



Oregon State Police  
OFFICE OF STATE FIRE MARSHAL  
Community Right to Know Advisory Group Meeting

December 18, 2009  
9:00 a.m.  
Office of State Fire Marshal  
Mt. Hood Conf. Room

## Meeting Minutes

### **In attendance:**

Chris Kuenzi, OSFM  
Sue Otjen, OSFM  
Larry West, OSP  
Kailean Kneeland, OSP  
Terry Witt, Oregonians for Food and Shelter  
Roald Berg, Berg Environmental  
Gary Hughes, Ted Hughes and Associates  
Jeff Mendes, Ash Grove Cement

### **On conference call:**

Bob Van Tuyl, Ash Grove Cement  
Glen Dollar, Ash Grove Cement  
Jerry Wright, Ash Grove Cement  
Rich Angstrom, Oregon Cement and Aggregate Producers Association  
Norma Job, Ash Grove Cement

The meeting began about 9:15 with introductions around the table and those on the teleconference. Chris provided a PowerPoint presentation to review the registration fee issue and outline the agency's position. There was a lot of discussion not detailed in these minutes. Participants asked many questions that helped clarify the current fee structure and calculation method. There was discussion about the equity of the proposed changes and how it would impact the 302 facilities billed on a registered chemical. There was discussion about the fee portion diverted to DEQ for funding the Toxic Use Reduction and Orphan Site fee. There were several suggestions on different ways to assess the fee.

The main concerns, suggestions, and topics for future meetings discussed during this meeting are summarized below.

### **Concerns**

- The Community Right to Know program has become both a source of information for responders and a fee generator.
- Facilities can end up being billed on a substance that is in high quantity but of a low hazard, compared to other more hazardous substances at the site
- The magnitude of impact to facilities affected by a change of the rank 4 fee during a time of economic downturn
- Leave cement-products as rank 4
- DEQ programs are funded through the Hazardous Substance Possession Fee (was referred to as a "hidden DEQ fee")

### **Suggestions**

- Restructure the fee so it is calculated based on the most hazardous substance at the site instead of the substance in highest maximum quantity.
- Broaden the number of fee payers instead of increasing the fee currently paid by 6500.
- If a facility has a registration fee, it could pay a fee on the next substance in highest quantity that is not a registered chemical.

### **Future Meeting Information**

- Examine the cost to administer the Community Right to Know program and particularly information about the impacts of cement-related facilities.
- Information about the expenditures of the DEQ portion of the fee
- Examine suggested options for raising the fee