

**7045.0572 CONTINGENCY PLAN.**

Subpart 1. **Scope.** Parts 7045.0568 to 7045.0576 apply to owners and operators of all hazardous waste facilities, except as provided otherwise in part 7045.0552.

Subp. 2. **General requirements.** An owner or operator shall have a contingency plan for the facility. The contingency plan must be designed to minimize hazards to human health or the environment from fires, explosions, or any unplanned sudden or nonsudden release of hazardous waste or hazardous waste constituents to air, land, or water.

Subp. 3. **Implementation of plan.** The provisions of the plan must be carried out immediately whenever there is a fire, explosion, or release of hazardous waste or hazardous waste constituents which could threaten human health or the environment.

Subp. 4. **Content of contingency plan.** The contingency plan must comply with the following:

A. The contingency plan must describe the actions facility personnel must take to comply with subparts 2 and 3, and part 7045.0574.

B. If the owner or operator has already prepared a Spill Prevention, Control, and Countermeasures Plan in accordance with Code of Federal Regulations, title 40, parts 112 and 1510, as amended, or some other emergency or contingency plan, that plan must only be amended to incorporate hazardous waste management provisions that are sufficient to comply with the requirements of this chapter.

C. The plan must describe arrangements agreed to by local police departments, fire departments, hospitals, contractors, and state and local emergency response teams to coordinate emergency services pursuant to part 7045.0568.

D. The plan must list names, addresses, and office and home telephone numbers of all persons qualified to act as emergency coordinator, and this list must be kept up-to-date. If more than one person is listed, one must be named as primary emergency coordinator and others must be listed in the order in which they will assume responsibility as alternates.

E. The plan must include a list of all emergency equipment at the facility such as fire extinguishing systems, spill control equipment, internal and external communications and alarm systems, and decontamination equipment, where this equipment is required. This list must be kept up-to-date. In addition, the plan must include the location and a physical description of each item on the list and a brief outline of its capabilities.

F. The plan must include an evacuation plan for facility personnel where there is a possibility that evacuation could be necessary. This plan must describe the signal or signals to be used to begin evacuation, evacuation routes, and alternate evacuation routes in cases where the primary routes could be blocked by the release of hazardous waste or fire.

Subp. 5. **Copies of contingency plan.** A copy of the contingency plan and all revisions to the plan must be:

- A. maintained at the facility; and
- B. submitted to all local police departments, fire departments, hospitals, and state and local emergency response teams that may be called upon to provide emergency services.

Subp. 6. **Amendment of contingency plan.** The contingency plan must be reviewed, and immediately amended if necessary, whenever:

- A. the applicable rules are revised;
- B. the plan fails in an emergency;
- C. the facility changes in its design, construction, operation, maintenance, or other circumstances in a way that materially increases the potential for fires, explosions, or the release of hazardous waste or hazardous waste constituents, or changes the response necessary in an emergency;
- D. the list of emergency coordinators changes; or
- E. the list of emergency equipment changes.

**Statutory Authority:** *MS s 116.07*

**History:** *9 SR 115; 20 SR 715*

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