

Facility Reporting Requirements

*SARA Title III
and
Pennsylvania Act
165*



Tier II Chemical Inventory Reporting Requirements and Fee Instructions



DEPARTMENT OF
LABOR & INDUSTRY
COMMONWEALTH OF PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF LABOR AND INDUSTRY
Bureau of PENNSAFE
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HARRISBURG, PA 17120
(717) 783-2071
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www.dli.state.pa.us

Dear Sir/Madam:

This book includes basic compliance information as well as answers to commonly asked questions regarding Section 312 of federal SARA Title III, the Emergency Planning and Community Right-to-Know Act (EPCRA), and the Pennsylvania Hazardous Material Emergency Planning and Response Act (Act 165).

Specific information in this book includes reporting and fee requirements, instructions for completing the Emergency and Hazardous Chemical Inventory Form, and the Tier II Chemical Inventory Invoice (if applicable to your facility), a blank Tier II form, and a list of the Local Emergency Planning Committees. Also included are guidelines for avoiding common problems the department encounters with the Tier II form and site plan. Finally, information is included about the Electronic Data Exchange System (EDES), a user friendly software package developed by the department that enables facilities to file their Tier II reports magnetically. EDES is paying significant dividends in reducing processing time, eliminating paper and increasing the accuracy of data.

The Pennsylvania Emergency Management Council, which oversees the administration of these laws, requires that a site plan accompany the Tier II form. Site plans show specific facility information which greatly assists emergency personnel in responding to incidents such as spills, releases, fires, and explosions. This data can help save lives, minimize damage to the facility and the surrounding environment, and may even save your business. **However, in an effort to reduce unnecessary paperwork, if your site plan is already on file with the department and has not changed, you do not need to send another copy.**

If you have any questions about the material in this book or need additional information, please write or call PENNSAFE, at the Department of Labor and Industry, Room 1623, Seventh and Forster Streets, Harrisburg, PA 17120; Telephone (717) 783-2071, FAX (717) 783-5099 or visit our website @ www.dli.state.pa.us/pennsafe.

Sincerely,



Thomas J. Ward, Jr.
Director

TABLE OF CONTENTS

	Page
An Overview of Reporting Requirements	1
Decision Flow Sheet	4
Reports and Fee Summary	5
Common Problems to Avoid When Completing and Submitting the Tier II Form . . .	6
Completion and Submission of Tier II Site Plans	7
Tier II Sample Report	8
Tier II Sample Site Plan	9
Blank Tier II Form	10
Tier II Instructions General Information	11
Answers to Commonly Asked Questions	19

APPENDIX

- Local Emergency Planning Committees
- Tier II Reporting Software (EDES)
- Tier II Chemical Inventory Invoice

AN OVERVIEW OF REPORTING REQUIREMENTS

Reporting Requirements:

ANNUAL REPORT BY MARCH 1:

- Pennsylvania facilities covered by the federal OSHA Hazard Communication Standard must file a Tier II form for:
 1. Extremely Hazardous Substances (EHSs), as identified under Section 302, in quantities at or above the Threshold Planning Quantities (TPQs), or 500 pounds (whichever is less); and/or
 2. Hazardous chemicals, regulated by the federal OSHA Hazard Communication Standard, which are present at your facility at or above 10,000 pounds at any one time during the calendar year.

INITIAL SUBMISSION WITHIN 5 WORKING DAYS:

- Section 205 of Act 165 has been amended by the addition of subsection (d) relating to facility duties. This amendment has great impact on facilities' reporting requirements. Facilities are now required to report the presence of hazardous material within 5 business days after the hazardous material is first present at the facility. Accordingly, facilities will now have to submit a Tier II reporting form and site plan to L&I (as well as to their LEPC and local fire department) if they bring on any new hazardous material meeting the established threshold requirements that had not been reported during the previous calendar year. Hazardous materials reported under this requirement must be reported again at the time of the annual filing and fee payment required on or before March 1st.
- Federal facilities were directed by Executive Order 12856, August 3, 1993, to comply with all provisions of EPCRA and the Pollution Prevention Act (PPA).
- For facilities required to file, a copy of the Tier II form and site plan must be sent to:
 1. Department of Labor and Industry
PENNSAFE
P. O. Box 68571
Harrisburg, PA 17106-8571
 2. Local Emergency Planning Committee (see listing within the Appendix).
 3. Local Fire Department(s) with jurisdiction over the facility.
- Tier II forms must be submitted on or before March 1st of each year for the chemicals present at the facility during the prior calendar year.
- The federal OSHA Hazard Communication Standard definition of a hazardous chemical is "one that causes physical and/or health hazards." Because OSHA uses a performance based set of criteria by which manufacturers determine a chemical's hazard properties, there is not a "list" of these chemicals. Facilities, therefore, must rely on Material Safety Data Sheets (MSDSs) to determine whether a chemical is hazardous under the federal OSHA Hazard Communication Standard.

- A reproducible copy of a Tier II form is included on page 10:
- 1. SARA Title III provides an option for facilities to withhold location information for specific chemicals by utilizing an alternative Tier II form known as a "Confidential Location Information Sheet." These forms may be requested from PENNSAFE.

OR

- 2. **If you made changes to your previous site plan, you must submit a new one.** The size of the site plan can be 8-1/2" x 11" or 8-1/2" x 14" and must be legible. Site plans not meeting this criteria will be returned. Instructions and an example are included in this book. **If your site plan is identical to the one previously submitted, you do not need to send another copy.**

Fee Requirements:

- A facility required to file a Tier II form under SARA Title III shall pay a state fee of \$10.00 per chemical, unless otherwise exempted by Act 165.
- Checks must be made payable to: "Pennsylvania Hazardous Material Response Fund."
- Additional county-assessed fees for chemicals reported to the LEPC may also be applicable. The LEPC with jurisdiction over your facility can provide you with information concerning those county-based fees.

EXEMPTIONS

Reporting Requirements:

- Facilities not covered by the federal OSHA Hazard Communication Standard, such as public sector employers (i.e., state and local governments, public schools and public universities and private sector mining industry employers (except for oil and gas extraction)), are **not required to file** Tier II forms.
- Facilities which are covered by the federal OSHA Hazard Communication Standard that do not have an EHS at or above the TPQ or 500 pounds (whichever is less), **and** which do not have any OSHA hazardous chemicals at or above 10,000 pounds, are not required to file a Tier II form.
- The following items are exempt from Tier II reporting requirements:
 1. Products regulated by the Federal Food and Drug Administration (FDA).
 2. Articles.
 3. Household packaged products.
 4. Substances used in research and development labs, hospitals or other medical facilities.

5. Substances used in routine agricultural operations.
6. Fertilizers held for sale by retailers.
7. Retail service stations (Gasoline 75,000 and Diesel 100,000)

FEE REQUIREMENTS

- Facilities owned by federal, state and local governments are not required to pay fees under Act 165.
- Family farm enterprises and service stations, including auto body repair shops, are not required to pay fees under Act 165, **but** are required to file reports if the criteria described on the previous page are met.

1. Gasoline/Diesel Fuel Reporting

EPA raised the thresholds that trigger 312 reporting requirements for gasoline and diesel fuel stored entirely underground at retail gas stations that comply with requirements for underground storage tanks (UST's new threshold levels are 75,000 gallons for gasoline and 100,000 for diesel fuel). These reporting levels will relieve most retail gas stations from reporting gasoline and diesel fuel under EPCRA.

DECISION FLOW SHEET FOR HAZARDOUS CHEMICAL REPORTING/FEEES

Reporting Requirements under Federal Superfund Amendments and Reauthorization Act,
Title III Fee Submission under Pennsylvania Act 165

SARA REPORTING REQUIREMENTS: TIER II	PENNSYLVANIA FEE SUBMISSIONS: HAZARDOUS CHEMICAL FEE
<div style="text-align: center; margin-bottom: 20px;"> <div style="border: 1px solid black; padding: 5px; display: inline-block;">Is your facility covered by the OSHA Hazard Communication Standard? *</div> <div style="margin-left: 10px;">No (R)</div> <div style="border: 1px solid black; padding: 5px; display: inline-block; margin-left: 10px;">No Report Required</div> </div> <p style="text-align: center;">Yes —</p> <div style="display: flex; justify-content: space-between; align-items: center; margin-top: 20px;"> <div style="border: 1px solid black; padding: 5px; width: 15%;">Is this the first time that your facility is in receipt of this substance?</div> <div style="margin: 0 10px;">Yes — No —</div> <div style="border: 1px solid black; padding: 5px; width: 30%;">Does your facility have 500 lbs. or the TPQ (whichever is less) of an Extremely Hazardous Substance and/or Does your facility have 10,000 lbs. or more of any OSHA Hazardous Chemical? (1)</div> <div style="margin-left: 10px;">No (R)</div> <div style="border: 1px solid black; padding: 5px; display: inline-block; margin-left: 10px;">No Report Required</div> </div> <div style="display: flex; justify-content: space-around; margin-top: 10px;"> <div style="border: 1px solid black; padding: 5px; width: 40%;">Yes File a Tier II Report within 5 business days</div> <div style="border: 1px solid black; padding: 5px; width: 40%;">No File a Tier II Report annually by March 1st</div> </div>	<div style="text-align: center; margin-bottom: 20px;"> <div style="border: 1px solid black; padding: 5px; display: inline-block;">Is your facility required to file a Tier II Report?</div> <div style="margin-left: 10px;">No (R)</div> <div style="border: 1px solid black; padding: 5px; display: inline-block; margin-left: 10px;">No Fee Required</div> </div> <p style="text-align: center;">Yes —</p> <div style="text-align: center; margin-top: 20px;"> <div style="border: 1px solid black; padding: 5px; display: inline-block;">Is your facility a family farm, service station, State, Federal or Local government agency?</div> <div style="margin-left: 10px;">Yes (R)</div> <div style="border: 1px solid black; padding: 5px; display: inline-block; margin-left: 10px;">No Fee Required</div> </div> <p style="text-align: center;">No —</p> <div style="border: 1px solid black; padding: 5px; margin-top: 20px; text-align: center;"> Pay \$10 to the Commonwealth for each chemical reported on the Tier II form. Form and fee due annually by March 1st. </div>

(1) Excludes:

- (a) FDA regulated products
- (b) articles
- (c) household packaged products
- (d) substances used in Research and Development labs, hospitals or other medical facilities
- (e) substances used in routine agricultural operations
- (f) fertilizers held for sale by a retailer
- (g) retail service stations (Gas 75,000) (Diesel 100,000)

* Federal agencies were directed by Executive Order No. 12856 signed by President Clinton August 3, 1993, to comply with all provisions of EPCRA and the Pollution Prevention Act (PPA).

**REPORTS AND FEE SUMMARY
EMERGENCY AND HAZARDOUS CHEMICAL INVENTORY (TIER II)**

REPORT	SARA SECTION	LIST	FILING CRITERIA	EXEMPTIONS	DUE DATE
Chemical Inventory Form: Annually	312	Chemicals considered hazardous under the federal OSHA Hazard Communication Standard ¹	Must be covered by OSHA Hazard Communication Standard 10,000 pounds or more of an OSHA Hazardous Chemical or an EHS at 500 pounds or the TPQ, whichever is less	(1) FDA regulated products (2) Articles (3) Household packaged products (4) Substances used in R & D labs, hospitals or other medical facilities (5) Substances used in routine agricultural operations (6) Fertilizers held for sale by a retailer (7) Retail Service Stations (Gasoline 75,000 and Diesel 100,000)	By March 1 of each year covering the prior calendar year
REQUIREMENT	ACT 165 SECTION	LIST	FILING CRITERIA	EXEMPTIONS	DUE DATE
Chemical Inventory Form: Initial Submission	205	Same as above	Same as above	Same as above	Within 5 business days of receipt of new substance
State fee of \$10 for each chemical reported on the Tier II Form ²	207(c)	Same as above	Same as above	(1) Same as above (2) Family farms (3) Service stations (4) State, Federal or Local government agencies	By March 1 of each year

Submit Tier II Chemical Inventory Form to:

- (1) Local Fire Department
- (2) Local Emergency Planning Committee
- (3) Department of Labor & Industry
Bureau of PENNSAFE
P. O. Box 68571
Harrisburg, PA 17106-8571
Telephone (717) 783-2071

Submit state fee of \$10 for each chemical reported on the Tier II form to:

PA Emergency Management Council
c/o Department of Labor & Industry
Bureau of PENNSAFE
P. O. Box 68571
Harrisburg, PA 17106-8571
Telephone (717) 783-2071

- 1. **Federal facilities were directed by Executive Order 12856, August 3, 1993, to comply with all provisions of EPCRA and the Pollution Prevention Act (PPA).**
- 2. **Additional county assessed fees for chemicals reported to the LEPC may also be applicable. The LEPC with jurisdiction over your facility can provide you with information concerning those county-based fees.**

COMMON PROBLEMS TO AVOID WHEN COMPLETING AND SUBMITTING THE TIER II FORM

Missing Data

1. Incomplete forms, omitting inventory codes, container type, report year, signature and name.
2. Facility location vague or incomplete address provided. Mailing address used instead of actual physical location. (**Post office box numbers are not acceptable.**) If a separate mailing address is necessary for billing purposes, provide to the bureau the appropriate "bill to" address for each facility location.

Poor Quality

1. Unreadable reports, illegible handwriting, poor copies.

Incorrect Information

1. The CAS number does not correspond to the chemical reported.
2. Confidential portion completed when not necessary. When reporting confidential locations, complete and submit **both** non-confidential and confidential portions of the form.

Inappropriate Forms

1. Computer generated reports are acceptable if the format and contents are consistent with EPA's Tier II form.

Too Much Information

1. Courtesy reporting of Extremely Hazardous Substances and OSHA hazardous chemicals that do not meet the established Threshold Planning Quantity (TPQ) should not be included on the Tier II form to the state.

2. If your facility chooses to report the chemicals that do not meet the TPQ, they should be included on a separate document. An Addendum Form is available upon request from the department.

Improper Completion

1. Listing multiple facility addresses in the chemical storage location area on the form will not be accepted. A separate Tier II form must be completed for each facility.
2. If the chemical is or contains an Extremely Hazardous Substance (EHS), complete the EHS block **and** EHS chemical name.
3. Gasoline or diesel fuels should be reported as one chemical regardless of the grade (i.e. super unleaded, premium, unleaded).
4. If storage locations exceed the space provided, continue into next storage location area report block. Do not complete chemical description with duplicate chemical name. Leave blank or write, "Continued from above."
5. Reporting multiple well sites as a single facility is acceptable provided the well sites are on a contiguous piece of property.

Revisions

1. When submitting a revision, an entire Tier II report with the corrected information must be submitted.

Reporting year

1. Indicate correct reporting period on form.

COMPLETION AND SUBMISSION OF TIER II SITE PLANS

The Pennsylvania Emergency Management Council (PEMC) has adopted the following criteria for site plans that must accompany the Tier II form:

A. Plant Location (Include the following information on the site plan):

1. Facility ID (FACID, if known), printed on the Tier II form.
2. Facility name and address or physical location address of the chemicals released. Please specify full street address (not P.O. Box or mailing address). Upon receipt by the department, the Tier II form is separated from the site plan for processing. Provide the facility name, address, and facility ID on all pages of your Tier II report and site plan.
3. Latitude and longitude.

B. Location of Hazardous Chemicals

1. Identify plant buildings appropriately, either by name, numbers or letters.
2. Indicate or identify within or outside appropriate buildings the location of each hazardous chemical reported. This can be done by using geometrical shapes such as circles, squares, etc. Placing the "name" of the hazardous chemical within or outside the buildings is acceptable, as long as the name is legible and the information can be cross referenced to the Tier II form.
3. Avoid color coding or shading.

C. Clear Copies of Site Plans

Be sure that the copies of the site plan submitted are clear and legible. Any data printed or handwritten on the site plan must be legible. Blueprints or aerial site plans are not acceptable. Submit plans displaying only the exact physical locations of the reported chemicals.

D. Size of Site Plans and Tier II Forms

The system used to electronically store and retrieve the site plans can accommodate paper no larger than 8-1/2" x 14". It is acceptable to use more than one page for the site plan in order to provide sufficient details of your facility. An example of a site plan is on page 8.

<p>NOTE: If the site plan is identical to the one previously submitted, you do not need to send another copy.</p>
--

Chemical Inventory Form

Annual Report: Section 312

Submission: Section 311/312 (New facility and/or new chemical)

Facility Identification

Name ABC Manufacturing Plant
Street 1234 Mayfield Drive
City Harrisburg County Dauphin State PA Zip 17120
SIC Code 3999 Dun & Bradstreet 34-756-2333
FOR SPTI-AL
ID #
Date Received

FACID: 12345

Owner/Operator Name

Name Carson & Wagner Phone 717 234-8777
Mail Address 9th & Division Sts., Hbg., PA 17102

Emergency Contact

Name James Smith Title Plant Manager
Phone 717 233-1734 24 Hour Phone 717 233-1734
Name William Johnson Title Operations Supervisor
717 233-1734 717 233-5101

Important: Read all instructions before completing form

Reporting Period

From January 1 to December 31, 20 Check if information below is identical to the information submitted last year.

Chemical Description

Physical and Health Hazards
(check all that apply)

Inventory

Storage Codes and Locations
(Non-Confidential)
Storage Locations

CAS 64741 Trade Secret
Chem. Name Diesel Fuel
check all that apply: Pure Mix Solid Liquid Gas EHS

Fire
Sudden Release of Pressure
Reactivity
Immediate (acute)

Max. Daily Amount (code) 04
Avg. Daily Amount (code) 03
No. of Days 365

Container Type Pressure Temperature
B 1 4 J & I

CAS 1108918 Trade Secret
Chem. Name Amcor 8750
check all that apply: Pure Mix Solid Liquid Gas EHS
Cyclohexylamine

Fire
Sudden Release of Pressure
Reactivity
Immediate (acute)

Max. Daily Amount (code) 04
Avg. Daily Amount (code) 02
No. of Days 365

D 1 4 D-Storage area main building.
H 1 4 H-Maintenance shop and garage.

CAS 7664393 Trade Secret
Chem. Name Hydrofluoric Acid
check all that apply: Pure Mix Solid Liquid Gas EHS
Hydrofluoric Acid

Fire
Sudden Release of Pressure
Reactivity
Immediate (acute)

Max. Daily Amount (code) 04
Avg. Daily Amount (code) 02
No. of Days 365

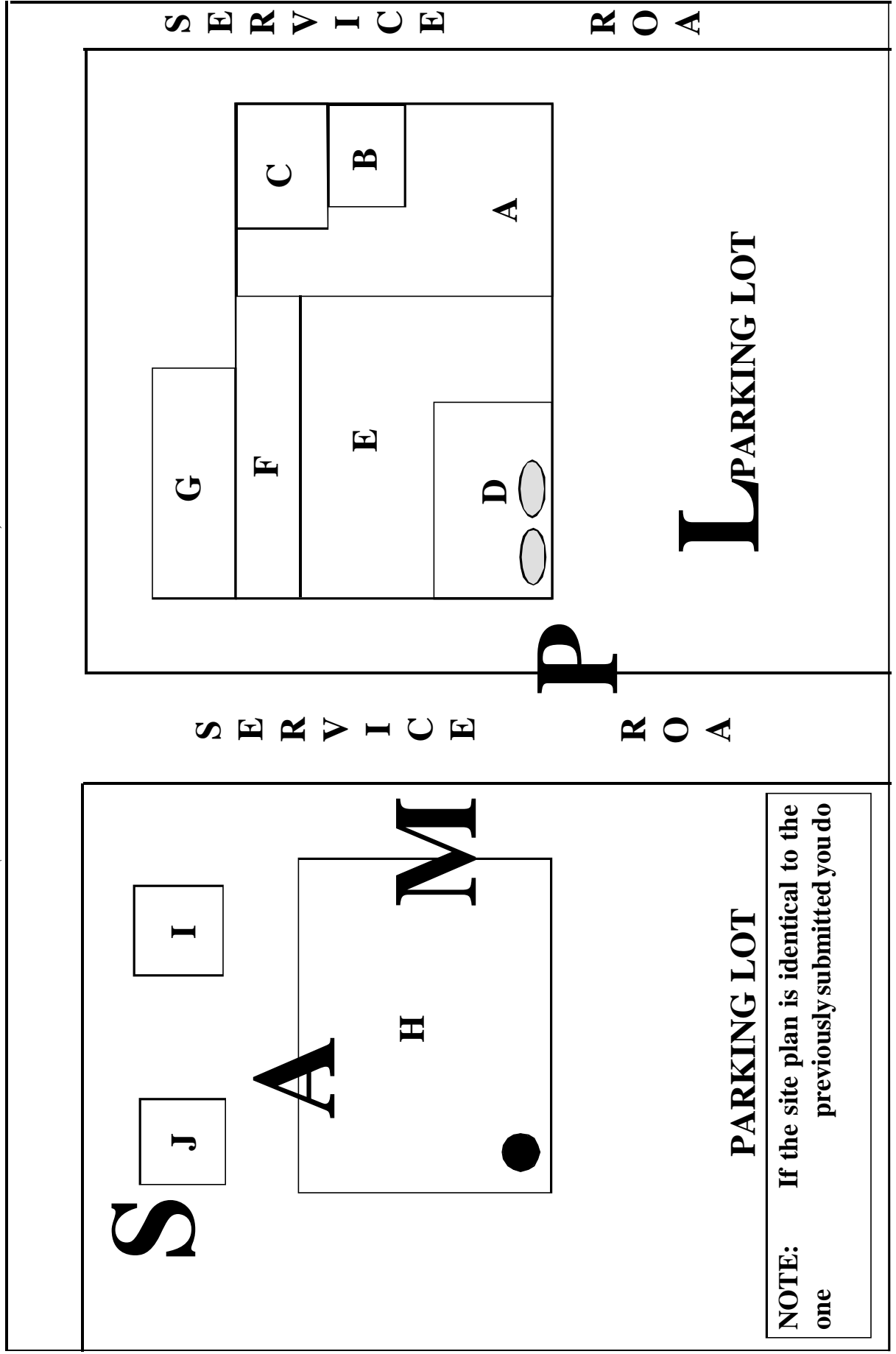
D 1 4 D-Storage area main building.
H 1 4 H-Maintenance shop and garage.

Certification (Read and sign after completing all sections)

I certify under penalty of law that I have personally examined and am familiar with the information submitted in pages one through 1, and that based on my inquiry of those individuals responsible for obtaining the information, I believe that the submitted information is true, accurate and complete.
James Smith, Plant Manager
Name and official title of owner/operator or owner/operator's authorized representative Signature
1/31/ Date Signed
Optional Attachments
 I have attached a site plan
 I have attached a list of site coordinate abbreviations
 I have attached a description of dikes and other safe-

FACID: 12345
ABC MANUFACTURING PLANT
1234 Mayfield Drive

(40° 36' 15" LAT/77° 26' 10" LONG)



NOTE: If the site plan is identical to the one previously submitted you do

Chemical Inventory Form		Facility Identification		Owner/Operator Name	
<input type="checkbox"/> Annual Report: Section 312 Tier II		SIC Code <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		Name _____ Phone () _____	
<input type="checkbox"/> Initial Submission: Section 311/312 (New facility and/or		Dun & Bradstreet <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		Mail Address _____	
		FOR OFFICIAL USE		Emergency Contact	
		ID # _____ Date Received _____		Name _____ Title _____ Phone () _____ 24 Hour Phone () _____ Name _____ Title _____ 24 Hour Phone _____	

Important: Read all instructions before completing form From January 1 to December 31, 20__ Check if information below is identical to the information submitted last year.

Chemical Description	Physical and Health Hazards	Inventory	Storage Codes and Locations (Non-Confidential)
CAS <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Chem. Name _____ Trade Secret <input type="checkbox"/> check all that apply: <input type="checkbox"/> Pure <input type="checkbox"/> Mix <input type="checkbox"/> Solid <input type="checkbox"/> Liquid <input type="checkbox"/> Gas <input type="checkbox"/> EHS	Fire <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Sudden Release of Pressure <input type="checkbox"/> Reactivity <input type="checkbox"/> Immediate (acute) <input type="checkbox"/>	Max. Daily Amount (code) <input type="checkbox"/> <input type="checkbox"/> Avg. Daily Amount (code) <input type="checkbox"/> <input type="checkbox"/> No. of Days <input type="checkbox"/> <input type="checkbox"/>	Container Type _____ Pressure _____ _____ _____ _____
CAS <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Chem. Name _____ Trade Secret <input type="checkbox"/> check all that apply: <input type="checkbox"/> Pure <input type="checkbox"/> Mix <input type="checkbox"/> Solid <input type="checkbox"/> Liquid <input type="checkbox"/> Gas <input type="checkbox"/> EHS	Fire <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Sudden Release of Pressure <input type="checkbox"/> Reactivity <input type="checkbox"/> Immediate (acute) <input type="checkbox"/>	Max. Daily Amount (code) <input type="checkbox"/> <input type="checkbox"/> Avg. Daily Amount (code) <input type="checkbox"/> <input type="checkbox"/> No. of Days <input type="checkbox"/> <input type="checkbox"/>	_____ _____ _____ _____
CAS <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Chem. Name _____ Trade Secret <input type="checkbox"/> check all that apply: <input type="checkbox"/> Pure <input type="checkbox"/> Mix <input type="checkbox"/> Solid <input type="checkbox"/> Liquid <input type="checkbox"/> Gas <input type="checkbox"/> EHS	Fire <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Sudden Release of Pressure <input type="checkbox"/> Reactivity <input type="checkbox"/> Immediate (acute) <input type="checkbox"/>	Max. Daily Amount (code) <input type="checkbox"/> <input type="checkbox"/> Avg. Daily Amount (code) <input type="checkbox"/> <input type="checkbox"/> No. of Days <input type="checkbox"/> <input type="checkbox"/>	_____ _____ _____ _____

Certification (Read and sign after completing all sections)
 I certify under penalty of law that I have personally examined and am familiar with the information submitted in pages one through _____, and that based on my inquiry of those individuals responsible for obtaining the information, I believe that the submitted information is true, accurate and complete.
 I have attached a site plan
 I have attached a list of site coordinate abbreviations
 I have attached a description of dikes and other

TIER II INSTRUCTIONS

GENERAL INFORMATION

Submission of the Tier II form (when requested) is required by Title III of the Superfund Amendments and Reauthorization Act of 1986, Section 312, Public Law 99-499, codified at 42 U.S.C. Section 11022. The purpose of this Tier II form is to provide state and local officials as well as the public with specific information on hazardous chemicals present at your facility during the past year.

CERTIFICATION

The owner/operator or the officially designated representative must certify that all information included in the Tier II submission is true, accurate, and complete. On the first page of the Tier II report, enter your full name and official title. Sign your name and enter the current date. Also, enter the total number of pages included in the Confidential and Non-Confidential Information Sheets as well as all attachments. An original signature is required on at least the first page of the submission. Submissions to the SERC, LEPC, and fire department must each contain an original signature on at least the first page. Subsequent pages must contain either an original signature, a photocopy of the original signature, or a signature stamp. Each page must contain the date on which the original signature was affixed to the first page of the submission and the total number of pages in the submission.

YOU MUST PROVIDE ALL INFORMATION REQUESTED ON THE FORM TO FULFILL TIER II REPORTING REQUIREMENTS.

Regulations at §1910.1200. This form does not have to be submitted if all of the chemicals located at your facility are excluded under Section 311 (e) of Title III.

WHO MUST SUBMIT THIS FORM

Section 312 of Title III requires owners or operators that have hazardous chemicals on hand in quantities equal to or greater than set threshold levels to submit this Tier II form to the State Emergency Response Commission, a local emergency planning committee, and the fire department with jurisdiction over the facility.

This request may apply to the owner or operator of any facility that is required, under regulations implementing the Occupational Safety and Health Act of 1970, to prepare or have available a Material Safety Data Sheet (MSDS) for a hazardous chemical present at the facility. MSDS requirements are specified in the Occupational Safety and Health Administration (OSHA) Hazard Communication Standard, found in Title 29 of the Code of Federal

WHAT CHEMICALS ARE INCLUDED

You must report the required information on this Tier II form for each hazardous chemical present at your facility in quantities equal to or greater than established threshold amounts (discussed below), unless the chemicals are excluded under Section 311(e) of Title III. Hazardous chemicals are any substances for which your facility must maintain a MSDS under OSHA's Hazard Communication Standard.

CHEMICALS THAT ARE EXCLUDED

Section 311 (e) of Title III excludes the following substances:

- (i) Any food, food additive, color additive, drug, or cosmetic regulated by the Food and Drug Administration;
- (ii) Any substance present as a solid in any manufactured item to the extent exposure to the substance does not occur under normal conditions of use;
- (iii) Any substance to the extent it is used for personal, family, or household purposes, or is present in the same form and concentration as a product packaged for distribution and use by the general public;
- (iv) Any substance to the extent it is used in a research laboratory or a hospital or other medical facility under the direct supervision of a technically qualified individual;
- (v) Any substance to the extent it is used in routine agricultural operations or is a fertilizer held for sale by a retailer to the ultimate customer.

OSHA regulations, Section §1910.1200(b), stipulate exemptions from the requirement to prepare or have available an MSDS.

REPORTING THRESHOLDS

Minimum thresholds have been established for Tier II reporting under Title III, Section 312. These thresholds are as follows:

For Extremely Hazardous Substances (EHSs) designated under section 302 of Title III, the reporting threshold is 500 pounds (or 227 kg.) or the threshold planning quantity (TPQ), whichever is lower.

For all other hazardous chemicals for which facilities are required to have or prepare a MSDS, the minimum reporting threshold is 10,000 pounds (or 4,540 kg.).

You need to report hazardous chemicals that were present at your facility at any time during the previous calendar year at levels that equal or exceed these thresholds. For instructions on threshold determinations for components of mixtures see, "What about mixtures?" on page 14 of these instructions.

A requesting official may limit the responses required under Tier II by specifying particular chemicals or groups of chemicals. Such requests apply to hazardous chemicals regardless of established thresholds.

TIER II INSTRUCTIONS

Please read these instructions carefully. Print or type all responses.

WHEN TO SUBMIT THIS FORM

Owners or operators of facilities that have hazardous chemicals on hand in quantities equal to or greater than set threshold levels must submit the Tier II form by March 1.

WHERE TO SUBMIT THIS FORM

Send a completed Tier II form to each of the following organizations:

1. Your State Emergency Response Commission.
2. Your Local Emergency Planning Committee.
3. The fire department with jurisdiction over your facility.

If a Tier II form is submitted in response to a request, send the completed form to the requesting agency.

PENALTIES

Any owner or operator who violates any Tier II reporting requirements shall be liable to the United States for a civil penalty of up to \$25,000 for each such violation. Each day a violation continues shall constitute a separate violation.

If your Tier II responses require more than one page use additional forms and fill in the page number at the top of the form.

REPORTING PERIOD

Enter the appropriate calendar year, beginning January 1 and ending December 31.

FACILITY IDENTIFICATION

Enter the full name of your facility (and company identifier where appropriate).

Enter the full street address or state road. If a street address is not available, enter other appropriate identifiers that describe the physical location of your facility (e.g., longitude and latitude). Include city, county, state, and zip code.

Enter the primary Standard Industrial Classification (SIC) code and the Dun & Bradstreet number for your facility. The financial officer of your facility should be able to provide the Dun & Bradstreet number. If your firm does not have this information, contact the state or regional office of Dun & Bradstreet to obtain your facility number or have one assigned.

OWNER/OPERATOR

Enter the owner's or operator's full name, mailing address, and phone number.

EMERGENCY CONTACT

Enter the name, title, and work phone number of at least one local person or office who can act as a referral if emergency responders need assistance in responding to a chemical accident at the facility. Provide an emergency phone number where such emergency information will be available 24 hours a day, every day. This requirement is mandatory. The facility must make arrangements to ensure that a 24 hour contact is available.

IDENTICAL INFORMATION

Check the box indicating identical information, located below the emergency contacts on the Tier II form, if the current chemical information being reported is identical to that submitted last year. Chemical descriptions, hazards, amounts, and locations must be provided in this year's form, even if the information is identical to that submitted last year.

CHEMICAL INFORMATION

Description, Hazards, Amounts, and Locations

The main section of the Tier II form requires specific information on amounts and locations of hazardous chemicals, as defined in the OSHA Hazard Communication Standard.

If you choose to indicate that all of the information on a specific hazardous chemical is identical to that submitted last year, check the appropriate optional box provided at the right side of the storage codes and locations on the Tier II form. Chemical descriptions, hazards, amounts, and locations must be provided even if the information is identical to that submitted last year.

*What units should I use?

Calculate all amounts as *weight in pounds*. To convert gas or liquid volume to weight in pounds, multiply by an appropriate density factor.

*What about mixtures?

If a chemical is part of a mixture, *you have the option* of reporting either the weight of the entire mixture or only the portion of the mixture that is a particular hazardous chemical (e.g., if a hazardous solution weighs 100 lbs. but is composed of only 5% of a particular hazardous chemical, you can indicate either 100 lbs. of the mixture or 5 lbs. of the chemical).

The option used for each mixture must be consistent with the option used in your Section 311 reporting.

Because EHSs are important to Section 303 planning, EHSs have lower thresholds. The amount of an EHS at a facility (both pure EHS substances and EHSs in mixtures) must be aggregated for purposes of threshold determination. It is suggested that the aggregation calculation be done as a first step in making the threshold determination. Once you determine whether a threshold for an EHS has

been reached, you should report either the total weight of the EHS at your facility, or the weight of each mixture containing the EHS.

CHEMICAL DESCRIPTION

1. Enter the Chemical Abstract Service registry number (CAS). For mixtures, enter the CAS number of the mixture as a whole if it has been assigned a number distinct from its constituents. For a mixture that has no CAS number, leave this item blank or report the CAS numbers of as many constituent chemicals as possible.

If you are withholding the name of a chemical in accordance with criteria specified in Title III, Section 322, enter the generic class or category that is structurally descriptive of the chemical (e.g., list toluene diisocyanate as organic isocyanate) and check the box marked Trade Secret. Trade secret information should be submitted to EPA and must include a substantiation. Please refer to EPA's final regulation on trade secrecy (53 FR 28772, July 29, 1988) for detailed information on how to submit trade secrecy claims.

2. Enter the chemical name or common name of each hazardous chemical.
3. Check box for *ALL* applicable descriptors: pure or mixture; *and* solid, liquid, or gas; and whether the chemical is or contains an EHS.
4. If the chemical is a mixture containing an EHS, enter the chemical name of each EHS in the mixture.

EXAMPLE:

You have pure chlorine gas on hand, as well as two mixtures that contain liquid chlorine. You write "chlorine" and enter the CAS number. Then you check "pure" and "mix" - as well as "liquid" and "gas."

PHYSICAL AND HEALTH HAZARDS

For each chemical you have listed, check all the physical and health hazard boxes that apply. These hazard categories are defined in 40 CFR 370.2. The two health hazard categories and three physical hazard categories are a consolidation of the 23 hazard categories defined in the OSHA Hazard Communication Standard, 29 CFR 1910.1200.

<u>EPA's</u> Hazard Categories	<u>OSHA's</u> Hazard Categories
Fire Hazard	Flammable Combustion Liquid Pyrophoric Oxidizer
Sudden Release of Pressure	Explosive Compressed Gas
Reactive	Unstable Reactive Organic Peroxide Water Reactive
Immediate (Acute) Health Hazards	Highly Toxic Toxic Irritant Sensitizer Corrosive
	Other hazardous chemicals with an adverse effect with short term exposure
Delayed (Chronic) Health Hazard	Carcinogens Other hazardous chemicals with an adverse effect with long term exposure

MAXIMUM AMOUNT

1. For each hazardous chemical, estimate the greatest amount present at your facility on any single day during the reporting period.
2. Find the appropriate range value code in Table 1.
3. Enter this range value as the Maximum Amount.

TABLE I REPORTING RANGES

<u>Range</u>	<u>Weight</u>	<u>Range in Pounds</u>
Value	From...	To...
01	0	99
02	100	999
03	1,000	9,999
04	10,000	99,999
05	100,000	999,999
06	1,000,000	9,999,999
07	10,000,000	49,999,999
08	50,000,000	99,999,999
09	100,000,000	499,999,999
10	500,000,000	999,999,999
11	1 billion	higher than 1 billion

EXAMPLE:

You received one large shipment of a solvent mixture last year. The shipment filled five 5,000 - gallon storage tanks. You know that the solvent contains 10% benzene, which is a hazardous chemical.

You figure that 10% of 25,000 gallons is 2,500 gallons. You also know that the density of benzene is 7.29 pounds per gallon, so you multiply 2,500 gallons by 7.29 pounds per gallon to get a weight of 18,225 pounds.

Then you look at Table I and find that the range value 04 corresponds to 18,225. You enter 04 as the Maximum Amount.

EXAMPLE:

The 25,000 gallon shipment of solvent you received last year was gradually used up and completely gone in 315 days. The sum of the daily volume levels in the tank is 4,536,000 gallons. By dividing 4,536,000 gallons by 315 days on-site, you calculate an average daily amount of 14,400 gallons.

You already know that the solvent contains 10% benzene, which is a hazardous chemical. Since 10% of 14,400 is 1,440, you figure that you had an average of 1,440 gallons of benzene. You also know that the density of benzene is 7.29 pounds per gallon, so you multiply 1,440 by 7.29 to get a weight of 10,500 pounds.

Then you look at Table I and find that the range value 04 corresponds to 10,500. You enter 04 as the Average Daily Amount.

AVERAGE DAILY AMOUNT

1. For each hazardous chemical, estimate the average weight in pounds that was present at your facility during the year.

To do this, total all daily weights and divide by the number of days the chemical was present on the site.

2. Find the appropriate range value in Table I.
3. Enter this range value as the Average Daily Amount.

NUMBER OF DAYS ON-SITE

Enter the number of days that the hazardous chemical was found on-site.

EXAMPLE:

The solvent composed of 10% benzene was present for 315 days at your facility. Enter 315 in the space provided.

STORAGE CODES AND STORAGE LOCATIONS

List all non-confidential chemical locations in this column, along with storage types/conditions associated with each location. Please note that a particular chemical may be located in several places around the facility. Each row of boxes followed by a line represents a unique location for the same chemical.

Storage Codes: Indicate the types and conditions of storage present.

- a. *Look at Table II.* For each location, find the appropriate storage type and enter the corresponding code in the first box.
- b. *Look at Table III.* For each location, find the appropriate storage types for pressure and temperature conditions. Enter the applicable pressure code in the second box. Enter the applicable temperature code in the third box.

TABLE II - STORAGE TYPES

<u>CODES</u>	<u>Types of Storage</u>
A	Above ground tank
B	Below ground tank
C	Tank inside building
D	Steel drum
E	Plastic or nonmetallic drum
F	Can
G	Carboy
H	Silo
I	Fiber drum
J	Bag
K	Box
L	Cylinder
M	Glass bottles or jugs
N	Plastic bottles or jugs
O	Tote bin
P	Tank wagon
Q	Rail car
R	Other

TABLE III - PRESSURE AND TEMPERATURE CONDITIONS

<u>CODES</u>	<u>Storage Conditions</u>
(PRESSURE)	
1	Ambient pressure
2	Greater than ambient pressure
3	Less than ambient pressure
(TEMPERATURE)	
4	Ambient temperature
5	Greater than ambient temperature
6	Less than ambient temperature but not cryogenic
7	Cryogenic conditions

EXAMPLE:

The benzene in the main building is kept in a tank inside the building, at ambient pressure and less than ambient temperature.

Table II shows you that the code for a tank inside a building is C. Table III shows you that the code for ambient pressure is 1, and the code for less than ambient temperature is 6.

You enter:

C	1	6
---	---	---

Storage Locations:

Provide a brief description of the precise location of the chemical, so that emergency responders can locate the area easily. You may find it advantageous to provide the optional site plan or site coordinates as explained below.

For each chemical, indicate at a minimum the building or lot. Additionally, where practical, the room or area may be indicated. You may respond in narrative form with appropriate site coordinates or abbreviations.

If the chemical is present in more than one building, lot, or area location, continue your responses down the page as needed. If the chemical exists everywhere at the plant site simultaneously, you may report that the chemical is ubiquitous at the site.

Optional attachments:

If you choose to attach one of the following, check the appropriate Attachments box at the bottom of the Tier II form.

- a. *A site plan* with site coordinates indicated for buildings, lots, areas, etc. throughout your facility.
- b. *A list of site coordinate abbreviations* that correspond to buildings, lots, areas, etc. throughout your facility.
- c. *A description of dikes and other safeguard measures* for storage locations throughout your facility.

EXAMPLE:

You have benzene in the main room of the main building, and in tank 2 in tank field 10. You attach a site plan with coordinates as follows: main building = G-2, tank field 10 = B-6. Fill in the Storage Location as follows:

B-6 (Tank 2) G-2 (Main Room)

CONFIDENTIAL INFORMATION

Under Title III, Section 324, you may elect to withhold location information on a specific chemical from disclosure to the public. If you choose to do so:

- * Enter the word "confidential" in the Non-Confidential Location section of the Tier II form on the first line of the storage locations.
- * On a separate Tier II Confidential Location Information Sheet, enter the name and CAS number of each chemical for which you are keeping the location confidential.
- * Enter the appropriate location and storage information, as described above for non-confidential locations.
- * Attach the Tier II Confidential Location Information Sheet to the Tier II form. This separates confidential locations from other information that will be disclosed to the public.

CERTIFICATION

Instructions for this section are included on Page 11 in this book.



ANSWERS TO COMMONLY ASKED QUESTIONS

During the process of conducting hundreds of training programs, the bureau has answered many questions regarding the filing of Tier II forms and corresponding fees associated with EPCRA and PA Act 165. Below you will find a number of the most commonly asked Questions and Answers.

- Q. Do you accept electronic reporting of Tier II?**
- A.** Yes, the bureau has developed the Electronic Data Exchange System (EDES) to help facilities file their Tier II forms electronically. EDES is provided to any requesting facility free of charge (see Appendix for more information.)
- Q. The Tier II report form has a site plan under the optional attachments section. Is a site plan required in Pennsylvania with the submission of a Tier II report?**
- A.** Yes, in Pennsylvania, a site plan is required. However, if the site plan is identical to the one already on file with the Department and has not been changed, you do not have to send another copy.
- Q. Do fuels such as gasoline and diesel fuel, which have many grades (i.e., regular, unleaded, leaded, premium, etc.) have to be reported as different chemicals or can they be reported simply as "gasoline or diesel fuel?"**
- A.** It has been determined by the EPA and PEMC that multi-grade fuel such as gasoline and/or diesel fuel can be reported as one chemical. This would also mean that a fee of \$10 rather than \$30 would be due.
- Q. Can I list multiple facility locations in the chemical storage location area of the Tier II form?**
- A.** No. A separate Tier II form must be completed for each facility location that has hazardous chemicals on site in quantities equal to or greater than the threshold planning quantities.
- Q. How are mixtures handled for Sections 311 and 312 reporting?**
- A.** The owner or operator of a facility may meet the requirements of Sections 311 and 312 by choosing one of two options:
1. Provide the required information on each component that is a hazardous chemical within the mixture. In this case, the concentration of the hazardous chemical in weight percent must be multiplied by the mass (in pounds) of the mixture to determine the quantity of the hazardous chemical in the mixture. No MSDS has to be submitted for hazardous components in a mixture with quantities in concentrations under 1% for carcinogens and 1% for all other hazardous components of the total weight of the mixture.
 2. Provide the required information on the mixture as a whole, using the total quantity of the mixture.
- When the composition of a mixture is unknown, facilities should report on the mixture as a whole, using the total quantity of the mixture. Whichever option the owner or operator decides to use, the reporting of mixtures must be consistent for Sections 311 and 312.

ANSWERS TO COMMONLY ASKED QUESTIONS, cont.

Q. How are mixtures handled for Sections 311 and 312 reporting?

A. The owner or operator of a facility may meet the requirements of Sections 311 and 312 by choosing one of two options:

1. Provide the required information on each component that is a hazardous chemical within the mixture. In this case, the concentration of the hazardous chemical in weight percent must be multiplied by the mass (in pounds) of the mixture to determine the quantity of the hazardous chemical in the mixture. No MSDS has to be submitted for hazardous components in a mixture with quantities in concentrations under 1% for carcinogens and 1% for all other hazardous components of the total weight of the mixture.
2. Provide the required information on the mixture as a whole, using the total quantity of the mixture.

When the composition of a mixture is unknown, facilities should report on the mixture as a whole, using the total quantity of the mixture. Whichever option the owner or operator decides to use, the reporting of mixtures must be consistent for Sections 311 and 312.

Q. Are hospitals exempt from Tier II reporting?

A. The exemption status does not apply to the hospital itself but to any substances, to the extent that they are used in a research laboratory, hospital or other medical facility under the direct supervision of a technically qualified person. Examples of hazardous substances not excluded are chlorine, heating fuel, gasoline and cleaning products.

Q. Is generic reporting of other chemicals permissible?

A. Generic reporting of other chemicals is permitted with certain important qualifications. First and most importantly, the physical and health hazards posed by the generic class of chemicals must be the same for all of the chemicals. For example, in a group of flammables, some may be explosive and some may not be explosive. In this example, generic reporting would not be permitted. If however, for example, there are a group of solvents in the same family and they all pose the same hazard such as reactivity, then these could be grouped together and reported generically.

Q. Must I report a hazardous chemical that is on-site for less than 24 hours?

A. Yes. You need to report hazardous chemicals on-site if they are at or above the established reporting threshold (and are not exempt from SARA Title III).

Q. Is household heating fuel exempt from Sections 311 and 312 requirements?

A. Heating oil is exempt under SARA Title III reporting under two conditions. First, if the facility in question is exempt from maintaining a Material Safety Data Sheet under OSHA Hazard Communication Standard. Secondly, if the fuel oil is stored in quantities below the reporting threshold.

Q. Would a farm supplier or retail distributor be excluded from Sections 311 and 312 reporting based on the agricultural exemptions?

A. Under Section 311(e)(5), retailers are exempted from the reporting requirements for fertilizers only. Therefore, substances sold as fertilizers would not need to be reported under Sections 311 and 312 by retail sellers. However, other agricultural chemicals, such as pesticides, would have to be reported by retailers and suppliers of such chemicals.

1. **Adams County Department of Emergency Services**
117 Baltimore Street, Room 6
Gettysburg, PA 17325-2313
Telephone717-334-8603
Telefax717-334-1822/6926
2. **County of Allegheny Department of Emergency Management**
400 Lexington Street
Pittsburgh, PA 15208
Telephone412-473-2550
Telefax412-473-2589
3. **Armstrong County Emergency Management Agency**
450 East Market Street
Kittanning, PA 16201-1409
Telephone724-548-3431
Telefax724-548-3243/3285
4. **Beaver County Emergency Management Agency**
250 East End Avenue
Beaver, PA 15009
Telephone ...724-774-1049
Telefax724-775-1163
5. **Bedford County Emergency Management Agency**
130 Vondersmith
Bedford, PA 15522
Telephone814-623-9528
Telefax814-623-0799
6. **Berks County Emergency Management Agency**
Agricultural Center, P. O. Box 520
Leesport, PA 19533
Telephone610-374-4800
Telefax610-374-8865
7. **Blair County-Altoona Emergency Management Agency**
615 4th Street
Altoona, PA 16602
Telephone814-940-5900
Telefax814-940-5907
8. **Bradford County Emergency Management Agency**
R. D. #1, Box 179C
Towanda, PA 18848
Telephone570-265-5022
Telefax570-265-4774
9. **Bucks County Emergency Management Agency**
Emergency Services Building
911 Ivyglenn Circle
Ivyland, PA 18974
Telephone215-340-8700/3524
Telefax215-957-0765
10. **Butler County Emergency Management Agency**
309 Sunnyview Circle
Butler, PA 16001-3549
Telephone724-284-5211
Telefax724-287-8024
11. **Cambria County Department of Emergency Services**
P.O. Box 853
401 Candlelight Drive
Ebensburg, PA 15931
Telephone814-472-2050
Telefax814-472-2057
12. **Cameron County Emergency Management Agency**
Courthouse
416 N Broad Street
Emporium, PA 15834
Telephone814-486-1137
Telefax814-486-1139

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13. **Carbon County Emergency Management Agency**
1264 Emergency Lane
Nesquehoning, PA 18240
Telephone570-325-3097
Telefax570-325-9132

14. **Centre County Emergency Management Agency**
Willowbank Office Building
420 Holmes Street, Room 134
Bellefonte, PA 16823
Telephone814-355-6745
Telefax814-355-6776

15. **Chester County Department of Emergency Services**
Chester Co. Government Services Center
601 Westtown Road, Suite 12
West Chester, PA 19382-4558
Telephone610-344-5000
Telefax610-344-5050

16. **Clarion County Emergency Management Agency**
Courthouse, Main Street
Clarion, PA 16214
Telephone814-226-6631
Telefax814-226-4294

17. **Clearfield County Department of Emergency Services**
911 Leonard Street
Clearfield, PA 16830-3245
Telephone814-765-5357
Telefax814-768-9920

18. **Clinton County Emergency Management Agency**
22 Creek Drive
Lock Haven, PA 17745
Telephone570-893-4090/91
Telefax570-893-4044

19. **Columbia County Department of Public Safety**
Courthouse
P. O. Box 380, West Main Street
Bloomsburg, PA 17815
Telephone570-389-5720
Telefax570-784-2975 (EMA)

20. **Crawford County Emergency Management Agency**
903 Diamond Park
Meadville, PA 16335
Telephone814-724-2548 or
800-223-3008
Telefax814-724-2563

21. **Cumberland County Office of Emergency Preparedness**
1 Courthouse Square
Carlisle, PA 17013
Telephone717-240-6400 or
Telefax717-245-8710

22. **Dauphin County Emergency Management Agency**
911 Gibson Boulevard
Steelton, PA 17113-1988
Telephone717-558-6800
Telefax717-558-6950

23. **Delaware County Emergency Services**
Communications Center
360 N. Middletown Road
Media, PA 19063-5594
Telephone610-565-8700
Telefax610-892-9583

24. **Elk County Emergency Management Agency**
Courthouse
Ridgeway, PA 15853
Telephone814-776-5314/772-0006
Telefax814-772-1697

25. **Erie County Emergency Management Agency**
1714 French Street
Erie, PA 16501
Telephone814-870-9920
Telefax814-870-9930

26. **Fayette County Office of Emergency Management**
Fayette County Public Service Building
24 E Main Street, 4th Floor
Uniontown, PA 15401
Telephone724-430-1277
Telefax724-430-1281

27. **Forest County Emergency Management Agency**
R. D. #1
Tidioute, PA 16351
Telephone814-755-3541
Telefax814-755-8837

28. **Franklin County Emergency Management Agency**
Courthouse
Chambersburg, PA 17201
Telephone717-264-2813
Telefax717-264-8667/267-3493
(911)

29. **Fulton County Emergency Management Agency**
Courthouse Annex #1
214 North Second Street
McConnellsburg, PA 17233-1199
Telephone717-485-3201/9249
Telefax717-485-9421

30. **Greene County Emergency Services**
Airport Administration Building
1160 E Roy Furman Highway
Waynesburg, PA 15370
Telephone724-627-5387
Telefax 724-627-5342

31. **Huntingdon County Emergency Management Agency**
Courthouse
223 Penn Street
Huntingdon, PA 16652
Telephone814-643-6613/6617/8178
Telefax814-643-8178

32. **Indiana County Emergency Management Agency**
825 Philadelphia Street
Indiana, PA 15701
Telephone724-349-9300
Telefax724-465-3868

33. **Jefferson County Emergency Management Agency**
Emergency Services Building
R. D. #5 - Box 44-A
Brookville, PA 15825-9761
Telephone814-849-5052
Telefax814-849-6387

34. **Juniata County Emergency Management Agency**
Courthouse, P.O. Box 68
Mifflintown, PA 17059
Telephone717-436-2181 or
717-436-8991 (Ext. 2211)
Telefax717-436-7733

35. **Lackawanna County Department of Emergency Services**
200 Adams Avenue
Scranton, PA 18503
Telephone570-961-5511
Telefax570-963-6529

36. **Lancaster County Emergency Management Agency**
P. O. Box 219
Manheim, PA 17545-0219
Telephone717-664-1200 or
800-808-5236
Telefax717-664-1235

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37. **Lawrence County Emergency Management Agency**
Government Center
430 Court Street
New Castle, PA 16101
Telephone724-658-7485 or
724-658-2541
Telefax724-658-5760

38. **Lebanon County Emergency Management Agency**
Room 14, County-City Building
Lebanon, PA 17042
Telephone717-272-7621
Telefax717-272-9509

39. **Lehigh County Office of Emergency Management**
455 West Hamilton St.
Allentown, PA 18101
Telephone610-782-3073
Telefax610-782-2014

40. **Luzerne County Emergency Management Agency**
200 North River Street
Wilkes-Barre, PA 18711-1001
Telephone570-820-4400
Telefax717-820-4456

41. **Lycoming County Department of Emergency Services**
2130 County Farm Road
Montoursville, PA 17754
Telephone800-433-9063
Telefax717-433-4435

42. **McKean County Emergency Management Agency**
P.O. Box 305
Smethport, PA 16749-0305
Telephone814-887-5070
Telefax814-887-4910

43. **Mercer County Emergency Management Agency**
205 South Erie Street
Room 103
Mercer, PA 16137-1501
Telephone724-662-6100
Telefax724-662-6145

44. **Mifflin County Emergency Services**
20 North Wayne Street
Lewistown, PA 17044
Telephone717-248-9645
Telefax717-248-0300

45. **Monroe County Office of Emergency Services**
100 Gybsun Rd.
Stroudsburg, PA 18360
Telephone570-992-4113
Telefax570-404-7358

46. **Montgomery County Office of Emergency Preparedness**
50 Eagleville Road
Eagleville, PA 19403
Telephone610-631-6530
Telefax610-631-6536

47. **Montour County Emergency Management Agency**
30 Woodbine Lane
Danville, PA 17821
Telephone570-271-3047
Telefax570-271-3078

48. **Northampton County Emergency Management Agency**
Greystone Building, R. D. #4
Nazareth, PA 18064
Telephone610-759-2600
Telefax610-759-2172

49. **Northumberland County Emergency Management Agency**
 911 Greenough Street
 Suite #2
 Sunbury, PA 17801
 Telephone570-988-4217/4218
 Telefax570-988-4375

50. **Perry County Emergency Management Agency**
 Courthouse
 New Bloomfield, PA 17068
 Telephone717-582-2131 (Ext. 256)
 Telefax717-582-8570

51. **Philadelphia Office of Emergency Management**
 Fire Administration Building
 240 Spring Garden Street
 Philadelphia, PA 19123-2991
 Telephone215-686-1104
 Telefax215-686-1117

52. **Pike County Civil Defense Administration Building**
 506 Broad Street
 Milford, PA 18337
 Telephone570-296-6714
 Telefax570-296-3550

53. **Potter County Emergency Management Agency**
 24 Buffalo Street
 Coudersport, PA 16915
 Telephone814-274-8900
 Telefax814-274-8901

54. **Schuylkill County Emergency Management Agency**
 435 North Center Street
 Pottsville, PA 17901-2528
 Telephone570-622-3739
 Telefax570-621-9999

55. **Snyder County Emergency Management Agency**
 Courthouse
 P.O. Box 217, 11 W. Market Street
 Middleburg, PA 17842
 Telephone570-837-0606/0607
 Telefax570-837-1859

56. **Somerset County Department of Emergency Services**
 111 East Union Street
 Suite 15
 Somerset, PA 15501
 Telephone814-445-4739/5716
 Telefax814-443-1090

57. **Sullivan County Emergency Management Agency**
 Courthouse Annex
 Laporte, PA 18626
 Telephone570-946-5010
 Telefax570-946-4122

58. **Susquehanna County Emergency Management Agency**
 County Office Building
 31 Public Avenue
 Montrose, PA 18801
 Telephone570-278-4600 (Ext. 250)
 Telefax570-278-9269

59. **Tioga County Department of Emergency Services**
 Courthouse
 118 Main Street
 Wellsboro, PA 16901
 Telephone570-724-9110
 Telefax570-724-6819

60. **Union County Department of Emergency Services, Emergency Management Agency**
 103 South Second Street
 Lewisburg, PA 17837
 Telephone570-523-3201
 Telefax570-524-8720

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61. **Venango County Emergency Services Center**
1052 Grandview Road
Oil City, PA 16301
Telephone814-677-7356
Telefax814-677-7459

62. **Warren County Emergency Management Agency**
Courthouse
333 Hickory Street
Warren, PA 16365
Telephone814-723-8478
Telefax814-723-7895

63. **Washington County Department of Public Safety**
100 W Beau Street, C1
Washington, PA 15301
Telephone724-228-6911
Telefax724-223-4706

64. **Wayne County Emergency Management Agency**
Courthouse
925 Court Street
Honesdale, PA 18431-1996
Telephone570-253-1622/1632
Telefax570-253-2943

65. **Westmoreland County Department of Emergency Management**
12 Courthouse Square Ext.
Greensburg, PA 15601
Telephone724-830-3770/3771/3773
Telefax724-830-3666

66. **Wyoming County Emergency Management Agency**
1 Courthouse Square
Tunkhannock, PA 18657
Telephone570-836-2828
Telefax570-836-5678

67. **York County Emergency Management Agency**
118 Pleasant Acres Road
York, PA 17402
Telephone 717-840-7494 or
800-762-8218
Telefax717-840-7406

APPENDIX

Local Emergency Planning Committees

Tier II Reporting Software (EDES)

Tier II Chemical Inventory Invoice

Download the Windows 1.10 EDES software program

The following file is in ZIP format. You can download a free evaluation copy of Winzip at:

<http://www.winzip.com/>

ELECTRONIC FILING

An electronic submission can be forwarded to the Bureau or county agency in lieu of EPA's hard copy report (OMB No. 2050-0072). Approximately 38% of Pennsylvania's employers are currently filing these reports electronically to the state.

PENNSAFE offers this Windows NT/95/98 compatible software program which will automate your Tier II filing requirements. We then make this information readily available on-line to the Pennsylvania Emergency Management Agency. The on-line data may mitigate property damage to your facility and can save lives in the event of an emergency. This program is Year 2000 Compliant. The software features help keys, maintenance of historical data, copy and global function abilities, houses EPA's Extremely Hazardous Substance 302 chemical listing and much more!

Verify with your county agency whether they accept the magnetic format. If not, the software will print your Tier II report so you can submit a hard copy version to your county agency and local fire company, if necessary.

NOTE TO PREVIOUS VERSION USERS:

If you are updating your version of EDES, the software will automatically overlay the update and retain the existing chemical information. **YOU MUST INSTALL TO THE SAME FOLDER LOCATION AS THE PREVIOUS VERSION.** You should not be required to enter a facID verification code if you install over top of the previous version.

WE RECOMMEND BACKING UP YOUR CURRENT DATA ONTO A DISKETTE BEFORE INSTALLING THE NEW SOFTWARE VERSION. (File > Export/Certification > Select all facilities and desired report year > Export only to A:)

KNOWN PROBLEM WITH CERTAIN PRINTERS:

We are aware of a problem with printing hard copy reports of facility data to certain printer types (HP specifically). This is a 16-bit software which does NOT print in postscript. The data is sent line by line to the user's default printer. The report will print according to the PRINTER'S default settings. If you are experiencing alignment problems with the hard copy report, please make manual corrections to the report. The data on the diskette will be unaffected. We hope to have this problem corrected in a new 32-bit version of the software for next year's filing period. Please contact us if you have any other questions.

NOTE TO NEW USERS REGARDING SOFTWARE VERIFICATION CODES:

If this is the first time you are using EDES, the system will assign you a temporary '90000' ID number(s). After adding all your facilities' information, contact the Bureau of PENNSAFE using the submission form below to receive your permanent FacID number and verification code.

Company

'90000' Code from EDES Software (Example: 90002)

Building Facility Address

Person Submitting Information

Phone Number

Fax

Email

Prefer to be notified by:

Email

Phone

Fax

Your verification code will be sent back to you within two business days.

You can also contact us by:

- Phone (717-783-2071 > Option 1)
 - Fax (717-783-5099)
 - Email (pennsafe@dli.state.pa.us)
-
-

DOWNLOAD

[EDES Version 1.10.0001](#)

(3,347 KB)

Click on the link above and save the *edes.zip* file into a specified EDES folder. After downloading the file, close your internet connection and all running applications. Open the folder where you saved the file and double click *edes.zip*. Follow the WinZip instructions which will extract the installation files into the sub folder. After the files have been extracted, double click the *setup.exe* file and follow the instructions to finish the install.

PENNSYLVANIA HAZARDOUS MATERIAL EMERGENCY PLANNING AND RESPONSE ACT TIER II CHEMICAL INVENTORY INVOICE

Owner ID	Facility ID

Billing Date	Due Date	Invoice Number

Facility:

Billed to:

Number of Chemicals	Multiply By	Fee Due
(1)		
	Less	Credit
		Past Due
		Total Amount Due
		(4)

-PLEASE COMPLETE ITEMS 1, 2, AND 4 ABOVE
 -REMIT BY CHECK OR MONEY ORDER APYABLE TO "PENNSYLVANIA HAZARDOUS MATERIAL RESPONSE FUND"
 -TO ENSURE PROPER CREDIT TO YOUR ACCOUNT, PLEASE RETURN THIS PORTION WITH YOUR PAYMENT.

Owner ID	Facility ID	Invoice Number	Number of Chemicals	Date Paid	Check Number	Total Amount Paid

Facility:

Billed to:

Section 207(c) of PA law (P.L. 1990-165) requires each owner or operator of a facility to pay a fee to the Commonwealth of \$10 for each hazardous chemical reported on the Tier II Chemical Inventory Form, as required by Section 312 of SARA, Title III. A decision flow sheet is printed on the reverse side of this invoice to help you determine if you are required to file Tier II reports and pay the applicable fees.

Please indicate the number of chemicals reported on the Tier II form due for the report period indicated above, in the block above entitled "Number of Chemicals." This number multiplied by \$10 is the hazardous chemical fee which should be remitted in the manner described above. **The Tier II report and hazardous chemical fee is due annually by March 1st.**

A person who fails to pay these fees may be subject to civil penalty of not less than \$1,000 and not more than \$25,000.

Any questions should be directed to the Bureau of PENNSAFE, Room 1623, Labor and Industry Building, Harrisburg, PA 17120, telephone 717 783 2071. Internet <http://www.dli.state.pa.us/pennsafe>



- ◆ Have you entered your remittance in the Total Amount Due box?
 - ◆ Have you completed boxes 1, 2, & 4 on the reverse side?
 - ◆ Does the number of chemicals in box 1 equal the number of chemicals reported on the Tier II form?
 - ◆ Have you included your CHECK or MONEY ORDER made payable to the Pennsylvania Hazardous Material Response Fund?
- .. **Return to:**

General Mailing Address:

Commonwealth of Pennsylvania
 Department of Labor & Industry
 Bureau of PENNSAFE
 PO Box 68571
 Harrisburg, PA 17106-8571

Certified Mailing Address:

PA Department of Labor & Industry
 Bureau of PENNSAFE
 Room 1623 L & I Building
 Harrisburg, PA 17120

Detach and Retain for Your Records
DETACH FLOW SHEET FOR HAZARDOUS CHEMICAL REPORTING/FEES
 Reporting Requirements under federal Superfund Amendments Reauthorization Act, Title III
 Fee Submission under Pennsylvania Act 165

SARA REPORTING REQUIREMENTS: TIER II	PENNSYLVANIA FEE SUBMISSIONS: HAZARDOUS CHEMICAL FEE
<div style="text-align: center; margin-bottom: 20px;"> <div style="border: 1px solid black; padding: 5px; display: inline-block;">Is your facility covered by the OSHA Hazard Communication Standard? *</div> <div style="margin-left: 10px;">No <input type="radio"/></div> <div style="border: 1px solid black; padding: 5px; display: inline-block; margin-left: 10px;">No Report Required</div> </div> <p style="text-align: center;">Yes -</p>	<div style="text-align: center; margin-bottom: 20px;"> <div style="border: 1px solid black; padding: 5px; display: inline-block;">Is your facility required to file a Tier II Report?</div> <div style="margin-left: 10px;">No <input type="radio"/></div> <div style="border: 1px solid black; padding: 5px; display: inline-block; margin-left: 10px;">No Fee Required</div> </div> <p style="text-align: center;">Yes -</p>
<div style="display: flex; justify-content: space-between; align-items: center;"> <div style="width: 45%;"> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;">Is this the first time that your facility is in receipt of this substance?</div> <p style="text-align: center;">- -</p> <p style="text-align: center;">Yes No</p> <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <div style="border: 1px solid black; padding: 5px; width: 45%;">File a Tier II Report within 5 business days</div> <div style="border: 1px solid black; padding: 5px; width: 45%;">File a Tier II Report annually by March 1st</div> </div> </div> <div style="width: 50%; text-align: center;"> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;">Does your facility have 500 lbs. or the TPQ (whichever is less) of an Extremely Hazardous Substance and/or Does your facility have 10,000 lbs. or more of any OSHA Hazardous Chemical?</div> <p style="text-align: center;">(1)</p> <div style="margin-left: 10px;">No <input type="radio"/></div> <div style="border: 1px solid black; padding: 5px; display: inline-block; margin-left: 10px;">No Report Required</div> </div> </div>	<div style="text-align: center; margin-bottom: 20px;"> <div style="border: 1px solid black; padding: 5px; display: inline-block;">Is your facility a family farm, service station, State, Federal or Local government agency?</div> <div style="margin-left: 10px;">Yes <input type="radio"/></div> <div style="border: 1px solid black; padding: 5px; display: inline-block; margin-left: 10px;">No Fee Required</div> </div> <p style="text-align: center;">No -</p>
<div style="border: 1px solid black; padding: 5px; text-align: center;">Pay \$10 to the Commonwealth for each chemical reported on the Tier II form. Form and fee due annually by March 1st.</div>	
<p>(1) Excludes:</p> <ul style="list-style-type: none"> (a) FDA regulated products (b) articles (c) household packaged products (d) substances used in Research and Development labs, hospitals or other medical facilities (e) substances used in routine agricultural operations (f) fertilizers held for sale by a retailer (g) retail service stations (Gas 75,000) (Diesel 100,000) 	
<div style="border: 1px solid black; padding: 5px;">* Federal agencies were directed by Executive Order No. 12856 signed by President Clinton August 3, 1993, to comply with all provisions of EPCRA and the Pollution Prevention Act (PPA).</div>	

FOR MORE INFORMATION



Department of Labor and Industry
Bureau of PENNSAFE
Labor and Industry Building
P. O. Box 68571
Harrisburg, PA 17106-8571

Voice: (717) 783-2071

Fax: (717) 783-5099

www.dli.state.pa.us