

The NYCDEP Deadline of March 1, 2013, for the submission of RTK is fast approaching.

*The Community Right-to-Know (RTK) Laws and Regulations (Local Law 26/88) are enforced by the New York City Department of Environmental Protection (NYCDEP) to protect the public from hazardous, extremely hazardous and regulated toxic substances. In order to comply with the RTK Laws and Regulations, the NYCDEP requires that chemicals located within a facility be reported annually (by March 1 of every year) and, if necessary, risk management plans be filed when the quantity of extremely hazardous substances and regulated toxic substances exceed the thresholds established by the DEP. **Failure to comply with the RTK Law may be subject to penalties of up to \$10,000, or imprisonment of up to one year, or both.***

RTK LAW: “to protect the environment, health and safety of community members, emergency response personnel, the general public and private and public property against exposure to hazardous substances as a result of fire, spill or accidental release, and to assist emergency response personnel in the mitigation of such fire, spill or accidental release”

The Community RTK has established very low reporting thresholds for numerous hazardous substances ubiquitous in operating facilities. The reporting thresholds established by the NYCDEP vary based on the concentration, size, weight and quantity and storage condition of the substance. In order to ensure compliance with the laws, which are intended to help individual facilities and the City prepare for and prevent hazardous substance incidents, the facility must report hazardous substances stored at the facility to government regulatory agencies annually by submitting a Facility Inventory Form (FIF), accompanied by copies of Material Safety Data Sheets (MSDS).

The New York City Department of Environmental Protection (NYCDEP) has advised that it will vehemently enforce LL26/88, Community Right-To-Know Compliance Reporting. Hotels, among other types of facilities, are mandated to submit the required documents.

About the Author

Creative Environment Solutions (CES) Corp. is an award-winning WBE firm with over 20-years of excellence in regulatory compliance consulting for Environmental Hazards (HazMat, Asbestos, Lead, PCB's, Mold, Silica) and Site Safety. www.CEScenter.com

Mark Drozdov, CCT, SSM, FSM, CAI is VP & Technical Director for Creative Environment Solutions (CES) Corp. providing Environmental & Safety compliance consulting with a strong reputation of success. He is a Certified Asbestos Investigator (CAI), Construction Fire Safety Manager (CFSM), Site Safety Manager (SSM), Certified Code Technician (CCT), OSHA-authorized Instructor, Radiation Safety Officer (RSO), ASTM Committee Member on Mold, Asbestos, IAQ, Environmental Assessment/Sustainability and Local Emergency Planning Committee (LEPC) member. MDrozdov@CEScenter.com