

Minutes
IOWA EMERGENCY RESPONSE COMMISSION
March 06 , 2008 at 9:00 a.m.
Department of Natural Resources
401 SW 7th St, Suite I
Des Moines, Iowa

Members Present:

Julie Bell
Jim Clark
#Elizabeth Christiansen
Chris Scase
#Dean House
Kathy Lee
Mark Shearer
#Jim Kenkel
Dave Coppess
#Anne Jackson
Frank Magsamen

Absent:

Mary Jones
#David Miller

Staff:

Elonda Bacon - DNR
Paul Sadler - HSEMD
Lisa Sexton – HSEMD
Susan Dixon – HSEMD
Pat Reitz – EPA R7
Dave Williams –EPA R7

Guests

Peggy Reelitz Polk EMA

Phone

Bob Goldhammer
Don Peters - Allamakee
Derek White-Carroll

1. **Attendance and Introductions** – a round of introductions was made for the benefit of our guests
2. **Approval of agenda** – no changes
3. **Approval of Minutes**
November 09, 2007 - Motion to approve by Mark Shearer, second by Anne Jackson. Motion carried unanimously.
4. **Correspondence, Speeches, Conference Reports**
 - **Julie Bell** – working with Madison County to re-establish their LEPC – not a lot of progress so far. Coordinator resigned due to health. Commission not convinced there needs to be both a commission and LEPC. Working with industry to start an LEPC.
 - Chris Scase – NASTTPO – DHS enacted C-FATS. NASTTPO has provided a heads up that there is another round of requirements and a guide that shows some commonalities in EPCRA and CFATS
 - Jim Clark – Iowa LEINs have been tasked to go out to facilities to do inspections. Kathy Lee added that DNR will give the Region 5 LEIN access to the Tier II Manager. Jim Clark explained that the LEINs have Fusion Centers that gather and screen information that may be terrorism related and provide it to other Law enforcement networks.
5. **Committee Updates: Membership / Reports**
Executive - No report

LEPC Support and Education – No report
Fee Legislation Study Committee – No report

6. **Old Business:**

- **Amendment to 605 IAC Chapter 104** – copies of the amendments were provided. John Benson (HSEMD) took care of the filing of Notice of Intended Action and there were no public comments. It was filed and adopted. Future considerations are:
 - Need to clean up on the rules - IERC membership is not consistent.
 - Rules have not caught up with the electronic age. There is a signature requirement and needs to be put in rule. Need optional to opt in or out to get the data electronically.
 - Need to look at requiring electronic submission vs. hard copy. May be a few years away from going all electronic because of dial-up and computer illiterate.
 - Need to form a committee to review the existing rules on Tier II system and updating them for the electronic submission
- DNR Update on HERE system – Kathy Lee and Elonda Bacon – handout provided. Ready to roll out on Monday March 17 to counties. And finished by April 18. Then other agencies will be installed. Will demonstrate at ISAC and Task Force Meeting on April 10th. Have offered to attend Regional or District meeting. Local Fire Departments can require access through their EMAs. Name change on the Heartland Emergency Response Exchange is now called the Homeland Emergency Response Exchange – HERE stays the same. Gail George with DNR is working with the One Stop Program with the purpose to make all information about a facility accessible in one place. Another grant will come up this fall to enhance the HERE. The feed back from industry on the Tier II Manager has been mostly positive.

7. **New Business:**

- **Polk County** Peggy Reelitz Polk EMA, asked what it would take to get on the Tier II Manager. Kathy Lee said it would be about \$10,000 to purchase a Tier II Manger license. Kathy said the data will be available through the HERE system and she recommended that the counties wait about six months to see what the HERE can do for them.

8. **Agency Reports**

Homeland Security and Emergency Management Division

- **Section 301** – LEPC membership – Appointments and Resignations. The list of resignation is spread on the minutes. Moved by Elizabeth Christiansen to accept the resignations, second by Dean House. Motion carried unanimously.
 - LEPC Membership Report – Paul Sadler said that requirements for HMEP grant will include current membership list within the last 2 years; a designated chairperson and e-mail address; meeting minutes within the current state fiscal year with at least one that shows that the Annex P was

reviewed A map was provided that showed about 22 county LEPCs that have not shown activity in the past few years and are assumed inactive until documentation is provided.

- **Section 303** – Plan Submissions – Paul Sadler said that all counties have current and compliant Hazardous Materials Emergency Response Plans (Annex P).
- **Section 305** – Training Funds and Courses – Lisa Sexton - trained 2818 last year.
- **Division of Labor** – Anne Jackson – IWD had difficulty pointing the website to DNR, but that was resolved and now simply passing on mail. This item will not appear on future agendas.

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- **Section 302 & 312** – Tier II Reporting & facility Submissions- Kathy Lee – a handout was provided. Statewide press release was sent out and contacted the lists of stakeholders. On January 2nd sent out 3500 letters to facilities that had submitted last year and was ready to go January 21st. Total facilities 4156 with 295 facilities inactive. 2868 have submitted at least one Tier II. Hopefully by June, all reconciliation will be done.
- **Section 304 & Section 313** - Emergency Notifications & Form R Reporting – hand out was provided. 52 spills in February. 290 spills – Field office log – currently Paul Sadler is forwarding the Field Office Logs to the EMAs/LEPC but will also include the IERC in the future on these mailings.

9. **EPA Reports – Pat Reitz - EPA Region 7 State Coordinator for Iowa – A** handout was provided.

10. **FEMA Reports – no report – no representative.** FEMA has not staffed this position, however Tom Morgan still receives the IERC emails. This item will not appear on future agendas.

11. **Public Comment**

- **Jim Clark** provided hand-outs that supported his discussion about reimbursement for spills and cost recovery. Consideration of changing the statute. DNR's legal council and AG office may work on this, but it needs to be carried by another group such as ISAC or the League of Cities.
- **Bob Goldhammer** –
 - Asked for clarification on the Region 7 tribe conference
 - There will be another face to face meeting in KCMO for the LEPC Conference this month.
 - Asked that the IERC consider allocating more HMEP grant money to send more people to the Region 7 LEPC Conference.

- Encouraged that the “subcommittees” become active.

12. Meeting adjourned at 11:15 am. Kathy Lee demonstrated the HERE system.

Minutes submitted by Paul Sadler, HSEMD Planner

Chairperson

Date