

## TITLE 19. PUBLIC SAFETY

### DIVISION 2. CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES

#### Text of Modified Regulations

*The Office has illustrated changes to the original text in the following manner: regulation language originally proposed is underlined; deletions from the language originally proposed are shown in strikeout using a “-“; and additions to the language originally proposed are double-underlined.*

#### Section 2735.3 Definitions.

(aaa) “Turnaround” means a planned process shutdown for the purpose of repair, maintenance, process modification, equipment upgrade or other significant process activity.

#### Section 2745.2 RMP Review Process.

(4c) Formal public review. Within 15 calendar days after the AA determines that the RMP is complete, the AA shall make the RMP available to the public for review and comment by publishing a notice in a local newspaper of general circulation, ~~and, optionally, or on the AA's Website.~~ The notice shall describe the RMP and state a location where it may be reviewed. The AA shall directly notify individuals and organizations who have specifically requested to be notified. The public shall have 45 calendar days to comment following the publication date of the notice. The AA shall review all public comments.

#### Section 2745.7 RMP Program 3 Prevention Program Component.

(j) The date of the most recent pre-startup safety review.

#### Section 2750.4 Alternative Release Scenario Analysis.

(e) Factors in selecting scenarios  
(2) Accidents/incidents or events in related industries available through trade magazines, industry associations and other publicly available sources; either digital or print, and

#### Section 2755.2 Hazard Review.

(e) The owner or operator shall document the results of the hazard review and ensure that problems identified are resolved ~~in a timely manner.~~ The owner or operator shall enter into an agreement with the AA on a timetable for resolution of these problems. Otherwise these resolutions shall be completed within five two and one half (2.5) years of performing the hazard review or the next planned turnaround for items requiring a turnaround. These timelines shall not apply to any hazard review completed prior to July 1, 2014. The final

resolution taken to address the hazard review recommendation and the actual completion date shall be documented.

### **Section 2755.3 Operating Procedures.**

- (c) The owner or operator shall ensure that the operating procedures are developed and/or updated, if as necessary, whenever a major change occurs and prior to startup of the changed process, to reflect current practice, or whenever the tasks or steps to perform on the covered process are found to be inadequate or inaccurate.

### **Section 2755.5 Maintenance.**

- (c) The owner or operator shall ensure that each Any maintenance contractor shall ensure that each contract maintenance can document that their employees are is trained to perform the maintenance and appropriate operation procedures developed under section (a).

### **Section 2755.6 Compliance Audits.**

- (d) The owner or operator shall promptly determine and document an appropriate response to each of the findings of the compliance audit. The owner or operator shall enter into an agreement with the AA on a timetable for resolution of these findings. Otherwise these responses will be completed within three one and one half (1.5) years after performing the compliance audit, or the next planned turnaround for items requiring a turnaround. and These timelines shall not apply to any compliance audit completed prior to July 1, 2014. ~~d~~Document that the actual completion dates when deficiencies have been were corrected.

### **Section 2755.7 Incident Investigation.**

- (c) A summary shall be prepared at the conclusion of the investigation which includes at a minimum:
  - (21) Date ~~and time~~ the investigation began;
- (d) The owner or operator shall promptly address and resolve the investigation findings and recommendations. The owner or operator shall enter into an agreement with the AA on a timetable for resolution of these findings and recommendations. Otherwise these resolutions shall be completed no later than three one and one half (1.5) years after performing the completion of the incident investigation, or two (2) years after the date of the incident, whichever is the earlier of the two dates, or the next planned turnaround for those items requiring a turnaround. Resolutions and corrective actions with actual completion dates shall be documented.

### **Section 2760.2 Process Hazard Analysis [PHA].**

- (e) The owner or operator shall establish a system to ~~promptly~~ address the team's findings and recommendations; assure that the recommendations are resolved ~~in a timely manner and that~~

~~the resolution is documented; document what actions are to be taken; complete actions as soon as possible; develop a written schedule of when these actions are to be completed; complete these actions on a time table agreed upon with the AA, or within five- two and one half (2.5) years of performing the PHA, or the next planned turnaround, for those items that require a turnaround; document the final resolution taken to address each recommendation and actual completion date; and communicate the actions to operating, maintenance and other employees whose work assignments are in the process and who may be affected by the recommendations or actions. . The above timelines shall not apply to any process hazard analysis completed prior to July 1, 2014.~~

#### **Section 2760.8 Compliance Audits.**

- (d) The owner or operator shall promptly determine and document an appropriate response to each of the findings of the compliance audit. The owner or operator shall enter into an agreement with the AA on a timetable for resolution of these findings. Otherwise these responses will be completed three one and one half (1.5) years after performing the compliance audit, or the next planned turnaround for items requiring a turnaround. and ~~These timelines shall not apply to any compliance audit completed prior to July 1, 2014. dDocument that the actual completion dates when deficiencies have been were corrected.~~

#### **Section 2760.9 Incident Investigation.**

- (d) A report shall be prepared at the conclusion of the investigation which includes at a minimum:  
(21) Date ~~and time~~ the investigation began;
- (e) The owner or operator shall establish a system to promptly address and resolve the incident report findings and recommendations. The owner or operator shall enter into an agreement with the AA on a timetable for resolution of these findings and recommendations. Otherwise these resolutions shall be completed no later than three one and one half (1.5) years after performing the completion of the incident investigation, or two (2) years after the date of the incident, whichever is the earlier of the two dates, or the next planned turnaround for those items requiring a turnaround. Resolutions and corrective actions with actual completion dates shall be documented.

#### **Section 2775.5 Availability of Information to the Public.**

- (b) The AA shall insure that any member of the public has access, by appointment, to a paper copy of the offsite consequence analysis data, pursuant to Section 2745.4. The member of the public may read, but not remove or mechanically reproduce, print, scan or image the paper documents. The AA may require personal photo identification issued by a Federal, State or local government agency to the person, and may require the person's signature on a sign-in sheet. The AA may limit a person's access to offsite consequence analysis data to 10 stationary sources in any calendar month.