RULE SYNOPSIS

Proposed amended rule language for Ohio Administrative Code (OAC) Rule 3750-30-20 "Facility emergency and hazardous chemical inventory form"

On behalf of the State Emergency Response Commission (SERC), the Ohio EPA Division of Air Pollution Control (DAPC) has completed draft amended rule language for the incorporation of language in OAC rule 3750-30-20. The amendments shall address the USEPA Final Rule (Federal Register/Volume 77, Volume 135/Friday July 13, 2013/Rules and Regulations). Incorporation of amended rule language shall ensure that the state program is equivalent in scope, content and coverage with the federal Emergency Planning and Community Right-to-Know Program.

A summary of revisions for this amended rulemaking are as follows for both the Facility Identification Form and Facility Emergency and Hazardous Chemical Inventory Form.

Facility Identification Form:

(a) The calendar year of the reporting period.

(b) An indication whether the information being reported on page one of the form is identical to that submitted last year.

(c) The complete name and address of the location of the facility (include the full street address or state road, city, county, state and zip code), latitude and longitude.

(d) An indication if the location of the facility is manned or unmanned.

(e) An estimate of the maximum number of occupants present at any one time.

(f) The phone number of the facility (optional).

(g) The North American Industry Classification System (NAICS) code for the facility.

(h) The fiscal Dun & Bradstreet number of the facility.

(i) Facility identification numbers assigned under the Toxic Release Inventory (TRI) and Risk Management Program. If the facility has not been assigned an identification number under these programs or if the facility is not subject to reporting under these programs, check the box marked N/A, not applicable.

(j) An indication if the facility is subject to the emergency planning notification requirement under section 3750.05 of the Revised Code.

(k) An indication whether the facility is subject to the chemical accident prevention requirements under section112(r) of the Clean Air Act (CAA), codified in 40 CFR part

68, “Chemical Accident Prevention Provisions”, also known as the “Risk Management Program.”

(l) The name, mailing address, phone number and email address of the owner or operator of the facility.

(m) The name, mailing address, phone number, Dun & Bradstreet number and email address of the facility’s parent company. These are optional data elements.

(n) The name, title, phone number, twenty-four hour phone number and email address of the facility emergency coordinator, if applicable.

(o) The name, title, phone number and email address of the person to contact regarding information contained in the Tier II form.

(p) The name, title, phone number and email address of at least one local individual that can act as a referral if emergency responders need assistance in responding to a chemical accident at the facility. An emergency phone number which will be available twenty-four hours a day, every day shall also be provided.

(q) An indication whether the information being reported on page two of the form is identical to that submitted last year.

Facility Emergency and Hazardous Chemical Inventory Form:
For each hazardous chemical that you are required to report, you must:

(1) *Pure chemical:* provide the chemical name (or the common name of the chemical) as provided on the material safety data sheet (MSDS) and provide the chemical abstract service (CAS) registry number of the chemical provided on the MSDS.

(2) Indicate whether the chemical is a solid, liquid, or gas; and whether the chemical is an extremely hazardous substance.

(3) *Mixture:* If facility is reporting a mixture, enter the mixture name, product name or trade name as provided on the material safety data sheet (MSDS) and provide the chemical abstract service (CAS) registry number of the mixture provided on the MSDS. If there is no CAS number provided or it is not known, check the box ‘‘Not Available.’’

(4) If the mixture being reported contains an extremely hazardous substance (EHS), provide the name of each EHS in the mixture. Facility also has an option to report the non-EHS hazardous components in the mixture.

(5) Pure chemical or mixture: Indicate which hazard categories apply to the chemical or the mixture. The five hazard categories are established in rule 3750-30-25 of the Administrative Code.

(6) Provide an estimate (in ranges) of the maximum amount of the hazardous chemical present at the facility on any single day during the preceding calendar year. If reporting a mixture, provide an estimate of the total amount of the mixture present at the facility on any single day during the preceding calendar year. If the mixture contains any EHS, provide the total amount of each EHS in that mixture. The range value codes as listed in 3750-30-20 in administrative code or in actual pounds rounded up to two significant figures.

(7) Provide an estimate (in ranges) of the average daily amount of the hazardous chemical present at the facility during the preceding calendar year. If reporting a mixture, provide an estimate of the average daily amount of the mixture. The range value codes as listed in 3750-30-20 in administrative code or in actual pounds rounded up to two significant figures.

(8) Provide the maximum number of days that the hazardous chemical or mixture was present at the facility during the preceding calendar year.

(9) Provide the type of storage for the hazardous chemical or the mixture containing the hazardous chemical at the facility. Examples for types of storage: above-ground tank, plastic or non-metallic drum, steel drum, cylinder, or rail car.

(10) Provide the storage conditions for the hazardous chemical or the mixture containing the hazardous chemical at the facility. Examples for types of storage conditions: ambient pressure, ambient temperature, less than ambient temperature/pressure, or cryogenic conditions.

(11) Provide a brief description of the precise location of the hazardous chemical(s) or the mixture at your facility.

(12) New Revised Range codes
Weight range in pounds

Code	From-To
01	0 - 99
02	100 -499
03	500 - 999
04	1,000 - 4,999
05	5,000 - 9,999
06	10,000 - 24,999
07	25,000 - 49,999
08	50,000 - 74,999
09	75,000 - 99,999
10	100,000 - 499,999
11	500,000 - 999,999
12	1,000,000 - 9,999,999
13	10,000,000 - (*) Greater than 10 million