

## **Louisiana Emergency Response Commission**

This commission has two Executive Orders

BJ 08-72

JBE 16-47

# EXECUTIVE ORDER

## BJ 08-72

### Louisiana Emergency Response Commission

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**WHEREAS**, the ability to protect the citizens of the state of Louisiana depends, in part, upon the adequacy of local community emergency response plans;

**WHEREAS**, the Emergency Planning and Community Right-to-Know Act of 1986, 42 U.S.C.A. §11001-11050, requires the states to establish and maintain an emergency response commission which has technical expertise in the field of emergency response to notify and protect the public in the event of a release of an extremely hazardous substance into the environment; and

**WHEREAS**, through the enactment of R.S. 30:2364, the Louisiana Legislature created the Emergency Response Commission within the Department of Public Safety and Corrections to (1) establish emergency planning districts; (2) appoint local emergency planning committees; (3) supervise and coordinate the activities of local emergency planning committees; (4) provide the Environmental Protection Agency with information concerning notification received on certain releases of hazardous materials and substances; (5) designate, as necessary, facilities subject to hazardous material reporting procedures; (6) recommend a standardized inventory form for gathering required information and develop reporting procedures which reduce duplication of reporting; (7) recommend, as necessary, additional substances which should be defined as hazardous materials; (8) act as the central advisory body for coordinating state and federal Right-to-Know activities with regard to hazardous substances; (9) establish procedures for recalling and processing public requests for information; and (10) review local emergency planning committee emergency response plans and recommend revisions as necessary.

**NOW THEREFORE, I, BOBBY JINDAL**, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and the laws of the state of Louisiana, do hereby order and direct as follows:

**SECTION 1:** The Louisiana Emergency Response Commission (hereafter "Commission") is reestablished and continued; it shall be composed of nineteen (19) members appointed by and serving at the pleasure of the governor, selected as follows:

- A. The deputy secretary of the Department of Public Safety, or the deputy secretary's designee;
- B. The secretary of the Department of Environmental Quality, or the secretary's designee;
- C. The secretary of the Department of Agriculture and Forestry, or the secretary's designee;

D. The director of the Governor's Office of Homeland Security and Emergency Preparedness, or the director's designee;

E. A representative of the Right-To-Know Unit, Department of Public Safety, Office of State Police;

F. A representative of the Louisiana Emergency Preparedness Association;

G. A member of the Louisiana State University Firearm Training Program;

H. A representative of environmental interests;

I. A representative of the chemical industry nominated by the Louisiana Chemical Association; and

J. Ten (10) at-large members.

**SECTION 2:** The governor shall select the chair of the Commission from its membership. All other officers, if any, shall be elected by members of the Commission from its membership.

**SECTION 3:** The Commission shall have authority to receive grants, donations, or gifts of money, equipment, supplies, or services from any public or private source to enable it to fulfill the duties and responsibilities specified in Title 30 of the Louisiana Revised Statutes of 1950, as amended.

**SECTION 4:** The Commission shall meet quarterly and at the call of the chair.

**SECTION 5:**

A. Commission members shall not receive additional compensation or a per diem from the Office of the Governor for serving on the Commission.

B. Commission members who are employees or elected public officials of the state of Louisiana or a political subdivision thereof may seek reimbursement of travel expenses, in accordance with PPM 49, from their employing and/or elected department, agency and/or office.

C. Commission members who are also members of the Louisiana Legislature may seek a per diem from the Louisiana State Senate

**SECTION 6:** All departments, commissions, boards, offices, entities, agencies, and officers of the state of Louisiana, or any political subdivision thereof, are authorized and directed to cooperate with the Commission in implementing the provisions of this Order.

**SECTION 7:** This Order is effective upon signature and shall continue in effect until amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

**IN WITNESS WHEREOF**, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 22nd day of August, 2008.

Bobby Jindal  
Governor

ATTEST BY  
THE GOVERNOR  
Jay Dardenne  
Secretary of State

# State of Louisiana

## EXECUTIVE DEPARTMENT EXECUTIVE ORDER NUMBER JBE 2016 – 47

### *EMERGENCY RESPONSE COMMISSION*

- WHEREAS,** the ability to protect the citizens of the state of Louisiana depends, in part, upon the adequacy of local community emergency response plans;
- WHEREAS,** the Emergency Planning and Community Right-to-Know Act of 1986, 42 U.S.C.A. §11001 *et seq.*, requires states to establish and maintain an emergency response commission which has technical expertise in the field of emergency response to notify and protect the public in the event of a release of an extremely hazardous substance into the environment; and
- WHEREAS,** through the enactment of La. R.S. 30:2364, the Louisiana Legislature created the Emergency Response Commission within the Department of Public Safety and Corrections to: establish emergency planning districts; appoint local emergency planning committees; supervise and coordinate the activities of local emergency planning committees; provide the Environmental Protection Agency with information concerning notification received on certain releases of hazardous materials and substances; designate, as necessary, facilities subject to hazardous material reporting procedures; recommend a standardized inventory form for gathering required information and develop reporting procedures which reduce duplication of reporting; recommend, as necessary, additional substances which should be defined as hazardous materials; act as the central advisory body for coordinating state and federal activities concerning community "Right-to-Know" legislation with regard to hazardous materials and substances; establish procedures for recalling and processing public requests for information; and review local emergency planning committee emergency response plans and recommend revisions as necessary.

**NOW THEREFORE, I, JOHN BEL EDWARDS,** Governor of the State of Louisiana, by virtue of the authority vested by the Constitution and laws of the State of Louisiana, do hereby order and direct as follows:

- SECTION 1:** The Louisiana Emergency Response Commission (hereafter "Commission") is reestablished and continued; it shall be composed of nineteen (19) members designated by and serving at the pleasure of the Governor, selected as follows:
- A. The deputy secretary of the Department of Public Safety, or the deputy secretary's designee;
  - B. The secretary of the Department of Environmental Quality, or the secretary's designee;
  - C. The secretary of the Department of Agriculture and Forestry, or the secretary's designee;
  - D. The director of the Governor's Office of Homeland Security and Emergency Preparedness, or the director's designee;
  - E. A representative of the Right-To-Know Unit, Department of Public Safety, Office of State Police;

- F. A representative of the Louisiana Emergency Preparedness Association;
- G. A member of the Louisiana State University Firearm Training Program;
- H. A representative of environmental interests;
- I. A representative of the chemical industry nominated by the Louisiana Chemical Association; and
- J. Ten (10) at-large members.

**SECTION 2:** The Governor shall select the chair of the Commission from its membership. All other officers, if any, shall be elected by members of the Commission from its membership.

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**SECTION 4:** The Commission shall meet quarterly and at the call of the chair.

**SECTION 5:** Commission members shall not receive additional compensation or a per diem from the Office of the Governor for serving on the Commission.

Commission members who are employees or elected public officials of the State of Louisiana or a political subdivision thereof may seek reimbursement of travel expenses, in accordance with PPM 49, from their employing and/or elected department, agency and/or office.

Commission members who are also members of the Louisiana Legislature may seek a per diem from the Louisiana State Senate or House of Representatives, as appropriate, for their attendance.

**SECTION 6:** All departments, commissions, boards, offices, entities, agencies, and officers of the State of Louisiana, or any political subdivision thereof, are authorized and directed to cooperate with the Commission in implementing the provisions of this Order.

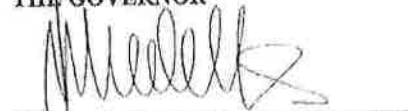
**SECTION 7:** This Order is effective upon signature and shall remain in effect until amended, modified, terminated, or rescinded by the Governor, or terminated by operation of law.



IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the City of Baton Rouge, on this 5<sup>th</sup> day of August, 2016.

  
GOVERNOR OF LOUISIANA

ATTEST BY  
THE GOVERNOR

  
SECRETARY OF STATE