



HOUSE BILL 1030: 2016 Appropriations Act, Sec. 14.5: Risk-Based Management Actions Preapproval

2015-2016 General Assembly

Committee:		Date:	August 22, 2016
Introduced by:		Prepared by:	Jennifer McGinnis Staff Attorney
Analysis of:	Sec. 14.5 of S.L. 2016-94		

OVERVIEW: *Sec. 14.5 of S.L. 2016-94 modifies the statutes governing cleanup of contamination resulting from the discharge or release of petroleum from an underground storage tank (UST), to provide that, for the purpose of completing risk-based management actions leading to no further action or closure, the Department of Environmental Quality may use up to \$500,000 annually from the Commercial Leaking Petroleum Underground Storage Tank Cleanup Fund (Commercial Fund) to preapprove and authorize a person to proceed with one or more tasks associated with the assessment or cleanup of a discharge or release from a UST regardless of: (i) the priority of the site, based on the degree of risk to human health and the environment posed by the discharge or release; and (ii) whether, based on the scope of the work to be performed and the schedule of reasonable and necessary costs, that sufficient funds will be available in the Commercial Fund to pay or reimburse the cost of that task within 90 days after the Department determines that the owner, operator, or landowner has submitted a claim with documentation sufficient to establish that the claim is eligible for reimbursement.*

This section became effective July 1, 2016.

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