

Minutes of the
South Dakota Emergency Response Commission Meeting
Best Western Ramkota
1901 9th Avenue Southwest
Watertown, SD

September 9, 2014
5:00 p.m. CDT

CALL TO ORDER AND ROLL CALL: Chairman Robert McGrath called the meeting to order. The roll was called and a quorum was present.

COMMISSION MEMBERS PRESENT: Robert McGrath, Joe Nadenicek, Patrick Snyder, Paul Merriman, Andrew Canham, Kristi Turman, and Becky Pitz.

COMMISSION MEMBERS ABSENT: Mike Carter and John Forman.

OTHERS PRESENT: See attached attendance sheets.

INTRODUCTIONS: The commission members and others in attendance introduced themselves.

APPROVAL OF JULY 15, 2014, MEETING MINUTES: Motion by Nadenicek, seconded by Turman, to approve the minutes from the July 15, 2014, State Emergency Response Commission meeting. Motion carried.

FEDERAL UPDATE – US EPA: Bernadette Rose, EPA, provided an update pertaining to current initiatives regarding chemical storage, planning, and safety, and the new federal database, The Emergency Response Application (TERA).

Ms. Rose discussed training that EPA will offer to Local Emergency Planning Committees (LEPCs) available federal resources, and spill/release reporting procedures.

Ms. Rose provided a demonstration describing the features of TERA, and she answered questions from the SERC and audience.

LEPC GRANT APPLICATION PACKAGE: Ms. Kindt provided a copy of the grant application package, which will be mailed to the LEPCs and emergency managers. The deadline for submittal of applications is November 29, 2014. Applications not postmarked, received, or hand-delivered by the deadline will not be accepted.

Ms. Kindt reported that \$66,853 is available for LEPC grants this year. Only active LEPCs are eligible to apply for grant funds. Individual grant amounts will be determined by a distribution formula. The first \$16,500 will be divided evenly among LEPCs that qualify for and have applied for a grant. The remaining amount will be divided among the qualifying LEPCs based on the number of facilities that paid Tier II fees for the reporting year from which the grant is funded. Increasing facility compliance can result in an increase in grant funds for future years.

Motion by Nadenicek, seconded by Merriman, to approve the grant application package, as submitted by Ms. Kindt. Motion carried.

TIER II AND TRI REPORTING UPDATE: Trish Kindt provided an update on Tier II and TRI reporting.

The Tier reports are the bulk storage reports that all of the LEPCs receive on an annual basis.

The TRI reports are reports that certain facilities submit stating what happens to certain chemicals after a facility is done with them. For example, a facility will report how much of a certain chemical went to the landfill, how much of it was treated on-site, how much was recycled, how much was an air emission, etc.

Almost any facility that stores bulk chemical might need to submit a Tier II report, whereas, with the TRI reports are a far smaller number of facilities that are required to submit; usually in South Dakota it is about 100 facilities.

Ms. Kindt reported at that the time of the last SERC meeting the department had received 1,655 Tier II reports. Since that time four more reports were submitted, for a total of 1,659 Tier II reports. The Tier II reporting deadline was March 1, 2014, so reports filed now are late. Ms. Kindt has been working with the facilities that still have not submitted their Tier II reports.

Tier II fees collected to date total \$99,025.

The TRI reporting deadline was July 1, 2014. Reports were received from 95 facilities. This is fewer than what was received last year, but it is fairly consistent with past years. TRI fees are due August 1, 2014, and fees collected to date total \$80,000.

CRUDE OIL SHIPMENTS: Ms. Kindt reported that in response to several recent accidents involving trains, the federal DOT issued an Emergency Order requiring railroads to report to each state's State Emergency Response Commission how many trains are carrying crude oil in the amount of 1,000,000 gallons or more. The US DOT determined that the SERC was the most appropriate point of contact for these notifications because the SERC has preexisting involvement with the LEPCs.

BNSF and Canadian Pacific Railroad notified the state, but only BNSF reported that they have shipments through South Dakota that exceed 1,000,000 gallons. BNSF has three trains per week going through Minnehaha County. They reported to the state on two occasions and they do not have to report to the state again unless their shipment information changes by 25%.

Ms. Kindt stated that she notified Minnehaha County about the shipments. She also notified all of the LEPCs in the state.

Ms. Kindt noted that this information was posted on the DENR website at the request of several news organizations and the general public.

The official South Dakota DOT rail map was provided to the SERC after its July 2014 meeting. This map is on the DOT website.

Ms. Kindt answered questions from the SERC.

HMEP GRANTS, TRAINING AND PLANNING, AND STATEWIDE COMMODITY FLOW STUDY REPORTS: Bob Van Winsen reported that the grant year 2013 HMEP planning and training grant closed at the end of September 2014.

Allocated funds for training total \$146,437 with \$2,609 being unallocated. Mr. Van Winsen noted that all but \$23,140 of the planning grant was moved to the training side, with zero being unallocated funds.

Training since the last SERC meeting for the third quarter included: specialist – 3; technicians – 3; Hazmat IQ – 46; Hazmat IQ advanced – 42; Hazmat IQ Air Monitoring – 20; HazCat – 9; and attendance at various conferences – 13. A total of 136 people were trained during this quarter.

An activity change request was submitted to PHMSA and approved to allocate the remaining \$19,812.00 of planning funds to the training grant for awareness classes. Eight-hour awareness classes were set up with Blue Cell contractors to be held in September 2014 to expend the remaining 2013 HMEP grant funds. The classes will be held in Tripp, Bennett, and Fall River, and Edmunds Counties.

On the planning side, Bennett, Hamlin, Jerauld, Brookings, and Davison Counties intend to prepare a hazmat plan and Butte and Edmunds Counties intend conduct a commodity flow study.

There have been no changes in the Planning allocation. Reimbursement requests have to be filed on or before September 30, 2014.

The 2014 grant year applications for training and planning grants have been returned. Mr. Van Winsen discussed the FY 2014 HMEP training and planning grant application and answered questions from the SERC members.

Mr. Van Winsen asked LEPCs to work with the Planning Districts upgrade or prepare new hazmat plans.

REGIONAL HAZMAT TEAM UPDATE: Kristi Turman stated that Mr. Pluta would attend the meeting so he asked her to present his report.

Ms. Turman reported that a proposed MOU is being reviewed by the regional response teams. She noted that Mr. Pluta plans to meet with the teams to discuss renewing the proposed MOU. Homeland Security is checking into bringing in an expert on hazmat teams to work closely with the regional response teams.

Ms. Turman answered questions from the SERC members.

OTHER BUSINESS: The next SERC meeting will be held December 15, 2014, at 1:00 p.m. Central Time via the Digital Dakota Network at sites in Pierre, Brookings, Mitchell, and Rapid City.

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Ms. Turman presented a summary of 2014 flooding and tornado response activities.

ADJOURN: Motion by Turman, seconded by Nadenicek, that the meeting be adjourned.
Motion carried.

Robert B. McEnath 12/15/2014
Chairman Date

Robert E. Hill 12-15-2014
Witness Date

ATTENDANCE SHEET

STATE EMERGENCY RESPONSE COMMISSION MEETING

SEPTEMBER 9, 2014

BEST WESTERN RAMKOTA
WATERTOWN, SD

NAME (PLEASE PRINT)	ADDRESS	REPRESENTING
JOE NADENCEK	DENR-FOSS	DENR
PATRICIA SUDER	DENR-FOSS	PIERRE FIRE
Robert B. McGrath	SEAC	47547 SD HWY 30 White, SD 57276
PAUL MERKIMAN	118 W CAPITOL - PIERRE SFMO - DPS	SD DPS
Paul Thomson	80 Sherman St. Suite 2 Deerwood, SD 57732	LCEM/LEPC
Dustin Willett	315 St. Joseph St. Ste. B-31 Rapid City, SD 57701	Pennington Co. EM
FRED L. WELLS	13060 193RD ST VALE SD 57788	VALE FD/BUTTE CO LEPC
TIM KUTZ	DENR FOSS	DENR
Kelsey Newling	DENR FOSS	DENR
Benedette Rose	1545 Wynkoop St USEPA R8 Denver, CO 80202	USEPARB
Regan Smith	2820 S. Minnesota Ave Sioux Falls, SD 57105	SFFR-EM
TYLER TROKKIMOINEN	830 6th AVE BELLE FOURCHE 57717	Butte County EM
Roger Dwyer	PO Box 346 Wess, Springs	Senaud Co EM
Kevin Kayser	720 5th Street Alex SD	Hanson Co EM
Becky Pitz	4150A 217 th S Mitchell, SD	POET
Jerry Doster	118 W Capitol Pierre	IDPS
Nathan Wegner	2006 4 th Ave. Mitchell, SD	Davison Co. EM
Kristi Turman	118 W. Capitol Ave Pierre, SD	SDDPS-OEM

