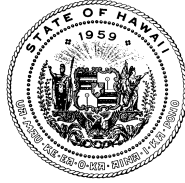


SB 976



STATE OF HAWAII
DEPARTMENT OF HEALTH
P. O. Box 3378
Honolulu, HI 96801-3378
doh.testimony@doh.hawaii.gov

Testimony in SUPPORT of BILL S.B. 976

**RELATING TO TIER II FILING FEES FOR REPORTING OF HAZARDOUS
SUBSTANCES**

SENATOR MIKE GABBARD, CHAIR
SENATE COMMITTEE ON AGRICULTURE AND ENVIRONMENT

Hearing Date: February 1, 2017
Time: 1:15 p.m.

Room Number: 224

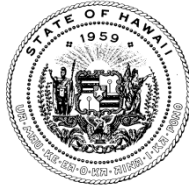
1 **Fiscal Implications:** This measure proposes to increase the annual TIER II Chemical
2 Inventory Reporting Filing Fee from \$100 to \$200.

3 **Department Testimony:** The Department strongly supports this measure to increase the Hawaii
4 Emergency Planning and Community Right-to-Know (HEPCRA) Act Tier II annual filing fee
5 from \$100 to \$200 in order to provide adequate emergency preparedness funding to Local Area
6 Planning Committees (LEPCs) in the face of rising operational and equipment costs. The LEPCs
7 rely on these fees as their primary source of funding to do their part to keep their counties safe.

8 In FY 2014, 889 total facilities (civilian and military) paid a total of \$68,300 in filing fees, which
9 were deposited into the environmental response revolving fund. DOH transferred funds to the
10 LEPCs in FY 2016 in proportion to the number of facilities per county, pursuant to section
11 128E-9, HRS.

12 The Tier II filings fees are used by the county LEPCs to conduct joint emergency planning
13 response training, purchase specialized equipment, and for hazardous materials emergency
14 preparedness activities. The \$100 flat filing fee has not changed since the program began
15 collecting fees in 1993. With inflation rising 70% over the past 27 years, the funding to LEPCs is
16 no longer adequate to cover present day costs of specialized equipment, training and travel
17 required to maintain the emergency preparedness and response capabilities of the county first
18 responders that respond to hazardous materials incidents statewide.

19 Thank you for the opportunity to testify on this measure.



Testimony by:
FORD N. FUCHIGAMI
DIRECTOR

Deputy Directors
JADE T. BUTAY
ROSS M. HIGASHI
EDWIN H. SNIFFEN
DARRELL T. YOUNG

IN REPLY REFER TO:

STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
869 PUNCHBOWL STREET
HONOLULU, HAWAII 96813-5097

February 1, 2017
1:15 p.m.
State Capitol, Room 224

S.B. 976
RELATING TO TIER II FILING FEES FOR REPORTING OF HAZARDOUS
SUBSTANCES.

Senate Committee on Agriculture and Environment

The Department of Transportation (DOT) **supports** this Administration bill to increase the annual Tier II filing fee from \$100 to \$200.

The DOT understands and agrees that the Tier II filing fee should be increased from \$100 to \$200 to provide more funding to the Local Emergency Planning Committees (LEPCs) due to increased operational expenses. The LEPCs would use the additional funding to secure training, provide community outreach, and procure specialized equipment for emergency first responders that would be utilized in the event of a hazardous materials incident.

The proposed fee increase is reasonable and will promote increased community safety when emergency hazardous materials incidents occur.

Thank you for the opportunity to provide testimony.

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, January 28, 2017 10:21 PM
To: AEN Testimony
Cc: dale@hicattle.org
Subject: *Submitted testimony for SB976 on Feb 1, 2017 13:15PM*

SB976

Submitted on: 1/28/2017

Testimony for AEN on Feb 1, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Dale Sandlin	Hawaii Cattlemens Council	Support	No

Comments:

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40 Hobron Avenue
Kahului, Hawaii 96732
(808) 877-3144
Fax (808) 877-5030
www.biodiesel.com

January 31, 2017

**TESTIMONY ON SB 976, RELATING TO TIER II FILING FEES FOR REPORTING OF
HAZARDOUS SUBSTANCES**

SUPPORT

Senator Mike Gabbard, Chair
Committee: Agriculture and Environment
Hearing February 1 at 1:15 pm, Conference Room 224

Chair Gabbard, Vice-Chair Riviere, and Members of the Committee,

Pacific Biodiesel Technologies (PBT) is testifying in support of this measure to increase the annual Tier II filing fee from \$100 to \$200. As part of the regulated community, we understand and agree that the Tier II filing fee should be increased from \$100 to \$200 to provide more funding to the Local Emergency Planning Committees (LEPCs) due to increased operational expenses. The LEPCs would use the additional funding to secure training, provide community outreach, and procure specialized equipment for emergency first responders that would be utilized in the event of a hazardous materials incident. We believe that the proposed fee increase is reasonable and will promote increased community safety when emergency hazardous materials incidents occur.

Thank you for the opportunity to testify in this measure.

Sincerely,

A handwritten signature in black ink that reads "Jenna Long".

Jenna Long
Director of Operations
Pacific Biodiesel Technologies, LLC

Senate Committee on Agriculture and Environment
House Committee on Energy and Environmental Protection

Alaka'i Mechanical Corporation
2655 Waiwai Loop, Honolulu, HI 96819

Wednesday, February 1, 2017

In Support of S.B.976, Relating to the Hawaii Emergency Planning and Community Right-To-Know Act

Aloha Chair Gabbard, and members of the Agriculture and Environment Committee

My name is Darryle Matsumiya, Safety Manager for Alaka'i Mechanical Corporation. Our organization is testifying in support of this measure to increase the annual Tier II filing fee from \$100 to \$200. As part of the regulated community we understand and agree that the Tier II filing fee should be increased from \$100 to \$200 to provide more funding to the Local Emergency Planning Committees (LEPCs), due to increased operational expenses. The LEPCs would use the additional funding to secure training, provide community outreach, and procure specialized equipment for emergency first responders that would be utilized in the event of hazardous materials incident. We believe that the proposed fee increase is reasonable and will promote increased community safety when emergency hazardous materials incidents occur.

Thank you for the opportunity to testify in this measure.

Sincerely,



Darryle Matsumiya, OHST, CHST, STS
Safety Manager
Alaka'i Mechanical Corporation
Direct: (808) 834-4228
Cell: (808) 478-9657
dmatsumiya@alakaimechanical.com



February 1, 2017

TESTIMONY IN SUPPORT OF SENATE BILL 976, RELATING TO TIER II FILING FEES FOR REPORTING OF HAZARDOUS SUBSTANCES

Senate Committee on Agriculture and Environment
The Honorable Mike Gabbard, Chair
The Honorable Gil Riviere, Vice Chair

Wednesday, February 1, 2017 – 1:15 p.m.
State Capitol, Room 224

Chair Gabbard, Vice Chair Riviere and members of the Committee,

Thank you for this opportunity to provide written testimony on Senate Bill 976, Relating to Tier II Filing Fees for Reporting of Hazardous Substances. My name is Lance Tanaka, director of government and public affairs for Par Hawaii. Par Hawaii, Inc., formerly Mid Pac Petroleum, and Par Hawaii Refining, LLC, formerly Hawaii Independent Energy, are subsidiaries of Texas-based Par Pacific Holdings, Inc., formerly known as Par Petroleum Corporation. Collectively, we are known as Par Hawaii, the leading supplier of transportation fuels in the Islands.

The purpose of this bill is to raise the Hawaii Emergency Planning and Community Right-to-Know Act (HEPCRA) annual Tier II filing fee from \$100 to \$200, beginning on July 1, 2017.

Par Hawaii supports SB 976.

Funds raised by the filing fee are used by the Local Emergency Planning Committees (LEPC) to hold hazardous materials emergency preparedness activities, to purchase specialized equipment, and to conduct joint emergency planning response training.

To our understanding, the Tier II fund helps the Honolulu Fire Department to send its people to the annual Continuing Challenge Hazmat Training in Sacramento, California. In addition, LEPC uses the fund to hold ammonia, propane emergency response workshops, U.S. DOT pipeline leak response training, and provide other vitally needed services. Recently, HFD withdrew from participating in joint industrial fire training with our Kapolei refinery due to lack of funding. With additional funding that is made available through this bill's proposed increase in the Tier II fee, we are hoping that HFD will again be able to train with us.

Testimony in Support of S.B. 976, Relating to Tier II Filing Fees for
Reporting of Hazardous Substances
Lance N. Tanaka, Par Hawaii
Committee on Agriculture and Environment
Hawaii State Capitol, Room 224
Wednesday, February 1, 2017 – 1:15 p.m.
Page 2

Par Hawaii takes emergency preparedness very seriously and invests millions of dollars each year to ensure its emergency response teams are trained and prepared in the event of an incident. Increased funding from the Tier II filing fee will go towards enabling facilities covered under the HEPCRA to conduct business safely. This is critically important to ensuring the safety of our employees, the businesses located around our facilities, and the public.

For these reasons, we support Senate Bill 976 and ask that your committee find in favor of its passage. Thank you.

A handwritten signature in black ink, appearing to read "Lance N. Tanaka". The signature is fluid and cursive, with a long horizontal stroke at the end.

Lance N. Tanaka
Director, Government & Public Affairs
Par Hawaii

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 5:26 PM
To: AEN Testimony
Cc: lho@hawaiiublicpolicy.com
Subject: *Submitted testimony for SB976 on Feb 1, 2017 13:15PM*

SB976

Submitted on: 1/31/2017

Testimony for AEN on Feb 1, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Albert Chee	Island Energy Services	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Monday, January 30, 2017 10:18 AM
To: AEN Testimony
Cc: thernandez@goldenstatefoods.com
Subject: Submitted testimony for SB976 on Feb 1, 2017 13:15PM

SB976

Submitted on: 1/30/2017

Testimony for AEN on Feb 1, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Luis Tony Hernandez	Individual	Support	No

Comments: I agree with the fee increase. The information protects our first responders. It keeps everyone safe. Life safety is very important.

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, January 29, 2017 9:35 PM
To: AEN Testimony
Cc: 333cory@gmail.com
Subject: Submitted testimony for SB976 on Feb 1, 2017 13:15PM

SB976

Submitted on: 1/29/2017

Testimony for AEN on Feb 1, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Cory Harden	Individual	Support	No

Comments: Aloha legislators, Lave flows, hurricanes and near-hurricanes, flooding, tsunamis, earthquakes, geothermal accidents...Please increase the Tier II filing fee from \$100 to \$200 to provide more funding to the Local Emergency Planning Committees so we're ready. There will be more emergencies! mahalo, Cory Harden, Hilo

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Sent: Saturday, January 28, 2017 2:42 PM
To: AEN Testimony
Cc: mendezj@hawaii.edu
Subject: *Submitted testimony for SB976 on Feb 1, 2017 13:15PM*

SB976

Submitted on: 1/28/2017

Testimony for AEN on Feb 1, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Javier Mendez-Alvarez	Individual	Support	No

Comments:

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Sent: Saturday, January 28, 2017 12:44 PM
To: AEN Testimony
Cc: makule@maui.net
Subject: Submitted testimony for SB976 on Feb 1, 2017 13:15PM

SB976

Submitted on: 1/28/2017

Testimony for AEN on Feb 1, 2017 13:15PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Bill Medeiros	Individual	Support	No

Comments: I support increasing the Tier II fee to \$200. This will provide additional funding to the Local Emergency Planning Committees. Mahalo!

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