for Wednesday August 26, 1998 from 9:00 to 12:00 in the 5th floor conference room. Agenda will follow.

Please contact me at 586-4249 (or 586-7537 Fax) with questions.

If all pages were not received, please call back immediately:
Date: Thursday, August 20, 1998
To: HEER Hawaii DOH
Company: HEER Office FAX
Fax Phone #: 67537
CC:
From: Marsha Graf, HEPCRA Coordinator, HEER Office
Subject: HSERC Meeting #32

Total # of Pages (including cover): 2

Memo: The agenda follows for the next HSERC meeting, scheduled for
Wednesday August 26, 1998 from 9:00 to 12:00 in the 5th floor
conference room.

Please contact me at 586-4249 (or 586-7537 Fax) with questions.

If all pages were not received, please call back immediately:
FYI. A number of us at EPA are assuming that the next HSERC meeting on Wednesday, August 26 will run from 9 a.m. to noon. We are making our plane reservations to the Big Island for the middle or late afternoon on August 26. (We have meetings in Hilo on August 27 and 28.)
Marsha, Sean will be attending the HSERC meeting represent the Maui LEPC. Only agenda items is confirmation of new members.

Please let me know what's happening with our request for phones and medical baselines. Aloha, Joe B
Marsha, please send plane tickets as soon as possible, so I can get them to Sean. Aloha, Joe B
HAWAII STATE EMERGENCY RESPONSE COMMISSION
MEETING #32

Wednesday, August 26, 1998 from 9:00 a.m. to 12:00 p.m.

Department of Health
919 Ala Moana Boulevard, Fifth Floor Conference Room
Honolulu, Hawaii  96814

AGENDA

1) 9:00  Call to Order
     Opening Remarks and Discussion
     Approval of Minutes from Mtg #31
     Bruce Anderson, Deputy Director for
     Environmental Health

2) 9:15  Enforcement Issues
     Geri Gilbert, Special Agent, USEPA

3) 10:00 LEPC Funding Distribution

4) 10:15 Explosives Subcommittee
     Marsha Graf, HEER Office

5) 10:30 LEPC Updates and Membership Changes
     Jay Sasan, Hawaii LEPC Representative
     Clifford Ikeda, Kauai LEPC Representative
     Sean O'Keefe, Maui LEPC Representative
     Leland Nakai, Oahu LEPC Representative

   11:00 Break

6) 11:15 EPA Updates
     Mike Ardito, USEPA, Region IX

7) 11:50 Other Business

10) 11:55 Schedule next HSERC meeting
August 24, 1998

HAWAII STATE EMERGENCY RESPONSE COMMISSION
MEETING #32

WEDNESDAY, AUGUST 26, 1998 from 9:00 p.m. to 12:00 p.m.

Department of Health
919 Ala Moana Boulevard, 5th Floor Conference Room
Honolulu, Hawaii 96814

AGENDA

(BRUCE ANDERSON, CHAIR)

▼ (CHECK FOR A QUORUM)

1 Call to Order

▼ THE MEETING WILL PLEASE COME TO ORDER.

Opening Remarks

Welcome

I’D LIKE TO WELCOME EVERYONE TO THE 32ND HSERC MEETING.

Discussion/Approval of Minutes from Meeting #31

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1. Jay Sasan, Hawaii

2. Clifford Ikeda, Kauai

3. Sean O'Keefe, Maui

[A vote will be needed following Sean's presentation]

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4. Leland Nakai, Oahu

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Time: _______
1. **Sock → Stock**
   
   Minister accepted with the above changes.

2. Monica Rebel is the State AGs investigator who would be the point of contact.
   
   FBI - provides tech support & surveillance etc.
   
   Has to be an FBI offence to bring them in (such as speed)

3. Dick Buck with FEMA
   
   Withdrew 2nd level appeal
   
   FEMA will reassess
   
   Expects a decision within about a month.

4. **BA**
   
   Illegal dumps - not part of Operation Kukua
   
   New criminal sanctions against illegal landfill, ability to prosecute
   
   Community groups have been active to inform and discourage practice
   
   Senator Edloe - flood issues

5. RP: My will talk to administrators at SCP to see their procedures to loan & maintain equipment

6. Handouts
Hawaii

Donnafu Keiyuzaki has an agenda for EOC scheduled tomorrow - a complex on agenda:

- What do county and state agencies need to do to comply - will provide public info today
- Clarify roles of CTC and other agencies as they work together in response
- Magnitude - educate on problem

Membership approved unanimously

Kauai

- JB has given a 3 day class regarding TER to the fire department. Will iron out who is in charge in the event of a ter. act.
- Training
- CAMEO training done
- Fertilizer ANFO bunker on fire explosion

Maui

- New membership list - see handout
- Membership unanimously approved
- First meeting in June
  - Working draft of SOP is approved
  - 10 new facilities to create facility profiles
- Distributed training needs survey to members - will be able to coordinate between agencies
Oahu

- Met last Tues
  * Working on training needs survey
  * CAMEO training was attended
  * Haymet team approved for Kapolei with funding for one year only, department wide Chief is evaluating need
  - would handle the east side of the island.
  - Marine fire fighting exercise is upcoming
  * Domestic preparedness
  * Cylinder procedures
  * Budget
    - Update to Tomes
  - Money over lack of funding
  * HECRA changes
    * HEC has undergone reorganization
      - will cause changes in LEPC membership
      - and EOP
  * City agencies discussed hazard mitigation
  * LEPC CLEAN see handout

Evaluate acceptable risk

RP preparedness and response must be coupled with mitigation for example shut down risky operations when the wind is blowing on shore.

BA - RMP plans for facilities should be "coordinated" by CLEAN

JS - Land use?

BA - HBERC could educate land use planners
EPD sees almost all land use applications
- flag env. issues
- indicate permits required
- could indicate when siting poses an unacceptable risk
- Keahole power plant
  SCR - ammonia scrubbing system
  mg - AES has same problem
  qg - new power plant - if private and compatible
  with zoning - no hearing no full EIS
  public - pollution control permit
  N-MW - cost benefit analysis included in BACT
  if we can include liability in the
  interpretation of costs - perhaps
  no processes would fall out as the BACT
  BA - We should explore this in looking at the
  big picture.

1. T&AG $10,000 award eff. Oct 1 - seminars for
   facility emergency coordinator

   - Now audit course - mg will attend and report
   - another set of classes will be offered
   - Hopefully more positions will be able to
     attend

2. 7000 response equipment - Oct 1 1998 - 1999
3. ESF 10 - Hagmat tsunami table top last week
   good turnout. Lessons learned - Papua NO
   highlighted award
2. SPA review of Hawaii EOP is done and is included by in PANA report. Emergency Response.

Copies for public review will be available this fall. Mid Sept 30 day comment period.

3. Will attend Hawaii LEPC mg.

FEMA

Tessa Badua Hansen Hayatil Program for Region?
- comment on mitigation
- IMPACT?

WNPRA: National Performance Review Act - we have done a good job of organizing response but we could do more good to spend the money on prevention.
- Project IMPACT (Comm, wind and good)
  - BA: FEMA's role - facilitate meeting and technology transfer.

Pilot is proposed for Hawaii
- FEMA group of 29 at Fort Shafter - will be POC
- Training and Planning grants

Neil
- invite people to continuing challenge
  - FEMA funds can be used for attending this workshop
- 4000 training videos available for free on request.
  - Last year over 60,000 people free trained
  - have a catalogue and mailing list

(415) 923-7189
8. Schedule after election in Nov.

A. Future roles of HSCRC

4. Ask Curtis to meet with Bruce about budget.
August 24, 1998

HAWAII STATE EMERGENCY RESPONSE COMMISSION
MEETING #32

WEDNESDAY, AUGUST 26, 1998 from 9:00 p.m. to 12:00 p.m.

Department of Health
919 Ala Moana Boulevard, 5th Floor Conference Room
Honolulu, Hawaii 96814

AGENDA

(BRUCE ANDERSON, CHAIR)

▼ (CHECK FOR A QUORUM)

1 Call to Order

▼ THE MEETING WILL PLEASE COME TO ORDER.

Opening Remarks

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Time: _____
EPA CID SPECIAL AGENTS-

EPA CID MISSION- INVESTIGATE THE MOST SIGNIFICANT AND EGREGIOUS VIOLATORS OF ENVIRONMENTAL LAWS THAT POSE THE GREATEST THREAT TO HUMAN HEALTH AND THE ENVIRONMENT, AND TO PROVIDE WORLD CLASS TRAINING TO OUR PARTNERS IN INTERNATIONAL, FEDERAL, TRIBAL, STATE AND LOCAL LAW ENFORCEMENT.

IN FY 1996- CID AGENTS INITIATED -

548 CASES
REFERRED 252 CASES
221 DEFENDANTS
JAIL TIME TOTALING-93 YEARS
CRIMINAL FINES TOTALING-76.7 MILLION DOLLARS

NEIC-

TECHNICAL SUPPORT CENTER NATIONWIDE FOR EPA CID.
DIVISION OF OCEFT

SUPPORT INCLUDES-

- FIELD ACTIVITIES, SAMPLING ETC.,
- ENGINEERING EVALUATIONS-INVESTIGATE CORPORATE AND INDIVIDUAL FINANCES
- FORENSIC LAB ACTIVITIES-EXPERTS IN FORENSIC ENVIRONMENTAL CHEMISTRY
- TECHNICAL ANALYSIS AND TRAINING-PROVIDE SUPPORT IN THE AREAS OF TECHNICAL, REGULATORY, AND FINANCIAL ISSUES THAT ARISE DURING CASE DEVELOPMENT AND LITIGATION.
- COURTROOM SUPPORT-TECHNICAL AND EXPERT WITNESSES

CID EXERCISE OF INVESTIGATIVE DISCRETION1-

TO DISTINGUISH CASES MERITING CRIMINAL INVESTIGATION FROM THOSE MORE APPROPRIATELY PURSUED UNDER ADMINISTRATIVE OR CIVIL AUTHORITY.
GOAL- ULTIMATE REGULATORY COMPLIANCE. PUNISHING CRIMINAL WRONGDOING

LEGISLATIVE INTENT-

TARGET THE MOST SIGNIFICANT AND EREGIOSUS VIOLATORS

POLLUTION PROSECUTION ACT OF 1990. IMPORTANCE OF STRONG NATIONAL ENVIRONMENTAL CRIMINAL ENFORCEMENT PROGRAM, LONG TERM GOAL-CREATE DETERRENCE

NOT INTENDED TO PUNISH MINOR OR TECHNICAL VIOLATORS

EPA-CID CASE SELECTION PROCESS-

SIGNIFICANT ENVIRONMENTAL HARM

FACTOR 1.- ACTUAL HARM- ILLEGAL DISCHARGE, RELEASE OR EMISSION WITH IDENTIFIABLE AND SIGNIFICANT HARMFUL IMPACT ON HUMAN HEALTH OR ENVIRONMENT.

FACTOR 2.- THREAT OF SIGNIFICANT HARM- DEMONSTRATED BY ACTUAL OR THREATENED DISCHARGE, RELEASE OR EMISSION.

FACTOR 3.- FAILURE TO REPORT ACTUAL DISCHARGE, RELEASE, EMISSION- COUPLED WITH ACTUAL OR THREATENED HARM.

FACTOR 4.- ILLEGAL CONDUCT REPRESENTING TREND OR ATTITUDE WITHIN REGULATED COMMUNITY

CULPABLE CONDUCT

FACTOR 1.- HISTORY OF REPEATED VIOLATIONS

FACTOR 2.- DELIBERATE MISCONDUCT RESULTING IN VIOLATION. SPECIFIC INTENT NOT REQUIRED, DIRECT OR CIRCUMSTANTIAL.
FACTOR 3.- CONCEALMENT OF MISCONDUCT OR FALSIFICATION OF REQUIRED RECORDS

FACTOR 4.- TAMPERING WITH MONITORING OR CONTROL EQUIPMENT

FACTOR 5.- BUSINESS OPERATION OF POLLUTION-RELATED ACTIVITIES WITHOUT A PERMIT, LICENSE, MANIFEST OR OTHER REQUIRED DOCUMENTATION- PURSUIT OF VIOLATORS WHO CHOOSE TO IGNORE ENVIRONMENTAL REGULATORY REQUIREMENTS ALTOGETHER.

1. This memorandum is intended only as internal guidance to EPA. It is not intended to, does not, and may not be relied upon to create a right or benefit, substantive or procedural, enforceable at law by a party to a litigation with the United States, nor does this guidance in any way limit the lawful enforcement prerogatives, including administrative or civil enforcement actions, of the Department of Justice and the Environmental Protection Agency.
Explosives Meeting
August 12, 1998

Department of Health
919 Ala Moana Boulevard, Room 205
Honolulu, Hawaii 96814

Attendees:
Chris Takeno  State Department of Transportation, Highways
Chief Charles Wassman  Honolulu Fire Department, Fire Prevention
Chief Adam Enos  Honolulu Fire Department, Occupational Safety and Health
Ralph Fronczkowski  State Civil Defense
Marsha Graf  Hazard Evaluation and Emergency Response Office
Byron Donaldson  Donaldson Enterprises, Inc.

Issues identified:

The magazine locations is the information that we’re interested in tracking. The exact inventory is less important.

Federal Alcohol, Tobacco and Firearms (ATF) regulations already requires the collection of all the information we need.

Department of Defense (DOD) transportation and storage is of as much, or more, interest than private stores.

The 1995 HRS 132d, The Fireworks Control Act, preempts county regulations. Permits are written at the county level.

Smokeless powder is of concern to the Police Department.

There is a city ordinance prohibiting explosives in tunnels. Chris will speak to Federal DOT regarding placarding and tunnels.

DOD submits transportation notification when shipping to public ports.
Explosives Meeting
July 1, 1998

Department of Health
919 Ala Moana Boulevard, Room 215
Honolulu, Hawaii 96814

Attendees:
Chris Takeno                  State Department of Transportation, Highways
David Ching                  Hawaii Occupational Safety and Health, Safety
Chief Charles Wassman       Honolulu Fire Department, Fire Prevention
Chief Adam Enos              Honolulu Fire Department, Occupational Safety and Health
Lt. Mark Willis              United States Coast Guard Marine Safety Office
John Carpenter              United States Coast Guard Marine Safety Office
John Bowen                   Hawaii Local Emergency Planning Committee
Ralph Fronczkowski          State Civil Defense
Marsha Graf                 Hazard Evaluation and Emergency Response Office
Bill Perry                   Hazard Evaluation and Emergency Response Office

Issues identified:
Combine ATF/DOT/State/City and County Regulations and develop an list of items that we would like to track as explosives in Hawaii.

Develop a TPQ or transaction quantity to track which will allow emergency planners to identify the location of magazines to the desired level. In other words, is it enough to know that a magazine exists which may have explosives or is it necessary to know exactly where the magazine is within a property, exactly how much is present at a given time how much is moving in and out of the magazine, the condition of the magazine, the storage temperature and the age of the inventory?

What should be regulated at the each (Federal/State/County) level and which agency will be assigned new tasks? Rules will have to be written to introduce new regulatory control.

It is important to solicit industry for assistance in compliance with monitoring, reporting, tracking and usage.

Action items:

John Bowen and Bill Perry agreed to develop a master list of chemicals to be tracked as explosives. In addition to chemicals intended to function as explosives, named in existing regulations, chemicals such as ether, picric acid and organic peroxides have explosive characteristics under certain conditions. Companies within Hawaii make anfo on site so it may be helpful to track ammonium nitrate.

Marsha Graf agreed to summarize the information which is already gathered by the CG4260 forms, the 48 hour prior to shipping notices collected by the Fire Department, and all HIOSH permits.
Explosives Subcommittee

<table>
<thead>
<tr>
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</tr>
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<tbody>
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<td>USCG MSO</td>
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<td>Donaldson Enterprises, Inc.</td>
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<td>Ralph Fronczkowski</td>
<td>SCD</td>
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<tr>
<td>Marsha Graf</td>
<td>HEER Office</td>
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<tr>
<td>Robert Sisan</td>
<td>ATF</td>
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</tbody>
</table>
June 15, 1998

Marsha Graf
SOH Department of Health
Hazard Evaluation and Emergency Response Office
919 Ala Moana Boulevard, Room 206
Honolulu, HI 96814-4912

Marsha:

As we discussed, please find attached the updated membership list for the Hawaii County Local Emergency Planning Committee.

If there are any questions please feel free to contact me at 961-8215.

Sincerely,

Jay Sasan
<table>
<thead>
<tr>
<th><strong>Member Name and Title</strong></th>
<th><strong>LEPC</strong></th>
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<tbody>
<tr>
<td>Wayne Awai</td>
<td>LEPC Co-Vice-Chairperson</td>
<td>Firefighting personnel</td>
</tr>
<tr>
<td></td>
<td>Hawaii County Fire Department</td>
<td>466 Kinoole St, Hilo, HI 96720</td>
</tr>
<tr>
<td></td>
<td>Phone: 961-8297</td>
<td></td>
</tr>
<tr>
<td>Ian Birnie</td>
<td>DOT - Harbors</td>
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</tr>
<tr>
<td>Hawaii District Manager Port of Hilo</td>
<td>96720</td>
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<tr>
<td>Hawaii State Department of Transportation</td>
<td>Harbors Division</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Hilo, HI 96720</td>
<td>Phone: 933-8850 Fax: 933-8851</td>
</tr>
<tr>
<td>Dr. John Bowen</td>
<td>LEPC Chairperson</td>
<td>U.H. Environmental personnel</td>
</tr>
<tr>
<td></td>
<td>University of Hawaii</td>
<td>96720</td>
</tr>
<tr>
<td></td>
<td>P.O. Box 1115</td>
<td>Phone: 974-4105 Fax: 974-4110</td>
</tr>
<tr>
<td>Romel Dela Cruz, Administrator</td>
<td>Hospital personnel</td>
<td></td>
</tr>
<tr>
<td>Honokaa Hospital</td>
<td>920 Ululani Street</td>
<td>96720</td>
</tr>
<tr>
<td></td>
<td>Hilo, HI 96727</td>
<td>Phone: 722-7211</td>
</tr>
<tr>
<td>Wendell Hatada</td>
<td>Civil Defense Agency</td>
<td>Civil Defense and Emergency management personnel rep</td>
</tr>
<tr>
<td></td>
<td>920 Ululani Street</td>
<td>96720</td>
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<tr>
<td></td>
<td>Hilo, HI 96720</td>
<td>Phone: 961-8229 Fax: 935-6460</td>
</tr>
<tr>
<td>Robert Herkes</td>
<td>Elected State Official</td>
<td></td>
</tr>
<tr>
<td>Representative, Hawaii State Legislator</td>
<td>49 Painiu Place</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Volcano, HI 96785</td>
<td>Phone: 1-800-468-4644 ext 66530 (r) 985-8901</td>
</tr>
<tr>
<td>Rosalind Ishisaka</td>
<td>State Department of Agriculture</td>
<td>Agriculture</td>
</tr>
<tr>
<td></td>
<td>75 Aupuni Street</td>
<td>96720</td>
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<td></td>
<td>Hilo, HI 96720</td>
<td>Phone: 974-6500 Fax: 974-6505</td>
</tr>
<tr>
<td>Mike Kaleikini</td>
<td>Owners and operation of facilities subject to the requirements of EPCRA</td>
<td></td>
</tr>
<tr>
<td>Darren Hunt</td>
<td>Puná Geothermal Venture</td>
<td>96778</td>
</tr>
<tr>
<td></td>
<td>P.O. Box 30</td>
<td>Phone: 965-6233 Fax: 965-7254</td>
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<tr>
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<tr>
<td>Youlin Kalima, Red Cross</td>
<td>American Red Cross Service Center Director 55 Ululani Street Hilo, HI 96720</td>
<td>935-8305</td>
</tr>
<tr>
<td>Frank Kamahela, Airport - State officials</td>
<td>Hawaii State Department to Transportation Airports Division P.O. Box 1660 Kailua-Kona, HI 96745</td>
<td>329-2484</td>
</tr>
<tr>
<td>Donna Fay K. Kiyosaki, County Public Works Chief Engineer</td>
<td>Hawaii County Department of Public Works 25 Aupuni Street Hilo, HI 96720</td>
<td>961-8321</td>
</tr>
<tr>
<td>June Kunimoto, DOH Health personnel</td>
<td>District Health Service Department of Health P.O. Box 916 Hilo, HI 96720</td>
<td>974-6006</td>
</tr>
<tr>
<td>Mike Luce, Community groups not affiliated with Emergency service groups.</td>
<td>M. Luce Contracting Inc. P.O. Box 1299 Kapaau, HI 96755</td>
<td>885-7270</td>
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<tr>
<td>Ken Matsuzaki, Owners and operators of facilities subject to the requirements of EPCRA</td>
<td>Brewer Environmental Industries 60 Kuhio Street Hilo, HI 96720</td>
<td>933-7800</td>
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<td>Wayne Metcalf, Elected state official</td>
<td>Senator, Hawaii State Legislator Hawaii State Capitol 415 South Beretania Honolulu, HI 96813</td>
<td>974-4000 ext. 66900</td>
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<td>Elroy Osorio, Law enforcement personnel</td>
<td>Hawaii County Police Department 16-200 Pili`imua Street Keaau, HI 96749</td>
<td>966-7432</td>
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<tr>
<td>John Roney, Industrial Engineer Private</td>
<td>401 Wainaku Street Hilo, HI 96720</td>
<td>961-6443</td>
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JS/sa/178/38-40
August 14, 1998

Mr. Bruce Anderson, Chairman
c/o Ms. Marsha Graf
State Emergency Response Commission
State Department of Health
919 Ala Moana Blvd.
Room 206
Honolulu, Hawaii 96814

Dear Mr. Anderson:

This letter is to request the following changes in the membership of the Maui County Local Emergency Planning Committee:

New Members:
Mike Cummings, Hazardous Materials Office, Maui County Fire Department
Elvin Kamoku, Maui County Fire Department and U.S. Coast Guard Reserve

Replacements:
Councilmember Charmaine Tavares to replace Councilmember Dennis Nakamura
Theodore Leong, Maui County Department of Public Works and Waste Management to replace Robert Jarsky
Francis Prekel, U.S. Coast Guard, Marine Safety Office to replace Timothy Mooney
Herbert Matsubayashi, State Department of Health, Maui District Office to replace Dr. Lawrence Hart
Jerry Wright, American Medical Response, Maui County Safety Office to replace Lee Collins

Deletion:
Williet Medeiros

Your favorable approval will be greatly appreciated.

Sincerely,

LINDA LINGLE
Mayor, County of Maui

Joseph Blackburn, Maui LEPC Chairperson
Sel Menor, Civil Defense Administrator

PRINTED ON RECYCLED PAPER
Campbell Local Emergency Action Network (CLEAN)  
Update For Hawaii State Emergency Commission (HSERC)  
August 26, 1998

- Dave Hoffman (Tesoro Hawaii) re-elected President of CLEAN
- Award of $10,000 EPA Grant - To be used for training of Facility Emergency Coordinators. Training to be coordinated by Training Sub-team of Public Notification, Response and Education Project Team.
- Public Notification, Response and Education Project (Project Team):
  - Project Manager - Chip Ellis - departed Tesoro Hawaii. Jim Vinton (Tesoro Hawaii) appointed interim manager.
  - Training Sub-team - Geoff Albrecht departed Tesoro Hawaii. Effort underway to appoint a replacement.
  - Public Warning, Hardware & Equipment Sub-team - Earl Nishikawa (Chevron) and Wayne Jones (OCDA) - trip to Texas and California - June 8-12 - assessed warning systems at facilities similar to Campbell Industrial Park (CIP).
  - CLEAN Board Of Directors, acting on recommendations of Project Team:
    - will support continuation of CIP Compliance Coordinator position.
    - will support additional capability for CIP companies to record voice message for public.
    - will work with Government and others to support addition of 3 new sirens in CIP area.
    - will request State Civil Defense approval for grouping of CIP area sirens.
    - will work with Government to establish Hazmat warnings via NOAA Weather Radio System.
    - authorized $5,000 to purchase 10 Specific Area Message Encoder (SAME) radio receivers for testing with NOAA system, and later use by vulnerable public receptors.
    - authorized cost/benefit analysis of "Wally Wiseguy" public education program.
  - Incident Assessment and Notification Sub-team - coordinating purchase of additional electrochemical sensors for Fire Department's Hazmat Team
- Preliminary look at possible purchase of new sirens for CIP area by CLEAN members.
MEETING SUMMARY
HAWAII STATE EMERGENCY RESPONSE COMMISSION
MEETING #30

Friday, February 27, 1998 from 1:00 p.m. to 4:00 p.m.

Department of Health
919 Ala Moana Boulevard, Fifth Floor Conference Room
Honolulu, Hawaii 96814

Attendees
Voting
Dr. Bruce Anderson, Chair, Department of Health, Environmental Health
Joseph Blackburn, Maui LEPC Representative
Bob Boesch, Board of Agriculture
Russell Charlton, Department of Labor and Industry
Capt. Carter Davis, Oahu LEPC Representative
Gary Gill, Environmental Quality Control Office
Dr. John Harrison, University of Hawaii Environmental Center
Clifford Ikeda, Kauai LEPC Representative
Dolores Cook, Emergency Services American Red Cross
Prema Menon, University of Hawaii School of Public Health
Roy Price, State Civil Defense
Jay Sasan, Hawaii LEPC Representative
Chris Takeno, Department of Transportation

Non Voting
Warren Chung, State Civil Defense
Brian Molina, State Civil Defense
Jim Vinton, BHP Hawaii
Cynthia Pang, COMNAVBASE, Pearl Harbor
Allen Sugihara, NAVSTA, Pearl Harbor
Leland Nakai, Oahu Civil Defense
LCDR Frank Wipple, USCG MSO Honolulu, Planning Department
Chief Charles Wassman, Honolulu Fire Department
Helen Mary Wessel, CIP Compliance Coordinator
Senior Chief Petty Officer Frank Prekel, USCG MSO Honolulu, Planning Department
Marsha Graf, Department of Health, Hazard Evaluation and Emergency Response Office
Bryce Hataoka, Department of Health, Hazard Evaluation and Emergency Response Office
Kathy Ho, Attorney General's Office

AGENDA
1) 1:00 Call to Order
   Opening Remarks and Discussion
   Approval of Minutes from Mtg #29
   Approval of Clean Resolution

Bruce Anderson, Deputy Director for
Environmental Health

The Call to Order and Approvals were delayed due to a scheduling conflict for Dr. Anderson. Informational talks were made first and the formal portion of the meeting was called to order at 3:00.

Roy Price presented a couple of news items.
   A. Drought will cause fire problems. There is no state fire system; the National Guard could be used. Drought also affects wildlife, livestock and agriculture. State Civil Defense is examining the issue of resource allocation.
   B. Catastrophe is the scenario for a May exercise. The focus is economic recovery. HazMat incidents are included. In the scenario.

9) Food Irradiation
   Carter Davis, HFD
   9.1 A slide show of a visit to several mainland food irradiaters was presented.
   9.2 Safety issues
      9.2.1 Mainly, 3-400,000 curies of Cobalt 60 is used in irradiaters for commercial products.
      9.2.2 The facilities visited were situated in non industrial areas. They are not considered H occupancy but instead are rated as warehouses.
      9.2.3 Buildings are separate. Designed to float in an earthquake.
      9.3.4 Buildings have 6 foot thick concrete walls and a pool of water as a shield.
      9.3.5 They operate in batch or continuous carrier mode.
         In batch mode the chamber is loaded and the source is raised from the pool of water for a given amount of time.
         In a continuous mode, the source is raised all the time and the products are sent through the chamber on a conveyor belt.
      9.3.6 Failsafe systems cause the rods to drop into the water.
      9.3.7 Rods containing the radioactive source are transported in Type B casks. Transportation of the source is of the most concern to the public. There has never been a failure of a Type B cask. And they weigh 42,000 pounds—would be difficult to steal.
      9.3.8 Should a terrorist or subversive enter the water shield to steal rods, the radiation would kill them before they reached the source.
   9.3 An alternative to Cobalt 60 is an x-ray generator. The x-ray generator only produces radiation while energized.
   9.4 A 16 square foot, single door, batch mode irradiator is planned in Hilo.
      9.4.1 It will be used to expand Hawaii’s fruit export market among other things.
   9.5 In summary, the process appears safe and is a significant improvement over current sterilization techniques.

7) Explosives
   Jennifer Shishido, CIH, DLIR Administrator
The presentation on regulation of explosives in the State was moved forward due to a scheduling conflict for Jennifer Shishido. A summary was recounted after the call to order so that the information could be included in the formal portion of the meeting.

7.1 The question that the HSERC should answer is: What is the best way to regulate explosive handling and storage? We need to prepare for two things:
   7.1.1 Criminal and Subversive action
   7.1.2 Emergency Planning and response.
   7.1.2.1 An example: In the aftermath of Hurricane Iniki, the magazines couldn’t be located.
The address information is poor on the inventories.

7.2 A 1911 law originally regulated explosives.

7.3 The regulations are duplicative so the state will be reevaluating its role. The state is not looking to reassign functions to the counties.

Trucks DOT and DLIR
Pyrrotechnics County and DLIR

Both sale and purchase are regulated but it should be the transaction.

Permission to use required 3 permits for 1 event.

7.4 Currently, DLIR 1) issues Certificates of Fitness (COF), 2) maintains an inventory and 3) permits magazines. The department does the permitting of magazines without regulatory authority.

1) The DLIR will retain the COF function.

2) Have found discrepancies in the inventories.

If included in HEPCRA, is it wise to publicly provide the locations of magazines?

3) There is a conflict of interest between OSHA inspections and permit writing. Can’t write fines if inspecting under the permit.

Would like to cease writing permits. Regulations already require magazines to be labeled and adequate for the task.

Will step up random and yearly inspections if DLIR not longer writes permits.

7.5 Captain Wipple notes:

7.5.1 USCG permits are also required for vessels.

7.5.2 Shippers generally are not educated on explosives.

7.5.3 Most ports in Hawaii can’t legally handle the amount of explosives coming through. The shipments are large enough that the explosive arcs include occupied buildings, etc. Shippers on the mainland are sending too much in each cargo container.

7.6 Captain Davis commented that we’ll need to see greater inspection of trucks by DOT or another agency to replace the DLIR inspections.

Following the break, the meeting was formally called to order and the minutes from HSERC Meeting #29 were accepted as printed.

It was voted that the CLEAN Letter of Commendation should be redrafted to include signature lines for all the entire HSERC membership.

2) Clandestine Lab and Infectious Waste Handling Marsha Graf for Bill Perry, SOSC HEER Office

2.1 Clan Labs

How should the final clean up and reentry of a clan lab be handled following the investigation?

Recommend that the SOSCs clean the area and cost recover rather than allowing someone inexperienced do the clean up. SOSCs should certify the area for reentry as well.

2.2 Infectious Waste

How should infectious waste from the aftermath of a traffic accident be handled, since pieces of tissue and body fluids are not removed from the site of a traffic accident by ambulance personnel or the coroners office?

Fire departments should continue to wash down roadway with water and 10% bleach (as specified by SOPs) as a disinfectant if possible. Since there has been no documented case outside of medical facilities, potentially the risk is very low.

Dr. Anderson will ask for an opinion from the DOH Infectious Waste Committee.

7) Explosives

(See Handout)

7.7 Rules will be drafted under HRS 128e to include the update of the State List of Lists to reflect federal changes and will also include a definition and listing of explosives on the State List of Lists and
will establish a Threshold Planning Quantity (TPQ) and Reportable Quantity by type of explosive.

7.8 The HEP CRA Coordinator will convene an Rules Subcommittee meeting to draft rules under HRS 128e.

7.8.1 The subcommittee will include as members: HIOSH, Safety, DOT, and Fire Prevention.
7.8.2 An appropriate TPQ for explosives will be reported to the HSERC at the next meeting.

3) January Training Needs Meeting
   Marsha Graf, HEER Office
   (See handout)

4) EPA Food Sector Initiative Follow Up
   (See Handout)
   Helen Mary Wessel would like to participate in visits within CIP.
   The Fire Department will be represented by Chief Wassman.
   Warren, Carter, and Marsha will assemble training guidelines.

5) Filing Fee Distribution to LEPCs
   (See Handout)
   An amended motion was accepted to distribute $15,000 to each county and award the remainder of the anticipated $80,000/year to fund a proposal from the LEPCs.
   The current state budget period is from July 1, 1998 to June 30, 1999.
   LEPCs will generate purchase requests to be filled by the HEER Office as the administrative agency for the HSERC.

6) VOG
   (See Handout)
   When measuring contaminant levels for workers, background levels from the will be part of the total exposure and cannot be considered separately.

8) LEPC Updates and Membership Changes

   Jay Sasan, Hawaii LEPC Representative
   (See Handout)

   Clifford Ikeda, Kauai LEPC Representative
   (See Handout)
   Kauai is coordinating a CAMEO Training from July 27-31, 1998.
   The revised Kauai LEPC membership list submitted by the Mayor was approved by unanimous vote.

   Joe Blackburn, Maui LEPC Representative
   The HazMat Trailer will be on line soon.
   Joe has requested that Sel Menor forward the Maui EOP to the Mayor for approval as a working plan.

   Carter Davis, Oahu LEPC Representative
   1. CAMEO will be presented at COMMNAVBASE.
   2. HSERC Training Needs Subcommittee meeting went well.
   3. Web Page updates have been submitted. Can’t scroll at OCD.
   4. New business: Participated in an informational dialogue with the Guam LEPC.
   5. Federal facility site visits will be conducted again in 1998 with the EPA.
   6. Honolulu county actively participated in the NBC preparedness exercise.
   7. CLEAN subcommittee have been active.
8. Irradiation issues were presented at the last meeting.
9. The HazMat group has a laptop computer in use with TOMES installed.
10. DOH, the LEPC and CLEAN will apply for the Superfund Technical Assistance Grant.

10) Other Business
10.1 Terry Yoshinaga has introduced some bills of environmental interest to the legislature.
10.2 Dr. Miike should appoint a Vice Chair for the HSERC in writing so that scheduling conflicts will not impede the meeting from proceeding.

11) Schedule next HSERC meeting
A motion was made and seconded to adjourn the meeting until May.

Respectfully Submitted,

[Signature]

Marsha Graf, HEPCRA Coordinator, HEER Office
DRAFT MEETING SUMMARY
HAWAII STATE EMERGENCY RESPONSE COMMISSION
MEETING #31

Wednesday, May 27, 1998 from 9:00 a.m. to 12:00 p.m.

Department of Health
919 Ala Moana Boulevard, Fifth Floor Conference Room
Honolulu, Hawaii 96814

Attendees

Voting

Dr. Bruce Anderson, Chair, Department of Health, Environmental Health
Joseph Blackburn, Maui LEPC Representative
Bob Boesch, Board of Agriculture
Russell Charlton, Department of Labor and Industry
Capt. Carter Davis, Oahu LEPC Representative
Clifford Ikeda, Kauai LEPC Representative
Dolores Cook, Emergency Services American Red Cross
Jay Sasan, Hawaii LEPC Representative
Thomas Smyth, Department of Business, Economic Development and Tourism
Chris Takeno, Department of Transportation

Non Voting
Leland Nakai, Oahu Civil Defense
Mike Ardito, USEPA Region IX
Jim Vinton, BHP Hawaii
Bryce Hataoka, Department of Health, Hazard Evaluation and Emergency Response Office
Marsha Graf, Department of Health, Hazard Evaluation and Emergency Response Office
Allen Sugihara, NAVSTA, Pearl Harbor
Cynthia Pang, COMNAVBASE, Pearl Harbor
Helen Mary Wessel, CIP Compliance Coordinator
Senior Chief Petty Officer Frank Prekel, USCG MSO Honolulu, Planning Department
Warren Chung, State Civil Defense
Dr. John Bowen, University of Hawaii, Hilo
Bill Sagen, CCH

1) Call to Order  Bruce Anderson, Deputy Director for Environmental Health
Opening Remarks and Discussion
The meeting was called to order at 9:10.
Joe Blackburn volunteered to serve as Vice Chair for the HSERC. A recommendation will be made to
Dr. Miike.

Approval of Minutes from Mtg #30
The minutes from the previous meeting were unanimously approved as printed.

2) Legislative Update          Bruce Anderson
No news to report from Energy or Environment and Health.

The budget hearings resulted in a unanimous approval for the dispersant system for use in a large ocean oil spill. The 1.2 million dollar appropriation will provide for equipment for the aircraft along with the purchase of the dispersant and storage containers to keep the sock readily available. The Governor's approval is necessary.

Several bills of interest to the HSERC were passed.
The Voluntary Response Program legislation was amended to clearly include USTs. Sites under the VRP include Iwelei and Kakaako.
The cap on the Environmental Response Revolving Fund (ERRF) was raised from 7 to 20 million.
Duplication in explosive permitting will be reduced.

3) LEPC Funding Distribution    Bryce Hataoka, HEER Office
Filing fees from HEPCRA facilities, totaling $77,600 so far this year, have been deposited to an account set by past legislation. The account lapses on June 30, 1998. The fiscal group, ERO, indicate that a PO must be written or the funds in the account must be transferred to 342 in order to use them in carryover. LEPCs should submit requests now. The HEER Office must encumber the money.

4) 9:45 April Training Needs Subcommittee Meeting    Marsha Graf, HEER Office
See handout.

       SCD Training Needs Survey Form    Warren Chung, SCD
Consider alternatives to the classroom for training in order to save money.
   Train the Trainer
      HazComm may be able to cover HazWoper training needs.
      Competency tests can show that training has already been accomplished.
      Computer aided courses can reduce travel costs.
      Videos may be employed, although there may be a cost in updating materials.
Some travel and per diem can be provided by SCD grants.
The next Training Needs Subcommittee meeting will be in October at the latest.
Feed back has been good. People indicate that they would like to see more similar training.
Carter Davis requested that Warren summarize the feed back from student surveys for the HSERC to see.
   A motion was made and seconded to amend the August 1989 State of Hawaii Chemical Emergency Response Training Guidelines to include the HMEP Hazardous Materials Incident Response Training Guidelines. Discussion surrounded the number of hours to recommend for a HazMat Awareness Level course. It was approved to include an 8 hour recommendation with a note regarding flexibility for employer/employee needs.

5) 10:30 LEPC Updates and Membership Changes
   Jay Sasan, Hawaii LEPC Representative
Membership-A membership update was voted on at the last LEPC meeting.
Dr. John Bowen is to Chair the LEPC.
Wayne Awai and Myron Yoshioka, of the Hawaii Fire Department, will serve as Vice Chairs. Membership will be updated to reflect active participants. It was voted to approve the new list pending approval of the Mayor. Training—Required training has been completed for the Fire Department.

Clifford Ikeda, Kauai LEPC Representative
The HazMat Training Officer will be requesting a $100,000 budget. The Fire Chief and Clifford Ikeda of Civil Defense will be working on a functional exercise.

Joe Blackburn, Maui LEPC Representative
The working Emergency Operating Plan has been approved. An LEPC meeting will be scheduled for June. At that meeting Captain Mike Cummings will be added as Vice Chair.

Carter Davis, Oahu LEPC Representative
An LEPC meeting was held on May 21, 1998. See meeting minutes.

Extra item from last meeting—
Dr. Anderson spoke to Dr. Paul Effler to request that he consult the CDC for HazMat Responder procedures for the handling of potentially infectious waste at accident scenes. Dr. Effler felt that the current practice is appropriate and adequate.

6) EPA Updates Mike Ardito, USEPA, Region IX

6.1 Chemical Accident Investigation Board
The Chemical Safety Hazard Investigation Board was formed under the CAA of 1990. Budget constraints caused a delay, but a $4 million budget was established. The first accident was investigated in 1998 in Region IX. The Board will be working with state EPA and HIOSH.

6.2 Risk Management Programs
The EPA sponsored two RMP workshops. One is coming up at the Navy and another will be held before June 1999.

EPA estimates about 200 RMP facilities in Hawaii. RMP software is available for download on the EPA and NOAA webpages. The two RMP positions at the state, proposed in January, were not included in the final budget. The head of the EPA Superfund program indicated that EPA will be offering funding. The Technical Assistance Grant will focus on RMP for the next two years. There will be 1.5 million available this year and 6 million next year. The state RMP positions will be discussed during the grant negotiations in July.

6.3 Changes have been proposed for EPCRA reporting. One change will increase the TPQ to 75,000-100,000 pounds for products in completely underground tanks.

6.4 The One Plan program is in Phase II. A 26 page electronic reporting program is being tested in Boulder. A half million dollars was provided for this under the Common Sense Initiative.

6.5 A CAMEO Conference is scheduled for May 24-28, 1999.

6.6 Landview III, a community right-to-know software tool, is available for download and training is upcoming.

7) Area Contingency Plan Senior Chief Petty Officer Frank Prekel, USCG MSO
The Area Contingency Plan is developed by the Area Committee. The committee includes the Coast Guard, covered facilities and state government. Dispersant has been approved to be carried on Coast Guard planes.
13 subcommittees have been meeting over the last 18 months. This is the 4th revision and it includes a name change from Honolulu to Hawaii. HazMat has been integrated and the Marine Salvage Plan and the Marine Fire Fighting Plan are included. The ACP hardcopy will cost about $25 to cover printing costs. The CD-ROM will cost $19.95. It will also be available on the internet for free.

The plan has a new organization. There is a core plan with geographic annexes. The signature date is September 30, 1998.

Planned in the next 18 months:
Shoreline Assessment
Site prioritization
Strategies for protection of non-industrial areas
wildlife rehabilitation long term care facility
Development of HazMat sections to address response to defined threats
Liaison with LEPCs to assist with One Plan development
Drill Marine Fire Fighting Plan (Note: Fires often lead to oil spills)
Lt. Dan Norton will be the supervisor of the section

The threat assessment determined the following priorities:
Ammonia releases
Chlorine gas
Container Yards
Pesticide stockpiling and old stores of discontinued formulations
Transportation, including explosives

8) Other Business
8.1 The HEER Office, in conjunction with CLEAN, applied for $133,000 from the Technical Assistance Grant program. $33,000 will come from a state and local soft match. The funds, if awarded, will be available in October. The proposal is for an improvement in the education and warning for the CIP area and includes computer aided training, safety guides a video and an evaluation of siren systems.

8.2 Chris Takeno, State DOT
See DOT handout.
HM200 has been extended to include intrastate commerce. This will go into effect unless an exemption is written.
Chris Takeno will form an advisory committee; members should contact Chris if they are interested in participating.

9) The next meeting is scheduled for Wednesday August 26, 1998.