KENTUCKY EMERGENCY RESPONSE COMMISSION

BIMONTHLY NEWSLETTER

ISSUE 30
JUNE 2024

Notes from the May 22, 2024 KERC Meeting

- Tier II reporting
    - There are 5,712 active Tier II facilities in the Commonwealth
    - 68 facilities have not initiated reports
    - 148 facilities have pending payments
- There are 1,346 EHS plans in the Commonwealth
    - 32 plans have been initiated by the LEPC
    - 63 plans have been reviewed by the LEPC
    - 406 plans have been approved by the LEPC
    - 124 plans have been sent back to the LEPC
    - 0 plan has been certified by the State EHS Planner
    - 230 plans have been approved by the KERC Planning Committee and ratified by the KERC since the March 20, 2024 KERC meeting
- Revisions of 106 KAR 001:131, Kentucky Emergency Response Commission civil penalty assessment and hearings procedure, have been approved and we are now able to leverage penalties to non-compliant facilities.
- Policy 001-2024 LEPC/DES Meeting Procedures was presented to the KERC. The KERC voted unanimously to enact the policy. This policy states that LEPC and DES meetings may not be held together as one meeting.
- A legal opinion was issued on the question of LEPCs becoming 501 (c)(3) certified and a policy restricting this is forthcoming.
- A travel and training policy was discussed and will be forthcoming.

Next KERC Meeting

Wednesday, July 17, 2024 @ 10:00am

KSP Headquarters, 919 Versailles Road, Frankfort, KY 40601, VTC

2024 KERC Meeting Dates

September 4—GEMW/KESC, VTC
November 20—KDPH Warehouse, VTC

KERC Contacts:

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Important Dates for LEPCs

- June 1, EHS Facility Response Plans due in Hazconnect
- No later than June 30, fill out the LEPC Detailed Budget in WebEOC LEPC Dashboard identifying how the funds requested on the LEPC Grant Application are to be spent (allocation and April bank balance)
- The KERC Fee Account Grant Fund Contract will be emailed to all eligible LEPCs. Print, sign the required pages, and email or mail the contract to the LEPC Program Coordinator.

Note: LEPCs/REPCs must meet at least twice per year (once if no EHS in the planning district) and upload meeting minutes to the WebEOC LEPC Dashboard within thirty (30) days of the meeting, including video teleconference (VTC) meetings

2024 LEPC Documentation Calendar:

January

· Upload documentation of expenditures, bank statements, and update the LEPC Bank Ledger in the WebEOC LEPC Dashboard at least quarterly. Invoices and receipts should be uploaded with bank statements for the timeframe the money was spent. All bank statements should be uploaded individually. The final due date for submissions of documents from the final quarter of the preceding year shall be no later than January 31

Note: LEPCs must meet at least twice per year (once if no EHS in the planning district) and upload meeting minutes to the WebEOC LEPC Dashboard within thirty (30) days of the meeting, including video teleconference (VTC) meetings

February

· No later than February 28, fill out the LEPC Grant Application in the WebEOC LEPC Dashboard. Print, sign, and upload the application

March

· Facilities must submit by March 1: Their annual Tier II Reports

April

· No later than April 1, LEPCs are to review the EHS Facility Emergency Response Plans and fill out an Annual Certification Letter (ACL) in the WebEOC LEPC Dashboard stating: 1)There were no changes; or 2) The plan has been revised and revisions are included with the ACL

May

· No later than May 31, the KERC will email the Eligible / Ineligible letter to LEPC

June

· June 1, EHS Facility Response Plans due in Hazconnect

· No later than June 30, fill out the LEPC Detailed Budget in the WebEOC LEPC Dashboard identifying how the funds requested on the LEPC Grant Application are to be spent (allocation and April bank balance)

June-July

· The KERC Fee Account Grant Fund Contract will be emailed to all eligible LEPCs. Print, sign the required pages, and email or mail the contract to the LEPC Program Coordinator

July

· No later than July 30, the KERC will distribute the KERC Fee Account Grant awards

November

· No later than November 30, publish public information on committee activities entitled "Public (Legal) Notice Advertisement"

· No later than November 30, in the WebEOC LEPC dashboard, update the LEPC Membership List and LEPC Membership Cover Page. Name, agency, email address, phone number, and LEPC role should be entered for all members

· No later than November 30, in the WebEOC LEPC dashboard, upload the LEPC bylaws, with certification stating: 1) There were no changes; or 2) The LEPC bylaws have been revised and the revisions are included. Bylaws or certification must be signed and dated by the Chair of the LEPC each year

· No later than November 30, in the WebEOC LEPC dashboard, update the LEPC Personal Property Inventory for all items valued over $500

December

· No later than December 31, in the WebEOC LEPC Dashboard, upload a photocopy of the "Public (Legal) Notice Advertisement" published or "Affidavit of Publishing." The name and the date of the newspaper must be clearly shown