

**3750-20-74      Review of plans.**

- (A) The commission has designated the Ohio emergency management agency to conduct initial and annual plan reviews required by division (B) of section 3750.04 of the Revised Code. The Ohio emergency management agency will utilize the commission approved "Ohio Hazardous Materials Plan Development and Evaluation Document" in plan evaluation.
- (1) Each chemical emergency response and preparedness plan submitted to the commission shall have a table of contents describing the location of the minimum plan requirements as identified in division (A) of section 3750.04 of the Revised Code. Completion of the crosswalk component of the "Ohio Hazardous Materials Plan Development and Evaluation" documents may serve to meet the table of contents requirement of this paragraph.
  - (2) The commission shall provide to the committees the commission approved document as guidance in the development of the committee's chemical emergency response and preparedness plan.
  - (3) Following the committee's review of the plan, the committee will submit the plan to the Ohio emergency management agency.
  - (4) The Ohio emergency management agency will review the committee's plan against the thirteen plan requirements listed in division (A) of section 3750.04 of the Revised Code and the commission-approved "Ohio Hazardous Materials Plan Development and Evaluation Document."
  - (5) The Ohio emergency management agency will prepare a report listing plan review findings and submit the report to the commission, recommending concurrence or refusal to concur with the plan.
- (B) The commission shall require that each plan contain all of the minimum plan requirements identified in section 3750.04 of the Revised Code and the rules adopted thereunder for a determination and issuance of an order of concurrence, pursuant to section 3750.18 of the Revised Code.
- (C) The commission shall refuse to concur with a plan that does not contain all of the minimum plan requirements identified in section 3750.04 of the Revised Code and issue the appropriate order pursuant to section 3750.18 of the Revised Code.
- (D) Upon receipt of an order refusing to concur with a plan, the committee shall have sixty days to submit a modified plan that complies with the requirements set forth in section 3750.04 of the Revised Code.

Effective: 7/6/2021

Five Year Review (FYR) Dates: 3/17/2021 and 03/17/2026

CERTIFIED ELECTRONICALLY

Certification

06/24/2021

Date

Promulgated Under: 119.03

Statutory Authority: 3750.02(B)(2)(a); 3750.02(B)(2)(b)

Rule Amplifies: 3750.04, 3750.18

Prior Effective Dates: 01/16/1991, 11/01/1993, 10/01/1998