

# STATE EMERGENCY RESPONSE COMMISSION

## Meeting Minutes

June 13, 2012

### Commissioners

Secretary Lewis D. Schiliro – Chair/DSHS	Jamie Turner – DEMA
Marjorie Crofts – DNREC/DWHS	David Irwin – New Castle County LEPC
Grover P. Ingle – State Fire Marshal	David Mick – Kent County LEPC
Sen. Bruce Ennis – DVFA	Charles Stevenson – Sussex County LEPC
Robert Newnam – DE State Fire School	James Lee – Consignees
Dwayne Day – DelDOT	Steve Owens – Water Transportation
Jim Paige – DSP	Dr. Jerry Llewellyn – Div. Public Health
Bob Ricker – SFPC	

### Members/Visitors

Robert Pritchett – DNREC	J. Allen Methere – DVFA
Bob Barrish – Citizen/Kent LEPC	Eric Huovinen – Sussex EMS
Ellen Malenfant – DNREC/ERB	Glenn Gillespie – DEMA
Lynn K. Poling – Lewis Environmental	Arthur D. Paul – DEMA
Rich Antoff – DNREC/ARP	Kevin Kille – DEMA
Jim Woznicki – PEPCO	Giang Nguyen – DEMA
Joe Murabito – LEPC NCC	Lois Mathews – DEMA
Lisa Dunaway – DHS	

The June 13, 2012 meeting of the State Emergency Response Commission (SERC) was called to order at approximately 9:02 a.m. by the Chairman Lewis D. Schiliro, Secretary Department of Safety and Homeland Security. The attendees introduced themselves and a quorum was present. The March 14, 2011 meeting minutes were approved as written, following a motion by Mr. Jamie Turner and second by Mr. Dave Irwin.

### **STANDING COMMITTEE REPORTS:**

#### **Finance and Budget Committee** – Mr. Robert Newnam

Summary of SERC finances as of 6/11/2012:

#### **SERC Fee Holding Account:**

Carryover from 2011 calendar year	+ \$ 242,900
Fees received thus far in 2012	+ \$ 275,920 (a)
Projected reimbursements thus far	- \$ 40 (b)
Support for HazMat Training Workshop	- \$ 6,500 (c)
Account balance as of 6/11/2012	\$ 512,280
Disbursements for FY 2013 to be completed by July 1 (Approved at March 2012 meeting)	- \$ 272,541 (d)

*Projected balance as of 7/1/2012* + \$ 239,739

**Decon Trailer Replacement Account:**

Carryover from 2011 calendar year	+ \$ 290,869
Interest received thus far in 2012 calendar year (1 <sup>st</sup> five months)	+ \$ 726 (e)
Account balance as of 6/11/2012	\$ 291,595
Deposit to be completed by July 1 as part of SERC FY 2013 disbursements	+ \$ 30,000 (d)
<i>Projected balance as of 7/1/2012</i>	+ \$ 321,595

**Notes:**

- Reports and fees from facilities covering calendar year 2011 were due (to be postmarked) by 3/1/2012. Additional fees are expected as we continue processing submissions and following up on delinquent reporters. Net fees collected in 2011 totaled \$286,880.
- Reimbursements will be necessary to a small number of facilities for reporting errors. These will be identified as submission reviews are completed. Reimbursements are typically mailed to facilities later in the year. Reimbursements in the last two years have totaled less than \$300.
- At the December 2011 SERC meeting, the HazMat Training Workshop Committee requested \$6,500 from fee funds to cover food and mementoes to support the Workshop. The request was approved. Funds were transferred out in March, for the workshop held March 30 & 31, 2012.
- Disbursements approved in March 2012 for FY 2013 were as follows:

<b>Agency/Organization</b>	<b>FY 2013 Approved Allocation</b>
City of Wilmington LEPC	\$ 54,645.00
New Castle County LEPC (account maintained at DSFS)	\$ 71,091.00
Kent County LEPC	\$ 37,419.52
Sussex County LEPC	\$ 68,795.81
SERC IT Committee (account maintained at DSFS)	\$ 10,590
Transfer to decon. trailer replacement account (b)(c)	\$ 30,000
<b>Total</b>	<b>\$ 272,541.33</b>

- Interest will continue to accumulate. Effective July 2008, interest from both the Fee Holding Account and Decon Trailer Replacement Account are to be jointly deposited into the Decon Trailer Replacement Account.

**Planning and Training Committee** – Mr. Jamie Turner

The State Emergency Response Commission Planning and Training Committee met on May 17, 2012 at State Emergency Operations Center (EOC). DEMA Deputy Director Glenn Gillespie called the meeting to order at 9:09 am, in the absence of the Committee Chairman Jamie Turner. The March 8<sup>th</sup> meeting minutes were approved.

**OLD BUSINESS:**

- SERC Meeting Agenda** – Mr. Paul pointed out the tentative SERC agenda and suggested a briefing from Mr. David Irwin on the NCC LEPC May 2012 training event. The committee agreed.
- HMEP Update** – Mr. Paul referred attendees to the handout on FY 2012 Hazardous Material Emergency Preparedness (HMEP) Budget and the Sub-grant totals. The FY 2013 Grant Package was submitted prior to the May 1<sup>st</sup> deadline, and the SERC was provided an opportunity to review package. Mr. Paul reviewed Program Narrative portion of the Grant and discussed the need to develop a strategic plan, long term goals/objectives, and a statewide

training plan. Additionally, Mr. Paul suggested forming a HMEP Sub-committee to address HMEP needs and future requirements (see new business item 3).

- **5<sup>th</sup> Annual DE HazMat Training Workshop** – Mr. Paul distributed the results of the Workshop surveys and briefed that the Training Workshop was held March 30 & 31, 2012. Approximately 117 people attended the Friday night dinner and just fewer than 150 participated in the 15 different training breakout sessions on Saturday. Overall the event was extremely successful. The HazMat Workshop Planning committee will meet in the near future to start planning for the 6<sup>th</sup> annual event. Mr. Paul briefed on the previous event locations and suggested that the Fire School could be used to host the next Workshop, to include the dinner and breakout sessions. After some discussion, Mr. Newnam will provide possible Friday and Saturday dates between March 15<sup>th</sup> and April 15<sup>th</sup> 2013. OPEN
- **Hazardous Material Transportation Study** – The SERC approved the specifications presented by the HazMat Study Committee at the March SERC meeting. The \$40,000 HazMat Transportation Study of New Castle County was included under the HMEP Planning Grant for FY 2013. Additional details of the Study will be coordinated with Study Committee and the Contracting Office. The Study should commence when the FY 2013 HMEP Grant is awarded, October 2012. OPEN

### **NEW BUSINESS:**

1. **SERC Appointments** – Mr. Paul briefed that John Verdi, BASF, had been officially appointed to the Commission as the Chemical Users representative by the Governor and Mr. Al Johnson, Air Transportation representative had been reappointed. The Highway Transportation position is still vacant and another prospective candidate has been contacted. The Commission is still awaiting new appointment by the Fire Prevention Commission. OPEN
2. **LEPC Plan Review** - Mr Paul requested copies of the LEPC Plans for a SERC review. OPEN
3. **Establish HMEP Grant Sub-Committee** – this item was discussed in great detail during the HMEP Update (Old Business, item 2). Following a lengthy discussion, the Committee decided that the sub-grantees (and other interested P & T Committee members) should meet following the June SERC meeting and discuss the requirements of the HMEP Program and the development of a strategic plan, long term goals and objectives, and a statewide training plan. Ms. Giang Nguyen will be available to discuss details of the grant administration, along with Mr. Paul; who will advise the sub-grantees and committee members of the meeting. The HMEP sub-grantees are the four (4) LEPCs, the DE State Fire School, and DNREC. It was also concluded that the sub-grantees members that work directly with the administration of the grant should attend this meeting. OPEN
4. **Mulch Fire, City of Wilmington** – Mr. Antoff, mentioned the mulch fire that occurred on or near Easter Sunday and suggested that information concerning the response be provided to the SERC. Attendees discussed Mr. George Giles comments on the fire at the NCC LEPC meeting on May 14<sup>th</sup>. Mr. Newnam mentioned that the details would probably not be identified until after the City of Wilmington conducts a “Hot Wash.” Mr. Paul will contact Mr. Giles and DNREC about providing some details on the fire response.
5. **Annual Disbursements from SERC Fee Holding Account** – Mr. Newnam, as Finance and Budget Committee Chairman, briefed that the budget recommendations as approved by the SERC were forwarded to DNREC for distribution to the SERC funded entities.

Mr. Gillespie reviewed the next scheduled P&T dates for 2012 of August 23<sup>rd</sup> and November 29<sup>th</sup>. He reminded the committee of the remaining 2012 SERC Meeting dates of June 13<sup>th</sup>, September 19<sup>th</sup> and December 12<sup>th</sup>. The meeting was adjourned at approximately 10:35 am.

**State Decon Trailer Committee.** Committee met on June 6, 2012, Chaired by Robert Newnam, with 6 persons present.

**Business discussed:**

**Repairs/Maintenance**

Sussex County DECON UNIT – Approved by e-mail vote not to exceed \$1,300.00 Equipment was repaired and unit placed back in service.

1. Two out of three on demand hot water heaters
2. GFI electric receptacle box on front of trailer corroded, not useable
3. Main water filter needs replacing, full of rust
4. The seven automatic freeze drains on the trailer no longer seal when system is pressurized

**Trailer Equipment** - No concerns or issues

Decon Team Activity Reports

	Responses	Training	Public
NCC	No report		
Kent	Standby at the race	Training continues monthly	
Sussex	No Report		

Dave Mick reported on an incident at Milford Hospital that involved 4 persons sprayed with a chemical self reporting to the Emergency Room and the issues that this created. Mr. Bethard and Dr. Llewellyn also reported on the actions by their agencies. The incident can be described as a learning experience.

Committee members discussed the relocating of the former FDU by the Fire Service. Also discussed was SERT responses, no recommendations were made.

Next DECON meeting scheduled for: September 5, 2012 – 10:00 Fire School

**Information and Technology Committee** – Mr. Steve Owens

The Information & Technology (IT) Committee met on June 6, 2012 with 8 people present.

**BUSINESS:**

- Status of 2011 Tier II reporting (March 1, 2012 deadline) – There is a small percentage of facilities which have not yet reported. DNREC EPCRA has sent e-mail notifications to the facilities, and will continue contacting and following up on those which have not responded.
- Plotting of Tier II facilities in Tier II Manager – DNREC EPCRA has been completing training on GIS software. Once completed and GIS software loaded, they will begin plotting of those facilities currently not included on the GIS layer within Tier II Manager
- Designation of Fire Districts for Tier II facilities – DNREC EPCRA staff has been working with Fire Dispatch Center contacts on process for updating this data field (as well as cross street, and 911 address fields).
- Planning for roll out to Fire Departments – Currently on hold until all facilities are plotted and Fire District fields completed. Will likely start the process with presentations at County Chiefs Meetings. Will discuss the training course with DSFS, for possible integration with their seminar offerings. Will also need to develop guidelines for managing access by Fire Department personnel, and dealing with turnover of Fire Department officers.
- Creation and distribution of backup disk – On hold until Fire District fields completed.

- Upgrade to Tier II Manager .NET version in 2013 – DNREC EPCRA had conference call with contractor in mid-May. Discussed comments submitted for improvements in new version. A draft version will be available for review in the coming months. Still on target for implementation in late Summer 2013. DNREC EPCRA is currently exploring legal issues related to electronic signatures/certification. Currently, facilities must submit hardcopy certification page with live signature, after completing on-line report. With upgrade to next version, goal is to be completely paperless, with electronic certification only.
- ADC Map Page designations for facilities within Tier II Manager – New Castle is apparently the only county using the ADC maps. The Committee is waiting for input from New Castle County Fire Board on whether or not the designations are still needed.
- Annual newspaper ads - Art Paul was unable to attend the meeting and asked Joe Murabito to give his report. A draft copy of the annual newspaper advertisement will be available for review by the committee next week. Once approved Art will have it published in the Wilmington News Journal and the Delaware State News.
- Updates to outreach materials – Final drafts of one page guide and related business card sized item on Guidance for Chemical Release Notification in Delaware were presented. Questions were asked about the 739 number for DNREC, as well as the #367 for Verizon users. These will be verified with DNREC enforcement. These items will be primarily distributed electronically, by loading on web site, and using broadcast e-mail capability within Tier II Manager to distribute to facilities. Generic EPCRA/SERC/LEPC flier was presented, and will be finalized at next meeting. Will likely print this item on card stock for use at outreach events, as well as distributing electronically.
- Web page updates concerning outreach: On the Delaware SERC/EPCRA web site, there is currently a “Kids” page, as well as a page for “Education/Outreach Materials”. Need to verify if CD and video currently advertised on these pages are still available. Also need to check on “Wally the Wise Guy” initiative, to determine if there are materials that can be loaded on the Kids page, and if the program availability should be advertised as available for schools, etc.

The next meeting date is Wednesday, September 5, 2012 at 9:00 a.m. at the Fire School in Dover.

### ***LOCAL EMERGENCY PLANNING COMMITTEE REPORTS***

#### **New Castle County – Mr. David Irwin**

There has been one LEPC meeting since the last SERC meeting. The May 14, 2012 LEPC meeting was hosted by BASF at the Minquas Fire Company, 21 North James Street, Newport, DE 19804. Thirty individuals attended.

#### **Highlights:**

- Committee Reports –
  - Finance – Chairman Irwin reported that the appropriation balance is \$40,793.32.
  - I.T. – LEPC Vice Chairman Murabito reported that no activity has occurred since the March 7<sup>th</sup> meeting.
  - Training – Committee Chairman Mark Dolan reported that two training sessions were conducted. NCCIHMR members participated in the March 3<sup>rd</sup> HAZMAT Training Workshop. The second session hosted by the Elsmere Fire Company was conducted by STTS (Safe Transportation Training Specialists) on May 4 & 5 and consisted of a 2 - 8 hour Emergency Response workshops on low pressure tank trailers (MC-306,307 & 312, and DOT-406,407 & 412 cargo tanks.

- Transportation - Committee Chairman Al Stein, discussed Norfolk Southern's "Protect the Line" reporting program, an online resource that directly connects you with NS police.
- Tier II Report DNREC's Kris Gontkovsky reported that \$272,080 has been collected as of 5/8/12. Out of 1,938 facilities 199 have not reported.
- Annual NASTTPO meeting highlights were provided by Chairman Irwin.
- HAZMAT Training Workshop Committee Co-Chair Art Paul presented highlights of workshop, a very successful event with ~ 100 at the dinner and ~ 150 at the workshop. Feedback from participants has been excellent.
- NCC Emergency Preparedness Supply is almost depleted. Chairman Irwin requested original committee members to review and update document for a 2013 reprint. Chairman Irwin also announced that the LEPC will be requesting funds from members to fund reprint.
- Anthony Murray, US DOT, PHMSA, announced that the date for the 2012 Emergency Preparedness & Hazmat Response Conference has been changed from the usual Oct/Nov timeframe to September. The event will be held September 23-27 in Baltimore.
- Anthony Murray also announced that the DOT sponsored 3-day Hazardous Materials Multi-modal Training Seminar scheduled for July 31, August 1 & 2, 2012 at Dover Downs has been cancelled.

#### **Emergency Response Plan Reviews and Facility Visits:**

- Conducted 6 Site Visits: Artesian Water, Air Liquide, Astra Zeneca, Linde, Graver Technologies and the DuPont Tralee Site
- Attended meeting with Ashland to assist in emergency response options planning

#### **Exercise Status:**

- Worked with Consultant, host fire company, industrial partner and Planning Committee members to develop scenario, provide logistical support and assist in the facilitation of the Functional Table Top Exercise
- Based on DEMA recommendations enhanced scenario to be more consistent with State and Federal response protocols.
- Participated in Exercise (6/2), a total of 39 individuals participated.

#### **Hazmat Incidents:**

- No incidents since the last SERC meeting required activation of NCCIHMRMRA.

#### **NCCIHMRMRA:**

- Participated in two Planning and Training Committee meetings (3/20 & 6/5)
- Facilitated 2-day Low Pressure Tank Truck Emergency Response Training Workshop
- Participated in the 8 hour STTS training session on low pressure tank trucks at the Elsmere Fire Company
- Invited Sec. Schiliro to be Keynote Speaker at Annual Planning and Training Event

#### **Outreach Initiatives:**

- Participated in five CAP meetings, Delaware City Refining (4/10, 5/8 & 6/12), FMC (4/4) and Croda (6/6).
- Participated in DC CAER meeting (4/12)
- Participated in NCC OEM sponsored CERT program (3/23) [delivered HAZMAT/S-I-P
- Participated in the NCC Family Resource Fair (5/16) at the Colonial School District Wilbur Elementary School
- Attended the FMC Newark Facility 50<sup>th</sup> Anniversary Celebration (6/1) along with Gov. Markell, Senator Carper, elected state and local officials and other invited guests.

- Attended the Croda, Atlas Point Landfill-gas-to-Energy Groundbreaking ceremony (6/7) along with Gov. Markell, DNREC Sec. Collin O'Mara, elected state and local officials and other invited guests.
- Attended the Coast Guard Sector Delaware Bay Area Committee meeting (5/10).
- Attended the Coast Guard Sector Delaware Bay Security Committee meeting (5/18).
- Attended the Delaware DS&HS sponsored "A Threat Briefing for Private Sector Security and Emergency Management Professionals" (5/30).

**Additional Staff Activities:**

- Participated in the June 6<sup>th</sup> SERC IT Committee meeting
- Participated in two SERC P & T Committee meetings, 3/8 and 5/17.
- Participated in SERC Commodity Flow Study Committee meeting, 3/8.
- Participated in NASTTPO Annual Meeting (4/24-26).
- Attended Kent LEPC Meeting (5/8)
- Attended Wilmington LEPC Meeting (5/11).
- Reviewed and revised LEPC for New Castle County Hazardous Material Response Plan
- Met with DNREC personnel to obtain current lists of EHS facilities by fire districts
- Identified and hired PT Administrative Support person to start in July 1, 2012
- As a result of commodity flow study discussions modified Site Assessment Checklist to include information on pre-designated transportation routes for hazardous materials.
- Provided 220 Awareness and Emergency Preparedness guides to a DuPont Facility
- Mailed individual letters to each chief with EHS list for their fire district.
- Mailed individual letters to each chief with request to participate in open houses or other community events and included and Awareness and Emergency Preparedness Guide
- Provided follow up information and resources to Artesian Water and Wilmington Trust Co.
- Completed 3 facility release reports
- Worked with Delaware State Fire School and Cowan Costumes to order Wally Costume
- Served as technical resource to 4 LEPC local companies
- Provided 21 sets of speaker gifts for the 5<sup>th</sup> Annual Hazardous Material Training Workshop

The next meeting will be Monday, July 9, 2012 at 2:30 pm.

**City of Wilmington** – Not present to report

The last meeting was Friday May 11, 2012, 10:00 a.m. at the 22 S. Heald Street Emergency Operation Center; the next scheduled meeting is set for Friday, July 13, 2012 at 10:00 a.m. at same location.

**Kent County** – Mr. David Mick

Regular LEPC meetings continue on the second Tuesday of odd numbered months.

Activity since last SERC meeting as follows:

- Decon: Regular training continues on the 3<sup>rd</sup> Tuesday of the month. No responses since the last SERC. The old FDU 50 has been re-purposed to the Kent Technical Rescue Team and the old FDU 51 has been re-purposed to the Kent Amateur Radio Club for support of EOC operations. All equipment from the closed units is stored at Little Creek FD. NASCAR went without incident; Dover Downs EAP has been updated to reflect gross decon over 50 persons to be delegated to FD operations, leaving Kent Decon to focus on non-ambulatory and technical decon operations.
- Technical Rescue: Two responses for shoring structures that were struck by vehicles. One response in support of Sussex for a trench incident. Completed the annual Structure Collapse Training weekend (3 days) conducted at the NCC DSFS facility.

- Tier II: Bob Barrish continues visiting Kent locations. Most facilities in Kent are cycling through on the 3-year re-visits.
- Outreach: Will be addressing the American Legion Ladies Auxiliary later this month with a presentation covering general preparedness and family plans.
- HSEEP: BayHealth conducted in-house exercise for hazmat response which was followed by an actual incident at Milford the same day. Kent Decon sent a team to each location to support BayHealth staff. BayHealth is actively participating in HSEEP functions whenever they can.
- REP Exercise

The next meeting will be July 10, 2012 at the Public Safety Building at 10:00 a.m.

### Sussex County – Mr. Charles Stevenson

Meetings - There has been one LEPC meeting since the last SERC meeting. The May 10th meeting was held at the Easter Seals facility in Georgetown. There were 13 members/guests in attendance.

Topics covered:

- Kris Gontovsky from the DNREC-EPCRA program read the following written report:  
DNREC EPCRA REPORTING PROGRAM  
Tier II Update (As of 05/08/2012)
  - I. FUNDS
    - \$272,080 collected so far this year from 2011 Tier II reports.
  - II. REPORTING
    - A. 1,938 total active facilities.
    - B. 192 facilities have not started their 2011 report.
    - C. 7 facilities have started their 2011 report, but have not finished.
  - III. STEPS FORWARD
    - A. Work on reviewing received submittals for data quality/compliance issues.
    - B. Emails/phone calls to facilities with delinquent reports/fees.
    - C. Work with 911 centers to update street addresses, lat/long coordinates, and corresponding fire district for new facilities.
  - IV. TIER 2 MANAGER UPDATE
    - NASTTPO conference allowed us to make contact with other state staff also using T2M. We now have a collaborative effort with other states utilizing T2M to improve functionality and efficiency of the program.
- Eric Huovinen reported no activations of the Sussex County DECON trailer.
- Art Paul from DEMA provided a report:
  - SERC Meeting – The next SERC meeting will be held on Wednesday, June 13th, 2102 at DSFS-Dover.
  - HMEP Grant-The next HMEP Grant period will begin on October 1st, 2012.
  - HazMat Training Workshop-The 5th Annual HazMat Workshop was held on March 30th and March 31st, 2012 at the Smyrna Readiness Center. The function was a success, with 100 people attending the dinner/team building exercise on Friday night and around 150 people attending the various training sessions on Saturday.
  - LEPC Budget Process-The FY2013 Budget was presented and approved p at the SERC meeting on March 14, 2012.
- Presentations: A short presentation was made by Leslie Gale of Easter Seals about the history of Easter Seals on the Eastern Shore and the role the organization provides in the communities. After the meeting, she provided the group a tour of the newly renovated facilities.

- Facility Visits: There have been two facility visits since the last SERC meeting.
  - Pictsweet in Bridgeville on April 24.
  - Perdue in Georgetown on May 3.
- HazMat Plan Status: The process for the yearly review of the Sussex County HAZMAT Response Plan has been completed.
- Exercise Status: The Sussex County LEPC has participated in two exercises this quarter.
  - Disaster Exercise at Beebe Hospital.
  - Hurricane Tabletop exercise at Sussex EOC.
- HazMat Incidents: In the first quarter of 2012, there were 30 incidents reported.
- Comments

Other LEPC activities include:

- Attended the HazMat Conference Planning Committee meeting on March 21st
- Attended the Salisbury SMAG meeting on March 27th.
- Attended the 5th Annual HazMat Training Workshop at the Smyrna Readiness Center on March 30th and March 31st.
- Attended an exercise in Salisbury, MD with Salisbury SMAG Group on April 18th.
- Attended the Kent County LEPC meeting on May 8th.
- Attended the DECON User's Group Committee meeting on June 6th.
- Attended the SERC Information and Technology meeting on June 6th.

The next Sussex County LEPC meeting is scheduled for July 12th, 2012 at 10 a.m. at the Sussex County EOC.

#### **DNREC REPORT – Ellen Malenfant**

Statistics for the 1st quarter 2012 show the DNREC Emergency Response Team (ERT) responded to 84 incidents. This is compared to 85 responses in the 4th quarter of 2011. The largest number of responses this quarter was to residential heating fuel releases with 15 responses. Storage tank releases were the second highest number of incidents with 9. Transportation and fires accounted for the third highest number of responses with 8 incidents each. Of the 8 transportation incidents, 6 involved the fuel and fluids from the vehicle, 1 incident involved the release of petroleum product transported by the vehicle and 1 response was to a release of propane from a propane railcar pressure relief valve.

#### **Accidental Release Prevention Program Activities**

Richard Antoff, representing the Accidental Release Prevention program, attended the **Delaware City Refinery Company Community Action Partnership** meeting on the evening of March 13 at the refinery. DNREC was also represented by Ravi Rangan, DAQ, and Brian Ashby, SHWMS. There were about 12 people from Delaware City community and Delaware Coalition that attended. The main issue that the group wanted to discuss was the Paulsboro, NJ, tank failure and crude oil spill; but we were not able to address that issue (except to say a similar incidence would be covered by the Aboveground Storage Tank program if it occurred in Delaware). After the DNREC panel answered questions, DCRC discussed the two February flaring incidents and the results of their investigations.

#### **DNREC ERT Activities**

A DNREC Emergency Response Team representative participated in the **USCG's 2012 Preparation Response Exercise Program (PREP) oil spill drill planning** for the April 23- 25 PREP drill. He attended as the DNREC oil spill response representative.

On March 15, 2012 Jamie Bethard of the DNREC Emergency Prevention and Response Section spoke at the **Sussex County Fire Chiefs' monthly meeting** in Georgetown about DNREC's Emergency

Response Team (ERT), the availability of DNREC's spill response trailer located at the Millsboro Fire Company and briefly of the new multi-gas detector meters issued to fire companies throughout the state. The Chiefs encouraged DNREC's further participation at their meeting and as a result, DNREC plans to attend each county's Fire Chiefs meeting regularly.

### **DNREC ERT Responses of Note**

On February 1, 2012, a declared **Level 1 SERT for a hazmat fire in a home was cancelled** after the Fire Officer found no evidence of a fire or chemicals as reported.

On February 17, 2012 the DNREC Emergency Response Team (ERT) assisted the **Wilmington Fire Department with investigating a foul smelling package that reportedly made an employee sick**. DNREC ERT met with Wilmington Fire, U.S. Postal Service, and the FBI and devised a sampling plan. The DNREC ERT collected a sample and the US Postal Service field screened the sample for a possible chemical agent. None was detected and then further examination of the package revealed it contained spoiled chili. The "if it fits, it ships" box was turned over to the Postal Service for further investigation. The individual exposed was decontaminated at the scene and sent to a local hospital where they were advised of the findings.

DNREC ERT responded to many odor complaints in New Castle County during the **Paulsboro refinery crude oil spill** February 23 and 24, 2012. DNREC ERT spoke with citizens and coordinated information and responses with the States of New Jersey and Maryland, the Division of Public Health, and DNREC management.

### **OLD BUSINESS:**

- HazMat Transportation Study: See Planning & Training Committee section, page 3.
- HMEP Grant Expended Funds - Mr. Kille reported that \$25,551 has been expended to date and the Secretary was assured that all sub-grantees are on track to expend all allocated funds for FY12. This specific issue will be addressed in detail at the HMEP Sub-Committee meeting immediately following today's SERC meeting.

### **NEW BUSINESS:**

- SERC Annual Report for FY 2012 – In preparation for updating this year's annual report, Mr. Kille asked that all members please submit suggestions or edits to last year's report no later than July 31, 2012. A draft of the FY 2012 SERC Annual Report will be circulated to members before the September 19, 2013 meeting. For reference, the SERC Annual Report for FY 2011 can be found online at [www.serc.delaware.gov](http://www.serc.delaware.gov).
- 6<sup>th</sup> Annual Hazardous Materials Workshop – The dates for next year's workshop will be April 5-6, 2013 at the Delaware Fire School. A HazMat Conference Planning Committee meeting will arranged in the month of August.
- Senator Ennis briefed the commission on two Senate Bills of interest to the SERC Commission:
  1. **Senate Bill #246**: *Title*: "An Act to Amend Title 29 of the Delaware Code Relating to the State Emergency Response Commission". This bill amends the membership of the **State Emergency Response Commission** to allow its members to appoint designees to conduct the regular operations of the Commission. By doing so, the Commission will be able to act more quickly and with full participation of its constituent members. This bill also allows the Commission to create subcommittees as needed.

This bill came out of Public Safety Committee on June 14, 2012 and can be viewed at the following link for more information:

<http://legis.delaware.gov/LIS/LIS146.nsf/2bede841c6272c888025698400433a04/1552087c68bd2c3185257a1000599bd6?OpenDocument&Highlight=0.state.emergency.response.commission>

2. **Senate Bill #254** Title: “An Act to Amend Title 29 of the Delaware Code as it relates to the Hazardous Materials Transportation Act and title 21 of the Delaware code as it relates to Motor Carrier Safety.” The purpose of this bill is to minimize truck and bus accidents on Delaware roads by regulating the transportation industry and motor carriers. One section of this bill places a driver Out of Service (OOS) when the driver has violated the alcohol prohibitions (DUI) such that they are not permitted to operate or have physical control of their commercial vehicle.

This bill was assigned to the Highway and Transportation Committee June 13, 2012.

More information about this bill can be found at the following link:

<http://legis.delaware.gov/LIS/LIS146.nsf/2bede841c6272c888025698400433a04/7663026905da7ec885257a16007004d8?OpenDocument&Highlight=0.motor.carrier.safety>

- Mr. John Verdi of BASF Corporation, who was appointed by Governor Markel on March 27, 2012 to serve as the Chemical Users Representative on the SERC State Emergency Response Commission will begin his service by attending the September 19, 2012 SERC meeting.
- Mr. Murabito suggested to the Commission that due to the recent contamination incident at Milford Hospital perhaps it is time to consider inviting an Emergency Room nurse to become part of the discussions on how to improve public safety on the issue of prevention and management of contaminated patients. OPEN

#### **PRESENTATION**

Mr. Dave Irwin gave an informative slide presentation on a recent New Castle County LEPC training event NCCIHMRA SST Tank Trailer Emergency Response Training, hosted by Elsmere Fire Company. The briefing included an 8 - Hour Low Pressure Cargo Tank Emergency Response Workshop.

**CLOSING COMMENTS** – The next meeting will be September 19, 2012. The meeting adjourned at 10:02 a.m.