

Louisiana State Police Emergency Services Unit

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Authority

The Emergency Planning and Community Right-to-Know Act (EPCRA) of 1986, also known as the Superfund Amendments and Reauthorization Act (SARA) provided the authority to regulate the hazardous materials industry.

Hazardous Materials Revised Statutes Continued

Revised Statute 30:2376

Monitoring and Enforcement

- The department has the right to monitor by entering and inspecting any facility that is:
 - Manufacturing
 - Storing
 - Using
 - Releasing or released hazardous materials covered in this chapter

Right to Know Unit

The Right to Know Unit was created in 1987 as a response to the Hazardous Materials Information Development Preparedness and Response Act.

Authority is derived from:

LAC Title 33:V Subpart 2 Chapter 101

EPCRA

There are 4 major provisions under this Act

1. Emergency Planning
2. Emergency Release Notification
3. Community Right-to-Know
4. Toxic Release Inventory

Tier II

Reporting requirements:

Any business which has 500 lbs of a chemical substance on site for any **ONE** day in the preceding calendar year, must file a Tier II report.

This report must also be filed with the LEPC and the SERC.

Information regarding Tier II, Fixed Site and Transportation related regulations can be found on the Louisiana State Police web site:

<http://www.lsp.org/rtk.html>

Information regarding underground utility regulations are found on the Legislature web site:

<http://www.legis.state.la.us/lss.asp?doc=87408>

Incident Reporting Requirements

Fixed Site Incident Reporting:

Revised Statute 30:2373

Transportation Incident Reporting:

Revised Statute 32:1510

Underground Utilities Reporting:

Revised Statute 40:1749.11-26

Fixed Site Reporting

Revised Statute 30:2373 Incident Reporting Requirements

1. The release causes any **INJURY** requiring hospitalization, defined as “The admission into a hospital as a patient for an overnight stay or emergency treatment at a hospital to the extent that the owner or operator requested such treatment or becomes aware of such treatment within twenty-four (24) hours of the initiation of the relevant release.” or any **FATALITY**; or

Fixed Site Reporting

2. The release results in a **FIRE OR EXPLOSION** which could reasonably be expected to affect the public safety beyond the boundaries of the facility; or

Fixed Site Reporting

3. The release exceeds the **REPORTABLE QUANTITY** during any continuous twenty-four (24) hours period when that reportable quantity could reasonably be expected to escape beyond the site of the facility; or

Fixed Site Reporting

4. The incident, accident or clean-up within the facility could reasonably be expected to affect public safety beyond the boundaries of the facility; or

Fixed Site Reporting

5. The owner or operator knows a protective action beyond the boundaries of the facility has been initiated.

Transportation Reporting

Revised Statute 32:1510

Any person involved in a **INCIDENT, ACCIDENT, or CLEAN-UP** involving hazardous materials must notify the Louisiana State Police Haz-Mat Hotline immediately, whether or not there is a release of material if:

Transportation Reporting

1. There is a fatality due to fire, explosion or exposure to the material; or

Transportation Reporting

2. Hospitalization is required, defined as “The admission into a hospital as a patient for an overnight stay or emergency treatment at a hospital to the extent that the owner or operator requested such treatment or becomes aware of such treatment within twenty-four (24) hours of the initiation of the relevant release.”; or

Transportation Reporting

3. There is a release of material; or

Transportation Reporting

4. The transfer of bulk material is necessary; or

Transportation Reporting

5. If a bulk container is leaning at an angle of 45° or more; or

Transportation Reporting

6. If there is property damage of \$10,000.00.

Transportation Reporting

If there is mechanical damage unconnected to the hazardous materials involved, **NO** notification is necessary. **HOWEVER**, a courtesy notification to the LSP Hotline could be beneficial if problems arise during repairs.

Underground Utility Reporting

Revised Statute 40:1749.11-26

Calls are made to the Regional Notification
Center – LA One Call

DOTTIE

Dial One Time To Inform Everyone

Underground Utility Reporting

LA OneCall Homepage

www.laonecall.com/ticketsearch_frame_page.htm

Underground Utility Reporting

1. Each person involved in a excavation or demolition in any street, highway, public place or servitude, or near the location of an underground utility or on the premises of a customer served by an underground utility, must call for a locate ticket.

Underground Utility Reporting

2. Call must be made at least forty eight (48) hours before digging.

Underground Utility Reporting

3. There is a provision for an emergency excavation.

Underground Utility Violations

1. If no OneCall is made.
2. If the waiting period is not adhered to.
3. If a cut utility is not reported.
4. If a contractor refused to stop after a utility is cut.

LSP Haz-MAT Hotline

225-925-6595

Or Toll Free

877-925-6595

Questions ?

