

BYLAWS OF THE LINCOLN COUNTY  
EMERGENCY PLANNING COMMITTEE

ARTICLE I

This organization shall be known as the Lincoln County Emergency Planning committee (LEPC).

ARTICLE II

The purposes of the LEPC are those set out in Title III of the Superfund Amendments and Reauthorization Act of 1986 (SARA), and the other lawful purposes which are assigned to it or permitted by the Lincoln County Commissioners and/or the State Emergency Response Commission. In keeping with the intent of SARA, Title III, all activities of the Committee will be conducted in a manner encouraging input and participation from all segments of the community.

The Committee's responsibilities will include:

- development of the Lincoln County Hazardous Materials Emergency Response Plan. And regular review and updating of the plan in accordance with SARA Title III.
- receipt of reports and other information from covered facilities and other agencies.
- community right to know activities, including providing public access to information from covered facilities in accordance with SARA Title III.
- assessment of resources necessary to implement the plan, and making recommendations to appropriate people, agencies and organizations regarding additional resources needed to implement the plan.
- compliance and enforcement activities.

ARTICLE III

Section 1:

Members. The committee shall consist of as many members as shall be deemed necessary by the Nevada Emergency Response Commission. The members will be nominated by the Lincoln County Commissioners and will be appointed by the State Emergency Response Commission (SERC). Membership at all times includes representatives of the groups listed in Section 301 of SARA Title III.

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Section 2:

Inactive membership, Appointed members shall be considered inactive when they have missed more than two (2) consecutive committee meetings without notification to the Committee Chair or staff office of significant reason why they were unable to attend the meetings. An annual report listing members declared inactive will be provided to the Lincoln County Commission and the State Emergency Response Commission (SERC)

Section 3:

Terms of Membership. The Lincoln County Commission may request the State Response Commission to appoint members for specific terms of office on the LEPC.

Section 4:

Removal of Members, The Lincoln County Commissioners may ask that the State Response Commission remove a member.

Section 5:

Vacancies, vacancies in membership of the committee shall be filled using the process set out in section 1 of this article.

## ARTICLE IV

### OFFICERS

Section 1:

The officers of the committee shall consist of a Chair, Vice-Chair and a Secretary. The Vice-Chair will serve in the absence of the Chair or if requested by the Chair

Section 2:

Elections, at the first meeting of each calendar year, the committee shall elect from its own membership, a Chair, a Vice Chair and a Secretary who will serve for one year or until the office becomes vacant for any reason. These officers may serve more than one term consecutively with the committees' approval.

## ARTICLE V

## MEETINGS

### Section 1:

Regular Meetings, The Local Emergency Planning Committee will meet quarterly for its regular meetings and notice will be posted for compliance to the Open Meeting Law.

### Section 2:

Special Meetings, The LEPC may call additional meetings beyond the regular scheduled meetings as necessary to conduct its business. Such meetings may be called by the Chair or Vice Chair acting for the Chair, but must be in compliance with the Open Meeting Law.

### Section 3:

Quorums. A quorum for the LEPC Committee meeting that has been called in accordance with the provisions of these by-laws, shall be a simple majority of the constituent membership of a public body.

### Section 4:

Meeting Procedures, the deliberations of all LEPC Meetings shall be in accord with Robert's Rules of Order.

## ARTICLE VI Public Requests for Information

Any person may submit a written request for information under Section 311, 312, and 324 of EPCRA. Requests shall be addressed to the Lincoln County Emergency Management 700 E. Edwards St. Panaca Nevada. The LEPC shall respond to requests for information no later than 45 days from the receipt of request. The LEPC Chairman shall serve as the Coordinator of Information.

## ARTICLE VII Distribution of the Hazardous Materials Response Plan

Routine distribution of the Response Plan will be in accordance with operational needs. Copies of the most recent published plan will be available for public review at 700 E. Edwards St. Panaca Nevada during normal office hours.

ARTICLE VIII  
Dissolution of LEPC

In the event that the Lincoln County LEPC is dissolved or becomes inactive as determined by the Lincoln County Board of Commissioners; all equipment and LEPC responsibilities shall revert to the Lincoln County Board of Commissioners.

ARTICLE IX  
AMENDMENTS

These by-laws may be amended or replaced upon the vote of a majority of the LEPC Membership at any regular meeting provided that any proposed changes have been distributed to all members prior to such action.