

Petroleum Tank Release Compensation Board

Meeting

June 8, 2020

Approval of Minutes

➤ **April 20, 2020**

•Questions / Comments?

Administrative

Eligibility Ratification

<i>Location</i>	<i>Site Name</i>	<i>Facility ID #</i>	<i>DEQ Rel # Release Year</i>	<i>Eligibility Determination – Staff Recommendation Date</i>
Glendive	Mort Distributing	0032400	5372 Oct 2019	Reviewed 5/12/2020. Recommended Eligible.
Bozeman	Daniel Spurr Residence	0032389	5360 August 2019 Resolved 2/20/2020	Reviewed 4/5/2020. Recommended Eligible.

Action Item

WEEKLY CLAIM REIMBURSEMENTS
June 6, 2020 BOARD MEETING

Week of	Number of Claims	Funds Reimbursed
March 25, 2020	20	\$173,165.17
April 1, 2020	27	\$58,801.64
April 8, 2020	24	\$144,796.56
April 15, 2020	26	\$83,939.44
April 22, 2020	5	\$133,006.23
April 29, 2020	10	\$37,967.31
May 6, 2020	8	\$34,716.48
Total	120	\$666,392.83

Claims Over \$25,000.00

CLAIMS OVER \$25,000.00 * June 8, 2020

Facility Name Location	Facility-Release ID#	Claim#	Claimed Amount	Adjustments	Penalty	Co-pay	**Estimated Reimbursement
Cenex Harvest States Kalispell	1519705-5036	20200226K	39,698.44	\$935.00	-0-	\$2,171.05 <i>Copay met with this claim</i>	\$36,592.39
Shortridge Oil Co Columbus	4805082-1928	20200317A	\$28,673.83	\$1,670.92	-0-	\$12,982.38 <i>Copay met with this claim</i>	\$14,050.53
Flying J Inc Havre	2108665-475	20200325A	\$50,873.54	-0-	-0-	-0-	\$50,873.54
Total			\$119,245.81				\$101,516.46

* In accordance with Board delegation of authority to the Executive Director signed on December 8, 2003, the Board staff will review the claims for the Board. If the dollar amount of the claim is \$25,000.00 or greater, the claim must be approved and ratified by the Board at a regularly scheduled meeting before reimbursement can be made.

**In the event that other non-Board claims are paid in the period between preparation for this Board meeting and payment of the claim listed above, the amount of co-payment remaining may differ from that projected at this time, which may change the estimated reimbursement.

Action Item

Attorney Report

Report Item

BOARD ATTORNEY REPORT

PTRCB Case Status Report as of May 20, 2020.

Location	Facility	Facility # & Release #	Disputed/ Appointment Date	Status
Great Falls	Cascade County Shops	07-05708 Release 3051-C1,3051-C2,3051-C3 AND 3051-C4	Denial of applications	Cascade County filed a notice of appeal on November 26, 2019. Cascade's opening brief has been filed with the Supreme Court. The Board's combined response brief and cross-appeal brief is currently due May 26, but we have an option to request a 30-day extension, if needed. Briefing will likely conclude in July or August. As a result, the earliest the Court may reach a decision may be the beginning of 2021.

Fiscal Report

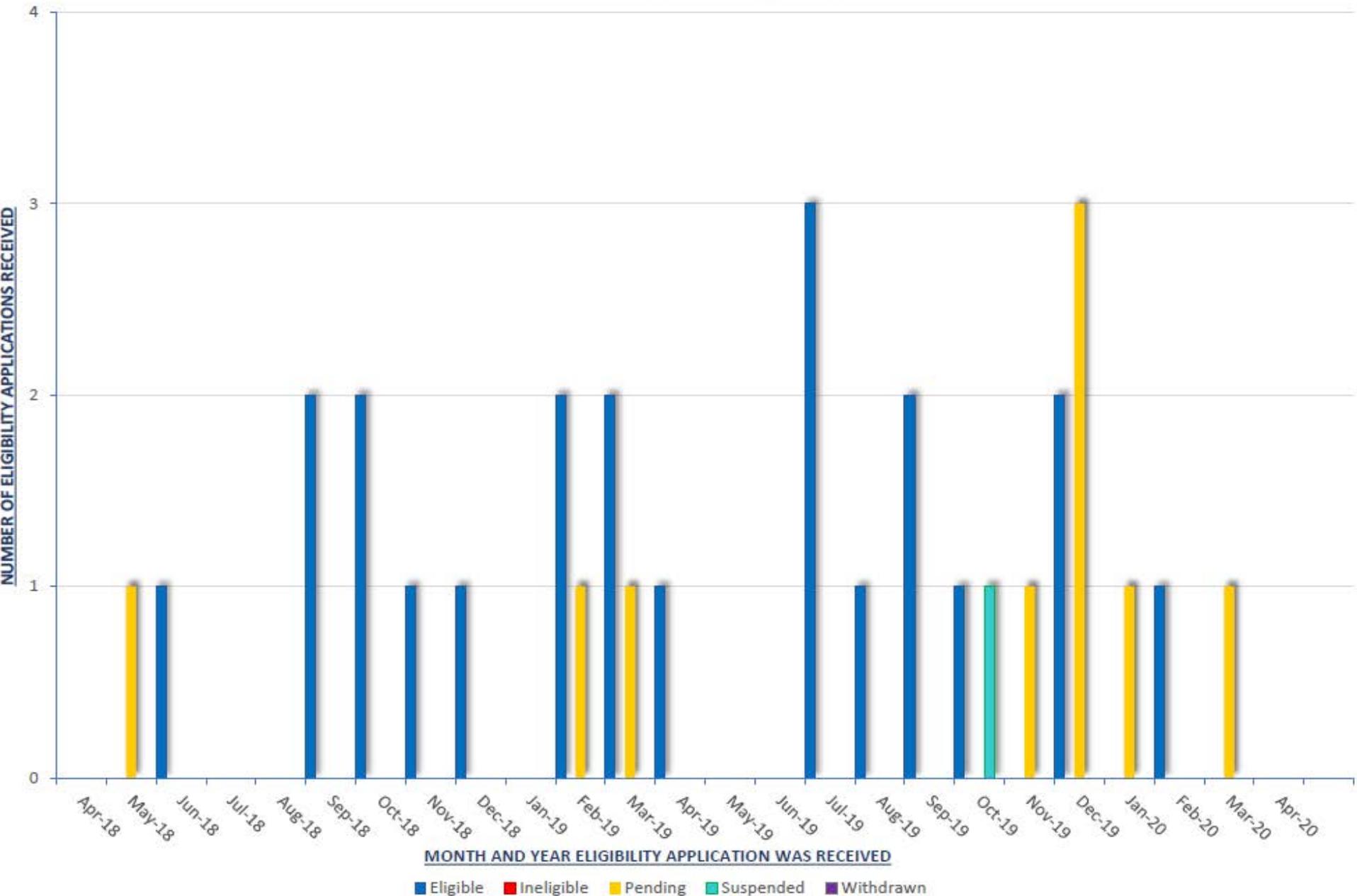
	Legislative Approp.	Standard Budget	Rev/Exp through 4/30/2020	Projected Rev/Exp	Total FY20 Projected Rev/Exp	Projected Fiscal Year End Balance
Revenues:						
MDT Fee Revenue Estimate	7,722,800	7,722,800	6,354,762	1,097,192	7,451,954	(270,846)
Estimated STIP interest earnings	80,000	80,000	64,948	7,932	72,881	(7,119)
Misc Revenue- Settlements/Sponsorships	1,500	0	6,550	0	6,550	6,550
Total Revenues:	7,804,300	7,802,800	6,426,260	1,105,124	7,531,385	(271,415)
Expenditures:						
(Includes current year expenses only)						
Board						
Personal Services*	393,150	392,594	324,205	80,000	404,205	(11,611)
Contracted Services	85,000	85,000	37,778	15,000	52,778	32,222
Contingent Contract Services	1,000,000	1,000,000	0	0	0	1,000,000
Operating	166,913	166,913	102,905	27,000	129,905	37,008
Subtotal	1,645,063	1,644,507	464,888	122,000	586,888	1,057,619
DEQ Regulatory						
Personal Services*	1,153,051	1,153,051	954,565	220,000	1,174,565	(21,514)
Contracted Services	50,000	50,000	24,160	5,000	29,160	20,840
Abandoned Tank Cleanup (Restricted/OTO)	500,000	500,000	20,746	479,254	500,000	0
Operating & Transfers	411,691	411,691	330,129	78,250	408,379	3,312
Subtotal	2,114,742	2,114,742	1,329,600	782,504	2,112,104	2,638
Administrative Budget Remaining						1,060,257
Claims/Loan						
Regular Claim Payments	4,990,000	4,373,189	3,261,118	742,738	4,003,856	369,334
Accrual - FY20 for use in FY21		616,811	0	616,811	616,811	0
Loan Repayment (All loans paid in full)		0	0	0	0	0
Subtotal	4,990,000	4,990,000	3,261,118	1,359,549	4,620,666	369,334
Total Expenses:	8,749,805	8,749,249	5,055,606	2,264,052	7,319,658	1,429,591
Increase/(Decrease) of Revenues over Exp as of April 30, 2020			\$1,370,655	(\$1,158,928)	\$211,727	

EXPENDITURE SUMMARY		PERIOD ENDING 07/31/19	PERIOD ENDING 08/31/19	PERIOD ENDING 09/30/19	PERIOD ENDING 10/31/19	PERIOD ENDING 11/30/19	PERIOD ENDING 12/31/19	PERIOD ENDING 01/31/20	PERIOD ENDING 02/29/20	PERIOD ENDING 03/31/20	PERIOD ENDING 04/30/20	PERIOD ENDING 05/31/20	PERIOD ENDING 06/30/20	FY20 TOTALS
REVENUE														
MDT Fees	644,424.00	673,395.00	763,567.00	770,216.00	662,136.00	640,695.00	580,777.00	543,400.00	542,003.00	534,149.00				6,354,762.00
Stip Earnings	-420.48	6,913.49	8,552.68	8,275.46	7,758.67	7,080.59	7,388.03	7,266.04	6,568.96	5,564.79				64,948.23
Misc Revenue						1,000.00	3,550.00	2,000.00						6,550.00
Total Revenue	644,003.52	680,308.49	772,119.68	778,491.46	669,894.67	648,775.59	591,715.03	552,666.04	548,571.96	539,713.79	0.00	0.00	0.00	6,426,260.23
BOARD														
Personal Services	21,274.72	30,409.68	31,082.16	31,642.34	32,390.33	48,464.82	29,272.97	33,569.96	33,130.08	32,967.83				324,204.89
Contracted Services	0.00	3,137.75	5,601.93	5,304.52	4,690.77	8,722.44	2,924.82	0.00	3,695.03	3,700.77				37,778.03
Contingent Contract Services														0.00
Operating	2,197.26	11,640.57	13,637.45	8,887.81	15,190.24	12,734.14	9,094.97	10,750.33	9,844.60	8,927.53				102,904.90
Subtotal	23,471.98	45,188.00	50,321.54	45,834.67	52,271.34	69,921.40	41,292.76	44,320.29	46,669.71	45,596.13	0.00	0.00	0.00	464,887.82
CLAIMS														
Regular CY Claim Payments	0.00	87,736.70	705,457.45	179,077.67	343,922.47	218,289.38	384,191.29	557,072.47	238,881.98	546,488.09				3,261,117.50
Subtotal	0.00	87,736.70	705,457.45	179,077.67	343,922.47	218,289.38	384,191.29	557,072.47	238,881.98	546,488.09	0.00	0.00	0.00	3,261,117.50
DEQ Regulatory														
Personal Services	63,312.25	91,539.83	97,741.35	92,856.29	95,962.60	141,426.59	88,115.88	97,429.94	92,250.38	93,929.58				954,564.69
Contracted Services	0.00	8,958.11	4,888.08	1,208.63	4,899.88	187.13	11.50	2,647.66	205.68	1,153.60				24,160.27
Abandoned Tank Cleanup (Restricted/OTO)	0.00							15,423.98	2,798.95	2,523.45				20,746.38
Operating	3,044.61	50,570.42	29,379.65	31,858.94	42,881.86	40,397.83	32,616.76	40,190.14	30,667.13	28,521.69				330,129.03
Subtotal	66,356.86	151,068.36	132,009.08	125,923.86	143,744.34	182,011.55	136,168.12	143,066.69	125,646.64	123,604.87	0.00	0.00	0.00	1,329,600.37
CURRENT YEAR EXPENDITURE TOTALS		89,828.84	283,993.06	887,788.07	350,836.20	539,938.15	470,222.33	561,652.17	744,459.45	411,198.33	715,689.09	0.00	0.00	5,055,605.69
PRIOR YEAR EXPENDITURES			95.28	-45.61			-15,839.25	575.00						-15,214.58
TOTAL EXPENDITURES		89,828.84	284,088.34	887,742.46	350,836.20	539,938.15	454,383.08	562,227.17	744,459.45	411,198.33	715,689.09	0.00	0.00	5,040,391.11
Board & DEQ Non-Claim costs		89,828.84	196,256.36	182,330.62	171,758.53	196,015.68	251,932.95	177,460.88	187,386.98	172,316.35	169,201.00	0.00	0.00	1,794,488.19
Claims Accrual Payments		0.00	93,288.40	183,906.43	14,022.06	0.00	89,821.89	14,246.06	33,340.84	19,342.70	4,600.00	0.00	0.00	452,568.38
Guarantee of Reimbursement (A Accruals)														0.00
PROJECTION SUMMARY		PERIOD ENDING 07/31/19	PERIOD ENDING 08/31/19	PERIOD ENDING 09/30/19	PERIOD ENDING 10/31/19	PERIOD ENDING 11/30/19	PERIOD ENDING 12/31/19	PERIOD ENDING 01/31/20	PERIOD ENDING 02/29/20	PERIOD ENDING 03/31/20	PERIOD ENDING 04/30/20	PERIOD ENDING 05/31/20	PERIOD ENDING 06/30/20	FY20 TOTALS
REVENUE														
MDT Fees												547,192.00	550,000.00	1,097,192.00
Stip Earnings												3,932.33	4,000.00	7,932.33
TOTAL REVENUE PROJECTED	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	551,124.33	554,000.00	1,105,124.33
BOARD														
Personal Services												32,000.00	48,000.00	80,000.00
Contracted Services												7,500.00	7,500.00	15,000.00
Contingent Contract Services														0.00
Operating												10,500.00	16,500.00	27,000.00
Subtotal	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	50,000.00	72,000.00	122,000.00
CLAIMS														
Regular CY Claim Payments												371,369.00	371,369.00	742,738.00
FYE20 Accrual												66,810.60	550,000.00	616,810.60
Subtotal	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	438,179.60	921,369.00	1,359,548.60
DEQ Regulatory														
Personal Services												90,000.00	130,000.00	220,000.00
Contracted Services												2,500.00	2,500.00	5,000.00
Abandoned Tank Cleanup (Restricted/OTO)												100,000.00	379,253.62	479,253.62
Operating												31,250.00	47,000.00	78,250.00
Subtotal	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	223,750.00	558,753.62	782,503.62
PROJECTION TOTALS		0.00	711,929.60	1,552,122.62	2,264,052.22									

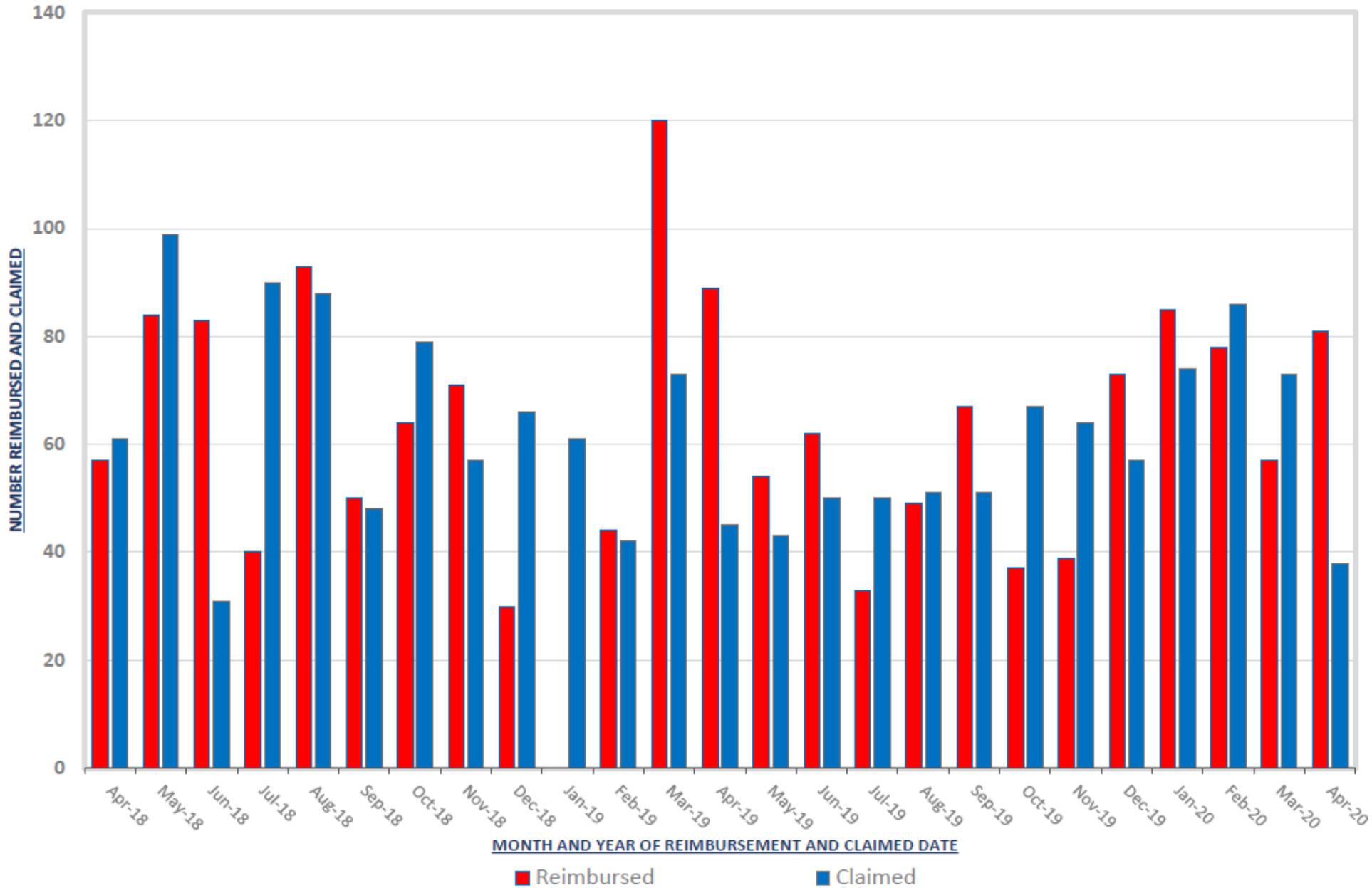
Amount								
Acct Lvl 0	Account	07 (Jan)	08 (Feb)	09 (Mar)	10 (Apr)	11 (May)	12 (Jun)	Total
50000	Revenues	(580,777.00)	(543,400.00)	(542,003.00)	(534,149.00)	(547,771.00)	(493,033.00)	(7,395,566.00)
	510213 Pet Stor Tank Clean Fee-Gas	(317,473.00)	(302,753.00)	(297,183.00)	(281,851.00)	(281,326.00)	(232,686.00)	(4,046,875.00)
	510224 Pet Stor Tank Clean Fee-Diesel	(242,812.00)	(212,478.00)	(216,329.00)	(226,122.00)	(240,786.00)	(251,010.00)	(3,020,287.00)
	510235 Pet Stor Tank Clean Fee-Aviat	(20,492.00)	(28,169.00)	(28,491.00)	(26,176.00)	(25,659.00)	(9,337.00)	(328,404.00)
Total		(580,777.00)	(543,400.00)	(542,003.00)	(534,149.00)	(547,771.00)	(493,033.00)	(7,395,566.00)

All 12 months

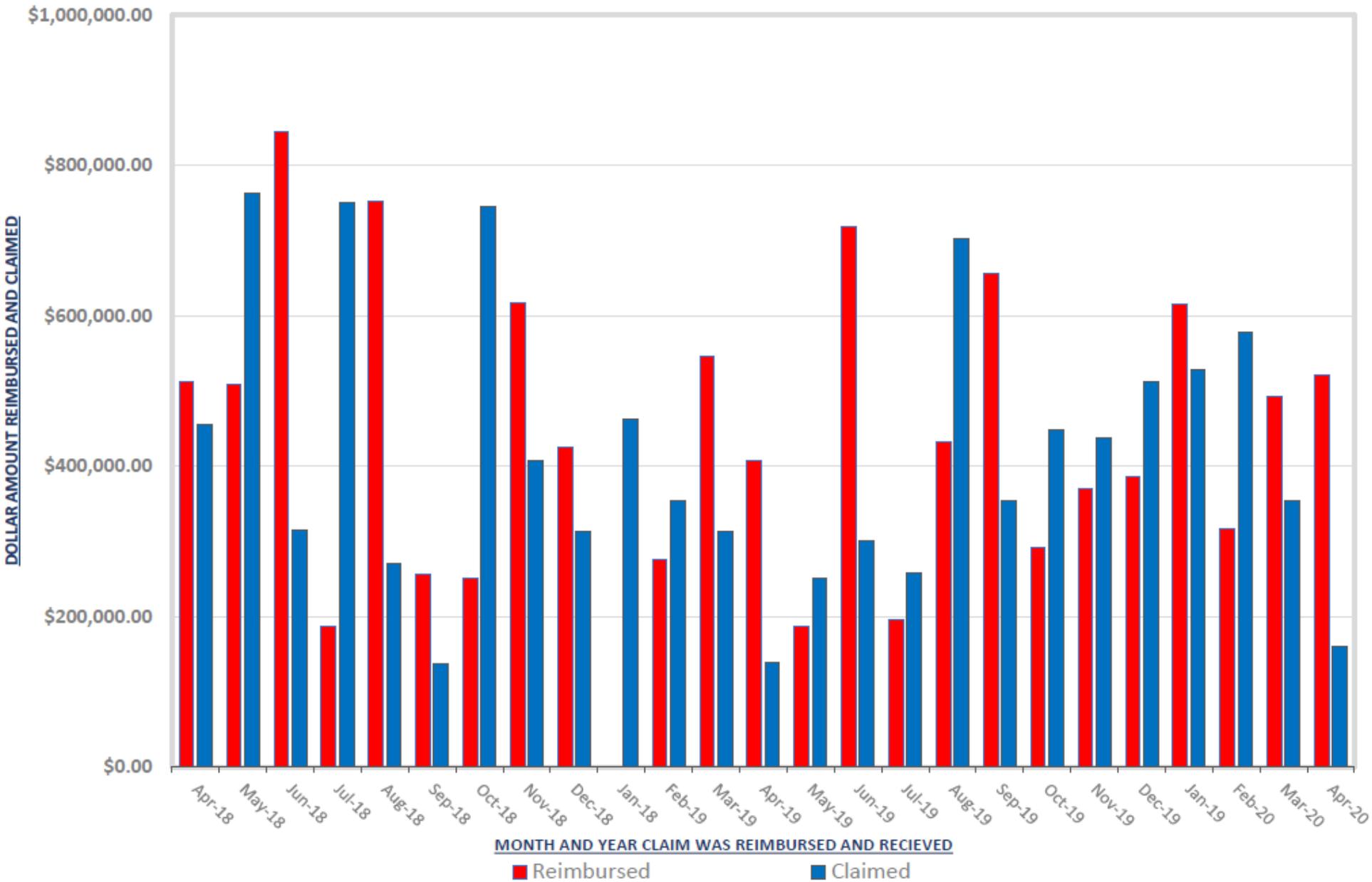
Board Staff Eligibility Graph



Board Staff Claim Count Graph



Board Staff Claim Value Graph



Summary of Confirmed and Resolved Petroleum Releases

Petroleum Release Activity since Last Report – March 16, 2020 to May 22, 2020

Release Status	Activity
Confirmed Releases	2
Releases Resolved (Closed)	12

PTS Report

Petroleum Release Activity from – January 1, 2020 to May 22, 2020

Release Status	Activity
Confirmed Releases	5
Releases Resolved (Closed)	22

Summary of All Petroleum Release Activity to May 22, 2020

Total Confirmed Releases	4730
Total Resolved Releases	3785
Total Active Releases	945

Public Forum