



Ohio EPA/Emergency Planning and Community Right-to-Know
c/o Lazarus Government Center
50 West Town Street, Suite 700, P.O. Box 1049
Columbus, Ohio 43216-1049

**STATE EMERGENCY RESPONSE COMMISSION
USDOT EMERGENCY ORDER: BAKKEN OIL RAIL SHIPPING
RESOLUTION 2014-68**

WHEREAS, the United States Department of Transportation (DOT) issued an Emergency Restriction/Prohibition Order on May 7, 2014 requiring each rail carrier which operates trains transporting 1,000,000 gallons or more of Bakken crude oil, to provide written notification(s) regarding the expected movement of such trains to the respected state Emergency Response Commission(s) (SERC) through which the trains travel through.

WHEREAS, the Emergency Order states that DOT has determined that the SERCs are the most appropriate point of contact to convey the written notifications regarding the rail transportation of large quantities of Bakken crude throughout their state; and that the SERCs are responsible for overseeing and coordinating with the local emergency planning committees (LEPCs) in the states and are best situated to convey information to LEPCs and state and local emergency response agencies.

WHEREAS, the DOT issued "Frequently Asked Questions; Emergency Order (EO) Regarding Notification to Communities of Bakken Crude Oil Shipments;" and Question 4 states that "if a state agrees that it would be advantageous for the information required by the EO be shared with a Fusion Center or other State agency involved with emergency response planning and/or preparedness, as opposed to the SERC, a railroad may share the required information with that agency instead of the SERC."

WHEREAS, the State of Ohio operates the Fusion Center within the Ohio Office of Homeland Security; the Fusion Center has an established mechanism to ensure certain levels of information confidentiality and to directly share information with state and local emergency personnel; and while the SERC has the mechanism to share information with the LEPCs, the SERC does not have an established mechanism to share information with statewide state and local emergency personnel.

THEREFORE, the Commission has agreed at its June 11th, 2014 meeting, that the Ohio Fusion Center will serve as the repository for notifications and revisions/updates to notifications submitted pursuant to the May 7, 2014 DOT Emergency Order on behalf of the SERC; the Ohio Fusion Center will maintain the notifications and distribute the notifications to state and local emergency responders, including the LEPCs; and the SERC will transfer any notifications received prior to the adoption of this resolution to the Fusion Center.

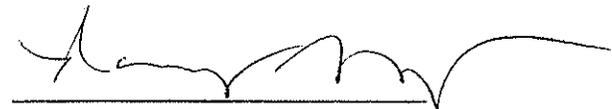


Record of Motion:

13 For
0 Against
0 Abstain

I hereby certify this resolution was approved by a majority of the State Emergency Response Commission members present at the meeting on the 11th day of June, 2014.


Cindy DeWulf, Co-Chair
DAPC Assistant Chief, Ohio EPA
State Emergency Response Commission


Nancy Dragani, Co-Chair
Executive Director, Ohio EMA
State Emergency Response Commission