

The audio recording for this meeting is available on the South Dakota Boards and Commissions Portal at <http://boardsandcommissions.sd.gov/Meetings.aspx?BoardID=36>

Minutes of the  
South Dakota Emergency Response Commission Meeting  
Conducted via the Digital Dakota Network

DENR, Matthew Training Center  
Pierre

Rapid City/Pennington County Emergency Management  
Rapid City

June 29, 2021  
10:00 a.m. Central Time

CALL TO ORDER AND ROLL CALL: Chairman Willett called the meeting to order. The roll was called, and a quorum was present.

Chairman Willett announced that the meeting was streaming live on SD.net, a service of South Dakota Public Broadcasting.

COMMISSION MEMBERS PRESENT: Dustin Willett, Jason Humphrey, Becky Pitz, Aaron Leesch, Kim McIntosh, Cari Leidholt filled in for Tina Titze, Paul Merriman, Sean Kruger filled in for Patrick Snyder, Andrew Canham.

COMMISSION MEMBERS ABSENT: Mike Carter

OTHERS PRESENT: Kelsey Newling, Lynda Fratzke, Trish Kindt, DANR; Fran Santagata, Homeland Security; Mark Quick and Bre Bockstahler, EPA; Dan Richards PHMSA; Pamela Hardie, public citizen for non-profit organization.

APPROVAL OF MINUTES FROM March 30, 2021 MEETING: Motion by McIntosh, seconded by Pitz, to approve the minutes from the March 30, 2021, State Emergency Response Commission meeting. A roll call vote was taken, and the motion carried unanimously.

LEPC ROSTER REVIEW/APPOINTMENTS: Kelsey Newling stated that the SERC had voted to approve 49 LEPC rosters and appointed people to serve on the LEPC in 7 counties. Rosters for Edmunds, Hyde and Kingsbury were provided for the SERC approval.

Union County EM asked the SERC to appoint an LEPC for them until they can become active again.

Motion by McIntosh, seconded by Pitz, to approve the rosters for Edmunds, Hyde and Kingsbury counties and to appoint an LEPC (states attorney, sheriff and emergency manager) for Union County. A roll call vote was taken, and the motion carried unanimously.

FEDERAL UPDATES: Bre Bockstahler gave an update on the RMP regulations. According to executive order 13990, Protecting Public Health and Environment, etc. It's providing interested parties the opportunity to comment these and if the EPA needs to take a further look at them. There's another listening session on July 8<sup>th</sup>. OSHA is participating as well.

EPA recently posted a EPCRA 24 minute video for safe tribal and local officials, emergency management leadership and new planners and responders.

NASPO has posted one of their newest webinars for newest rules and regulations for TERCs, LEPCs and SERCs. It will be held on July 20<sup>th</sup> on the NASPO site.

Looking forward to working with Kelsey on the workshops. Kelsey advised they will be held the last week of July in Sioux Falls, Aberdeen, Chamberlain and Rapid City. We have a few different locations this year and can accommodate for more participants. We will be able to have a total of 295 spots available and we currently have 132 registered with a month left of registration.

Fran Santagata gave updates on inspections, top screens, voluntary program, chemical awareness training and other activities of Homeland Security.

### **Leadership change: Jim Fagan back to DC; Sky Henning Acting Chief of Chemical Security**

#### **Current Stats:**

- R8: 99 regulated facilities
- SD: 6 regulated facilities
  - Tier 4=1
  - Tier 3=5

#### **Cyberthreats**

- **Uptick in Ransomware** <https://www.cisa.gov/ransomware>
  - Colonial Pipeline (May 7<sup>th</sup> 2021) Darkside Russian Criminal hackers
    - Ransom paid
    - Ransom partially recovered by US DOJ
    - Joint advisory: <https://us-cert.cisa.gov/ncas/alerts/aa21-131a>
    - TSA increased regulatory activity for 100 pipeline facilities
  - Water & Wastewater facilities
    - Oldsmar Florida
    - Roxborough CO
    - San Francisco Water (same access as Oldsmar- remote access app)
  - Healthcare and biotechnology: hospitals,
  - Chemical Facilities (one in WY)
  - JBS Meat packing Plant (Global Food Company) May 30,2021

- Shuts down operations after cyberattacking
- Russian based cybercriminals
- HQ in Greeley, CO
- Processes 23% all beef in USA
- Joint advisory: <https://us-cert.cisa.gov/ncas/alerts/aa21-131a>
- Casinos: Lucky Star in OKC

### **2021 Chemical Security Summit**

- CISA will be hosting three virtual Chemical Security Seminars dates TBD
- Agenda and registration details will be located on the [Chemical Security Summit webpage](#).
- Save the date! The Cybersecurity and Infrastructure Security Agency (CISA) will be hosting the 2021 Chemical Security Seminars virtually on December 1, 8, and 15, from 11 am to 3 pm ET (9 am to 1 PM MT).

Dan Richard from PHMSA announced they have a new field outage coordinator position. They haven't started doing their in-person workshops.

TRI REPORT SUBMITALS: Kelsey Newling advised TRI reports are annual reports from Facilities that manufactures, imports, processes, or otherwise uses any EPCRA Section 313 chemical in quantities greater than the established threshold in the course of a calendar year. The facilities are required to submit their report to the federal EPA and the SERC. The reports summarize emissions, discharges, wastes sent to landfills, material sent for recycling or off-site treatment.

The TRI reporting deadline is July 1, 2021. We have received reports from 82 facilities. We should still be getting reports in but the majority have been submitted. Typically, we usually get around 100 reports each year. However, COVID may have decreased that number as facilities may not have met the total working hours (20,000 annual employee hours).

REGIONAL HAZ MAT TEAM UPDATE: Kelsey Newling gave the report provided to her from Jon Groen.

- Not a lot to report. SD-TF1 responded to no HazMat or USAR incidents since the last SERC meeting.
- We are retiring our "live-find, air-scent search canine "Cisco" due to health issues. We had already started researching a new puppy to take Cisco's place next year. We anticipate a relatively short timeframe of training and certification to have a new search canine in place. The dog will again be housed with the Rapid City Fire Department.
- SD-TF1 will once again be in the Black Hills during the Sturgis Rally. We will be billeted at Ft. Meade and conduct hazardous materials and technical rescue training exercises every day from August 9<sup>th</sup> to August 13<sup>th</sup>. Task force members will be available to respond in the event there is an incident requiring a hazardous materials or technical rescue response. All the members will be EMT/Paramedics and wildland firefighting certified in addition to their task force certifications.
- The hazardous materials technician training trailer is currently in Watertown until June 30<sup>th</sup>. It will travel to Aberdeen and be there through the months of July and August.

HMEP GRANTS, TRAINING AND PLANNING REPORT: Rhett Howard gave an update on the HMEP Grant.

**FFY 2019 HMEP Grant Awarded to South Dakota: \$143,249.00**

**Amounts Spent:**

- Federal Share: **\$101,475.73**
- Non-Federal Share (Match): **\$25,233.04**
- Total: **\$126,708.77**

**FFY 2019 Total Remaining To-Date: \$16,540.23**

**HMEP Grant Year 2019**

- There have been (21) HMEP19 projects completed (training & planning, PPE purchases) from October 1, 2019 through March 16th, 2021.
- Sioux Falls Fire & Rescue: (3) Swiftwater Spill Tech, Hazmat Transport Spec. Training (converted to PPE), IAFC Conference (converted to PPE).
- Aberdeen Fire & Rescue: (5) HazMat IQ, ARFF Fall Burn, ARFF Spring Burn, Cold Zone Conference (converted to PPE), Int. Hazmat Res. Team (converted to PPE).
- Watertown Fire & Rescue: (4) ARFF Live Burn Class, Hazmat Trans. Spec. Training (converted to PPE), Cold Zone Conference (converted to PPE), Cont. Challenges Conf. (converted to PPE).
- Rapid City Fire & Rescue: (2) HazMat Transportation Specialist, Cargo Tank Specialist (converted to PPE).
- Codington County: (2) separate HazMat Operations courses.
- Edmunds County: (3) Awareness Level Course, Awareness Course, HazMat Re-Write.
- Grant County: (1) Hazmat Transportation (converted to PPE)
- Potter County: (1) Hazmat Plan Re-write.
- Some of the grant money previously allocated for training and planning that were used for PPE were not totally depleted. (1) Aberdeen Fire & Rescue, (1) Sioux Falls Fire & Rescue, (1) Rapid City Fire & Rescue, (1) Watertown Fire & Rescue.

**FFY 2020 HMEP Grant Awarded to South Dakota: \$ 150,153.00**

**Amounts Spent:**

- Federal Share: **\$5,962.50**•Non-Federal Share (Match): **\$1,987.50**•Total: **\$7,950.00**

**FFY 2020 Total Remaining To-Date: \$142,203.00**

**HMEP Grant Year 2020**

- The grant award for FY 2020 was issued by the U.S. Department of Transportation/Pipeline and Hazardous Material Safety Administration (DOT/PHMSA), effective October 1<sup>st</sup>, 2020. The total federal award amount is \$150,153.00. The seven subgrantees participating in HMEP20 will be Aberdeen Fire & Rescue, Rapid City Fire & Rescue, Sioux Falls Fire & Rescue, Watertown Fire & Rescue, Codington County, Deuel County, and Edmunds County. There are 24 grants for training and there are 2 grants for planning in HMEP20.
- There have been two requests for reimbursement from Codington County for Hazmat Awareness and Hazmat Operations training for the grant year HMEP20 of \$1,500.00 each for a total of \$3,000.00.
- Aberdeen Fire Rescue has attained an additional \$864.00 through an Activity Request to PHMSA for their Decon-Tect Train the Trainer class that had been cancelled and re-offered as a two-week class vs the original one-week class. The original one-week class grant was \$1,862.00 and is now a two-week class with the total cost being \$2,726.00.

State Emergency Response Commission  
June 29, 2021, Meeting Minutes


- Aberdeen Fire Rescue submitted a request for reimbursement on 6/15/21 for their ARFF Spring LiveBurn. 19 first responders attended this training that was held in Aberdeen. The HMEP grant obtained for this training is \$4,950.00.
- Sioux Falls Fire Rescue had their 40-hour HazMat Emergency Response Tech class (\$3,160.00) cancelled. Through an Activity Request to PHMSA, this grant money was moved to SFFR's Flammable Liquid Bulk Storage class (\$3,585.00), this grant total is now \$6745.00.
- Sioux Falls Fire Rescue chose to not attend their IAFC HazMat Conference (\$4,180.00), which has been moved to a virtual conference format. Through an Activity Request to PHMSA, this conference granted money has been moved to SFFR's WRI Swiftwater Spill Response grant (\$12,760.00). Total grant money for this WRI Swiftwater Spill Response grant total is now \$16,940.00.
- DOT/PHMSA are continuing to allow Personal Protective Equipment (PPE) to be purchased in lieu of the missed training opportunities that were and possibly will be experienced in 2021 due to the Covid-19 issues. This opportunity has never been offered in the time since the HMEP grant inception. All the participating sub-grantees are very appreciative of this opportunity to re-allocate grant monies previously intended for training and planning.

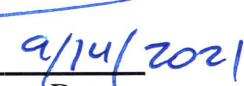
PUBLIC COMMENT PERIOD: Pamela Hardie from Hands of Hope voiced concerns regarding earthquake fault line out of Missouri is a situation that could affect South Dakota.

OTHER BUSINESS: Fran Santagata advised that Jim Edman is the new Cybersecurity Advisor.

The next SERC meeting is tentatively set for September 14, 2021 at 5:30 p.m. at the SD EMA Conference in Watertown.

ADJOURN: Motion by Leesch, to adjourn the meeting.

  
Chairman

  
Date