

Section 180(c): The Midwestern Perspective

David J. Crose
Director, Technological Hazards
Division
Indiana State Emergency
Management Agency

Lisa R. Sattler
Senior Policy Analyst
The Council of State Governments
Midwestern Office

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Midwestern Involvement

- 1995-1998: Comments on five *Federal Register* notices pertaining to Section 180(c)
- 1999-2002: First receipt of financial and technical assistance from DOE in connection with shipments; DOE's consolidated funding initiative
- 2004: Section 180(c) identified as a "key issue" for the Midwest
 - Indiana, Iowa, Kansas, and Michigan lead the 180(c) development effort for the Midwest.

Midwestern Philosophy on 180(c)

- Keep it simple.
- DOE should follow a formula-based approach.
- The states should have the flexibility to decide how best to prepare for shipments.

Midwestern Proposal to DOE

- DOE should adopt an approach similar to DOT's Hazardous Materials Emergency Preparedness (HMEP) grants.
 - Awards are based on a formula that uses measurable factors tied to risk.
 - Funding is available for both planning and training.
 - The application and reporting processes are simple.
 - States have considerable latitude in deciding how best to use the funding.

HMEP Formula

- Planning Grants:
 - \$2 million is divided equally among recipients as a base amount.
 - The remaining total is allocated on the basis of surrogate measures of risk:
 - Total population (20%).
 - Total hazmat truck miles (40%).
 - Percentage of SARA 302 chemical facilities (40%).
- Training Grants:
 - \$30,000 is provided to each recipient as a base amount.
 - The remaining total is allocated on the basis of surrogate measures of risk:
 - Total population (50%).
 - Total highway miles (30%).
 - Percentage of total number of U.S. Census Bureau chemical facilities (20%).

Modified HMEP Approach

- \$200,000 planning grant (one time)
- \$100,000 base grant (each year)
- Variable grant derived according to a simple formula:
 - 30% based on % of affected population
 - 30% based on % of route miles
 - 30% based on % of shipment numbers
 - 10% based on % of shipping sites

Modified HMEP Approach

- The four state regional groups will review the modified approach at their fall meetings.
- If the four groups reach consensus, they will expect DOE to modify its proposed policy and procedures to reflect this consensus.

Unresolved Issues

- Treatment of state fees
- Hospital and EMT training
- Regulations versus policy
- Contingency planning
- Equipment
- Technical assistance
- Funding levels
- Funding for state needs related to shipment operations

For More Information

David J. Crose

Director, Technological Hazards Division

Indiana State Emergency Management Agency

317-232-3837

Midwestern Radioactive Materials Transportation Committee:

Lisa R. Sattler

Senior Policy Analyst

CSG Midwest

920-803-9976

www.csgmidwest.org/About/MRMTP.htm