

DRAFT MINUTES
OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY
OKLAHOMA HAZARDOUS MATERIALS EMERGENCY RESPONSE
COMMISSION
DEQ Multi-Purpose Room
May 10, 2005

Mr. Larry Gales, Chairman, called the meeting to order at 1:30 p.m. Ms. Bruce called the roll. Members attending were: Larry Gales, Dale Magnin, and Terry Bobo. Member(s) absent: Kary Cox, Robert Doke, and Mike Grimes. Non-members present included: Betty Reaties, Tom Bergman, Jami Murphy, Myrna Bruce, and Christy Myers.

Mr. Gales noted that with no quorum present, the minutes of the August 10, 2004 could not be approved; nor Agenda Item 5A approval of 2005 HazMat Contractor List update.

Mr. Gales called Mr. Tom Bergman to discuss the Data Management Report. A copy of his report is attached.

Mr. Dale Magnin provided the OEM Update. A copy of his report is attached.

At 2:35 p.m., Mr. Gales adjourned the meeting.

Attachments: SARA III data management reports
OEM status report

Please note that the transcript and sign-in sheet are attached and become an official part of these Minutes.

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DEPARTMENT OF ENVIRONMENTAL QUALITY
STATE OF OKLAHOMA

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TRANSCRIPT OF PROCEEDINGS
OF THE OKLAHOMA HAZARDOUS MATERIALS
EMERGENCY RESPONSE COMMISSION
OF THE REGULAR MEETING
HELD ON MAY 10, 2005, AT 1:30 P.M.
IN OKLAHOMA CITY, OKLAHOMA

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REPORTED BY: Christy A. Myers, CSR

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MEMBERS OF THE COUNCIL

- Larry Gales
- Major Mike Grimes
- Kary Cox
- Jami Murphy
- Tom Bergman
- Chief Robert Doke
- Betty Reaties
- Dale Magnin
- Terry Bobo

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PROCEEDINGS

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MR. GALES: Let s convene this meeting of the Oklahoma Hazardous Materials Emergency Response Commission at 1:37 on today s date.

Roll call please.

MS. BRUCE: Larry Gales.

MR. GALES: Here.

MS. BRUCE: Mike Grimes is absent. Kary Cox, absent. Robert Doke, absent. Dale Magnin.

MR. MAGNIN: Here.

MS. BRUCE: Terry Bobo.

MR. BOBO: Here.

MR. GALES: Okay. I do not see a quorum, hence we will not be able to conduct official business. However, we are here, so we will go ahead through with the informal discussions, not being able to take any action. Therefore Item 3 is moot.

Item 4, Commission Status Reports.

Mr. Bergman, Data Management.

MR. BERGMAN: Yes, I have some stats on the Tier II filing and I am going

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1 to present those later during -- as we
2 discuss the Ad Hoc s meeting this morning.
3 Jami has Items 3, 4, and 5. Did you have
4 any accompanying comments for those?

5 MS. MURPHY: Hang on just a
6 second Tom, I am trying to find my agenda.

7 MR. BERGMAN: Sure, I ll move
8 forward and come back.

9 MS. MURPHY: Okay.

10 MR. BERGMAN: Item 7, NASTTPO
11 meeting, a couple of items of interest, I
12 do have a presentation on the online Tier
13 II collection system that generated a whole
14 lot of interest, in a lot of states. But
15 in particular, I mentioned Hawaii, New
16 Mexico, Arkansas, Texas, and Massachusetts.
17 Those five in particular have already
18 requested additional information from me
19 and from our IT support services folks. I
20 would be surprised if there is not, at
21 least, those four or five states at minimum
22 are going to implement something very
23 similar to what support service and Chris
24 Monte and company did down there. By and
25 large, everyone was pretty impressed with

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1 the simplicity and flexibility of the
2 system.

3 Monte is no longer the President.
4 She s thrilled to now be the past-President
5 and she gets a name tag that says past-
6 President on it. Bob Dopp of Missouri, who
7 is a very, very good friend, and close
8 acquaintance, is now the President. I am
9 going to be involved with a -- I ve been
10 asked to participate with a group from
11 NASTTPO to work with EPA, NOAA, and DHS, to
12 try to find some funding to revise the
13 current CAMEO software, where it will match
14 the NIMES -- proposed NIMES resource
15 typing. I think that s probably going to
16 be an ongoing project, I expect a year or
17 two, off-and-on, with that. But just to
18 keep you updated Dale would certainly know
19 more about it than me, but the DHS folks
20 are going to be proposing -- they re here
21 in the process of proposing a whole host of
22 resource data management to be accomplished
23 at the local levels. And they are
24 changing, they are trying to set the
25 standards for how that information will be

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1 gathered and kept, categorized. The New
2 England states had proposed that if they re
3 going to do that and make that mandatory
4 for the local guys, that someone step up
5 and fund some changes to the CAMEO software
6 so that it will accommodate information in
7 the same format, the same typing, the same
8 categories as what they are going to
9 propose, because there are so many
10 emergency management folks out there who
11 already use the software, and as it sits
12 right now it won't -- there is no way it
13 could be -- it could accommodate managing
14 that information in that format. So, we
15 are going to work on that. The key is
16 always funding. Of course, there were lots
17 of other things discussed and some real
18 good stuff and I hope to get with Chief
19 Doke sometime and show him what the State
20 of Oregon did with some of their HAZMAT
21 outreach. I thought it was a very good
22 program.

23 RRT meeting, Dale and I will be
24 going to and they re -- I'm going to do a
25 presentation out there on that same

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1 discussion of revising CAMEO to accommodate
2 new DHS Data Management Requirements.

3 And what else? Oh, NASTTPO, I am
4 sorry I missed that, it s going to be in
5 Little Rock next year. Perhaps some of the
6 Committee would like to go. And the year
7 after, it s planned for Kansas City, so the
8 next couple of NASTTPO meetings are going
9 to be quite close to home. And also the
10 Region 6 conferences, I just got the dates
11 on an email this morning, so if you want to
12 pencil them in, it s fine. It s the 22nd
13 through the 24th in Little Rock. And
14 that s all I have until we get to the Ad
15 Hoc discussion.

16 MR. MAGNIN: The hot zone
17 information came out and they shifted it to
18 October -- I think it s the 13th through
19 the 16th of October, in Houston.

20 MR. BERGMAN: Okay.

21 MR. MAGNIN: And they still have
22 the old LEPC conference dates there, 2005,
23 so this is good.

24 MR. BERGMAN: So this is the 13th
25 through the 16th.

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1 MR. MAGNIN: Another thing about
2 that RRT meeting, Steve Mason wants to
3 figure out some way where we can get that
4 awareness training out more easily to
5 people. And he is kind of thinking, well,
6 maybe there s a way we can do a web-based
7 training. And Bill Lewis from FEMA has
8 been working with Charles Rogoff there for
9 years --

10 MR. BERGMAN: Right.

11 MR. MAGNIN: -- years on the
12 web-based training. I think they ve been
13 complaining about the operational classes
14 on that and they ran out of money last
15 year, so it s just kind of sitting there.
16 It seems like it would be a good idea if we
17 could get that basic awareness training
18 where we could take it just like the NIMES
19 IS-700. All they are doing is teaching you
20 how to read the ERG. It s not that
21 complicated, but at the same time there s
22 several people floating around out there
23 saying, oh, no, no, we need to have this in
24 a classroom setting and instructors
25 standing up there. So we got some

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1 differences of opinion on that. That s one
2 of the things we re going to talk about at
3 the meeting. I gave Steve a copy of the
4 beta test or what they have copied so far
5 in the operations training. Sure does make
6 since to me if we could put that web-based.
7 Steve said EPA could host a site and
8 people could take the test, they could --
9 EPA could grade it and EPA could send out a
10 certificate saying you re trained in basic
11 awareness. We ll talk about that more at
12 that meeting. Hopefully, we ll get
13 something off the board; take a little
14 money -- Steve always seems to have a
15 little money stashed away.

16 Do you want to go into my stuff?

17 MR. GALES: Other Data Management
18 stuff?

19 MS. MURPHY: Yeah, just really
20 briefly, these are the, 03 TRI stats,
21 which is the most current report in there.
22 The 02 summary report should be out next
23 week, which means I ll present it to the
24 commission in August but it ll be on the
25 SARA Title III website pretty quick after

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1 it s finalized. If you have any questions
2 about these, please give me a call. You
3 can see that our total releases just
4 decreased slightly, they would have --
5 across the state decreased more, but
6 PERMAFIX got their customer back so our
7 underground injection went up.

8 MR. GALES: Nine thousand percent?

9 MS. MURPHY: That would be --
10 yes. There are very few facilities in this
11 state that utilize Class One injection and
12 PERMAFIX was one and our releases last year
13 just went, just bottomed out to next to
14 nothing on underground injection and then
15 they got their customer back and now they
16 are up nine thousand percent, that is
17 correct. Hey, you know, I just crunch the
18 numbers Larry. But you can see that we
19 would have had one more year of decrease of
20 -- significant decrease in releases if it
21 hadn t been for that, so we re doing well
22 folks.

23 MR. GALES: Any kind of hits on
24 this from the media? Have you dumped this
25 to the media yet?

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1 MS. MURPHY: Yeah. The press
2 release has gone out. And if Monte has
3 gotten calls, I am not aware of them.

4 MR. GALES: Well, either
5 somebody s not paying attention or --

6 MS. MURPHY: Give them a chance.
7 The other thing you ll notice is you ve
8 got, like, the 25 chemicals released in
9 greatest quantity, that s 90-some percent
10 in those 25. They re the industries with
11 the greatest total releases. The top 20
12 again, those 20 are about -- real close to
13 90 percent of the total releases and then
14 they re the 25 facilities with the largest
15 total releases in 2003 per TRI.

16 If you have any questions, give me a
17 call and I ll be glad to go into more
18 detail.

19 MR. GALES: All right. Any thing
20 on Data -- in data?

21 Magnin, the OEM Report.

22 MR. MAGNIN: LEPC s continue.
23 There s 19 out there that are -- we re
24 providing funds to. We got an Oklahoma
25 County LEPC meeting tomorrow and then I am

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1 going to try and go out to Mays County on
2 Thursday. I sent an email out to all of
3 them and said, guys, tell me what your
4 dates are? And most of them are during the
5 Albuquerque RRT meeting, or next week when
6 I am going to EMI for a training and
7 education conference. All right guys, give
8 me the next one out there.

9 MR. BERGMAN: The next round, uh-
10 huh.

11 MR. MAGNIN: Anyway, the LEPC s
12 are plugging along out there.

13 Training OSU is still cooking along.
14 One of the new things OSU is working with
15 Homeland Security, is they re working on
16 the NIMES and ICS training also and they
17 are adding things to their curriculum.
18 They are also working with the career
19 tech s. I think there s like 18 career
20 tech s throughout the state, and we re
21 basically going to be offering the NIMES
22 and ICS classes at the Vo-tech s. Are they
23 using instructors that they ve got
24 scattered around from OSU or actually
25 training people on staff, career techs, to

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1 give these classes? I've got guys to set
2 the stage for maybe other things that they
3 can train in the future.

4 Anyway, this is some type of
5 contract with Homeland Security that OSU is
6 working on and I believe that flows with
7 them getting blessed by ODP, doing the
8 training finally. They were waiting for
9 about two years to get permission to train
10 technicians and stuff on the Webbers mass
11 destruction trailers and I believe -- do
12 you know anything different, Terry? I
13 believe they got finally blessed, so they
14 are moving forward again.

15 The ERG's are out there? Actually,
16 I haven't gotten any calls on those in a
17 couple of weeks, so those are up. The
18 Response Team, we talked about that.
19 Ongoing things for us, the NIMES training,
20 the ICS training, we're trying to get as
21 many people out there. Homeland Security
22 guys are talking about we're going to have
23 to have rosters basically from every
24 jurisdiction on who's been trained to prove
25 to the Department of Homeland Security that

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1 the jurisdictions are in compliance.
2 That s going to be an interesting thing
3 because we figured it s anywhere from
4 900,000 to one million first responders in
5 Oklahoma that would fit into the first
6 responder definition that needs training,
7 so we are working on that. Larry,
8 you got the copy of the State EOP, we re
9 updating that, I m trying to align that
10 with the National Response Plan, put some
11 words in there and also send out the Master
12 County EOP, put some words in there, trying
13 to get the NIMES and ICS in there. So far,
14 the only comment on the county plan was
15 from the Health Department. And they were
16 concerned that the chief elected officials
17 out in the counties would be selecting the
18 Health and Medical Coordinator to work in
19 the EOC as apposed to Dr. Crutcher
20 appointing all the coordinators from each
21 county to work in the EOC s in the event of
22 a disaster. So we re going to fix that for
23 the Health Department, make sure what they
24 want in there is in there. Again with the
25 Caveot that the plan is for the counties

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1 and they can change them anyway they want
2 to.

3 And the Fall Conference, 23 through
4 25 of August. We are this year doing
5 something different, we re contracting with
6 the Emergency Management Association to do
7 the conference, working on an agreement as
8 we speak, just to make sure that they re
9 going to do everything that we used to do.
10 So, we ll see how this works out. That s
11 going to be at the Marriott, 71st Street,
12 Tulsa.

13 ?: We ought to be getting that on
14 the website, shooting letters out.

15 MR. GALES: All right. Any
16 questions or comments for Mr. Magnin?

17 Item Five is an action item, we
18 can t take action on it.

19 MS. MURPHY: What I propose to do
20 on this, with the permission of the members
21 who are here, it s a little hard to print
22 this out for some folks because it s on a
23 legal sheet. So I think next week, per
24 what the members tell me is do-able, I ll
25 mail it out to the Commission Members and

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1 ask them to email me so I have a record
2 approving it and then that way we can go
3 ahead and distribute it.

4 MR. GALES: Sounds like a good
5 plan to me.

6 MS. MURPHY: Okay.

7 MR. GALES: Also sounds like an
8 executive decision, so we just made an
9 executive decision.

10 MS. MURPHY: Executive decisions
11 work well for me and that s what we ll do.

12 MR. MAGNIN: I m gone next week,
13 but I ll be able to look at it and get back
14 to you when I get back.

15 MS. MURPHY: Actually, how about
16 this --

17 MR. MAGNIN: That s even better
18 than mailing it.

19 MS. MURPHY: -- send me an email
20 --

21 MR. MAGNIN: Look at all the
22 money you just saved.

23 MS. MURPHY: Look, hey, that
24 should go on my P and P then.

25 MR. GALES: I ll send you an

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1 email.

2 MS. MURPHY: Do you want to look
3 at it?

4 MR. GALES: I ll send you an
5 email.

6 MS. MURPHY: Okay.

7 MR. GALES: That sounds great.

8 MR. MAGNIN: And send and email
9 too.

10 MR. GALES: And, I will send an
11 email.

12 MR. MAGNIN: In fact, download
13 this on to my --

14 MS. MURPHY: Well, if you send an
15 email --

16 MR. MAGNIN: -- hard drive.

17 MS. MURPHY: -- then I have a
18 record.

19 MR. GALES: Right. That s a good
20 idea. Excellent idea.

21 All right. Discussion items. Let s
22 start off with our Ad Hoc Advisory
23 Committee Report. Betty.

24 MS. REATIES: Okay. Well, we did
25 end up with four people, so we did have

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1 sort of a quorum. That was unusual. And
2 the questions put before the Ad Hoc
3 Committee was to discuss a feasibility to
4 actually have further meetings and decide
5 whether or not we wanted to meet on the
6 mandatory Tier II s submittal filing for
7 the State of Oklahoma. And the Committee
8 believes that this would be a good thing
9 for us to do and as it would, in addition
10 to the reasons that Tom s going to give in
11 a little while, he had a whole list of
12 reasons why it would be a good thing to do,
13 but we also came up with the fact that it
14 would standardize reporting both nation-
15 wide for those companies who do Tier II
16 filing for different companies in other
17 states adjacent to us, that there would be
18 a continuity of the same type of format and
19 also it would facilitate a fast emergency
20 response information gathering during an
21 incident and it would assist businesses,
22 facilities in making their time -- shorter
23 length in time to actually report on an
24 annual basis.

25 Also, they would eventually only

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1 have to report to one facility, the DEQ, to
2 also get their local emergency planning
3 committee the same information and adjacent
4 fire departments and that hasn't -- isn't
5 being done right now, but it's in the
6 future plans. So, we decided that we would
7 be meeting on June the 9th at 1:30, with an
8 alternative date, if that date is not good,
9 of the 21st. And also July 12th at 9:30 in
10 the morning. The first meeting in June was
11 at 1:30 in the afternoon, the second
12 meeting in July is 9:30. Different
13 stakeholders will probably be able to come
14 to a meeting convenient for them that way.
15 We've got various stakeholders addressed,
16 that we were going to be contacting, such
17 as OIPA, and businesses that do actual
18 filings, such as -- what is Dotty Woods
19 benefit?

20 MR. BERGMAN: Triangle Insurance.

21 MS. REATIES: Triangle Insurance.

22 Different stakeholders of that sort, plus
23 the newsletter will go out so we'll be able
24 to notify LEPCs and they can notify their
25 businesses that report to them. So, we

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1 have a lot of people to try to get involved
2 this time.

3 The issue of not having a computer
4 available was one brought up by several
5 members. And some alternatives that were
6 stated were, perhaps, they could file at
7 the State DEQ office, in the computer lab
8 or go to a regional or area DEQ office or
9 go to a local emergency planning committee
10 computer, or an emergency management type
11 computer that might be available.

12 MR. MAGNIN: Every library has
13 computers and internet access.

14 MS. MURPHY: They can't download.
15 They can't put software on there. They
16 have to be able to download the Tier II
17 submittal in order to be able to use it.

18 MS. REATIES: And also, something
19 else is the technology centers or career
20 centers you were talking about, those might
21 be available to download.

22 MR. MAGNIN: I think you might
23 have that download problem.

24 MS. REATIES: Don't know until we
25 look into it. But there's several

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1 alternatives.

2 MS. MURPHY: What about the
3 feasibility of the EM s? Even making it
4 available for Tom to do some training.

5 MR. MAGNIN: Our guys are out
6 there just like everybody else. Most of
7 them or half of them have access, the other
8 half don t have computers or internet
9 access. Those that do have computers and
10 stuff out there, they are probably on --
11 members of the LEPC anyway, so there
12 shouldn t be a problem with them at all.

13 MS. REATIES: The thought was
14 there would be a very small percentage of
15 businesses that wouldn t have access to a
16 computer. We just need to address that
17 those are the ones, the outliers that we
18 need to get some kind of alternative access
19 to it. Any questions?

20 MR. GALES: Go ahead.

21 MR. BERGMAN: Yeah, I can. I gave
22 everybody a handout that we passed out this
23 morning, so some of you already have it,
24 with some background information related to
25 this topic. So, the idea is -- we already

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1 have electronic submission, and it s not to
2 be confused with internet collection, two
3 different issues. What we re talking
4 about, and a lot of states are talking
5 about, is mandating or requiring that Tier
6 II reports only be submitted in an
7 electronic format. Not that they be
8 submitted over the internet but that they
9 understand that they can t use paper
10 anymore. So, on those lines, you might
11 look at the back page first. There s a
12 summary, -- a quick summary -- we ve done
13 a lot of investigation as to where we sit
14 with the other states. Did you need
15 another copy of it, Blaine?

16 MR. BLAINE: No.

17 MR. BERGMAN: Yeah, you looked at
18 it this morning. So, that s very quick.
19 There are a number of states that already
20 require electronic filing. Some of those
21 require that via Tier II Submit Software,
22 some of them have a custom application.
23 The shaded states are ones that all accept
24 or require Tier II submit software, which
25 is what we are talking about for Oklahoma.

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1 So, what you really come down to is
2 seeing that Oklahoma, we re just kind of in
3 the mix with everybody else. We re about
4 the middle of the pack, we re one of
5 twenty-eight states that rely on Tier II
6 Submit and we re one of maybe a dozen
7 states that are investigating the
8 feasibility of making it a mandatory
9 requirement. I think it s important for us
10 to, at least myself, to maintain a new in
11 trial hearing, when we re neither
12 suggesting that this is a good or poor
13 idea, it s just simply an investigation and
14 we need to bring the parties at hand
15 together, who do the filing and those that
16 receive the filing and see if everybody
17 thinks that s a feasible and workable
18 option that works. And that s what a lot
19 of other states are doing, particularly our
20 neighbors, Texas is in the process of that.

21

22 I talked to Paula McKinney, she
23 thinks they are going to go that way,
24 probably a required filing for Texas and it
25 probably takes about two years to get that

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1 accomplished. They have to go through the
2 same process as we go through and make it a
3 rule change. Some of these states don't
4 have that process. Like New Mexico just
5 said, you're going to do it, that's it.
6 They didn't talk to anybody, didn't talk to
7 legislatures, or the governor or nobody,
8 they just decided and off they go. From
9 state to state it varies as to what that
10 is.

11 On the front page is a summary of
12 how the process initiates and operates
13 through DEQ. That's the process that we
14 are going to need to follow, which is
15 currently -- OHMERC just directed the Ad
16 Hoc to begin an investigation and we see
17 that as -- the Ad Hoc sees that pretty much
18 as having some meetings with interested
19 parties to discuss that and consult with
20 the DEQ legal department. We know how to
21 cross our T's and dot our I's, what has to
22 be done to make that. And then make a
23 recommendation, hopefully, back to OHMERC
24 in August for the committees -- or the
25 Commissions review. And at that point the

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1 commission will approve and send it on or
2 make recommendations and throw it back to
3 the Ad Hoc or simply discontinue the
4 project all together.

5 Is that right so far Larry? That s
6 how the Commission is going to handle this,
7 one of those three ways.

8 MR. GALES: I don t want any
9 babysitting about how we go about this
10 ruling.

11 MS. MURPHY: Pardon me, for
12 interrupting.

13 MR. BERGMAN: Sure. Go ahead.

14 MS. MURPHY: I talked to Barbara
15 Rauch yesterday and she said she was going
16 to send an email to Jimmy and Martha and I
17 said CC it to Larry; did you get that? All
18 right. That was in error and as soon as --

19

20 MR. GALES: Well, maybe she
21 hasn t sent it yet.

22 MS. MURPHY: Possibly. I ll ask
23 her about it.

24 MR. GALES: Yeah, we have to
25 know. Just so you all know, the DEQ, the

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1 Environmental Quality Board adopts rules
2 but those rules have to go through the
3 Citizen Council in advance and be worked on
4 there with input from stakeholders. Well,
5 DELMERC doesn't have a Citizen Council --

6 MS. MURPHY: I'm sorry.

7 MR. GALES: -- they have an Ad
8 Hoc, we have an Ad Hoc that helps us but
9 it's not authorized in the statute, hence,
10 it doesn't hold the same legal stroke, if
11 you will, as those of Citizens advisory
12 Councils that are established in our
13 statute. We're not quite sure how to do
14 this. I am convinced it will have to be a
15 rule, in the order of our Court's would
16 have to approve it. But the general
17 council can advise them how to go about
18 doing that. I think the Department, itself,
19 in those cases -- I don't know, that's what
20 we've got lawyers for.

21 MS. MURPHY: Let me share with you
22 what Barbara said yesterday, and I
23 apologize, Larry, because when she and I
24 wrapped up I said, you know, she said she
25 was going to send an email and I said, be

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1 sure you CC Larry.

2 We don t have a Board or go -- we
3 don t have to go through one, all we have
4 to do is have a rule it gets the approval
5 of the EQ Board, then it goes over to the
6 Capitol.

7 MR. GALES: Okay. The work of
8 the Ad Hoc Committee will be very important
9 then. Because the legislature, at some
10 point in time, in their oversight process,
11 will expect -- I am certain, if they don t
12 change things, will expect that citizen
13 input was indeed sought and considered and
14 the issue that you mentioned regarding the
15 outliers, that it is somehow addressed.
16 Somebody will think of that over there, at
17 least if past history is any indicator.
18 So, those are just things to keep in mind
19 as we move on down the road here. Again,
20 the first thing that we would need to do,
21 we think it s a good idea, generally
22 speaking as a group, we think it s
23 something that will certainly save
24 administrative time for the agency and
25 reduce potential for errors. You ve been

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1 -- you ve got a stack of advantages a foot
2 and a-half long. But the legislature,
3 somebody in the legislature will ask about
4 the mom and pop s out in Cattle Gap,
5 Oklahoma that just, you know, they don t
6 have a computer and they re like, they re
7 going to get one and yada-yada-yada. So,
8 we ll have to -- just some things to keep
9 in mind as we work our way through the
10 process, just so we know we ll have to, in
11 some fashion speak of those issues.

12 MR. BERGMAN: Absolutely.

13 MS. MURPHY: And another thing --
14 I m sorry.

15 MR. GALES: Go ahead.

16 MS. MURPHY: The other thing
17 Barbara said is, this is probably a total
18 of about a two year process. If the
19 Commission comes out of their August
20 meeting and says yeah, we think the rule
21 ought to be written and then the rule is
22 written, by the time the legislative
23 sessions roll back around, it s going to be
24 two years. So, to me that says we don t
25 want to drag this out a year ourselves, we

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1 kind of want to address it.

2 MR. GALES: Other things that
3 help in this process is those states that
4 surrounds us that have mandatory filing,
5 kind of benchmark against how they have
6 done this and so that if anybody asks in
7 the review process, like the Board or some
8 in the legislature or the Governors office,
9 for that matter, want to know how the
10 states around us do it, we ll have that
11 information. I don t know if we want to do
12 anything and it doesn t look to me like
13 we re going to do anything that s very --
14 that s out in left field that makes any
15 sense at all, you expect to use Tier II
16 Submit or whatever and it should be a very
17 straight forward rule, wouldn t expect it
18 to be very long. But then I don t know.
19 We ve got to look at what other people are
20 doing.

21 MR. BERGMAN: Right.

22 MR. GALES: So, anyway.

23 MR. BERGMAN: And we re certainly
24 going to do that Larry, without a doubt and
25 I ve already got -- pretty much stay in

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1 touch with all the folks in surrounding
2 states, so I know how they're doing it.

3 One of the other things that I
4 wanted to make sure and mention to the
5 Commission was, I had about a fifteen
6 minute phone conversation with Angela
7 Burkhalter, over at the OIPA offices and
8 they'll be a significant stakeholder in
9 this, one of the most significant. And she
10 wanted me to pass on, she knew she couldn't
11 be here but she wanted to be a part of it,
12 and that her initial reaction would be,
13 there would be a lot of resistance to
14 mandating such a program, that their
15 constituents are typically not opposed to
16 anything and that speeds up the process and
17 helps folks. But when they hear that word,
18 required or mandated, their backs get up
19 and we can expect that. But, you know,
20 we're not going to get anywhere in this
21 process until we get some input from
22 Andrew.

23 You know, if OIPA supports it,
24 that's going to be a big plus, if they
25 don't, then it's not probably going to go

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1 anywhere. And then we re going to run down
2 that road and one of the big reasons is
3 because it s -- it is what other states are
4 doing. We re just investigating, that s
5 the message I m spreading is, we re just
6 investigating this as several states are
7 doing. We are kind of right in there with
8 the main pack, lots of people looking at
9 it, it takes two years to get it done, so,
10 if we re going to do it, we might as well
11 get started. On the plus side of the fact,
12 if you look at the third page, it tells you
13 how many reports we got this year and what
14 format. So, we re already at 50 percent
15 submitted via electronic, anyway. So we ve
16 kind of reached the magic number. Or at
17 least half the folks are already doing it
18 that way. Among all the other competing
19 issues that ll be discussed is one that
20 David Flieshaker, the Secretary of Energy,
21 brought up last year, which was, you know,
22 he said this is a good program, we want to
23 support this and we think that just about
24 everybody ought to do it that way. And I
25 expressed some of these same concerns that

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1 we talked about this morning, and he said,
2 you know, to him that doesn't matter, the
3 really key thing is that it's a level
4 playing field and everybody does it the
5 same way. So, there's going to be that
6 thinking out there, too.

7 MR. GALES: Well, the Secretary
8 will be a valuable ally --

9 MR. BERGMAN: Right.

10 MR. GALES: -- in trying to
11 bring on the -- some major stakeholders on
12 the float here, whether he'll be successful
13 or not, that's his arena.

14 MR. BERGMAN: Sure, I just
15 brought it up -- you know, that's a part of
16 it I hadn't really thought of.

17 MR. GALES: And we'll need to
18 take advantage of those -- if this is
19 important enough to pursue, then we'll have
20 to take advantage of those and what Betty
21 said earlier, about getting the
22 stakeholders involved and you re-enforced,
23 you know, there will be an interest.

24 MR. BERGMAN: Sure. And, you
25 know, we want to move along the path that

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1 is most expedient for everybody, right?
2 And sometimes -- I know I have been on the
3 other side of that issue many times, and
4 sometimes what s most expedient for me,
5 personally, is not what the majority or
6 what s best for everybody. So, we ll just
7 see what happens.

8 Anyway, we got some meetings and
9 Terry and Dale -- of course, anybody from
10 the Commission is certainly welcome to come
11 to those and we want to have all the input
12 from everywhere that we can get them.
13 Certainly, somebody representing the,
14 quote, LEPC community, ought to have a
15 voice in it as well.

16 MS. MURPHY: We re going to get
17 that out in the newsletter, soliciting
18 inputs from --

19 MR. MAGNIN: Newsletter and
20 email?

21 MS. MURPHY: I don t have an
22 email address for all the LEPC chairs,
23 okay. But I do have a newsletter that I
24 mail out physically to them.

25 MR. MAGNIN: You do that to all

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1 the CAMEO users?

2 MR. BERGMAN: Yeah, I've got like
3 six LEPCs but that's not quite all of
4 them.

5 MR. MAGNIN: Yeah, I could shoot
6 it out to all the --

7 MS. MURPHY: EMs.

8 MR. MAGNIN: -- (inaudible)
9 managers on our directory.

10 MS. MURPHY: Yeah. And we send
11 them -- or you send them the newsletter
12 anyway, don't you?

13 MR. MAGNIN: Yeah.

14 MS. MURPHY: So, we'll pop an
15 article in there and I'll send it to all
16 the Fire Chiefs that have got a working
17 email. And OHP Troop Committee.

18 MR. MAGNIN: Actually Robert might
19 be able to shoot that to the Fire
20 Departments.

21 MS. MURPHY: What they do --

22 MR. MAGNIN: Depends on how many
23 people you want involved.

24 MS. MURPHY: What they do, Dale,
25 is give me a list and let me work it from

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1 there.

2 MR. MAGNIN: Okay.

3 MR. GALES: All right. Further

4 discussion for now. Thank you, very much.

5 I appreciate it, Tom and Jami, and Betty.

6 All right. Do we have any discussion or

7 further discussion on the Region 6, LEPC

8 Conference?

9 MS. MURPHY: Actually, we do.

10 Just a few things and I'll try to really

11 make it fast. I came from the State

12 meeting, you were there Betty, so help me

13 out here.

14 MS. REATIES: Okay.

15 MS. MURPHY: Dale, some folks

16 were complaining about not getting their

17 backpacks after Cert training, do you know

18 anything about that?

19 MR. MAGNIN: Not getting their

20 badges?

21 MS. MURPHY: Their back -- wasn't

22 there some kind of backpack they were

23 supposed to get?

24 MR. MAGNIN: Part of the hiccup

25 with the Cert training, Linda Suse is the

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1 State Coordinator for that, and she hired
2 four, five, or six people to do the
3 training and do all that stuff and there is
4 a possibility that the exact rules were not
5 properly followed. So they re, basically,
6 at a screeching halt until they sort all
7 that out. That s been about six or eight
8 weeks now and I don t see an end in sight.
9 But they know that all those things are
10 owed, they don t have the people to process
11 them yet.

12 MS. MURPHY: Okay.

13 MR. MAGNIN: Hang in there.

14 MS. MURPHY: One thing that Steve
15 suggested, and some of our LEPC s were
16 actually interested in, was filing for non-
17 profit status. I got on the IRS website
18 and started printing out bulletins.

19 MR. MAGNIN: 5013C?

20 MS. MURPHY: Yeah, and was very
21 swiftly over my head. So if anyone has any
22 experience with doing this --

23 MR. MAGNIN: OMA just got it.
24 Kary Cox.

25 MS. MURPHY: Thank you.

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1 MR. MAGNIN: I know it only took
2 them four or five years.

3 MS. MURPHY: Okay. The other
4 thing that came up Dale, and it was having
5 the State LEPC conference, which we used to
6 do but now that funding goes for the
7 grants, doesn't it?

8 MR. MAGNIN: The money we used on
9 that was the SARA Title III money and that
10 was all wrapped into the EPG. So, now what
11 we do is we have these Regional Conferences
12 and Fall Conference.

13 MS. MURPHY: Fall EM Conference.
14 Okay. I don't know if there is any grant
15 money available out there. I am not
16 adverse to writing a grant if my management
17 agrees to see if it finds the money to let
18 these folks -- they really enjoyed the
19 state meetings. They enjoyed the
20 networking, there were some folks there
21 that hadn't been there in the past.

22 MR. MAGNIN: Yeah. Homeland
23 Security has got tons of money. It's just
24 breaking the code.

25 MS. MURPHY: I was kind of

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1 wondering if you might --

2 MR. MAGNIN: Just make sure that
3 it is a terrorism conference of some sort.

4 MS. MURPHY: -- yeah, if you
5 might have some ideas in that direction.

6 MR. MAGNIN: LEPC terrorist
7 meeting.

8 MS. REATIES: LEPC 101 for
9 terrorism.

10 MR. MAGNIN: There you go.

11 MS. MURPHY: And the last thing
12 Dale, was what you mentioned, some of the
13 presenters had talked about, you know,
14 getting awareness training for dispatchers,
15 so they knew what was coming through, and
16 some others -- getting LEPC members, you
17 know, some awareness training. And here
18 again, I don't know what kind of financing,
19 what kind of grants might be available.

20 MR. MAGNIN: Well, that HPV Grant
21 that we've got --

22 MS. MURPHY: Can be used for
23 that.

24 MR. MAGNIN: -- we've got OSU
25 signed on to do the training.

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1 MS. MURPHY: Okay.

2 MR. MAGNIN: It s just a question
3 of calling OSU and setting up, you know,
4 the training, having them come out to you.
5 And in every case, we advertise that, hey,
6 you need to get 15 to 20 people together.

7 MS. MURPHY: Do you have a
8 contact?

9 MR. MAGNIN: That s the hard
10 part, is getting the people to come
11 together for the meeting. You can call
12 Steve George and OSU Fire Service Training,
13 and they ll come out and teach it.

14 MS. MURPHY: We kicked this
15 around at Oklahoma County LEPC and whether
16 to, you know, try to get people to commit a
17 weekend day or whatever and I think --

18 MR. MAGNIN: They ll do that,
19 they ll do it on the weekends, they ll do
20 it in the evenings, they ll do it over a
21 couple of nights.

22 MS. MURPHY: That s what we were
23 thinking, is over a couple of days. Who do
24 we --

25 MR. MAGNIN: It s an eight hour.

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1 MS. MURPHY: Eight.

2 MR. MAGNIN: Eight hour class.

3 MS. MURPHY: Who do we contact,
4 Larry?

5 MS. REATIES: Steve George.

6 MR. MAGNIN: Pardon?

7 MS. MURPHY: Steve George?

8 MR. MAGNIN: Yeah, Steve George.

9 MS. MURPHY: Thanks, Betty.

10 MR. MAGNIN: I forget the phone
11 number. There s an 800-number there for
12 Fire Service Training. Now, the trick on
13 that too is we signed an agreement with
14 them to provide a certain amount of
15 training for this year. And they re pretty
16 close to having done all those classes and
17 --

18 MS. MURPHY: So, it might be
19 after July when --

20 MR. MAGNIN: -- they re still
21 doing more classes out there and it s just
22 pushing it -- asking for it.

23 MS. MURPHY: But it,
24 theoretically, could be after July 1st
25 before --

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1 MS. REATIES: When does their
2 funding start again?

3 MR. MAGNIN: Well, we go to
4 federal fiscal year for that.

5 MS. MURPHY: Which is?

6 MS. REATIES: October.

7 MR. MAGNIN: October the 1st --

8 MS. MURPHY: I see.

9 MR. MAGNIN: -- to the end of
10 September. But it s just the question of
11 asking, they ve got -- OSU has got 25 or 30
12 instructors scattered around the State
13 that they use locally.

14 MS. MURPHY: So, they could get
15 out to some of these LEPC s?

16 MR. MAGNIN: Well, they re
17 already out there --

18 MS. MURPHY: Yeah.

19 MR. MAGNIN: -- it s just a
20 question of linking up, you know, having a
21 facility where you can get the people
22 together for Fire Service Training.

23 MS. MURPHY: That s an issue.

24 MR. MAGNIN: Fire Station s
25 usually have training rooms, that s always

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1 a good place. Vo-tech s, City Hall s, City
2 Council places, lots of places out there
3 you can do stuff.

4 MS. MURPHY: Betty was there
5 anything thing that --

6 MS. REATIES: (Inaudible).

7 MR. MAGNIN: The hard part is
8 getting people signed up to say, yeah, I m
9 going to commit to be there at this
10 particular time and place for one day, two
11 days, three evenings, whatever.

12 MR. GALES: Yes. Okay. Anything
13 else on the Annual Region 6 AC Conference?
14 Any further discussion of the Annual
15 NASTTPO Conference? Anything further?

16 Relative to recent pending
17 developments in emergency management, I ve
18 been to a couple of the task force meetings
19 that Melissa Houston shares. Fred comes
20 over and we sit there for a while and
21 talk, nothing dramatic except the same kind
22 we ve been having. I might ask though,
23 what happened to that legislation that was
24 going to combine all that security in
25 emergency management?

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1 MR. MAGNIN: Died. That was kind
2 of a good thing, that died away.
3 Unfortunately, also what died was Senate
4 Bill 242, which would attempt to have
5 State-wide mutual aid legislation. And it
6 went through the Senate 45 to nothing and
7 when it got to the House, somebody in the
8 House decided to -- an appropriations
9 committee, there was no appropriations
10 involved, it died. So, I ve got a call
11 back from Tad Bolton, who is my
12 representative from the House side and we
13 can t do anything until about the July time
14 frame, and I am going to take the same
15 packet into John Nance, I guess, who s the
16 Chairman of the House Committee on DBS or
17 whatever, and get him to sponsor it and
18 just crank it up again. We had support
19 from the Oklahoma Municipal league and
20 support from the Oklahoma County
21 Commissioner s Association and Emergency
22 Management Association, even Melissa. But
23 it got over there and just kind of died.
24 Really irritating when you ve got a 45 to
25 nothing vote in the Senate and the House

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1 doesn't even bother to look at it. So,
2 we'll try that again.

3 MR. GALES: All right. Any new
4 business to come before the Commission.

5 MS. MURPHY: Did you guys want to
6 talk about that (inaudible)?

7 MR. Blaine: I'll say a few
8 things. I just wanted -- we've been gone
9 since January 4th, we're back. So, that's
10 why you haven't seen Alan or myself in any
11 of the meetings. We were over in, El
12 Dorado, Arkansas, they had one of the few
13 HazWaste generators in the United States,
14 there's about six of them that's located in
15 El Dorado and they burned down a warehouse
16 about the size of Wal-Mart, with over 3,000
17 different chemicals in it and about 850
18 drums of magnesium.

19 MR. MAGNIN: Before it got in the
20 incinerator?

21 MR. Blaine: Yes, before it got
22 in the incinerator. And it burned for 84
23 days and we fought fires for 84 days and
24 supplied all the breathing air and --

25 MR. MAGNIN: Anybody see that in

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1 the news?

2 MR. Blaine: Go to epa.gov and
3 type in El Dorado. But I've got some
4 pictures and if any one wants to see them
5 when we are done. That's where we've been
6 and we spent 84 days over there and it's
7 the largest, one of the largest hazardous
8 waste problems in the United States in
9 recent history. It was kind of a unique
10 learning experience. I think everybody
11 involved learned something from -- I don't
12 think too many people have taken 3,000
13 chemicals and dumped them all over a
14 concrete basin and had to deal with them in
15 any type of --

16 MR. MAGNIN: Or would want to.

17 MR. Blaine: Or would want to.

18 That's where --

19 THE REPORTER: What is your name?

20 MR. BLAINE: My name is Blaine
21 and I'm with Stay Clean Environment.

22 THE REPORTER: Okay. Thank you.

23 MR. BLAINE: You normally see
24 Alan and that's another note. Everybody
25 think of Alan for us, he's going in for

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1 open heart surgery probably the first of
2 next week. So everybody give Alan a good
3 thought. He s going to -- I don t know
4 when it is for sure but he s going to be up
5 at Mercy Hospital.

6 MR. BERGMAN: You know that
7 raises a point that returns to NASTTPO.
8 One of the topics and you two guys in
9 particular are running that field, that one
10 of the things everybody was talking about
11 was there seems to be an increase in the
12 severity and or number of HAZMAT incidents
13 over the past year or so. And certainly
14 it s true in Oklahoma. But the number and
15 the severity of -- and here s the largest
16 one in hazardous waste ever and -- are you
17 seeing that? The question is kind of up
18 for everybody is this a trend or are we
19 really seeing it? It seems to be. Are you
20 seeing an increase in either the number or
21 the severity of HAZMAT?

22 MR. BOBO: The -- talking about
23 the -- as far as the basic numbers and
24 severity of incidents, they are increasing
25 but it s not an increase in relation to the

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1 violent chemicals that are being moved.

2 It s because the violent chemicals that are
3 being moved has increased so drastically.

4 MR. BERGMAN: Uh-huh.

5 MR. BOBO: And even to the point
6 where the -- lots of the manufacturers are
7 bringing chemicals in from overseas because
8 they can t get enough U.S. manufactured
9 materials. So they are bringing in -- more
10 and more materials are being shipped in
11 from outside the country to just --
12 because the demand for certain chemical
13 products is going up so drastically. So,
14 your volume of chemicals is so much higher
15 that s moving, your ratio is probably
16 smaller but still a bigger number than what
17 it was, you know, five or eight years ago.

18

19 MR. BERGMAN: In just around the
20 state, we ve had -- I ve been called on for
21 maybe one incident a month for the past
22 eight months and I ve worked here eleven
23 years and that s never happened before, to
24 have that kind of ratio. And a lot of
25 people at NASTTPO, and I mean you can get

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1 30 to 40 states there, we're all concerned
2 about it enough to say what does the OHMERC
3 need to be aware of this and is there
4 anything that we need to be doing
5 differently or in anticipation of the fact
6 that we think that there's probably going
7 to be more HAZMAT or there's going to be
8 bigger, larger, more severe HAZMAT
9 incidents than what were used to so far.

10 MR. MAGNIN: You're just going to
11 have more people in ICS trained to handle
12 it.

13 MR. BERGMAN: Well, it just seems
14 to be going on. I mean the chlorine thing
15 in Carolina killed 11, 12, people I mean,
16 that's just unheard of. When was the last
17 time you had a HAZMAT incident that killed
18 12 people? That's pretty unusual. And
19 around the State we had, you know, fires
20 and explosions and train wrecks and
21 something's going on all the time. It just
22 seems like there's a big increase. And
23 Monte, who's not here, and I have talked
24 about that before, she's like maybe we need
25 to be out doing some more training, or

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1 raising some more awareness or, you know,
2 supporting that or promoting that; if
3 that s really what s going on if that s
4 really happening out there in Oklahoma.

5 MR. BOBO: I think, it s happening
6 all over the country.

7 MS. MURPHY: In this state Terry,
8 does it seem to be related to any
9 particular industrial sectors? In other
10 words, you were talking about the increase
11 demand for chemicals, so, in my mind I m
12 sitting here thinking, okay, what
13 industrial sectors expanded to increase the
14 demand.

15 MR. BOBO: I think we re talking
16 more transportation related problems. I
17 mean, there s just more of them moving
18 around on the road.

19 MS. MURPHY: Right.

20 MR. BOBO: Then I think it s in
21 bigger, single quantities. I mean it used
22 to be you would have one or two 55 gallon
23 drums on a truck going somewhere. Now
24 you ve got a tanker of it or a whole box
25 (inaudible) of it.

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1 MS. MURPHY: Your know, it s just
2 conjecture but talking about
3 transportation-related events, a lot of
4 facilities have gotten to where they don t
5 want to store large quantities of hazardous
6 chemicals --

7 MR. MAGNIN: Just in time.

8 MS. MURPHY: Yes, exactly. And
9 consequently, you know, instead of having a
10 tank over here with 35,000 pounds of --

11 MR. MAGNIN: It might be self-
12 inflicted because at the same time we are
13 saying don t store as much stuff on site.
14 So --

15 MS. MURPHY: I ll tell you what
16 I m thinking is, the rather large oil
17 refineries that doesn t store any HF
18 anymore, when they need it, they just have
19 it trucked in, 35,000 pounds at a time.

20 MR. BOBO: Bring in a railcar, set
21 it and use it out of the railcar until it s
22 empty and that s a lot more likely to have
23 a leak than a hard plum stationary tank.

24 MS. MURPHY: Exactly. And, you
25 know, train accidents are a factor, so I m

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1 -- in my mind, I m kind of wondering if
2 this factors in as well.

3 MR. BOBO: And then just the
4 increase demand for all the different kinds
5 of products for things that are being
6 brought in, that even plastic, you look at
7 just the manufacturers that are making
8 plastics, the types of chemicals that go
9 into the manufacturing of plastics you ve
10 got --

11 MR. BERGMAN: Right.

12 MR. BOBO: -- acrylic acid is a
13 major component and the Roman Hass Plant in
14 Houston is shipping between 40 and 50
15 highway tank trucks, plus 20 to 30 railcars
16 a day and they have a demand for almost
17 twice what they re shipping. So, that
18 other is coming in from overseas.

19 MS. MURPHY: Right, and that just
20 puts more out on the road.

21 MR. BERGMAN: Well, the
22 Commission is fortunate to have some
23 representation from you guys who are more
24 in touch with what s going on with that and
25 I just wonder if that s anything the

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1 Commission needs to be observant of, or any
2 actions that the Commission can --

3 MR. BLAINE: I think that the
4 response has to come, unfortunately, from
5 above much more than the Commission can do.
6 The only way you are going to make the
7 highways safer is with different DOT rules.
8 And they re not going to put that burden
9 back on the transportation industry to make
10 the tankers and the railcars that much
11 safer. And that s where the problem is. I
12 mean, we can make a tanker that drives down
13 the road and we wouldn t ever have any
14 problems with it. It s just nobody can
15 afford it.

16 MR. BOBO: You couldn t haul the
17 legal load because of the DOT weight
18 restrictions. Well, the in plant incidents
19 have gone up drastically too, where their
20 production levels are going up and they re
21 wanting more and more productions with less
22 and less people.

23 MS. REATIES: Just within
24 Oklahoma City we ve have 24 hour HAZMAT
25 response for our Department and we ve noted

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1 in the past two months that -- where as
2 before we d have one or two incidents per
3 week, we re averaging between six and ten a
4 week.

5 MS. MURPHY: When we start
6 getting that -- remember the stuff that I
7 was getting from Lynne Moss on the spill
8 reports? Let me go back -- how far -- how
9 far back do you guys want me to go? On
10 those spill reports? And just put it in a
11 little graph and we ll have it for the next
12 Commission meeting.

13 MR. GALES: Okay. National
14 Response Center Report -- there should be
15 the National Response Center Report s out,
16 that we can get a hold of too.

17 MS. MURPHY: Okay.

18 MR. GALES: But there s probably
19 several locations of course, that has some
20 redundancy.

21 MR. BOBO: The National Response
22 Center should be done state-by-state.

23 MR. GALES: I would be interested
24 in knowing --

25 MR. MAGNIN: How many incidents

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1 per report?

2 MR. GALES: I don't know. As you
3 mentioned the rail is going to have to be
4 the transportation and if it's virgin
5 chemicals, DEQ has no authority, you know,
6 for stationary facilities. If it's
7 petroleum related, I guess the Corporation
8 Commission has some, depending on where
9 it's at.

10 MS. REATIES: Contact our
11 department for our state, because I know 90
12 percent of those are not called in.

13 MS. MURPHY: To DEQ?

14 MS. REATIES: Uh-huh.

15 MS. MURPHY: How far back, you
16 know, just try to get a handle on whether
17 this is a real increase or just a, you
18 know, temporary spike or whatever it is you
19 guys want to know. How far back do you
20 want me to go?

21 MR. GALES: Couple of years
22 anyway.

23 MS. MURPHY: Two years?

24 MR. GALES: What did you just
25 tell her?

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1 MS. REATIES: To contact the
2 Strong Water Quality Division because we
3 have stats that I know they re not
4 reporting to DEQ --

5 MS. MURPHY: I was going to try
6 to look at the whole state.

7 MS. REATIES: -- or NRC.

8 MS. MURPHY: Yeah. I was going
9 to try to look at the whole state over two
10 years and just see.

11 MR. GALES: Yeah. Well, and
12 depending on what s being -- has to be
13 reported, there could be an RQ issue but
14 sure, still we can get some ideas. I don t
15 know -- again I don t know if OHMERC, the
16 way it s structured in Oklahoma has much to
17 offer. But at least we have some kind of
18 ideas before we start making --

19 MR. MAGNIN: Again, if you are
20 doing more stuff, there s more opportunity
21 for success out there. Somebody screws up,
22 the more stuff you re moving, the more
23 opportunities to mess it up someplace.

24 MR. BERGMAN: Again, a national
25 trend, no doubt it has happened. No doubt

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1 there s the increase (inaudible, due to
2 coughing). I didn t know how it might
3 relate to the Commission or if they wanted
4 to get involved with that at all.

5 MR. GALES: Well, the stationary
6 stuff that comes to mind for me is of
7 course, you know the fire down here on
8 South Reno and then there was the
9 explosions and a couple of (inaudible) and
10 I didn t go visit the sites but, and I
11 don t know what was the cause for this
12 thing down South of Reno --

13 MS. REATIES: B and M?

14 Mr. BOBO: The tire company?

15 MR. GALES: -- what it was
16 determined to be. But from the Agency s
17 experience with -- who was the (inaudible)
18 over there?

19 MR. BERGMAN: Gaffey Mantels in
20 Muskogee?

21 MR. GALES: No. The one over
22 there that used to be over there.

23 MR. BLAINE: Wewoka, the chemical

24 --

25 MR. BERGMAN: Cochran Chemicals?

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1 MR. BLAINE: Cochran Oil Field.

2 MR. GALES: Yeah, that s another
3 one, but a long time ago we had this --

4 MS. MURPHY: The propane?

5 MS. REATIES: The battery place.

6 MR. GALES: Well, no, we had this
7 proverbial sore at Wagner.

8 MR. BERGMAN: Oh, Chief Chemical.

9 MR. GALES: Some of the best
10 enforcement guys in the world tried to hook
11 them. And to my knowledge they are not
12 hooked yet. Not Good.

13 MR. BERGMAN: No, but I think
14 once my -- and a lot of the NASTTPO people
15 interest is, if that s going on, what can
16 we offer to the local first responders,
17 particularly understanding the limited
18 resources they have and it s going to be
19 stretched even further if there s more
20 HAZMAT going on than there used to be.

21 MR. GALES: We want to focus on
22 -- we want to focus on providing, if that s
23 where our focus ought to be, is to focus on
24 our LEPC s, which has always been one of
25 our focuses. But still I don t think a lot

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1 has changed since '78 or '76 or whenever
2 this planning effort under Title III kicked
3 off, I think that still exists. I think,
4 though it would seem to be a possibility
5 that because our national emphasis has
6 changed from HAZMAT domestic sorts of
7 things to all the esetary things that the
8 think tackers can dream up and so the shift
9 -- the emphasis shifted away from
10 prevention of run-of-the-mill accidents and
11 incidents to planning for the big one. And
12 as we all know, federal government spends
13 it s money where it can get the biggest
14 exposure. But all that aside, it wouldn t
15 hurt to know something. Right now we
16 think, we kind of wonder. It wouldn t hurt
17 to know something.

18 MR. MAGNIN: Our resources are
19 increasing with AMD trailers that ought to
20 be coming on board out there, eight regions
21 in the state. That s an additional thing
22 that we hadn t had before.

23 MR. BOBO: We don t see the
24 response in -- to the related to waste
25 materials, it s related to chemical

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1 products.

2 MR. GALES: I agree. But, I
3 don't know that and I don't tend to think
4 that. You think that's Virgin Chemicals
5 that are manufactured and processed
6 chemicals rather than --

7 MR. BLAINE: Right. I mean
8 that's generally where it is. I don't --
9 the waste end of it is, it happens but it's
10 very, very, very rare.

11 MR. GALES: Okay. All Right.
12 Anything else under new business? Any
13 miscellaneous discussion? Hearing none,
14 since we don't have a quorum, we can't even
15 vote on the motion to adjourn.

16 So, therefore, we have another
17 executive decision.

18 (Meeting Concluded)

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