

## COMPLIANCE ASSISTANCE BULLETIN

### News You Can Use

#### THE FIVE-YEAR UPDATE REQUIREMENT FOR RISK MANAGEMENT PLANS (RMPs) PURSUANT TO THE CALIFORNIA ACCIDENTAL RELEASE PREVENTION (CalARP) PROGRAM

##### Purpose

The purpose of this Bulletin is to notify businesses or facilities subject to the California Accidental Release Prevention (CalARP) Program that Risk Management Plans (RMPs) are required to be updated within 5 years from the initial submission date or the most recent update.

##### Issue

###### Federal Program

Businesses or facilities handling a regulated substance(s) above the **federal** threshold quantity (in Tables 1 or 2) were required to submit a RMP to both the United States Environmental Protection Agency (USEPA) and the Sacramento County Environmental Management Department (EMD) by June 21, 1999.

###### State Program

Businesses or facilities with a regulated substance(s) exceeding the **state** threshold quantity (in Table 3) were required to submit a RMP to EMD based on the required submission date. Therefore, more than likely the deadline to update your RMP is approaching (see below)!

##### What This Means To You

###### Federal Program

If your business or facility is subject to the **federal** RMP Program and submitted its RMP on or before June 21, 1999, the updated RMP is due to USEPA and EMD **no later than June 21, 2004**. Please note that USEPA re-submissions should be performed using RMP\*Submit 2004<sup>TM</sup> and must include newly required data elements.

**What This  
Means  
To You  
(continued)**

**State Program**

A business or facility subject to the **state** RMP Program that submitted its RMP on or before June 21, 1999 must submit an updated RMP to EMD **no later than June 21, 2004 or within 5 years of the most recent update, whichever is later.**

These requirements are contained in the Final CalARP Program Regulations set forth in Section 2745.10 of Title 19 of the California Code of Regulations (19 CCR) and Part 68 of Title 40 of the Code of Federal Regulations (40 CFR).

Unless your facility is granted an extension to this 5-year update deadline, you will be in violation of 19 CCR and/or 40 CFR should you fail to comply with this requirement. For a plan to be considered “updated”, the RMP certification must have been re-executed and data elements updated. Again, updates to **both state and federal** RMPs must be submitted to EMD.

**For More  
Information Or  
Assistance**

For additional information on the **federal** RMP program, you may call the RMP and EPCRA call center at (800) 424-9346 (M-F, 9-5 ET) or access the **federal** RMP website at <http://www.epa.gov/emergencies>.

If you need additional information on specific 5-year update submission requirements or have questions concerning this Bulletin, contact Ralph Roberts at (916) 875-8476, Tiffany Tokiwa at (916) 875-8463 or Joe Zarnoch at (916) 875-8471.

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