

The Kansas Division of Emergency Management (KDEM) and the Kansas Department of Health and Environment (KDHE) share EPCRA responsibilities in Kansas on behalf of the CEPR. Below is a table identifying the section each agency has responsibility over.

EPCRA SECTION	RESPONSIBLE AGENCY	CONTACT
302	KDHE	Right to Know (785) 296-1688
303	KDEM	Planning and Mitigation (785) 274-1431
304	KDEM	(785) 275-0297 24-hour Notification
311-312	KDHE	Right to Know (785) 296-1688
313	KDHE	Right to Know (785) 296-1688

EPCRA Reporting Schedule

- **Section 302 (40 CFR 355):**
 - One time notification
 - To CEPR (KDHE) and LEPC
- **Section 304 (40 CFR 355):**
 - Each time a release above a reportable quantity occurs
 - To the LEPC and CEPR (KDEM)
- **Section 311 (40 CFR 370):**
 - One time submission; update only for new chemicals or information
 - To CEPR (KDHE), LEPC, and fire department
- **Section 312 (40 CFR 370):**
 - Annually, by March 1, to CEPR (KDHE), LEPC, and fire department
- **Section 313 (40 CFR 372):**
 - Annually, by July 1, to EPA and CEPR (KDHE)

Section 302: What Do Facilities Report?

- **EPA’s “Extremely Hazardous Substance” List** (Section 302 (40 CFR Part 355))
 - Must report a list of chemicals that meet or exceed the “Threshold Planning Quantity” (TPQ) **within 60 days** after the first shipment or production of the substance on-site.
 - Report to the LEPC, Fire Department, and CEPR
 - The facility must also notify the LEPC of a facility representative who will participate in the emergency planning process (the contact person on the Tier II report)

Section 311 & 312: What Do Facilities Report?

- **Hazardous Chemical Storage Reporting Requirements**

- **Tier II Reports:** Required facilities must submit an annual inventory report by March 1st of each year.
 - This inventory report (Tier II) must be submitted to CEPR (KDHE), LEPC, and Fire Department
- **Material Safety Data Sheets (MSDS):**
 - Under OSHA regulations, employers must maintain an MSDS for all hazardous chemicals stored or used in the work place.
 - MSDS must be made available to LEPC, CEPR, or Fire Department upon request



Section 304: Emergency Notification

- **EPCRA Section 304 (40 CFR Part 355)**
 - Must provide initial emergency notification to LEPC and CEPR (KDEM at **1-800-275-0297**)
 - Must provide written notice to the LEPC and the CEPR (KDEM) if there is a release into the environment of a hazardous substance that is equal to or exceeds the minimum reportable quantity set in the regulations
 - CERCLA spills must also be reported to the National Response Center at **1-800-424-8802**
 - If the spill enters the soil, groundwater, or waterway, KDHE must also be notified at **785-296-1679**

Section 3 | 3: Toxic Release Inventory



- **Toxic Release Inventory Report (TRI)**
 - The EPA has established a list of about 700 toxic chemicals or chemical categories
 - Selected because of their chronic or long-term adverse effects on human health
 - Estimates of the releases of these chemicals into the environment must be reported annually to the CEPR (KDHE) and the EPA.

PUBLIC NOTICE
ACCESSIBILITY OF SARA TITLE III HAZARDOUS
SUBSTANCE INFORMATION

Section 324 of the Emergency Planning and Community Right to Know Act, also known as SARA Title III (Superfund Amendments and Reauthorization Act of 1986, PL99-499) requires public notice at least once annually informing the public of the means to access information about extremely hazardous substances that are manufactured, stored, and used within their community. Follow-up emergency notices may subsequently be issued.

Accordingly, information concerning LEPC meetings, SARA Title III hazardous materials planning which is included in our McPherson County Emergency Operations Response Plan, materials safety data sheets (MSDS/SDS), hazardous chemical inventory forms, listing extremely hazardous substances manufactured, stored, or used within McPherson County can be obtained during normal business hours by contacting McPherson County Emergency Management (Julie McClure, Director or Tim Hawkinson, Assistant Director) at 620-245-1260.