

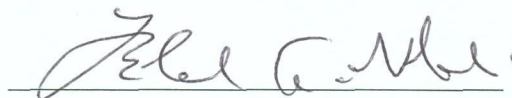
HSERC MEMBERS OR THE VOTING REPRESENTATIVES' SIGN-IN SHEET FOR SEPTEMBER 28, 2006

John Harrison
Environmental Coordinator
UH Environmental Center

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

John Ross
Hawaii Representative/LEPC Chairperson
Consultant & Instructor in Hazardous Materials

John *Celene Nakai*
Captain Carter Davis
Honolulu Representative/LEPC Chairperson
Honolulu Fire Department



Clifford Ikeda
Kauai Representative/LEPC Chairperson
Kauai Civil Defense

Scott Kekuewa
Maui Representative/LEPC Chairperson
Maui Fire Department



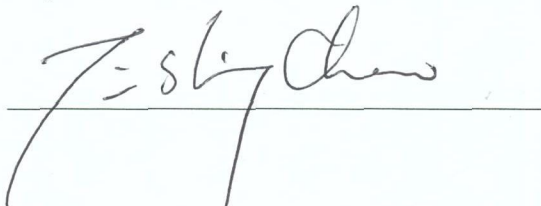
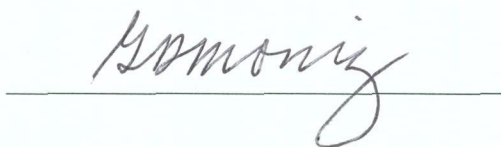
Laurence K. Lau
Deputy Director, Environmental Health
Department of Health

Maria Lutz
Manager, Disaster Services
American Red Cross



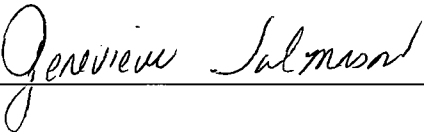
Gary Moniz
Chief of Enforcement
Department of Land and Natural Resources

Tin Shing Chao
Manager
Occupational Safety and Health Division
Department of Labor and Industrial Relations



**HSERC MEMBERS OR THE VOTING REPRESENTATIVES' SIGN-IN
SHEET FOR SEPTEMBER 28, 2006**

Genevieve Salmonson
Director
Environmental Quality Control Ofc.



Chris Takeno
Hazardous Materials Officer
Department of Transportation

Thomas J. Smyth
Business Services Division
Depart of Business, Econo Dev. & Tourism

Edward Teixeira
Vice Director
State Civil Defense
Department of Defense



KENNETH LESPERANCE
BY PROXY

LINDA LINGLE
GOVERNOR

MAJOR GENERAL ROBERT G. F. LEE
DIRECTOR OF CIVIL DEFENSE

EDWARD T. TEIXEIRA
VICE DIRECTOR OF CIVIL DEFENSE




PHONE (808) 733-4300
FAX (808) 733-4287

STATE OF HAWAII
DEPARTMENT OF DEFENSE
OFFICE OF THE DIRECTOR OF CIVIL DEFENSE
3949 DIAMOND HEAD ROAD
HONOLULU, HAWAII 96816-4495

September 28, 2006

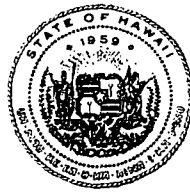
TO: Mr. Laurence K. Lau, Chair
Hawaii State Emergency Response Commission

FROM: Edward T. Teixeira 
Vice Director of Civil Defense

SUBJECT: SEPTEMBER, 2006 HSERC MEETING

I am unable to attend the September 28, 2006, HSERC meeting due to a conflicting schedule.

I hereby appoint Ken Lesperance from State Civil Defense to represent me at the above meeting with all the rights as a voting member.



LINDA LINGLE
GOVERNOR OF HAWAII

CHIYOME L. FUKINO, M.D.
DIRECTOR OF HEALTH

STATE OF HAWAII
DEPARTMENT OF HEALTH

P.O. BOX 3378
HONOLULU, HAWAII 96801

In reply, please refer to:
HEER OFFICE

LIEUTENANT GOVERNOR'S
OFFICE

'06 SEP 19 A10 :41

HAWAII STATE EMERGENCY RESPONSE COMMISSION
MEETING #64

Thursday, September 28, 2006 from 9:00 a.m. to 12:00 p.m.
Department of Health
919 Ala Moana Boulevard, 5th Floor
Honolulu, Hawaii 96814

AGENDA

- 1) 9:00 Call to Order
Opening Remarks
Approval of Minutes from Mtg #63
Laurence K. Lau, Deputy Director for Environmental Health
- 2) 9:15 LEPC Updates
John Ross, Hawaii LEPC Representative
Clifford Ikeda, Kauai LEPC Representative
Scott Kekuewa, Maui LEPC Representative
Carter Davis, Oahu LEPC Representative
- 3) 9:45 Maui LEPC Updated Membership Listing
- 4) 10:00 EPA Update
Mike Ardito, USEPA Region 9
- 5) 10:15 HMEP Training Classes
Ken Lesperance, SCD
- 6) 10:30 HMEP Planning Grant Funding for
FY 07
- 7) 10:35 HMEP Planning Grant Projects
All LEPCs
- 8) 10:45 Revised MOA Between the State Department of Health and State Civil Defense
- 9) 11:00 Decon and Cleanup of Illegal Clan Lab
Methamphetamine Manufacturing Sites
(Act 170) Interim Guidelines Presentation
Clarence Callahan, HEER Office
- 10) 11:10 Other Business
- 11) 11:15 Schedule next HSERC meeting

Hasegawa, Jan K.

From: Ekimoto, Beryl Y
Sent: Friday, September 01, 2006 10:21 AM
To: Carter Davis; Chris Takeno; Clifford Ikeda; Ed Telxeira; Gary D. Moniz; Hasegawa, Jan K.; Joe Blackburn; John Harrison; John Ross; Ken Lesperance; Lau, Laurence K.; Leland Nakai; Maria Lutz; Robert Boesch; Salmonson, Genevieve K. Y.; Scott Kekuewa; Scott Kekuewa; Thomas J. Smyth; Tin Shing Chao
Cc: Martin, Clarence (Curtis); Kawaoka, Keith E; ARDITO MIKE (E-mail); ARDITO MIKE (E-mail 2); Aruga Tracy (E-mail); Lesperance Ken (E-mail); Leonida, Sharon L
Subject: draft hserc meeting minutes for July 6th and Sept. 28th draft agenda items

hi everyone!

hope you all have a great Labor Day weekend:)

please review the draft minutes and email me if there are any discrepancies that need to be corrected also, attached is the draft agenda for the next hserc meeting—if you have any agenda items let me know ok

thank you much!
b:)



63FMIN.DOC



64AGENDA.DOC

*Jan - pls get me
my notes on the last
103 EPC mtg covered
by these minutes*

Jan - see inside

*9-5
JG
JG*

RECEIVED
DEPARTMENT OF HEALTH
2006 SEP 11 A 8:54
HEER OFFICE

*☆ a/11106
TO: Meryle 67537
FR: Larry Lau*



LINDA LINGLE
GOVERNOR OF HAWAII

CHIYOME L. FUKINO, M.D.
DIRECTOR OF HEALTH

STATE OF HAWAII
DEPARTMENT OF HEALTH

P.O. BOX 3378
HONOLULU, HAWAII 96801

In reply, please refer to:
HEER OFFICE

(A) 2(1?)
Change to minutes.
I need to talk b/s mtg.

HAWAII STATE EMERGENCY RESPONSE COMMISSION
MEETING #64

Thursday, September 28, 2006 from 9:00 a.m. to 12:00 p.m.
Department of Health
919 Ala Moana Boulevard, 5th Floor
Honolulu, Hawaii 96814

Budget
action?

(B) about
(1) upcoming budget
(2) moa

fg-9

AGENDA

- 1) 9:00 Call to Order Laurence K. Lau, Deputy Director for Environmental Health
Opening Remarks
Approval of Minutes from Mtg #63
- 2) 9:15 LEPC Updates John Ross, Hawaii LEPC Representative
Clifford Ikeda, Kauai LEPC Representative
Scott Kekuewa, Maui LEPC Representative
Carter Davis, Oahu LEPC Representative
- 3) 9:45 Maui LEPC Updated Membership Listing
- 4) 10:00 EPA Update Mike Ardito, USEPA Region 9
- 5) 10:15 HMEP Training Classes Ken Lesperance, SCD
- 6) 10:30 HMEP Planning Grant Funding for FY 07
- 7) 10:35 HMEP Planning Grant Projects All LEPCs
- 8) 10:45 Revised MOA Between the State Department of Health and State Civil Defense
- 8) 11:00 Other Business
- 9) 11:10 Schedule next HSERC meeting

Do we have?
draft yet?
not lined to
show
changes?

1010



LINDA LINGLE
GOVERNOR OF HAWAII

CHIYOME L. FUKINO, M.D.
DIRECTOR OF HEALTH

STATE OF HAWAII
DEPARTMENT OF HEALTH

In reply, please refer to:
HEER OFFICE

P.O. BOX 3378
HONOLULU, HAWAII 96801

HAWAII STATE EMERGENCY RESPONSE COMMISSION
MEETING #63

Thursday, July 6, 2006 from 9:05 a.m. to 11:08 a.m.

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

Draft Meeting Summary
Attendees

Voting-

- Laurence Lau, Department of Health
- Ken Lesperance, Department of Defense, Civil Defense Division
- Scott Kekuewa, Maui LEPC
- Thomas Smyth, Department of Business, Economic Dev. & Tourism
- Gary Moniz, Department of Land and Natural Resources
- Tin Shing Chao, Department of Labor and Industrial Relations
- Robert Boesch, Department of Agriculture
- John Ross, Hawaii LEPC
- Clifford Ikeda, Kauai LEPC
- Capt. Carter Davis, Honolulu LEPC
- Maria Lutz, American Red Cross

*I think
Bel is a
voting
member &
started
mtg.*

Non-Voting

- Leland Nakai, Honolulu LEPC
- Sharon Leonida, Department of Health, Hazard Evaluation and Emergency Response Office
- Curtis Martin, Department of Health, Hazard Evaluation and Emergency Response Office
- Mike Cripps, Department of Health, Hazard Evaluation and Emergency Response Office
- J.L. Pickford, FBI
- Mark Mearu, SAIC
- Beryl Ekimoto, Department of Health, Hazard Evaluation and Emergency Response Office
- Clarice Chung, State Civil Defense
- ~~Ed Teixeira, State Civil Defense~~
- Keith Kawaoka, Department of Health, HEER Office
- Cynthia Pang, U.S. Navy
- Steven Mow, Department of Health, HEER Office

1) Larry Lau called the meeting to order at approximately 9:05am

- 1.1 Opening remarks by Larry Lau.
- 1.2 Attendees introduced themselves.
- 1.3 A motion is made and seconded to accept the minutes from meeting #62 (Smyth/ Moniz).
- 1.4 Larry changes the order of the agenda items, #4 and #5 will come before the LEPC updates.

4&5) HMEP Training Classes, Urban Search and Rescue (USR) Briefing & HMEP Planning Grant Project Proposals & Funding Process

Ken:

- 1) Handout for HMEP funding application. Available for questions and answers if anyone needs help.
- 2) Local taskforce for USR is in place but if more resources from the mainland are needed, the islands won't get it. Presently, Oahu has 4 rescue squads with 8 – 12 trained personnel. In addition, there is a medical component. The K-9 unit consists of volunteers (includes 1 state employee) and requires 3-4 years of training. Main objective is to search for missing subjects. USR is a must but just one island can't do it alone, a combined effort of all the islands is necessary.

Ed:

- 3) There are 3 capabilities (types of buildings encountered in a rescue), light involves wooden structures, medium involves hollow tile structures and heavy, which are steel structures. SCD has medium capability-equipment suited for Homeland Security has funded this type of capability. There are ride along programs offered on the mainland so one could gain experience.
Ken: Some firefighters were sent to the mainland to attend medium to heavy training but because we don't have all of the hydraulic tools, we aren't prepared for heavy capability. Further discussion on topic regarding more volunteers, if the state has to assist other states in need and California having a good USR system in place (Ken, Ed, Larry).
- 4) Discussion between Carter and Ken regarding the budget information on the application form. Increase of federal funding (70% increase to HMEP funding to occur in 2007??). We are not bound to the current plan of 60/40, example, could use 100% of funds for training purposes or depending on what the state's needs are at the time. Need to vote on it.
- 5) Larry: Need to look at application more closely.
- 6) Discussion between John and Carter regarding planning funds. Need to review planning side of grant and update it. Planning monies have been returned in the past since there wasn't a need for it.
- 7) Larry: For major policy shift-LEPC and SCD should discuss after this meeting.
- 8) Curtis: Training funds are a 20% off set, which is still the same. Will need to do a match.

2) Local Planning Committee (LEPC) Updates

2.1 Hawaii

John Ross:

- 1) Was elected Hawaii County LEPC chairperson.
- 2) Received fewer Tier 2 reports due to electronic filing. Request to have both hard copies and electronic send ins to be received from now on.
- 3) ICS 200 and 400 training was cancelled due to lack of attendees. Classes will be rescheduled to February 2007. EPA will be sponsoring.
- 4) The new fire station will be put on hold because of the location. Hazmat truck is appropriated and is on the island.

2.2 Kauai

Clifford Ikeda:

- 1) Unable to attend the last HSERC meeting because of the dam breaks.
- 2) A web EOC was installed to better manage information in a crisis situation.
- 3) New fire station in Kealea. Old Waipole station is now vacated.
- 4) HLS monies usage-signal to router-gives voice capability.
- 5) Y Max-8 miles coverage-a computerized voice operation system is one way to solve the interoperability problems. Free flowing video from the field into the office. Spoofing, to encrypt because of terrorist activities.

2.3 Maui

Scott Kekuewa:

- 1) Maui LEPC meeting held on June 28th. LEPC Membership list was updated. Will report at next HSERC meeting.

2.4 Oahu

Leland Nakai:

- 1) Honolulu LEPC meeting was held on June 27th (Handouts available & PowerPoint Presentation given).
- 2) CLEAN celebrating its 20 years anniversary-over 100 active members.
- 3) Participating in state lead Tier 2 inspections.

- 6) EPA Update, TRI Change & Murphy Oil Spill Photos

Beryl Ekimoto:

Mike not present. Vacationing in Italy (3 Handouts available).

- 7) Status of HEPCRA position

Curtis Martin:

Position was reinstated. Have not yet received an internal hire list. Will go outside of state system if position is not filled.

Revisited, 5) HMEP Planning Grant Proposals & Funding Process

- 1) John Ross: Regarding the SCD MOA, for the counties to have to fund upfront, it is too much of a burden. Curtis: HSERC does the offset—grant goes to SCD in advance, SCD receives the administrative cost, SCD receives the funding upfront.
- 2) Ken: In reference to John's statement, Ken was told by SCD's fiscal officer to do it that way.
- 3) Curtis: Need to change the MOA to make it user friendly.
- 4) John: MOA was signed in 1986-need to revise clause-need to teleconference for this.
- 5) Ken: Re-draft of MOA-someone to look over on both sides.
- 6) Larry: Proposes new MOA.
- 7) John: Will organize this.
- 8) Ken: Funds need to be used in the same year as encumbered. There is a hefty amount in the planning monies. 20K is available to work with-can be utilized for exercises or drills but must be spent by September 2006.
- 9) Clifford: Willing to use \$15,000 of the \$20,000 for the analysis of Tier 2 releases on continuity of operations. Discussion between members (Carter, Curtis, etc.)
- 10) Ken: Moves that Kauai receive monies for project, motion withdrawn-issue to be revisited at a later time in meeting. Addresses LEPCs: what are your needs for training? -Discussion to be saved for December HSERC

meeting.

11) Beryl: Tracy Aruga's reimbursement for NASTTPO conference in Arkansas. Ken: An 80% reimbursement using planning funds. John to meet with Ken to discuss.

8) DOT Letter Regarding Port Fire Fighting

Curtis Martin: DOT sent response letter to DOH. DOT taking DOH's recommendation of remote controlled fire nozzles into consideration as they embark on their Statewide Petroleum Facilities Development Plan.

9) TREX Incident on Kauai

Curtis Martin:

Lihue, Kauai, May 27, 2006, a release occurred at Trex Enterprises in the Lihue Industrial Park Phase II. 600 pounds of methyltrichlorosilane (MTS) was released while transfer of the substance from storage tank to process tank was being made. As a result, the industrial park was evacuated. The MTS was contained, neutralized and disposed of. The facility remains closed and plans to upgrade their system in the near future. Because of the incident, members of the Lihue Industrial Park are interested in forming an organization similar to CLEAN. Carter: Since the resources were all on Kauai, if another incident occurred at the same time, responders would be overwhelmed because there would be a shortage of resources. Curtis to Chris: Release was detected by the odor.

*Revisit Clifford Ikeda's proposal for project funding:

- 1) Clifford: Motion to approve and seconded (Clifford/Carter). Written draft of project with corrections was distributed per Clifford.
- 2) Carter: DOT ok on this, also the 70% increase?
- 3) Ken: Needs to run it pass DOT (Charley Rogoff). \$5,000 in planning monies still left.
- 4) Larry: Pending qualification to allow Kauai to move on project, move that Kauai gets \$15,000 towards pending proposed project, pending project eligibility (Motion pending/in favor of-passed).

2) Status of CAMEO

Leland Nakai: Trying to make it more user friendly (similar to Google)-for the intermittent users. More integration with other programs such as GIS. Use of local data that way you learn a lot more.

3) Update of Hawaii County LEPC Member List

Beryl Ekimoto: Emailed list from John Bowen is available.

4) State Conference Calling Center

Steven Mow: Explanation of conference call system. Trying to get a system set up in the HEER Office.

- 1) Larry: There is a system in place here (5th floor).
- 2) Smyth: Made mention of Sunshine Law. If loss of video, can continue on with the audio.

5) Letter to DOE Regarding Fire Pal CD

Beryl Ekimoto: Spoke to person assigned to review the CD. A memo was sent from the Superintendent to DOH

(Larry) giving DOE's blessing on distribution of CD to the schools.

6) Other Business

- 1) Keith: Act 170-Government passed guidelines and criteria for clean up and disposal of clandestine labs. Will be meeting with Law Enforcement next week to discuss development of a program and will also be looking at other clean up programs. It's a big problem-can't sell or rent property. Carter: Mention of Denver's cleanup policy presentation at the NASTTPO conference in Arkansas. Tom: What about condos, cars and areas in general? Larry: Hotels have problems too.
- 2) John: Videotape on illegal dumping provided by Federal grant for distribution. Give to Solid Waste folks.
- 3) Curtis: Introduction of new FBI agent who replaced Chris McMurray, Jerry Pickford.
- 4) Larry: Lab Management System-lab results are received quicker, system designed specifically for pandemic outbreak but also geared for environmental incidences.
- 5) Carter: NFPA 472 standard-draft on the NFPA website-guidelines are totally rewritten for HAZMAT regulations (NASTTPO presentation).
- 6) John: Hazmat training requirements have changed-can they do that? Ken: The standard in Hawaii is from the Fire Council. An 80 hours (classroom)/80 hours (hands on) tactical course-John is referring to. The Fire Council's requirement for training is 160/160. Discussion between members regarding a written guidance that HSERC had produced. Members recalled it may have only been a verbal agreement and NOT a written document. Curtis: It is not our job to set the requirements.

The next HSERC meeting will be tentatively held on Thursday, September 28, 2006.

The meeting was adjourned at 11:08 a.m (Carter/John).

lmp.

Decom + Cleanup of Illegal Clandestine Lab
Methamphetamine Manufacturing Sites
(Act 170) Interior Guidelines

Procedures

Clarence Callahan
5-10min Powerpoint

- 1) SCD tells LEPCs, through HSERC, of funding details
- 2) LEPCs develop proposals based on the needs of their county
- 3) LEPC brings proposed projects to HSERC
HSERC votes on support of projects by approving 20% match
- 4) LEPC writes Project MOA w/SCD & DOH
Specifics of Project
Expected reimbursements schedule (20% increments) and expected timeline
- 5) DOH forwards 20% per HSERC vote and Project MOA
DOH sends copy of check to SCD for 20% match requirements.
- 6) When project is 20% complete, LEPC pays 20% to vendor
- 7) LEPC sends invoice for 20% directly to SCD
Includes proof of payment to vendor for 20%
- 8) SCD reimburses LEPC in 20% increments,
(basically, replaces the 20% match from DOH during each phase of the project)
Copy of checks sent to DOH for records.
- 9) Steps 6 through 8 are repeated until the project is 80% complete.
- 10) When project is 100% complete, LEPC reimburses the vendor with the 20% match
LEPC sends HSERC and SCD copies of final check.

Addendum to the Grants Package

The use of HMEP grant funds is authorized for training to include instruction on Ethanol/Gasoline fuel mixtures and cargo tank wetlines. A brief summary on each issue follows:

1. Ethanol/Gasoline fuel mixtures and other alternative fuels require emergency responders to use appropriate guidance. Response to Ethanol/Gasoline fuel fires should be treated differently than traditional response to gasoline fires. The most common of these fuels is known as E85, which is a blend of 15 percent gasoline and 85 percent ethanol. Emergency responders need to understand that standard firefighting foams will not be as effective to control gasoline blends containing more than 10 percent concentrations of polar solvents. The use of alcohol resistant foam should be used to more effectively control fires involving these blends. Some alcohol resistant foam has a significantly improved foam drainage rate, which will be a critical tactical consideration when dealing with spills and fires. Current regulations are being revised and emergency responders should be made aware that a new UN3475 identification number has been assigned for use when transporting E85 and similar blends.

PHMSA has issued a safety alert “Responding to Incidents Involving Ethanol and Gasoline Fuel Mixtures” and is available from our webpage http://hazmat.dot.gov/E-85_042606.pdf.

2. Wetlines are external pipes located beneath a cargo tank used for loading and unloading. Wetlines are designed as a safeguard to break off in the event of an accident to prevent larger spills from the cargo tank. Wetlines may remain filled with flammable materials after loading or unloading. Cargo tank wetlines could contain 30-50 gallons of the flammable liquid. First responders should assume that wetlines contain flammable liquid when responding to incidents involving cargo tank vehicles, and take measures to limit exposure to the product during their response. Wetlines that do not contain flammable liquid may still contain flammable vapors, and responders should avoid potential ignition sources during the initial response.

PHMSA has produced a “Wetlines” brochure which will be available for distribution and inclusion in training programs. The brochure can be downloaded from our webpage <http://hazmat.dot.gov/training/training.htm> - scroll down to and click on “Wetlines Awareness for Emergency Responders”. The direct link to the PDF file is http://hazmat.dot.gov/pubs/wetlines_final.pdf. Hard copies can be ordered at no cost from Training@dot.gov.

Development & Implementation of Cleanup Protocol for Illegal Methamphetamine Laboratories

Collaborative Effort Involving Hawaii's Law Enforcement Agencies & the Department of Health



Legislative Process

- 2006 Legislature passed & Governor signed into law Act 170
- Act 170 relates to the decontamination of illegal drug manufacturing sites
- Requires DOH establish permanent rules for clean up of these sites by the end of 2007



Coordination & Information Gathering

- DOH HEER tasked with development & implementation of Act 170 provisions
- Solicited support from Hawaii law enforcement community
- Acquired contractor support to assist
- Reviewed other state jurisdictions & programs



Collaboration & Interim Guidance Development

- Convened a workshop with representatives from county, state, & federal law enforcement
- Presented & discussed draft guidance document
- First draft comments requested with a very tight turn-around-schedule (15 days).

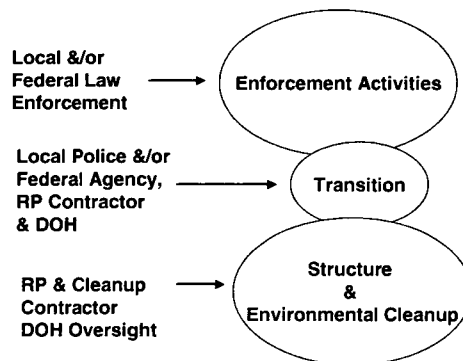


Follow-up Interaction

- Three iterative drafts produced
- Final interim document completed over 90-day period



Illegal Methamphetamine Lab Cleanup Process



Next Steps

- Interim document to be presented to 2007 Legislature
- Further input & changes are expected as the protocol is applied to real situations
- Final or permanent requirements will be submitted to 2008 Legislature.



Interim Guidance Document

•Available at:

<http://www.hawaii.gov/health/environmental/hazard/index.html>



Development & Implementation of Cleanup Protocol for Illegal Methamphetamine Laboratories

Collaborative Effort Involving Hawaii's Law Enforcement Agencies & the Department of Health



Legislative Process

- 2006 Legislature passed & Governor signed into law Act 170
- Act 170 relates to the decontamination of illegal drug manufacturing sites
- Requires DOH establish permanent rules for clean up of these sites by the end of 2007



Coordination & Information Gathering

- DOH HEER tasked with development & implementation of Act 170 provisions
- Solicited support from Hawaii law enforcement community
- Acquired contractor support to assist
- Reviewed other state jurisdictions & programs



Collaboration & Interim Guidance Development

- Convened a workshop with representatives from county, state, & federal law enforcement
- Presented & discussed draft guidance document
- First draft comments requested with a very tight turn-around-schedule (15 days).

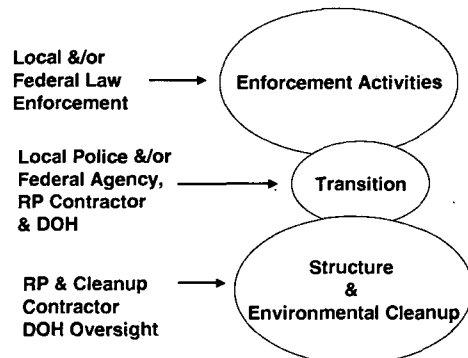


Follow-up Interaction

- Three iterative drafts produced
- Final interim document completed over 90-day period



Illegal Methamphetamine Lab Cleanup Process



Next Steps

- Interim document to be presented to 2007 Legislature
- Further input & changes are expected as the protocol is applied to real situations
- Final or permanent requirements will be submitted to 2008 Legislature.



Interim Guidance Document

•Available at:

<http://www/hawaii.gov/health/environmental/hazard/index.html>



MEMORANDUM OF AGREEMENT

BETWEEN

THE STATE DEPARTMENT OF DEFENSE
(STATE CIVIL DEFENSE DIVISION)
3949 DIAMOND HEAD ROAD
HONOLULU, HI 96816-4495

AND

THE STATE DEPARTMENT OF HEALTH
919 ALA MOANA BOULEVARD
HONOLULU, HI 96814

I. RESPONSIBILITIES OF THE STATE DEPARTMENT OF HEALTH (DOH):

- A. DOH will oversee and administer the planning grant for the U.S. Department of Transportation's (DOT) Hazardous Materials Emergency Preparedness (HMEP) grant program and provide the DOT, through State Civil Defense (SCD), a Work Statement and Project Narrative for planning grant activities.
- B. DOH will submit bids, prepare purchase orders and contracts as needed for eligible goods and services to accomplish planning activities. The bidding for and award of contracts shall be in accordance with applicable Hawaii State laws, ethics codes, and Federal regulations.
- C. Expenditures will be related to approved activities described in the "Project Narrative," "Statement of Work," and "Description of Supplies and Equipment" sections of the HMEP planning grant. Amendments to proposed planning activities will require DOT written approval.
- D. Matching contributions will be in accordance with HMEP grant program rules that may require written approval from the DOT. DOH is responsible for maintaining documentation of matching contributions.
- E. DOH will request ^(payment) reimbursement from State Civil Defense for approved HMEP planning activities no later than thirty days after the end of the performance period. The request for reimbursement will include a completed Federal Form 270, a detailed list of vendors paid, description of the expenses and amount, voucher references, and copies of purchase orders and paid invoices. The request for funds will be in accordance with the uniform administrative rules for

Federal grants. These planning funds will be obligated (purchase order prepared) before the end of the performance period to be eligible for reimbursement.

- F. DOH will provide, upon request from DOT or State/Federal auditors, any accounting records necessary to document the proper use of the HMEP funds.

II. RESPONSIBILITIES OF STATE CIVIL DEFENSE (SCD):

- A. State Civil Defense (SCD) will be responsible for overseeing and administering the HMEP training grant program and the overall preparation of the HMEP grant application each year, with input for the planning section from DOH.
- B. SCD will inform DOH in writing of the performance period and amount of HMEP planning funds allocated each year by DOT. Planning funds will be reimbursed through journal voucher and not exceed the allocated HMEP grant.

III. AMENDMENT PROCEDURES

- A. This Memorandum of Agreement shall become effective upon the date hereof and shall remain in full force and effect until amended by mutual agreement of all parties hereto or by written notice by one Party (State Civil Defense Division of the Department of Defense) to the other Party (State Department of Health), giving thirty (30) days notice of said amendment.

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement as of the day, month, and year herein above first written.

Lawrence Miike

LAWRENCE MIIKE, M.D.
Director of Health
State Department of Health

FEB 11 1998

Date

Edward V. Richardson

EDWARD V. RICHARDSON
Major General, HIANG
Director of Civil Defense

14 Jul 98

Date

**HONOLULU LOCAL EMERGENCY PLANNING COMMITTEE MEETING
SEPTEMBER 18, 2006
OAHU CIVIL DEFENSE AGENCY**

Coordinator Leland Nakai called the meeting to order at 9:10 A.M.

I. INTRODUCTIONS/REMARKS/ADOPTION OF MINUTES

Chair Carter Davis welcomed everyone and gave introductory remarks. Attendees (list attached) then introduced themselves. The minutes of the June 27, 2006 meeting were reviewed and approved.

II. OLD BUSINESS

LEPC BUDGET REPORT, 4th QUARTER, FY06

Balance - 3/31/06	\$47,447.11
• Expenditures	
Meeting Notice, Hazmat EXPLO, NASTTPO, Continuing Challenge, Office Supplies	\$10,817.52
Balance - 6/30/06	\$36,629.59*

*Includes \$22,800 encumbered for the Kakaako-Waikiki Project (Note: This is a corrected value from that presented in the LEPC meeting)

III. NEW BUSINESS

HSERC MEETING, 6/27/06

L. Nakai briefed the members on the July 6th meeting of the HSERC. The following were updates from the LEPCs: The new chair of the Hawaii County LEPC is John Ross, who announced that the new hazmat truck is on island and that the new fire station is on hold due to concerns over its location. Their LEPC is also assisting the Hawaii County Fire Department with their hazmat library. Kauai announced the following emergency management system improvements: Web EOC software, VOIP, and video capability from field locations. Oahu reviewed topics discussed at their June 27th meeting.

A discussion on the DOT Hazardous Materials Emergency Response Program (HMEP) then followed. Funding application procedures for the program were described and planning grant procedures were discussed. All agreed that the MOA between State Civil Defense and the Department of Health concerning the HMEP planning grant should be reviewed and modified as necessary. The training/planning grant split for anticipated HMEP program increases will also be reviewed for potential increases to the training program.

The HSERC then approved a proposal from the Kauai LEPC to conduct a \$15K Continuity of Operations study for potential releases from Tier II facilities on Kauai, utilizing unused HMEP planning grant funds. This study is a result of the recent TREX release that closed the Lihue Industrial Park for an extended period. Lihue Industrial Park businesses are interested in forming an organization modeled after the Campbell Local Emergency Action Network (C.L.E.A.N.), and will be entering discussions with C.L.E.A.N.

DOH announced that DOT Harbors will consider adding remotely operated firefighting equipment at state harbor facilities in the State Development Plan, in response to the recommendation provided by the HSERC over concerns for firefighter safety in the Hilo barge fire incident of July 2004.

L. Nakai informed LEPC members that the State Department of Education has reviewed the Fire Pal CD and approved its distribution and use in school complexes. C.L.E.A.N. has expressed an interest in assisting with the distribution of the interactive CD to Kapolei/Makakilo area schools.

The DOH also announced that they will be working with law enforcement agencies to develop clean up and disposal criteria for clandestine drug labs, as required by Act 170. C. Davis then discussed draft NFPA fire standards for hazmat, which will be a departure from OSHA guidelines (awareness, operations, technician, etc).

The next meeting of the HSERC was scheduled for 9/28/06.

C.L.E.A.N. UPDATE

Emerson Lee was unable to attend the LEPC meeting, but provided an update of C.L.E.A.N. activities. C.L.E.A.N. will be celebrating its 10th anniversary on September 21, 2006 at the Hawaii Waters Adventure Park. LEPC members interested in attending were asked to notify Emerson. The annual update of the CIP Emergency Resources Guide on CD will be provided to attendees at the anniversary celebration. C.L.E.A.N. was thanked for its support to send 5 HFD personnel to attend the 2006 Continuing Challenge Hazmat Workshop.

2006 CONTINUING CHALLENGE HAZARDOUS MATERIALS WORKSHOP, SACRAMENTO, CA, SEP 4-8, 2006

A total of 10 HFD personnel attended this workshop, five being sponsored by the Honolulu LEPC, and 5 sponsored by C.L.E.A.N. T. Seelig provided an overview of the workshop, and V. Maguire gave a power point presentation on various workshop activities. Both C.L.E.A.N. and the LEPC were thanked again for their support of this training workshop.

DOT HMEP GRANT PROGRAM FUNDING CHANGES

L. Nakai discussed the proposed fee changes published in the August 15, 2006 Federal Register, where fees increase from current levels to nearly \$3,000 in 2008

to support the \$28M HMEP Grant Program contained in the Hazardous Materials Transportation Safety and Security Reauthorization Act of 2005.

C. Davis provided background on the program and the history of the fee structure. He also described how the fees collected in the past were not fully made available to responders, and thus the concern that the large increase in fees may not be fully utilized as in the past. Other LEPC members stated that they could support this large increase only if funds were made available to responders. C. Davis will provide correspondence in response to the Federal Register Notice and to the National Association of SARA Title Three Program Officials (NASTTPO) with these concerns.

L. Nakai mentioned that DOT officials at the recent NASTTPO Conference discussed this proposed funding change as a potential 70% HMEP funding increase to the states.

FACILITY SITE VISITS

A joint HEER/LEPC team has been conducting EPCRA compliance visits of facilities over the past several months. These facilities were screened from several databases and identified as being non-compliant with the program. Visits were conducted to inform the businesses of their reporting obligations and to bring them into compliance with the program. Seven facilities on Oahu have been visited to date, and more site visits are scheduled later in September and October.

HOMELAND SECURITY PROJECTS

L. Nakai provided an update on Homeland Security Funded projects. Survey letters to update to the Extremely Hazardous Substance and Honolulu Harbor Area studies have been mailed and completion date for the project is October 31, 2006.

L. Nakai informed LEPC members that the U.S. Corps of Engineers was contacted about the Commodity Flow project. He learned that the local district does not maintain a historical record of hazardous materials shipments as maintained by districts on the mainland, which focus for the most part on inland waterway traffic. Based on this information, the Homeland Security funding for this project was returned and the Commodity Flow project was placed on indefinite hold.

KAKAAKO – WAIKIKI PROJECT

Survey letters were mailed to facilities and the project should be completed by September 15, 2006. The large area covered and number of businesses surveyed has been challenging, but businesses seem to be complying with our requests for information. The results of this project will be presented at the next LEPC meeting.

2007 HMEP GRANT PROJECT PROPOSAL

A proposal to conduct hazard assessments of Kailua and Kaneohe will be presented to the HSERC for their consideration and approval. This project should complete the series of hazard assessments for Oahu's most populous areas with hazardous materials facilities.

IV. OTHER BUSINESS/SCHEDULE NEXT MEETING

A. Keith was thanked for arranging tours of HECO facilities. The second of this year's tours will take place on September 26, 2006, and is fully booked.

The date for the next LEPC meeting is pending the next scheduled HSERC meeting, which is expected in the late November/early December timeframe. The meeting was adjourned at 10:18 A.M.

Respectfully Submitted,



Leland A. Nakai
LEPC Coordinator

Attachment

**HONOLULU LOCAL EMERGENCY PLANNING COMMITTEE MEETING
SEPTEMBER 18, 2006
OAHU CIVIL DEFENSE AGENCY**

ATTENDANCE LIST

VOTING MEMBERS:

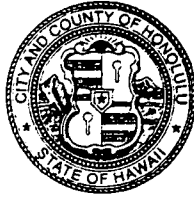
Carter Davis	HFD
Leland Nakai	OCDA
Andy Keith	HECO
Ed Correa	BWS
Paul Epstein	HPD
Steven Ogata	Agriculture
Tom Vendetta	DHR
Gavan Imamura	ARC
Charles Lee	DOT
Ken Lesperance	SCD
Jason Lorenzo	Env Svcs
Virginia Bisho	DTS
Earl Nishikawa	Chevron
Lope Salvatierra	Ent Svcs
Shirley Zhai	BEI
Doug Woo	CSD
Randy Higa	DOE
Chrystn Eads	Mayor's Office

NON-VOTING MEMBERS:

Beryl Ekimoto	HEER
Clifton Takenaka	USAGHI Environmental
Chris Steele	Grace Pacific
Karen Balabis	MCBH
Michele Chang	MCBH
Dan Fullenwider	Gasco
Jeff Farris	HFD
Vernon Maguire	HFD
Roy Murakami	HFD
Terry Seelig	HFD
Walter Oda	HFD
Scott Mitchem	DHS
Dennis Poma	HAFB
Kelvin Tyler	HAFB
Devan Statt	Affordable Towing

HONOLULU LOCAL EMERGENCY PLANNING COMMITTEE
CITY AND COUNTY OF HONOLULU

650 SOUTH KING STREET • HONOLULU, HAWAII 96813
TELEPHONE: (808) 523-4121 • FAX: (808) 524-3439 • INTERNET: www.honolulu.gov



MUFI HANNEMANN
MAYOR

CARTER DAVIS
CHAIR

LELAND NAKAI
COORDINATOR

June 8, 2006

Mr. Curtis Martin
Hawaii State Emergency Response Commission
Hawaii State Department of Health
919 Ala Moana Blvd. Room 206
Honolulu, Hawaii 96814-4912

Dear Mr. Martin:

The Honolulu LEPC submits a proposal for \$24,000 to further update its Hazardous Materials Response Plan using HMEP Planning Grant and matching HEPCRA funds. We propose to conduct risk assessments for fixed facilities that store or utilize hazardous chemicals in Kailua and Kaneohe. This project will be called the Kailua-Kaneohe Project.

This project includes the business districts in Kailua and Kaneohe, which are in close proximity to surrounding neighborhoods and the major thoroughfares of Pali Highway, Kailua Road, Likelike Highway and Kamehameha Highway. Facilities in the area include those reporting under HEPCRA and many more that do not fall under HEPCRA reporting requirements. The attached Scope of Services further describes the project in greater detail.

Please call me or Mr. Leland Nakai, LEPC Coordinator, at 527-5397 if you have any questions or require further clarification.

Sincerely,

A handwritten signature in black ink, appearing to read "Carter Davis".

Carter Davis, Chair
Honolulu LEPC

Attachment

SCOPE OF SERVICES

The CONSULTANT shall in a satisfactory and proper manner as determined by the CITY and in accordance with the terms and conditions of this Agreement, provide the following services:

1. Prepare hazard assessments for chemicals that are stored and utilized at fixed facilities in the areas of a) Kailua b) Kaneohe, as further described below.
2. Facilities included are:
 - a. Kailua: All facilities falling within zip code 96734
 - b. Kaneohe: All facilities falling within zip code 96744
3. Hazardous chemicals to be studied in this project include: chemicals that are reported under Hawaii Emergency Planning & Community Right-to-Know Act (HEPCRA) guidelines, as maintained by the State Department of Health (DOH) Hazard Evaluation and Emergency Response (HEER) Office; chemicals that are reported in industrial wastewater discharge permits as maintained by the City & County of Honolulu; hazardous chemicals reported under HRS 128D; and hazardous materials that are otherwise stored and utilized by facilities in the project area.
4. When applicable, hazard assessments will be prepared using the EPA RMP guidelines, and will include, but not be limited to, maps depicting Worst Case

and Alternative Release Scenarios for chemical releases with a significant potential for offsite consequences from a toxic or flammable vapor release, explosion or fire.

5. Facility data will be entered into Cameo and facilities plotted in Marplot. Hazard zones will also be depicted on Marplot/Aloha.

6. Hazard assessments will be consistent with the following previous hazard analysis supplements to the Hazardous Materials Response Plan: 2002 Extremely Hazardous Substance (EHS), dated September 2002; 2003 Hazard Analysis - Honolulu Harbor Area, dated September 2003; 2004 Hazard Analysis - Honolulu Airport Area, dated September 2004; and the 2005 Hazard Analysis - Pearl City Industrial Park and Waipio Gentry Business Park, dated September 2005.

7. Consolidate these hazard assessments into a stand-alone document, to include maps of hazards formatted similarly to the aforementioned hazard analysis supplements, and provide two draft copies for review.

8. All administrative work to include mailing and receipt of letters and survey forms will also be included in the project.

9. Coordinate with the Administrator of the Oahu Civil Defense Agency and Chair or Coordinator of the Honolulu Local Emergency Planning Committee (LEPC) to review attachment and incorporate changes into final product. After final review and approval, submit a camera-ready document along with computer disk copy of document and Cameo/Marplot files that are compatible with Oahu Civil Defense Agency and Honolulu LEPC office software and hardware not later than September 15, 2007.

10. The CONSULTANT will submit to the CITY an interim written progress report with each invoice for services performed for that time period. A project/payment schedule will be finalized at a later date, but will not extend beyond the aforementioned September 15, 2007 date.

11. The CONSULTANT will present the findings of the study at a meeting of the Honolulu LEPC upon completion of the project.



United States
Environmental Protection Agency
Pacific Southwest Region



**EMERGENCY PREVENTION, PREPAREDNESS, AND RESPONSE
PROGRAM UPDATE FOR HAWAII SERC
MEETING IN HONOLULU ON SEPTEMBER 28 , 2006**

PREVENTION, PREPAREDNESS AND RESPONSE ACTIVITIES

EPA Emergency Contact Calendar Cards for 2007 Being Distributed

The U.S. EPA Pacific Southwest (Region 9) has wallet-sized calendar cards for 2007 now printed and available for distribution at today's HSERC meeting. The calendar cards contain updated contact information for the EPA's regional emergency prevention, preparedness and response programs.

EPCRA's 20th Anniversary

The twentieth anniversary of EPCRA (Emergency Planning and Community Right-to-Know Act) will be commemorated on Oct. 17 and 18, 2006 at the Holiday Inn in Casa Grande, AZ. Arizona Commemorates EPCRA (ACE) is expected to be the only national event to honor the anniversary of EPCRA. More information about the ACE event is available on the Web site for the Arizona State Emergency Response Commission at http://www.azserc.org/ACE_Site/default.htm.

Mid-Year NASTTPO at HazMat Explor 10

The "mid-year" NASTTPO (National Association of SARA Title III Program Officials) conference will be held Nov. 14 and 15, 2006 during HazMat Explor 10 in Las Vegas at the Orleans Hotel. This meeting will be combined and overlap on the afternoon of Nov. 15 with the EPA Western Regions' Emergency Prevention and Preparedness Conference which will continue on Thursday, Nov. 16.

A panel discussion about the 20-year history of EPCRA and the future of the program is planned during the combined conference. The combined NASTTPO / EPA meeting agenda is available on the www.hazmatexplor.org Web site under tracks for special training.

Mahalo to Sonny Maguire !

EPA gives a big mahalo to Sonny Maguire of the Honolulu Fire Department for doing a great job serving as a co-emcee for this year's Continuing Challenge Workshop held in Sacramento the week of September 5!

Incident Command System 300 / 400 Training Rescheduled for February

The EPA is co-sponsoring the Incident Command System (ICS) 300 / 400 (intermediate and advanced) training class that is being provided in Honolulu the week of February 5 - 9, 2007. For further information about registration for this class, please contact Clarice Chung at Hawai'i State Civil Defense Agency at 808-733-4301 extension 523 or by email at cchung@scd.hawaii.gov. If you registered for the ICS 300 / 400 class originally scheduled for Hilo the week of July 31 to August 4, 2006 (which was subsequently cancelled), please contact Clarice for further information.

HazMat Transportation Workshops

The U.S. Department of Transportation sponsored three hazmat transportation workshops in Hawai'i this summer. The free class (no registration costs) reviewed regulations that specify requirements for the safe and secure transportation of hazardous materials in commerce by motor vehicle, vessel, and aircraft. Some of the topics covered were training requirements, packaging, hazard communications and security. The workshop was held in Honolulu on July 31, in Kahului on August 2, and in Hilo on August 4.

EPA Regional Emergency Response Prevention and Preparedness Year in Review 2005

The EPA's regional emergency response, prevention and preparedness program annual report 2005 is available (in color) on our Web site at: www.epa.gov/region9/waste/sfund/preparedness05.pdf

EPA Pacific Southwest Annual Environmental Progress Report 2006

The annual progress report for the EPA Pacific Southwest Region's environmental programs is available on our Web site at: www.epa.gov/region9/annualreport/index.html.

Pacific Southwest EPP Program Contact

For more info about U.S. EPA's Emergency Prevention and Preparedness (EPP) Program for Hawai'i, please contact the liaison, Mike Ardito at (415) 972-3081 or by email at ardito.michael@epa.gov.

Ekimoto, Beryl Y

From: Nakai, Leland A [LNakai@honolulu.gov]**Sent:** Monday, September 18, 2006 1:24 PM**To:** Aaron Correia (E-mail); Abbott, James; Arbitrario, Phil; Ardito, Michael; Au, Paul; Balabis, Karen; Butchart, Robert; Chong, Paul K; Chung, Clarice; Clairmont, Toby; Corpus, Terence (Terry); Correa, Ed; Davis, Carter; Devan Statts; Ekimoto, Beryl Y; Epstein, Paul; Fullenwider, Dan; Galvez, Elizabeth (Liz); Gates, Donnie; Hashimoto, Harlan; Hendrickson, Lisa Ann; Ho, Ron; Keith, Andy; Lam, Annie; Lee, Charles; Lee, Emerson; Leonida, Sharon L; Leopardi, Larry; Lesperance, Ken; Lorenzo, Jason; Maguire, Vernon; McGinnis, William; Metrose, Ted; Mitchem, Scott; Mohr, Brian; Moir, Glenn; Morse, Scott; Mull, Stephanie; Murakami, Roy; Nakamoto, Lynne; Nishikawa, Earl; Nozawa, Jerome; Oda, Wally; Offutt, Todd; Ogata, Steven; Owens, Rocky; Pang, Cynthia; Plarisan, Regina; Poma, Dennis; Rosa, Karen; Salvatierra, Lope; Sarah Marston; Schliemann, Bruce; Seelig, Terry; Spray, Elwin; St. Pierre, LT Glenn; Steele, Chris; Sugihara, Alan; Suman, Kim; Takenaka, Clifton; Tatsuno, Glenn; Vares-Lum, Courtney; Vendetta, Tom; Yamada, Carlton; Zhai, Shirley**Subject:** FW: DOT Hazmat Transportation Fees - CORRECTION

LEPC members, a clarification from Andy on his comments this AM at the LEPC meeting on DOT hazmat transportation fees.

Leland

-----Original Message-----

From: Keith, Andrew [mailto:andy.keith@heco.com]**Sent:** Monday, September 18, 2006 1:19 PM**To:** Nakai, Leland A; carter**Subject:** DOT Hazmat Transportation Fees - CORRECTION

Remember our discussion at this morning's meeting regarding how the fees are administered? I need to correct and clarify my statement.

We submit the DOT Hazmat Registration fees on a PER COMPANY basis. Therefore, HECO, HELCO and MECO EACH submit a separate fee (although the fees are submitted - and tracked - via HECO Environmental). However, it my further understanding that a single company with multiple locations (e.g., Tesoro) may be eligible to submit a SINGLE fee.

I confused these fees with our CHEMTREC fee, which includes subsidiary companies. We submit a single annual fee, which covers all three utility companies.

I wanted to clarify and correct this morning's statements before causing confusion for others.

Leland, please share this information with others in the audience who may have left the meeting with a different impression.

Thanks!

Andy

DEPARTMENT OF TRANSPORTATION**Pipeline and Hazardous Materials Safety Administration****49 CFR Part 107**

[Docket No. PHMSA-2006-25589 (HM-208F)]

RIN 2137-AE11

Hazardous Materials Transportation; Registration and Fee Assessment Program

AGENCY: Pipeline and Hazardous Materials Safety Administration (PHMSA), DOT.

ACTION: Notice of Proposed Rulemaking (NPRM).

SUMMARY: This rule proposes to amend the statutorily mandated registration and fee assessment program for persons who transport or offer for transportation certain categories and quantities of hazardous materials. For those registrants not qualifying as a small business or not-for-profit organization, we are proposing to increase the fee to \$1,975 (plus a \$25 administrative fee) for registration year 2007-2008 and increase the fee to \$2,975 (plus a \$25 administrative fee) for registration year 2008-2009 and following years. The fee increase is necessary to fund the national Hazardous Materials Emergency Preparedness (HMEP) grants program at approximately \$28,000,000 in accordance with the Administration's Fiscal Year 2007 budget proposal to Congress. PHMSA is also proposing to eliminate the expedited telephonic registration option. The number of telephonic registrations has steadily decreased with the addition of the internet registration option, therefore, we believe that this registration option is no longer necessary.

DATES: Submit comments by October 16, 2006.

ADDRESSES: You may submit comments identified by any of the following methods:

—*Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the online instructions for submitting comments.

—*Web Site:* <http://dms.dot.gov>. Follow the instructions for submitting comments on the DOT electronic docket site.

—*Fax:* 1-202-493-2251.

—*Mail:* Docket Management System: U.S. Department of Transportation, 400 Seventh Street, SW., Nassif Building, Room PL-401, Washington, DC 20590-001.

—*Hand Delivery:* To the Docket Management System; Room PL-401 on

the Plaza Level of the Nassif Building, 400 Seventh Street, SW., Washington, DC between 9 a.m. and 5 p.m., Monday through Friday, except Federal Holidays.

Instructions: You must include the agency name (Pipeline and Hazardous Materials Safety Administration) and docket number (PHMSA-xx-xxxx (HM-208F)) or the Regulatory Identification Number (RIN) for this notice at the beginning of your comment. You should submit two copies of your comments if you submit them by mail. If you wish to receive confirmation we received your comments, you should include a self-addressed stamped postcard. Note that all comments received will be posted without change to <http://dms.dot.gov> including any personal information provided. Please see the Privacy Act section of this document.

Docket: You may view the public docket through the Internet at <http://dms.dot.gov> or in person at the Docket Management System office at the above address.

FOR FURTHER INFORMATION CONTACT: Mr. David Donaldson, Office of Hazardous Materials Planning and Analysis, PHMSA, (202) 366-4484, or Ms. Deborah Boothe, Office of Hazardous Materials Standards, PHMSA, (202) 366-8553.

SUPPLEMENTARY INFORMATION:**I. Background**

Since 1992, the Pipeline and Hazardous Materials Safety Administration (PHMSA) has conducted a national registration program under the mandate in 49 U.S.C. 5108 for persons who offer for transportation or transport certain hazardous materials in intrastate, interstate, or foreign commerce. The purposes of the registration program are to gather information about the transportation of hazardous materials, and fund the Hazardous Materials and Emergency Preparedness (HMEP) grants program. The HMEP grants program supports hazardous materials emergency response planning and training activities by States, local governments, and Indian tribes. See 49 U.S.C. 5108(b), 5116. PHMSA has discretion to require additional persons to register, beyond those offerors and transporters of the categories and quantities of hazardous materials listed in 49 U.S.C. 5108(a)(1), and to set the annual registration fee between the statutorily mandated minimum and maximum amounts. See 49 U.S.C. 5108(a)(2), 5108(g)(2)(A).

To meet Congressionally authorized funding of \$14.3 million for the HMEP grants program, in 2000, we expanded

the base of registrants and adopted a two-tier fee schedule under which the registration fee was set at \$275 for persons qualifying as small businesses under Small Business Administration (SBA) criteria, and \$1,975 for other persons (plus a \$25 processing fee in all cases). (69 FR 7297) Due to a surplus, in 2003, we temporarily adjusted the registration fee to \$125 (plus a \$25 processing fee) for small businesses and not-for-profit organizations and \$275 (plus a \$25 processing fee) for all other registrants. (68 FR 1342) In 2006, the fees increased to \$250 (plus a \$25 processing fee) for small businesses and not-for-profit organizations and \$975 (plus a \$25 processing fee) for all other registrants.

Congress reauthorized the Federal hazardous materials transportation law (Federal hazmat law; 49 U.S.C. 5101 *et seq.*) in 2005 through the "Hazardous Materials Transportation Safety and Security Reauthorization Act of 2005" (Title VII of the Safe, Accountable, Flexible, Efficient Transportation Equity Act—A Legacy for Users (SAFETEA-LU), P.L. 109-59, 119 Stat. 1144, August 10, 2005). The Act makes available approximately \$28,000,000 for the HMEP grants program and lowers the maximum registration fee from \$5,000 to \$3,000. Consistent with SAFETEA-LU, the Administration's Fiscal Year 2007 budget proposal to Congress requests \$28,000,000 in support of HMEP activity.

II. HMEP Grants Program**A. Purpose and Achievements of the HMEP Grants Program**

The HMEP grants program, as mandated by 49 U.S.C. 5116, provides Federal financial and technical assistance to States and Indian tribes to "develop, improve, and carry out emergency plans" within the National Response System and the Emergency Planning and Community Right-To-Know Act of 1986 (Title III), 42 U.S.C. 11001 *et seq.* The grants are used to develop, improve, and implement emergency plans; to train public sector hazardous materials emergency response employees to respond to accidents and incidents involving hazardous materials; to determine flow patterns of hazardous materials within a State and between States; and to determine the need within a State for regional hazardous materials emergency response teams.

The HMEP grants program encourages the growth of the hazardous materials planning and training programs of State, local, and tribal governments by limiting the Federal funding to 80

percent of the cost a State or Indian tribe incurs to carry out the activity for which the grant is made. See 49 U.S.C. 5116(e). HMEP grants supplement the amount already being provided by the State or Indian tribe. By accepting an HMEP grant, the State or tribe makes a commitment to not only maintain its previous level of support, but also to increase the previous level by an amount representing 20 percent of the funds expended on grant-supported activities each year. See 49 U.S.C. 5116(a)(2)(A), 5116(b)(2)(A) and 5116(e).

Since 1993, PHMSA has awarded all States and territories and 45 Native American tribes planning and training grants totaling \$125 million. These grants helped to:

- Train 1,843,000 hazardous materials responders;
- Conduct 7,545 commodity flow studies;
- Write or update more than 41,344 emergency plans;
- Conduct 9,452 emergency response exercises; and
- Assist 18,907 local emergency planning committees (LEPCs).

Since the beginning of the program, HMEP grantees have used program funds to support the following related activities in the total amounts indicated:

- \$3.2 million for the development and periodic updating of a national curriculum used to train public sector emergency response and preparedness teams. The curriculum guidelines, developed by a committee of Federal, State, and local experts, include criteria for establishing training programs for emergency responders at five progressively more skilled levels: (1) First responder awareness, (2) first responder operations, (3) hazardous materials technician, (4) hazardous materials specialist, and (5) on-scene commander.
- \$2.5 million to monitor public sector emergency response planning and training for hazardous materials incidents, and to provide technical assistance to State or Indian tribe emergency response training and planning for hazardous materials incidents.
- \$6 million for periodic updating and distribution of the North American Emergency Response Guidebook. This guidebook provides immediate information on initial response to hazardous materials incidents, and is distributed free of charge to the response community.
- \$2 million for the International Association of Fire Fighters (IAFF) to train instructors to conduct hazardous materials response training programs.

B. Increased Funding of the HMEP Grants Program

An estimated 800,000 shipments of hazardous materials make their way through the national transportation system each day. It is impossible to predict when and where a hazardous materials incident may occur or what the nature of the incident may be. This potential threat requires state and local agencies to develop emergency plans and train emergency responders on the broadest possible scale.

The HMEP training grants are essential for providing adequate training of persons throughout the nation who are responsible for responding to emergencies involving the release of hazardous materials. There are over 2 million emergency responders requiring initial training or periodic recertification training, including 250,000 paid firefighters, 850,000 volunteer firefighters, 725,000 law enforcement officers, and 500,000 emergency medical services (EMS) providers. Due to the high turnover rates of emergency response personnel, there is a continuing need to train a considerable number of recently recruited responders at the most basic level.

In addition, training at more advanced levels is essential to ensure emergency response personnel are capable of effectively and safely responding to serious releases of hazardous materials. The availability of increased funding for the HMEP grants program will encourage State, tribal, and local agencies to provide more advanced training.

The increased funding for HMEP grants will enable PHMSA to help meet previously unmet needs of State, local and tribal governments by providing for the following activities authorized by law:

- \$21,800,000 for training and planning grants, an increase of \$9 million;
- A new \$4,000,000 grant program for non-profit hazmat employee organizations to train hazmat instructors who will train hazmat employees;
- \$1,000,000 for grants to support certain national organizations to train instructors to conduct hazardous materials response training programs, an increase of \$750,000;
- \$625,000 for revising, publishing, and distributing the North American Emergency Response Guidebook, an increase of \$125,000;
- \$200,000 for continuing development of a national training curriculum; and
- \$150,000 for monitoring and technical assistance.

III. Summary of Proposal to Increase HMEP Funding

A registration fee system should: (1) Be simple, straightforward, and easily implemented and enforced; (2) employ an equity factor reflecting the differences in level of risk to the public and the financial impact associated with the business activities of large and small businesses; and (3) ensure adequate funding for the HMEP grants program. Under Federal hazmat law, we have the discretion to increase registration fees for both small and large businesses. We considered several alternatives for increasing the funds available for the HMEP grants program. One option was to increase the fee for all businesses offering for transportation or transporting the covered hazardous materials. Another option was to maintain the fee for small businesses and not-for-profit organizations while adjusting the fee for larger businesses.

Due to a surplus, in 2003, we temporarily adjusted the registration fee to \$125 (plus a \$25 processing fee) for small businesses and not-for-profit organizations and \$275 (plus a \$25 processing fee) for all other registrants. (68 FR 1342) This reduction has reduced the current surplus to approximately \$8.5 million.

To achieve the statutorily mandated goal of funding the HMEP grants program activities at approximately \$28,000,000, we are proposing to adjust registration fees for persons other than small businesses to \$1,975 (plus \$25 processing fee) for registration year 2007–2008 and to \$2,975 (plus \$25 processing fee) for registration year 2008–2009 and following.

We believe adjusting the fee solely for larger, for-profit businesses is the best approach to meet the objectives listed above. Although there are exceptions, small businesses and not-for-profit organizations generally offer for transportation or transport fewer and smaller hazardous materials shipments as compared to larger companies. Raising the registration fee only for other-than-small businesses rather than for all businesses correlates the fee structure to the level of risk associated with shipments offered for transportation and transported by larger companies. Even at the fee levels proposed for registration year 2008–2009, the two fee levels will only differ by a factor of 10.

Moreover, increasing the registration fees only for other-than-small businesses will affect significantly fewer entities and will affect entities that can more easily absorb the increase. Since 2000, PHMSA has received

approximately 41,500 registrations for each registration year. Small businesses or not-for-profit organizations make up 84%, or 34,775, of the registrants, while large businesses make up 16%, or 6,725, of the registrants.

We are also considering raising the current baseline penalty assessment of \$1,000, for failing to register as an offeror or carrier of hazardous materials, for other-than-small businesses who fail to register and pay a registration fee. We would adjust the baseline penalty assessment to keep it proportional to the increased registration fee. We request comments on raising this baseline penalty assessment for other-than-small businesses.

IV. Expedited Registration Process

Since the beginning of the registration program in 1992, we have provided a 24 hour, seven days-a-week expedited telephonic registration option. Person utilizing this option are provided a temporary registration number and must pay an additional \$50 expedited processing fee. With the addition of the internet registration option, the number of registrants utilizing the expedited registration option has steadily decreased to a low of less than 100 persons since January 2006. Therefore, we are proposing to eliminate the expedited registration option.

V. Multi-Year Registrations

We allow a person to register for up to three years in one registration statement (49 CFR 107.612(c)). We have received approximately 300 advance registrations for the 2007–2008 registration year and one advance registration for the 2008–2009 registration year from other-than-small businesses that have paid the fee previously established for those years. We apply fees according to the fee structure ultimately established by regulation for the registration year rather than according to the fee set at the time of payment. Thus, if we adopt the increase in registration fees proposed in this NPRM, additional fees would be required for registrations paid in advance at the lower levels in effect at the time of payment. When we lowered the fees for all registrants in 2003, we provided over 7,100 refunds amounting to over \$2.3 million within the first year to registrants who had overpaid the newly established fees. If we adopt this proposal, we will notify each registrant who will be required to pay additional fees for the 2007–2008 and following registration years.

VI. Indian Tribes Exception

The Hazardous Materials Transportation Safety and Security Reauthorization Act of 2005 amends § 5108(i)(2)(b) of the Federal hazmat law to add Indian tribes to the list of governmental agencies specifically excepted from the registration requirements. As a matter of policy, we have not been enforcing the registration requirements against Indian tribes, which were specifically included among the grant recipients. We are proposing to incorporate this specific exception into the HMR.

VII. Rulemaking Analyses and Notices

A. Statutory/Legal Authority for This Rulemaking

This proposed rule is published under the authority of the Federal hazardous materials transportation law (Federal hazmat law; 49 U.S.C. 5101 *et seq.*, as amended by P.L. 109–59) and 49 U.S.C. 44701. Section 5108 of the Federal hazmat law authorizes the Secretary of Transportation to establish a registration program to collect fees to fund HMEP grants. The HMEP grants program, as mandated by 49 U.S.C. 5116, authorizes Federal financial and technical assistance to States and Indian tribes to “develop, improve, and carry out emergency plans” within the National Response System and the Emergency Planning and Community Right-To-Know Act of 1986 (Title III), 42 U.S.C. 11001 *et seq.*

Congress reauthorized the Federal hazmat law in 2005 through the Hazardous Materials Transportation Safety and Security Reauthorization Act of 2005. This Act makes available funding for the HMEP grants program at approximately \$28,000,000, an increase of nearly \$14 million. In addition, the Act lowers the maximum fee to \$3,000.

B. Executive Order 12866 and DOT Regulatory Policies and Procedures

This proposed rule is not considered a significant regulatory action under section 3(f) of Executive Order 12866 and, therefore, was not subject to formal review by the Office of Management and Budget. This proposed rule is considered non-significant under the Regulatory Policies and Procedures of the Department of Transportation (44 FR 11034).

The cost to industry of increasing registration fees will be \$14 million per year. The increased funding for the HMEP grants program will provide essential training of persons throughout the Nation who are responsible for responding to emergencies involving the release of hazardous materials. In

addition, training at more advanced levels is essential to assure emergency response personnel are capable of effectively and safely responding to serious releases of hazardous materials. The increased funding for the HMEP grants will enable us to help meet previously unmet needs of State, local and tribal governments by providing funding for activities such as: (1) Planning and training grants for local emergency planning committees; (2) a new program for non profit hazmat employee organizations to train hazmat instructors that will train hazmat employees; (3) support to certain national organizations to train instructors to conduct hazardous materials response training programs; (4) revising, publishing, and distributing the North American Emergency Response Guidebook; (5) continuing development of a national training curriculum; and (6) monitoring and technical assistance.

While the safety benefits resulting from improved emergency response programs are difficult to quantify, we believe these benefits significantly outweigh the annual cost of funding the grants program. The importance of planning and training cannot be overemphasized. To a great extent, we are a nation of small towns and rural communities served by largely volunteer fire departments. In many instances, communities' response resources already are overextended in their efforts to meet routine emergency response needs. The planning and training programs funded by the HMEP grants program enable state and local emergency responders to respond quickly and appropriately to hazardous materials transportation accidents, thereby mitigating potential loss of life and property and environmental damage. The regulatory evaluation to the final rule issued under Docket HM–208 (57 FR 30620) showed that the benefits to the public and to the industry from the emergency response grant program would at least equal, and likely exceed, the annual cost of funding the grant program. Based on estimates of annual damages and losses resulting from hazardous materials transportation accidents, the analysis concluded that the HMEP program would be cost-beneficial if it were only 3% effective in reducing either the frequency or severity of the consequences of hazardous materials transportation accidents. Achieving this level of effectiveness is well within the success rates of training and planning programs to reduce errors and increase the proficiency and productivity of response personnel. A

regulatory evaluation for this proposed rule is available for review in the public docket.

C. Executive Order 13132

This proposed rule has been analyzed in accordance with the principles and criteria contained in Executive Order 13132 ("Federalism"). This proposed rule preempts State, local, and Indian tribe requirements, but does not propose any regulation having substantial direct effects on the States, the relationship between the national government and the States, or the distribution of power and responsibilities among the various levels of government. Therefore, the consultation and funding requirements of Executive Order 13132 do not apply.

D. Executive Order 13175

This proposed rule has been analyzed in accordance with the principles and criteria contained in Executive Order 13175 ("Consultation and Coordination with Indian Tribal Governments"). Because this proposed rule does not have adverse tribal implications and does not impose direct compliance costs, the funding and consultation requirements of Executive Order 13175 do not apply.

E. Regulatory Flexibility Act, Executive Order 13272, and DOT Procedures and Policies

The Regulatory Flexibility Act (5 U.S.C. 601–611) requires each agency to analyze regulations and assess their impact on small businesses and other small entities to determine whether the rule is expected to have a significant impact on a substantial number of small entities. The provisions of this rule apply specifically to businesses not falling within the small entities category. Therefore, PHMSA certifies this rule would not have a significant economic impact on a substantial number of small entities.

F. Unfunded Mandates Reform Act of 1995

This proposed rule does not impose unfunded mandates under the Unfunded Mandates Reform Act of 1995. It does not result in costs of \$120.7 million or more, in the aggregate, to any of the following: State, local, or Native American tribal governments, or the private sector.

G. Paperwork Reduction Act

Under 49 U.S.C. 5108(i), the information management requirements of the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*) do not apply to this proposed rule.

H. Regulation Identifier Number (RIN)

A regulation identifier number (RIN) is assigned to each regulatory action listed in the Unified Agenda of Federal Regulations. The Regulatory Information Service Center publishes the Unified Agenda in April and October of each year. The RIN number contained in the heading of this document may be used to cross-reference this action with the Unified Agenda.

I. Environmental Assessment

The National Environmental Policy Act of 1969 (NEPA), as amended (42 U.S.C. 4321–4347), requires Federal agencies to consider the consequences of major federal actions and prepare a detailed statement on actions significantly affecting the quality of the human environment. There are no significant environmental impacts associated with this proposed rule. PHMSA is proposing in this rule changes to the requirements in the HMR on the registration and fee assessment program for persons who transport or offer for transportation certain categories and quantities of hazardous materials. The proposed increase in registration fees will provide additional funding for the HMEP program to help mitigate the safety and environmental consequences of hazardous materials transportation accidents.

J. Privacy Act

Anyone is able to search the electronic form of all comments received into any of our dockets by the name of the individual submitting the comments (or signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (Volume 65, Number 70; Pages 19477–78) or you may visit <http://dms.dot.gov>.

List of Subjects in 49 CFR Part 107

Administrative practice and procedure, Hazardous materials transportation, Penalties, Reporting and record keeping requirements.

In consideration of the foregoing, we propose to amend 49 CFR part 107 as follows:

PART 107—HAZARDOUS MATERIALS PROGRAM PROCEDURES

1. The authority citation for part 107 continues to read as follows:

Authority: 49 U.S.C. 5101–5127, 44701; Sec 212–213, Pub. L. 104–121, 110 Stat. 857; 49 CFR 1.45, 1.53.

2. In § 107.606, redesignate paragraphs (a)(4), (a)(5), and (a)(6) as

(a)(5), (a)(6), and (a)(7) respectively, and add a new paragraph (a)(4) to read as follows:

§ 107.606 Exceptions.

- (a) * * *
(4) An Indian tribe.

* * * * *

3. In § 107.612, revise paragraph (d)(3) to read as follows:

§ 107.612 Amount of fee.

* * * * *

- (d) * * *

(3) *Other than a small business or not-for-profit organization.* Each person that does not meet the criteria specified in paragraph (d)(1) or (d)(2) of this section must pay an annual registration fee of:

(i) For registration year 2006–2007, \$975 and the processing fee required by paragraph (d)(4) of this section;

(ii) For registration year 2007–2008, \$1,975 and the processing fee required by paragraph (d)(4) of this section;

(iii) For registration year 2008–2009 and following, \$2,975 and the processing fee required by paragraph (d)(4) of this section.

* * * * *

§ 107.616 [Amended]

4. In § 107.616, paragraph (a) is amended by, in the first sentence, eliminating the phrase "Except as provided in paragraph (d) of this section," and paragraph (d) is removed.

Issued in Washington, DC on August 9, 2006, under authority delegated in 49 CFR part 106.

Robert McGuire,

Associate Administrator for Hazardous Materials Safety.

[FR Doc. E6–13312 Filed 8–14–06; 8:45 am]

BILLING CODE 4910–60–P

DEPARTMENT OF TRANSPORTATION

Maritime Administration

49 CFR Part 389

[Docket No. MARAD–2005–22050]

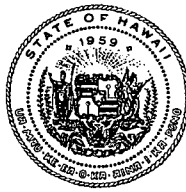
RIN 2133–AB67

Determination of Availability of Coastwise-Qualified Launch Barges

AGENCY: Maritime Administration, DOT.

ACTION: Proposed rule; Notice of opening of reply comment period.

SUMMARY: The Maritime Administration is establishing regulations governing administrative determinations of availability of coastwise-qualified launch barges to be used in the transportation and launching of offshore



LINDA LINGLE
GOVERNOR OF HAWAII

CHIYOME L. FUKINO, M.D.
DIRECTOR OF HEALTH

STATE OF HAWAII
DEPARTMENT OF HEALTH

In reply, please refer to:
HEER OFFICE

P.O. BOX 3378
HONOLULU, HAWAII 96801

HAWAII STATE EMERGENCY RESPONSE COMMISSION
MEETING #63

Thursday, July 6, 2006 from 9:05 a.m. to 11:08 a.m.

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

Draft Meeting Summary
Attendees

Voting-

Laurence Lau, Department of Health
Ken Lesperance, Department of Defense, Civil Defense Division (by proxy letter)
Scott Kekuewa, Maui LEPC
Thomas Smyth, Department of Business, Economic Dev. & Tourism
Gary Moniz, Department of Land and Natural Resources
Tin Shing Chao, Department of Labor and Industrial Relations
Robert Boesch, Department of Agriculture
John Ross, Hawaii LEPC
Clifford Ikeda, Kauai LEPC
Capt. Carter Davis, Honolulu LEPC
Maria Lutz, American Red Cross

Non-Voting

Leland Nakai, Honolulu LEPC
Sharon Leonida, Department of Health, Hazard Evaluation and Emergency Response Office
Curtis Martin, Department of Health, Hazard Evaluation and Emergency Response Office
Mike Cripps, Department of Health, Hazard Evaluation and Emergency Response Office
J.L. Pickford, FBI
Mark Mekarua, SAIC
Beryl Ekimoto, Department of Health, Hazard Evaluation and Emergency Response Office
Clarice Chung, State Civil Defense
Ed Teixeira, State Civil Defense
Keith Kawaoka, Department of Health, HEER Office
Cynthia Pang, U.S. Navy
Steven Mow, Department of Health, HEER Office

1) Larry Lau called the meeting to order at approximately 9:05am

1.1 Opening remarks by Larry Lau.

1.2 Attendees introduced themselves.

1.3 A motion is made and seconded to accept the minutes from meeting #62 (Smyth/ Moniz).

1.4 Larry changes the order of the agenda items, #4 and #5 will come before the LEPC updates.

4&5) HMEP Training Classes, Urban Search and Rescue (USR) Briefing & HMEP Planning Grant Project Proposals & Funding Process

Ken:

- 1) Handout for HMEP funding application. Available for questions and answers if anyone needs help.
- 2) Local taskforce for USR is in place but if more resources from the mainland are needed, the islands won't get it. Presently, Oahu has 4 rescue squads with 8 – 12 trained personnel. In addition, there is a medical component. The K-9 unit consists of volunteers (includes 1 state employee) and requires 3-4 years of training. Main objective is to search for missing subjects. USR is a must but just one island can't do it alone, a combined effort of all the islands is necessary.

Ed:

- 3) There are 3 capabilities (types of buildings encountered in a rescue), light involves wooden structures, medium involves hollow tile structures and heavy, which are steel structures. SCD has medium capability-equipment suited for Homeland Security has funded this type of capability. There are ride along programs offered on the mainland so one could gain experience.

Ken: Some firefighters were sent to the mainland to attend medium to heavy training but because we don't have all of the hydraulic tools, we aren't prepared for heavy capability. Further discussion on topic regarding more volunteers, if the state has to assist other states in need and California having a good USR system in place (Ken, Ed, Larry).

- 4) Discussion between Carter and Ken regarding the budget information on the application form. Increase of federal funding (70% increase to HMEP funding to occur in 2007??). We are not bound to the current plan of 60/40, example, could use 100% of funds for training purposes or depending on what the state's needs are at the time. Need to vote on it.
- 5) Larry: Need to look at application more closely.
- 6) Discussion between John and Carter regarding planning funds. Need to review planning side of grant and update it. Planning monies have been returned in the past since there wasn't a need for it.
- 7) Larry: For major policy shift-LEPC and SCD should discuss after this meeting.
- 8) Curtis: Training funds are a 20% off set, which is still the same. Will need to do a match.

2) Local Planning Committee (LEPC) Updates

2.1 Hawaii

John Ross:

- 1) Was elected Hawaii County LEPC chairperson.
- 2) Received fewer Tier 2 reports due to electronic filing. Request to have both hard copies and electronic send ins to be received from now on.
- 3) ICS 200 and 400 training was cancelled due to lack of attendees. Classes will be rescheduled to February 2007. EPA will be sponsoring.
- 4) The new fire station will be put on hold because of the location. Hazmat truck is appropriated and is on the island.

2.2 Kauai

Clifford Ikeda:

- 1) Unable to attend the last HSERC meeting because of the dam breaks.
- 2) A web EOC was installed to better manage information in a crisis situation.
- 3) New fire station in Kealea. Old Waipole station is now vacated.
- 4) HLS monies usage-signal to router-gives voice capability.
- 5) Y Max-8 miles coverage-a computerized voice operation system is one way to solve the interoperability problems. Free flowing video from the field into the office. Spoofing, to encrypt because of terrorist activities.

2.3 Maui

Scott Kekuewa:

- 1) Maui LEPC meeting held on June 28th. LEPC Membership list was updated. Will report at next HSERC meeting.

2.4 Oahu

Leland Nakai:

- 1) Honolulu LEPC meeting was held on June 27th (Handouts available & PowerPoint Presentation given).
- 2) CLEAN celebrating its 20 years anniversary-over 100 active members.
- 3) Participating in state lead Tier 2 inspections.

- 6) EPA Update, TRI Change & Murphy Oil Spill Photos

Beryl Ekimoto:

Mike not present. Vacationing in Italy (3 Handouts available).

- 7) Status of HEPCRA position

Curtis Martin:

Position was reinstated. Have not yet received an internal hire list. Will go outside of state system if position is not filled.

Revisited, 5) HMEP Planning Grant Proposals & Funding Process

- 1) John Ross: Regarding the SCD MOA, for the counties to have to fund upfront, it is too much of a burden. Curtis: HSERC does the offset—grant goes to SCD in advance, SCD receives the administrative cost, SCD receives the funding upfront.
- 2) Ken: In reference to John's statement, Ken was told by SCD's fiscal officer to do it that way.
- 3) Curtis: Need to change the MOA to make it user friendly.
- 4) John: MOA was signed in 1986-need to revise clause-need to teleconference for this.
- 5) Ken: Re-draft of MOA-someone to look over on both sides.
- 6) Larry: Proposes new MOA.
- 7) John: Will organize this.
- 8) Ken: Funds need to be used in the same year as encumbered. There is a hefty amount in the planning monies. 20K is available to work with-can be utilized for exercises or drills but must be spent by September 2006.
- 9) Clifford: Willing to use \$15,000 of the \$20,000 for the analysis of Tier 2 releases on continuity of operations. Discussion between members (Carter, Curtis, etc.)
- 10) Ken: Moves that Kauai receive monies for project, motion withdrawn-issue to be revisited at a later time in meeting. Addresses LEPCs: what are your needs for training? -Discussion to be saved for December HSERC

meeting.

11) Beryl: Tracy Aruga's reimbursement for NASTTPO conference in Arkansas. Ken: An 80% reimbursement using planning funds. John to meet with Ken to discuss.

8) DOT Letter Regarding Port Fire Fighting

Curtis Martin: DOT sent response letter to DOH. DOT taking DOH's recommendation of remote controlled fire nozzles into consideration as they embark on their Statewide Petroleum Facilities Development Plan.

9) TREX Incident on Kauai

Curtis Martin:

Lihue, Kauai, May 27, 2006, a release occurred at Trex Enterprises in the Lihue Industrial Park Phase II. 600 pounds of methyltrichlorosilane (MTS) was released while transfer of the substance from storage tank to process tank was being made. As a result, the industrial park was evacuated. The MTS was contained, neutralized and disposed of. The facility remains closed and plans to upgrade their system in the near future. Because of the incident, members of the Lihue Industrial Park are interested in forming an organization similar to CLEAN. Carter: Since the resources were all on Kauai, if another incident occurred at the same time, responders would be overwhelmed because there would be a shortage of resources. Curtis to Chris: Release was detected by the odor.

*Revisit Clifford Ikeda's proposal for project funding:

1) Clifford: Motion to approve and seconded (Clifford/Carter). Written draft of project with corrections was distributed per Clifford.

2) Carter: DOT ok on this, also the 70% increase?

3) Ken: Needs to run it past DOT (Charley Rogoff). \$5,000 in planning monies still left.

4) Larry: Pending qualification to allow Kauai to move on project, move that Kauai gets \$15,000 towards pending proposed project, pending project eligibility (Motion pending/in favor of-passed).

2) Status of CAMEO

Leland Nakai: Trying to make it more user friendly (similar to Google)-for the intermittent users. More integration with other programs such as GIS. Use of local data that way you learn a lot more.

3) Update of Hawaii County LEPC Member List

Beryl Ekimoto: Emailed list from John Bowen is available.

4) State Conference Calling Center

Steven Mow: Explanation of conference call system. Trying to get a system set up in the HEER Office.

1) Larry: There is a system in place here (5th floor).

2) Smyth: Made mention of Sunshine Law. If loss of video, can continue on with the audio.

5) Letter to DOE Regarding Fire Pal CD

Beryl Ekimoto: Spoke to person assigned to review the CD. A memo was sent from the Superintendent to DOH

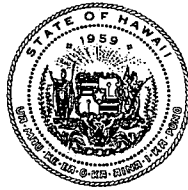
(Larry) giving DOE's blessing on distribution of CD to the schools.

6) Other Business

- 1) Keith: Act 170-Government passed guidelines and criteria for clean up and disposal of clandestine labs. Will be meeting with Law Enforcement next week to discuss development of a program and will also be looking at other clean up programs. It's a big problem-can't sell or rent property. Carter: Mention of Denver's cleanup policy presentation at the NASTTPO conference in Arkansas. Tom: What about condos, cars and areas in general? Larry: Hotels have problems too.
- 2) John: Videotape on illegal dumping provided by Federal grant for distribution. Give to Solid Waste folks.
- 3) Curtis: Introduction of new FBI agent who replaced Chris McMurray, Jerry Pickford.
- 4) Larry: Lab Information Management System-lab results are received quicker, system designed specifically for pandemic outbreak but also geared for environmental incidences.
- 5) Carter: NFPA 472 standard-draft on the NFPA website-guidelines are totally rewritten for HAZMAT regulations (NASTTPO presentation).
- 6) John: Hazmat training requirements have changed-can they do that? Ken: The standard in Hawaii is from the Fire Council. An 80 hours (classroom)/80 hours (hands on) tactical course-John is referring to. The Fire Council's requirement for training is 160/160. Discussion between members regarding a written guidance that HSERC had produced. Members recalled it may have only been a verbal agreement and NOT a written document. Curtis: It is not our job to set the requirements.

The next HSERC meeting will be tentatively held on Thursday, September 28, 2006.

The meeting was adjourned at 11:08 a.m (Carter/John).



LINDA LINGLE
GOVERNOR OF HAWAII

CHIYOME L. FUKINO, M.D.
DIRECTOR OF HEALTH

STATE OF HAWAII
DEPARTMENT OF HEALTH

In reply, please refer to:
HEER OFFICE

P.O. BOX 3378
HONOLULU, HAWAII 96801

HAWAII STATE EMERGENCY RESPONSE COMMISSION
MEETING #62

Thursday, March 23, 2006 from 9:10 a.m. to 10:44 a.m.

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

Final Meeting Summary
Attendees

Voting

Leland Nakai, Honolulu LEPC
Laurence Lau, Department of Health
Ken Lesperance, Department of Defense, Civil Defense Division
Scott Kekuewa, Maui LEPC
Thomas Smyth, Department of Business, Economic Dev. & Tourism
Genevieve Salmonson, Environmental Quality Control Office
Gary Moniz, Department of Land and Natural Resources
Tin Shing Chao, Department of Labor and Industrial Relations

Non-Voting

Sharon Leonida, Department of Health, Hazard Evaluation and Emergency Response Office
Curtis Martin, Department of Health, Hazard Evaluation and Emergency Response Office
Mike Cripps, Department of Health, Hazard Evaluation and Emergency Response Office
Anna Fernandez, Department of Health, Hazard Evaluation and Emergency Response Office
Terry Corpus, Department of Health, Hazard Evaluation and Emergency Response Office
Beryl Ekimoto, Department of Health, Hazard Evaluation and Emergency Response Office
Paul Chong, Department of Health, Hazard Evaluation and Emergency Response Office
Liz Galvez, Department of Health, Hazard Evaluation and Emergency Response Office
Mike Ardito, U.S. EPA Region 9
Shirley Zhai, Bei Hawaii
Joanna Seto, Department of Health, Clean Water Branch
Cynthia Pang, U.S. Navy
Alan Sugihara, U.S. Navy
Tracy S. Aruga, Hawaii County LEPC

1) Larry Lau called the meeting to order at approximately 9:10am

- 1.1 Opening remarks by Larry Lau.
- 1.2 A motion was made and seconded to accept the minutes from meeting #61.
- 1.3 Attendees introduced themselves.

2) Local Planning Committee (LEPC) Updates

2.1 Hawaii

Tracy Aruga:

- 1) John Bowen's (Hawaii county LEPC Chair) letter of resignation was submitted on 12/12/05. Reasons for resigning are personal and also due to a lack of support (Tracy will ask John to clarify this reason as per requested by Genevieve Salmonson). John Bowen wants the Mayor to appoint someone to be the new Chairperson but the LEPC must elect a person to become the Chair. The LEPC will be selecting a new Chair at their next meeting that is tentatively scheduled for April 12, 2006.
- 2) In the process of selecting a second Hazmat station in West Hawaii. Presently, the second station is temporarily based out of Waikoloa.
- 3) Pat Romero from the Federal DOT is planning to hold a one day workshop (Multimodal Hazardous Materials Training Seminar). It will be held at the UH-Hilo Conference Center on August 4th.
- 4) In July (10th – 13th), a 4-day full-scale exercise to test emergency response for Bioterrorism will be conducted. There will be no outside assistance (from other agencies) aside from the county and the district health office.
- 5) Discussions on why John Bowen resigned. Larry mentioned that the issues of lack of support and problems with Hawaii's HMEP project gaining funding approval should be an agenda item for discussion.

2.2 Kauai No representative present.

2.3 Maui

Scott Kekuewa:

- 1) LEPC meeting needed to be rescheduled due to conflict with today's meeting. The next LEPC meeting will be held on the 30th of March.
- 2) Hosting a meeting for pipeline safety on April 20th.
- 3) Refresher training was given on February 21 – 24, 2006.
- 4) Radiological testing and awareness class is 2 days of hands on and 2 days of technical training. Very interesting.

2.4 Oahu

Leland Nakai:

- 1) LEPC meeting was held on March 15, 2006. There were 30 people in attendance. The CLEAN representative gave an update. CLEAN is also celebrating their 10th anniversary and trying to increase their membership. Earl Nishikawa of Chevron attended a train the trainer course on explosives. There was a PowerPoint presentation on the Fire Pal CD. LEPC is currently working on 2 projects (Homeland Security and Kakaako/Waikiki Area Study). Department of Agriculture is helping to identify facilities that have agricultural products (HANDOUTS).
- 2) Larry: Bill is in the Legislature regarding potential hazardous waste in fertilizer. What is in these fertilizers? Should we be concern? Since hazardous waste disposal is costly, companies are mixing it into fertilizer. Larry's suggestion is for all sellers and distributors to disclose what is in their fertilizer. Further discussion on the matter. Also discussion on whether or not GIS is public information-Genny. Leland: Hazmat facility information is secure, but other GIS data is available to the public. Ken: PACIFIC DISASTER CENTER in Maui has public access but mainly for manmade disasters. It was used for Kauai's dams' breaks.

3) EPA Update

Mike Ardito:

- 1) Lance Richman replaced Mike as ORRT (Oceanic Regional Response Team) Coordinator.
- 2) EPCRA is celebrating its 20 years anniversary on October 17, 2006.
- 3) Mike was not here for the December HSERC meeting. He was deployed to Louisiana for the Hurricane Katrina Response.
- 4) Murphy Oil Spill-1 million gallons of crude oil.
(3 HANDOUTS WERE AVAILABLE)

4) HMEP Training Classes and Exercises

Ken Lesperance: HMEP training classes; offered 2 refresher courses to both Kauai and the Big Island. HazMat Tech Course will be offered in the latter part of summer-Honolulu Fire will be hosting-15 seats available. The HMEP training has funding for travel. Leland: Any response from Charley Rogoff about the extra funding?
Ken: No, ask him at the NASTTPO meeting in May. Scott K. requests for funds to pay for travel.

5) Fire Pal CD Purchase & Reimbursement to Honolulu LEPC

Leland Nakai: Demo on Fire Pal CD, an interactive software program for hazardous materials awareness targeted for grades 1 – 3. Aim is to try to incorporate into school's curriculum. Honolulu LEPC bought into the copyrights for \$2,500, and will be asking for reimbursement of 80%(\$2000) of the cost. Ken said that the planning side of the HMEP grant will fund this.

6) Copying and Distribution of the Fire Pal CD

Discussion on subject: Work with CLEAN in order to get it to the schools and other groups. Genny: another possible vehicle to get it out to the schools, Jack Johnson's Kokua Hawaii Foundation, a non-profit organization. Smyth: Need to start at the top to get the ok. DOE has a curriculum department to decide. Must compose a letter from the HSERC Chairman addressed to the DOE Superintendent for to give blessing on the CD. A motion to accept this suggestion (Leland), Seconded (Smyth). Larry: Requests Leland to draft something. Leland: Will work with Beryl. Further discussion on the issue (Smyth, Scott, Leland, Genny and Larry).

7) HMEP Funding (how leftover funds will be utilized)

Curtis Martin: Regarding leftover funds distribution-need to discuss who needs the funding. Ken: Send LEPC folks to the NASTTPO conference on a rotation basis. Scott defers to the Big Island. The rotation order per Leland as per the conference call between the LEPCs and Ken: Big Island first, then Maui, Kauai and Honolulu. Discussion between Curtis and Ken –will continue in a conference call.

8) Port Firefighting

Curtis Martin: Incident in Hilo, a barge fire in the harbor. Looking towards an upgrade of counties ports' infrastructure for more effective firefighting. A letter addressing this issue will be sent within the week to DOT from HSERC. Larry has already given the heads up to DOT's deputy director, Barry Fukunaga. Curtis also informed the Coast Guard.

9) FY07 Budget from Tier II Collection

Curtis Martin: Must vote on the Tier 2 funding, a \$3,000 base will be used again. (HANDOUTS)
Counties need to go out and find potential Tier 2 facilities in order to get more monies. Larry: Regarding motion to adopt proposal of document dated March 14, 2006, Hawaii State Emergency Response Commission, Draft FY07 LEPC Funds Distribution; motion made (Gary), seconded (Scott). Larry: Motion carried, budget adopted.

10) Other Business

- 1) Ken: For the Kauai dam breaks, it was the first time the Urban Search and Rescue Team was deployed and it was also the first time dogs were used to locate a survivor.
- 2) Larry asks Mike to show photos of the Murphy Oil Spill at the next HSERC meeting.
- 3) Larry to Ken: Give brief description of Urban Search and Rescue at next meeting. Discussion on topic. Leland: Carter is in Arizona attending an Urban Search and Rescue exercise. 30,000 personnel (note: this number was later corrected to 5,000) are participating. Carter is the COMMS leader.
- 3a) Gary: COMMS issue is very important. Radios didn't work again. Repeater got damaged in flood. No statewide land-mobile network exists. We still do not have a Statewide plan for communications. Interoperability needs to be established.
- 4) Larry: Avian Flu—what do you do if your staff is sick? Stay at home or go to work? Discussion on the issue.
- 5) Larry addresses Mike A.: Regarding the recent changes to the TRI (Toxic Release Inventory). Curtis: TRI reports are annual reports on facilities that have certain chemicals and how they rank among the other states. EPA did not support the latest change to the TRI.
- 6) Ken: A reminder that July 1st is when the HMEP grants are due in at the DOT office.

11) Schedule next HSERC meeting

The next HSERC meeting will be tentatively held on Thursday, July 13, 2006.

The meeting was adjourned at 10:44 a.m.

Respectfully Submitted,



Beryl Y. Ekimoto
Environmental Health Specialist IV



LINDA LINGLE
GOVERNOR OF HAWAII

CHIYOME L. FUKINO, M.D.
DIRECTOR OF HEALTH

STATE OF HAWAII
DEPARTMENT OF HEALTH

In reply, please refer to:
HEER OFFICE

P.O. BOX 3378
HONOLULU, HAWAII 96801

HAWAII STATE EMERGENCY RESPONSE COMMISSION
MEETING #63

Thursday, July 6, 2006 from 9:05 a.m. to 11:08 a.m.

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

Draft Meeting Summary
Attendees

Voting-

Laurence Lau, Department of Health
Ken Lesperance, Department of Defense, Civil Defense Division (by proxy letter)
Scott Kekuewa, Maui LEPC
Thomas Smyth, Department of Business, Economic Dev. & Tourism
Gary Moniz, Department of Land and Natural Resources
Tin Shing Chao, Department of Labor and Industrial Relations
Robert Boesch, Department of Agriculture
John Ross, Hawaii LEPC
Clifford Ikeda, Kauai LEPC
Capt. Carter Davis, Honolulu LEPC
Maria Lutz, American Red Cross

Non-Voting

Leland Nakai, Honolulu LEPC
Sharon Leonida, Department of Health, Hazard Evaluation and Emergency Response Office
Curtis Martin, Department of Health, Hazard Evaluation and Emergency Response Office
Mike Cripps, Department of Health, Hazard Evaluation and Emergency Response Office
J.L. Pickford, FBI
Mark Mekaru, SAIC
Beryl Ekimoto, Department of Health, Hazard Evaluation and Emergency Response Office
Clarice Chung, State Civil Defense
Ed Teixeira, State Civil Defense
Keith Kawaoka, Department of Health, HEER Office
Cynthia Pang, U.S. Navy
Steven Mow, Department of Health, HEER Office

1) Larry Lau called the meeting to order at approximately 9:05am

1.1 Opening remarks by Larry Lau.

1.2 Attendees introduced themselves.

1.3 A motion is made and seconded to accept the minutes from meeting #62 (Smyth/ Moniz).

1.4 Larry changes the order of the agenda items, #4 and #5 will come before the LEPC updates.

4&5) HMEP Training Classes, Urban Search and Rescue (USR) Briefing & HMEP Planning Grant Project Proposals & Funding Process

Ken:

- 1) Handout for HMEP funding application. Available for questions and answers if anyone needs help.
- 2) Local taskforce for USR is in place but if more resources from the mainland are needed, the islands won't get it. Presently, Oahu has 4 rescue squads with 8 – 12 trained personnel. In addition, there is a medical component. The K-9 unit consists of volunteers (includes 1 state employee) and requires 3-4 years of training. Main objective is to search for missing subjects. USR is a must but just one island can't do it alone, a combined effort of all the islands is necessary.

Ed:

- 3) There are 3 capabilities (types of buildings encountered in a rescue), light involves wooden structures, medium involves hollow tile structures and heavy, which are steel structures. SCD has medium capability-equipment suited for Homeland Security has funded this type of capability. There are ride along programs offered on the mainland so one could gain experience.
Ken: Some firefighters were sent to the mainland to attend medium to heavy training but because we don't have all of the hydraulic tools, we aren't prepared for heavy capability. Further discussion on topic regarding more volunteers, if the state has to assist other states in need and California having a good USR system in place (Ken, Ed, Larry).
- 4) Discussion between Carter and Ken regarding the budget information on the application form. Increase of federal funding (70% increase to HMEP funding to occur in 2007??). We are not bound to the current plan of 60/40, example, could use 100% of funds for training purposes or depending on what the state's needs are at the time. Need to vote on it.
- 5) Larry: Need to look at application more closely.
- 6) Discussion between John and Carter regarding planning funds. Need to review planning side of grant and update it. Planning monies have been returned in the past since there wasn't a need for it.
- 7) Larry: For major policy shift-LEPC and SCD should discuss after this meeting.
- 8) Curtis: Training funds are a 20% off set, which is still the same. Will need to do a match.

2) Local Planning Committee (LEPC) Updates

2.1 Hawaii

John Ross:

- 1) Was elected Hawaii County LEPC chairperson.
- 2) Received fewer Tier 2 reports due to electronic filing. Request to have both hard copies and electronic send ins to be received from now on.
- 3) ICS 200 and 400 training was cancelled due to lack of attendees. Classes will be rescheduled to February 2007. EPA will be sponsoring.
- 4) The new fire station will be put on hold because of the location. Hazmat truck is appropriated and is on the island.

2.2 Kauai

Clifford Ikeda:

- 1) Unable to attend the last HSERC meeting because of the dam breaks.
- 2) A web EOC was installed to better manage information in a crisis situation.
- 3) New fire station in Kealea. Old Waipole station is now vacated.
- 4) HLS monies usage-signal to router-gives voice capability.
- 5) Y Max-8 miles coverage-a computerized voice operation system is one way to solve the interoperability problems. Free flowing video from the field into the office. Spoofing, to encrypt because of terrorist activities.

2.3 Maui

Scott Kekuewa:

- 1) Maui LEPC meeting held on June 28th. LEPC Membership list was updated. Will report at next HSERC meeting.

2.4 Oahu

Leland Nakai:

- 1) Honolulu LEPC meeting was held on June 27th (Handouts available & PowerPoint Presentation given).
- 2) CLEAN celebrating its 20 years anniversary-over 100 active members.
- 3) Participating in state lead Tier 2 inspections.

- 6) EPA Update, TRI Change & Murphy Oil Spill Photos

Beryl Ekimoto:

Mike not present. Vacationing in Italy (3 Handouts available).

- 7) Status of HEPCRA position

Curtis Martin:

Position was reinstated. Have not yet received an internal hire list. Will go outside of state system if position is not filled.

Revisited, 5) HMEP Planning Grant Proposals & Funding Process

- 1) John Ross: Regarding the SCD MOA, for the counties to have to fund upfront, it is too much of a burden.
Curtis: HSERC does the offset—grant goes to SCD in advance, SCD receives the administrative cost, SCD receives the funding upfront.
- 2) Ken: In reference to John's statement, Ken was told by SCD's fiscal officer to do it that way.
- 3) Curtis: Need to change the MOA to make it user friendly.
- 4) John: MOA was signed in 1986-need to revise clause-need to teleconference for this.
- 5) Ken: Re-draft of MOA-someone to look over on both sides.
- 6) Larry: Proposes new MOA.
- 7) John: Will organize this.
- 8) Ken: Funds need to be used in the same year as encumbered. There is a hefty amount in the planning monies. 20K is available to work with-can be utilized for exercises or drills but must be spent by September 2006.
- 9) Clifford: Willing to use \$15,000 of the \$20,000 for the analysis of Tier 2 releases on continuity of operations. Discussion between members (Carter, Curtis, etc.)
- 10) Ken: Moves that Kauai receive monies for project, motion withdrawn-issue to be revisited at a later time in meeting. Addresses LEPCs: what are your needs for training? -Discussion to be saved for December HSERC

meeting.

11) Beryl: Tracy Aruga's reimbursement for NASTTPO conference in Arkansas. Ken: An 80% reimbursement using planning funds. John to meet with Ken to discuss.

8) DOT Letter Regarding Port Fire Fighting

Curtis Martin: DOT sent response letter to DOH. DOT taking DOH's recommendation of remote controlled fire nozzles into consideration as they embark on their Statewide Petroleum Facilities Development Plan.

9) TREX Incident on Kauai

Curtis Martin:

Lihue, Kauai, May 27, 2006, a release occurred at Trex Enterprises in the Lihue Industrial Park Phase II. 600 pounds of methyltrichlorosilane (MTS) was released while transfer of the substance from storage tank to process tank was being made. As a result, the industrial park was evacuated. The MTS was contained, neutralized and disposed of. The facility remains closed and plans to upgrade their system in the near future. Because of the incident, members of the Lihue Industrial Park are interested in forming an organization similar to CLEAN. Carter: Since the resources were all on Kauai, if another incident occurred at the same time, responders would be overwhelmed because there would be a shortage of resources. Curtis to Chris: Release was detected by the odor.

*Revisit Clifford Ikeda's proposal for project funding:

- 1) Clifford: Motion to approve and seconded (Clifford/Carter). Written draft of project with corrections was distributed per Clifford.
- 2) Carter: DOT ok on this, also the 70% increase?
- 3) Ken: Needs to run it past DOT (Charley Rogoff). \$5,000 in planning monies still left.
- 4) Larry: Pending qualification to allow Kauai to move on project, move that Kauai gets \$15,000 towards pending proposed project, pending project eligibility (Motion pending/in favor of-passed).

2) Status of CAMEO

Leland Nakai: Trying to make it more user friendly (similar to Google)-for the intermittent users. More integration with other programs such as GIS. Use of local data that way you learn a lot more.

3) Update of Hawaii County LEPC Member List

Beryl Ekimoto: Emailed list from John Bowen is available.

4) State Conference Calling Center

Steven Mow: Explanation of conference call system. Trying to get a system set up in the HEER Office.

- 1) Larry: There is a system in place here (5th floor).
- 2) Smyth: Made mention of Sunshine Law. If loss of video, can continue on with the audio.

5) Letter to DOE Regarding Fire Pal CD

Beryl Ekimoto: Spoke to person assigned to review the CD. A memo was sent from the Superintendent to DOH

(Larry) giving DOE's blessing on contribution of CD to the schools.

6) Other Business

- 1) Keith: Act 170-Government passed guidelines and criteria for clean up and disposal of clandestine labs. Will be meeting with Law Enforcement next week to discuss development of a program and will also be looking at other clean up programs. It's a big problem-can't sell or rent property. Carter: Mention of Denver's cleanup policy presentation at the NASTTPO conference in Arkansas. Tom: What about condos, cars and areas in general? Larry: Hotels have problems too.
- 2) John: Videotape on illegal dumping provided by Federal grant for distribution. Give to Solid Waste folks.
- 3) Curtis: Introduction of new FBI agent who replaced Chris McMurray, Jerry Pickford.
- 4) Larry: Lab Information Management System-lab results are received quicker, system designed specifically for pandemic outbreak but also geared for environmental incidences.
- 5) Carter: NFPA 472 standard-draft on the NFPA website-guidelines are totally rewritten for HAZMAT regulations (NASTTPO presentation).
- 6) John: Hazmat training requirements have changed-can they do that? Ken: The standard in Hawaii is from the Fire Council. An 80 hours (classroom)/80 hours (hands on) tactical course-John is referring to. The Fire Council's requirement for training is 160/160. Discussion between members regarding a written guidance that HSERC had produced. Members recalled it may have only been a verbal agreement and NOT a written document. Curtis: It is not our job to set the requirements.

The next HSERC meeting will be tentatively held on Thursday, September 28, 2006.

The meeting was adjourned at 11:08 a.m (Carter/John).

July 9, 06 9:05a

Larry calls meeting to order

- opening remarks - good to work together,
same

- Introductions

- Minutes - moved item, Gary read

4) Hazardous Hazards Ap.

Task force - Resource from Homeland
can't get here -

we need that capability -
SCD is

4 rescue squads

2-12 personnel } trained

also medical component.

Livy Claw leads ~~to~~

K-9 unit - volunteers - 1 state
employee

3-4 years of ~~training~~ training
Search for missing subjects

K-9 located Subject in debris pile -
another was also found in pile

Ken USR - is needed.
1 island can't do it alone -
all island's efforts combined is
required.

1st 24 hrs. is important.

Ed SED - Built med. capability - equipment
use. Its funds

Ride along prog. - ^{is} doable
- Disaster Leave Law in place
here

Capability
└─ light capability - wooden houses
└─ med - hollow tile structures
└─ heavy - steel structures.

Ken We had medium capability -
FF. was also sent med/heavy
training is maintained
we don't have all of hydraulic
tools that's why we can't say
we have tent cap.

Rescue system's \$ One?

Carton is a trainer

Rescue systems 2 - ~~train~~ ^{train} the trainer

Ed Need more volunteers - need to go thru
rescue system 1
(vopet off building)

Carton is all around person, not just
Comms.

Carry Would we help California?

Emergency Mgt System pulled -
integrated to FEMA's prog.

Ken - California has a good system
in place.

Carton to
Ken Budget Info. on Ag farm

Increase on fuel funding
70% increase - active in 2007?
to Hwy funding

Not bound to current plan - 60-40

(ex. 100% - training - ^{depend} whatever the
State's needs are

Larry - ^{for} major policy shift - should
talk ~~among~~ among Lopez +
SCD.

John - planning updates - need to
review plans

Carter - have vet. planning &
monies in past.

Curtis
~~Carter~~ - ~~planning~~

Training funds - 20% off set.
still save.
will need to do a match.

Large Updates

John - elect chair -

~~received~~ received fewer ti.

ICS 200,400 training cancelled -
due ^{to} lack of bodies.

~~Feb~~ Re scheduled to Feb.

EPA. Sponsored

New Fire Station - on hold -
because of location.

Community - traffic

Harvest truck is appropriated for
island.

(Ken) ~~Comment~~
Cauci

wasn't able to attend because
of Dam break

Web ECO - installed ⁱⁿ better ~~by~~ manage
in fr in crisis

putting up new F. station -
Kealea - old Waipole vacated.

7. HLS monitor - signal to venter - voice
capability

Y max - 8 mile coverage.
computerized voice operation is

one way to solve interoperability
problems.

Free ~~Flowing~~ ^{Flowing} Video in from
field to otc.

Spooing - except - because of
terroristic activity.

Scott wani lepe - June 28th.
- membership updates.

Leland - lepe ~~wani~~ - June 27

Highlights - handouts.

Chen - 20 yrs

Tier 2 Inspections - going out
monthly

(P.P. pres.)

Chilled

GIS
GPS?

- boundary alert - keep's war out of
~~boundary~~ boundaries.

~~over~~ ~~to~~ northwards - O'Connell

Curtis - Hepson position -
position
not yet ve'd list -

5) John Ross - country have to find up front
MOA - for work of burden.

Curtis - Horne - does offset - grant goes to
SCO - in advance - get admin
cost. - you get funding
up ~~front~~ front -
Ken - fiscal officer told him
to do that.

Antti change MOA - make it
user friendly -

John R. 1986 - signed in MOA
need review clause
need to ~~do~~ teleconference

Larry ~~at~~ ~~the~~ need to discuss this
after meeting.

John R. - will organize

Ken - letty amount in planning
monies -

20,000 to work w/
we \$ for exercise or
drills - got to spend
by Sept. 2006.

Ken
~~at~~
~~the~~
Debraury what a want + then
hire consultant -

→ Tracy - ~~Debraury~~ want

out of \$24,000
Kamri
~~Clifford~~ \$15,000 - willing to ~~use~~
use of leftover for
Analysis ~~of~~ Tier 2

Curtis - facilitate ^{the process} (the planning side)

Carter - unable to do things now
compared to past.

Ken Jones, - motion was withdrawn

Lepe - what are your needs for
training - Dec ^{for} meeting.

Tracy - cont. reimbursement.
planning funds -

80% reimbursement -

John Ross to meet w/ Kamri.

(Curtis) Port Fire fighting - DOT sent
letter back - engineering study
done - no time line
but will be incorporated at
the time Refer to letter

Trax Incident - 27 of May -
Q error methy (MTS)

(Curtis) Like, Kawaii
highlighted (Write up)

Trax - going to upgrade their system.

Chris - how detected?
People smelled odor.

Carton
Resources
was on
Kawaii -
another
response would
be enough
resources. -
Overwhelmed if
another event
occurs.

Island - any plans to form a clear
type of org.

Cliff's Proposal
Motion to approve - Cliff

~~Cliff~~ Second - Carton

DOT - OK on this - also 70% - Carton

Pending qualification to
allow Kamei to move on
to

news that Kamei gets
15,000 towards ~~pending~~
proposed project
project eligibility ~~pending~~

House
planning
Law

~~House~~

Cameo - ~~update~~ ^{notice} - user friendly -
Inconvenient ~~user~~ users.

Island

trajectory analysis planned.

LSU course - WMD.

More integration w/ other prog
GIS, etc.

use local data - learned
a lot more.

John Ross - change to ^{official} chairman

Telecom ~~WTC~~ -

Shuman

~~Shuman~~
~~Shuman~~

Shuman

Other Business

Act 170 - government passed

Keith

guidelines + criteria for
cleanup + disposal of clandestine
~~work~~ at Low Enforcement
meet

Carver - Denver's cleanup policy -
at NASSTPO

Can't sell, rent, - big problem.

Tom -

What about cards?

Hotel has problems too - Larry.

John R. - Illegal dumping. -
Fred. Grant produced a
video - about it.
give to Solid Waste

~~Don't stop stop~~

Carter - Jimmy Pickford - FBI agent
~~protocol~~
Sampling Kit.

~~Lang~~ - Lab management system - pandemic.

~~Don't stop stop~~

Carter ^{SLP} NFPA 472 - guideline
totally rewritten. HAZMAT
from NASTTPO. - REC.
Draft on website

~~Don't stop stop~~

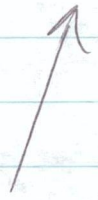
John Ross

~~John Ross~~
~~John Ross~~

~~John Ross~~ ^{Heaven} ~~from~~ ~~Fire Council~~

80 hour / on hand
80 hrs.
(fact is course)

Trying to change training requirements -
Usurp mandate?



Next meeting -

Sept. 28,

9:00A.

adjourned -
Carla / Succeeded
John Ross.

7/6/06

needs to be updated
also reviewed yearly.

Replace MOA w/ _____

Done before HSA for approval

Ken - make it single

~~John~~ John Ross will be leading
this project.

~~John
Print -
MOA
Status~~