

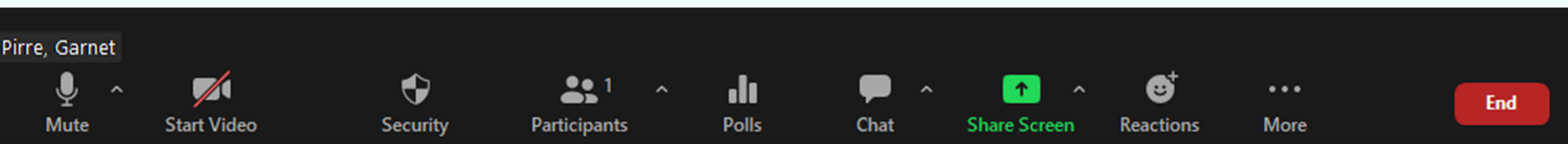
Petroleum Tank Release Compensation Board

Meeting

June 16, 2025

Zoom Controls

- To mute or unmute – use *6 on telephone or
 - Go to participant list in Zoom, right click on yourself and choose “unmute”
- You **must** rename yourself in the participants list, so that there is a sign-in record for this meeting.
 - Right click on your phone number/cb name/etc. and choose “rename”. Please type in your first and last name when you do this.
- To be recognized by Presiding Officer, click the “Reactions Icon” and choose the “raise hand” button. This is part of your Zoom window controls, usually at the top or bottom of your Zoom call window.



Approval of Minutes

April 14, 2025, Board Meeting

•Questions / Comments?

Approval of Proposed Rulemaking Package

The rules being changed are:

- New section in response to preventive claim funding from SB 315,
- Cleanup of language no longer supported by statute or process, and
- Change to allowed sampling fee in response to consulting communities request to analyze the allowed amount.

•Questions / Comments?

ELIGIBILITY RATIFICATION

Location	Site Name	Facility ID #	DEQ Rel # Release Year	Staff Recommendation Date Eligibility Determination
Bozeman	Town Pump Inc	1608675	6689	Review 5/19/25.
	Bozeman	TID 21506	Feb 2025	Recommended Eligible.
East Helena	Town Pump Inc	2508697	6683	Reviewed 5/15/25.
	East Helena	TID 23791	Aug 2024	Recommended Eligible.
Whitehall	Town Pump Inc	2203645	6678	Reviewed 5/19/25.
	Whitehall	TID 22528	Aug 2024	Recommended Eligible.
Informational Only- Not For Ratification				
Butte	Former Mahagin's Texaco	0032521 TID 32521	6550 May 2023	Reviewed 4/23/2024. Withdrawal signed by the Owner on 4/23/25.
	Thompson Distributing	4106301 TID 26913	6612 Aug 2023	Reviewed 4/23/2024. Withdrawal signed by the Owner 5/15/25.

WEEKLY CLAIMS FOR REIMBURSEMENTS

WEEKLY CLAIM REIMBURSEMENTS June 16, 2025, BOARD MEETING

Week of	Number of Claims	Funds Reimbursed
4-2-25	23	\$99,712.21
4-9-25	20	\$123,576.77
4-16-25	16	\$291,562.66
4-30-25	24	\$95,972.99
5-7-25	15	\$67,777.61
5-14-25	16	\$182,127.83
5-21-25	10	\$52,813.68
Total	124	\$913,543.75

DENIED CLAIMS FOR REIMBURSEMENTS

Denied Claims

One (1) claim is denied

Denied Claims June 16, 2025 - Board Meeting

Claim ID	Reason Denied
20250306B	Entirety of claim withdrawn per consultant's request.

ACTION ITEM
June 16, 2025

CLAIMS OVER \$25,000

Facility Name Location	Facility- Release ID#	Claim#	Claimed Amount	Adjustments	Penalty	Co-pay	**Estimated Reimbursement
Circle K Store 2746272 Havre	21080685212	20250414I	\$58,555.82	\$7,280.80	\$5,127.50	-0-	\$46,147.52
Circle K Store 2746271 Glendive	11080613375	20250414E	\$26,430.90	\$279.93	-0-	-0-	\$26,150.97
Total			\$84,986.72	\$7,560.73	\$5,127.50	-0-	\$72,298.49

* 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.

Release Response Threshold Discussion

**Lynch Flying Services/Edwards Jet
Center, Billings
Release 4744
WP 716835021**

Release expected to exceed \$100K in costs.

Release Response Threshold Discussion

MDOT 43 4402, Ingomar

Release 934

WP 716834930

Release expected to exceed \$100K in costs.

Release Response Threshold Discussion

Mountain View Co-Op, Fairfield
Release 4385
WP 716834964

Release expected to exceed \$100K in costs.

Release Response Threshold Discussion

Pacific Cost Supply, Great Falls

Release 1054

WP 716834891

Release expected to exceed \$100K in costs.

Attorney Report

- **Other**

- *Cascade Cnty v. Mont. Petroleum Tank Release Comp. Bd.*, DA 24-0362 (Mont. Supreme Ct.): The Montana Supreme Court has classified this appeal as *en banc*, meaning all seven justices will decide it, as opposed to a panel of five, an opinion was issued on June 3, 2025.
- On May 28, 2025, a response was provided to the comments raised during the April 14, 2025, Public Forum, as directed by the Presiding Officer.
- There has been ongoing communication between Mr. Chestnut of Ziontz Chestnut LLP, Attorneys at Law, and the Board's attorney. This is regarding claims filed with the Board seeking reimbursement for the Northern Cheyenne Tribe for costs that have already been covered by a federal grant from EPA.

Fiscal Report

REPORT ITEM

June 16, 2025

Petroleum Tank Release Compensation Fund Budget Status Report Operating Statement April 30, 2025						
	Legislative Approp.	Standard Budget	Rev/Exp through 4/30/2025	Projected Rev/Exp	Total FY25 Projected Rev/Exp	Projected Fiscal Year End Balance
Revenues:						
MDT Fee Revenue Estimate	8,566,437	8,566,437	6,640,983	1,180,095.00	7,821,078.00	(745,359.00)
Estimated STIP interest earnings	260,000	260,000	263,054	89,457.31	352,511.09	92,511.09
Misc Revenue & Settlements	3,320	3,320	0	0.00	0.00	(3,320.00)
Total Revenues:	8,829,757	8,829,757	6,904,037	1,269,552.31	8,173,589.09	(656,167.91)
Expenditures:						
(Includes current year expenses only)						
Board						
Personal Services*	569,692	569,692	512,850	110,000.00	622,850.43	(53,158.43)
Contracted Services	20,000	20,000	11,450	3,000.00	14,449.99	5,550.01
Operating	319,834	319,834	158,811	34,000.00	192,810.66	127,023.34
Subtotal	909,526	909,526	683,111	147,000.00	830,111.08	79,414.92
DEQ Regulatory						
Personal Services*	1,538,667	1,538,667	1,113,946	375,510.00	1,489,455.77	49,211.23
Contracted Services	40,000	40,000	28,475	6,000.00	34,474.50	5,525.50
Operating & Transfers	862,100	862,100	362,953	82,000.00	444,952.72	417,147.28
Subtotal	2,440,767	2,440,767	1,505,373	463,510.00	1,968,882.99	471,884.01
Administrative Budget Remaining						551,298.93
Claims/Loan						
Regular Claim Payments	4,480,000	4,480,000	2,359,634	641,702.00	3,001,336.05	1,478,663.95
Accrual - FY25 for use in FY26	770,000	770,000	0	770,000.00	770,000.00	0.00
Subtotal	5,250,000	5,250,000	2,359,634	1,411,702.00	3,771,336.05	1,478,663.95
Total Expenses:	8,600,293	8,600,293	4,548,118	2,022,212.00	6,570,330.12	2,029,962.88
Increase/(Decrease) of Revenues over Exp as of April 30, 2025			\$2,355,919	(\$752,660)	\$1,603,259	

STIP = Short Term Investment Portfolio

Fiscal Report

REPORT ITEM
June 16, 2025

Cash Flow Analysis - FY25

	July-24	August-24	September-24	Actual October-24	November-24	December-24
Beginning Cash Balance	6,727,464.44	5,496,420.08	7,110,446.78	7,334,487.89	7,554,283.27	7,579,683.81
Revenue						
MDT Revenue (\$.0075/gallon)	-697,559.00	2,039,153.00	853,626.00	833,034.00	708,741.00	712,521.00
STIP Earnings	0.00	27,461.96	30,301.75	29,049.66	29,538.68	30,007.98
Settlements						
Other Misc Revenue	0.00	0.00	0.00	0.00	0.00	0.00
Total Revenue	-697,559.00	2,066,614.96	883,927.75	862,083.66	738,279.68	742,528.98
Expenditures						
Petro Board Claims	0.00	18,780.55	217,067.10	189,997.24	306,846.33	333,238.48
Petro Board Staff	25,491.54	63,245.57	77,105.71	90,428.80	71,236.00	67,143.35
Prior Year Adj & Accrual Adj	433,522.18	205,322.68	187,976.56	154,181.93	175,848.58	11,520.39
DEQ Regulatory	74,471.64	165,239.46	177,737.27	207,680.31	158,948.23	158,397.83
Total Expenditures	533,485.36	452,588.26	659,886.64	642,288.28	712,879.14	570,300.05
Ending Cash Balance	5,496,420.08	7,110,446.78	7,334,487.89	7,554,283.27	7,579,683.81	7,751,912.74

Fiscal Report

REPORT ITEM
June 16, 2025

Cash Flow Analysis - FY25

Actual

Projected

	January-25	February-25	March-25	April-25	May-25	June-25
Beginning Cash Balance	7,751,912.74	7,861,373.64	7,811,898.84	7,618,044.78	7,791,837.34	7,695,091.00
Revenue						
MDT Revenue (\$.0075/gallon)	610,363.00	549,403.00	519,393.00	512,308.00	563,474.00	616,621.00
STIP Earnings	31,014.45	29,539.49	26,647.11	29,492.70	28,640.66	60,816.65
Settlements						
Other Misc Revenue	0.00	0.00	0.00	0.00	0.00	0.00
Total Revenue	641,377.45	578,942.49	546,040.11	541,800.70	592,114.66	677,437.65
Expenditures						
Petro Board Claims	301,804.86	334,470.44	500,113.22	157,315.83	320,851.00	320,851.00
Petro Board Staff	66,912.61	63,861.85	66,259.61	91,426.04	73,500.00	73,500.00
Prior Year Adj & Accrual Adj	3,463.80	78,747.16	20,525.25	20,437.23	0.00	0.00
DEQ Regulatory	159,735.28	151,337.84	152,996.09	98,829.04	294,510.00	169,000.00
Total Expenditures	531,916.55	628,417.29	739,894.17	368,008.14	688,861.00	563,351.00
Ending Cash Balance	7,861,373.64	7,811,898.84	7,618,044.78	7,791,837.34	7,695,091.00	7,809,177.65

Fiscal Report

REPORT ITEM

June 16, 2025

EXPENDITURE SUMMARY		PERIOD ENDING 07/31/24	PERIOD ENDING 08/31/24	PERIOD ENDING 09/30/24	PERIOD ENDING 10/31/24	PERIOD ENDING 11/30/24	PERIOD ENDING 12/31/24	PERIOD ENDING 01/31/25	PERIOD ENDING 02/28/25	PERIOD ENDING 03/31/25	PERIOD ENDING 04/30/25	PERIOD ENDING 05/31/25	PERIOD ENDING 06/30/25	FY25 TOTALS
REVENUE														
	MDT Fees	-697,559.00	2,039,153.00	853,626.00	833,034.00	708,741.00	712,521.00	610,363.00	549,403.00	519,393.00	512,308.00			6,640,983.00
	Stip Earnings	0.00	27,461.96	30,301.75	29,049.66	29,538.68	30,007.98	31,014.45	29,539.49	26,647.11	29,492.70			263,053.78
	Misc Revenue	0.00												0.00
	Total Revenue	-697,559.00	2,066,614.96	883,927.75	862,083.66	738,279.68	742,528.98	641,377.45	578,942.49	546,040.11	541,800.70	0.00	0.00	6,904,036.78
BOARD														
	Personal Services	24,433.81	45,275.80	48,547.60	69,540.54	54,643.17	49,287.11	49,465.98	50,409.02	49,840.90	71,406.50			512,850.43
	Contracted Services		0.00	4,200.10	0.00		3,327.99	1,453.80	225.00	1,563.40	679.70			11,449.99
	Operating	1,057.73	17,969.77	24,358.01	20,888.26	16,592.83	14,528.25	15,992.83	13,227.83	14,855.31	19,339.84			158,810.66
	Subtotal	25,491.54	63,245.57	77,105.71	90,428.80	71,236.00	67,143.35	66,912.61	63,861.85	66,259.61	91,426.04	0.00	0.00	683,111.08
CLAIMS														
	Regular CY Claim Payments	0.00	18,780.55	217,067.10	189,997.24	306,846.33	333,238.48	301,804.86	334,470.44	500,113.22	157,315.83			2,359,634.05
	Subtotal	0.00	18,780.55	217,067.10	189,997.24	306,846.33	333,238.48	301,804.86	334,470.44	500,113.22	157,315.83	0.00	0.00	2,359,634.05
DEQ Regulatory														
	Personal Services	66,898.74	117,296.13	118,250.39	162,363.02	119,592.40	117,414.69	116,662.16	117,681.85	115,031.43	62,754.96			1,113,945.77
	Contracted Services		801.41	6,665.45	10.86	3,381.66	8,422.62	4,699.31	96.04	616.09	3,781.06			28,474.50
	Operating	7,572.90	47,141.92	52,821.43	45,306.43	35,974.17	32,560.52	38,373.81	33,559.95	37,348.57	32,293.02			362,952.72
	Subtotal	74,471.64	165,239.46	177,737.27	207,680.31	158,948.23	158,397.83	159,735.28	151,337.84	152,996.09	98,829.04	0.00	0.00	1,505,372.99
CURRENT YEAR EXPENDITURE TOTALS		99,963.18	247,265.58	471,910.08	488,106.35	537,030.56	558,779.66	528,452.75	549,670.13	719,368.92	347,570.91	0.00	0.00	4,548,118.12
PRIOR YEAR EXPENDITURES		-336.34	3,976.50	336.34				3,463.80					0.00	7,440.30
TOTAL EXPENDITURES		99,626.84	251,242.08	472,246.42	488,106.35	537,030.56	558,779.66	531,916.55	549,670.13	719,368.92	347,570.91	0.00	0.00	4,555,558.42
Board & DEQ Non-Claim costs		99,963.18	228,485.03	254,842.98	298,109.11	230,184.23	225,541.18	226,647.89	215,199.69	219,255.70	190,255.08	0.00	0.00	2,188,484.07
Claims Accrual Payments			199,980.18	187,640.22	154,181.93	175,848.58	11,520.39	0.00	78,747.16	20,525.25	20,437.23			848,880.94
Guarantee of Reimbursement (A Accruals)														0.00
PROJECTION SUMMARY		PERIOD ENDING 07/31/24	PERIOD ENDING 08/31/24	PERIOD ENDING 09/30/24	PERIOD ENDING 10/31/24	PERIOD ENDING 11/30/24	PERIOD ENDING 12/31/24	PERIOD ENDING 01/31/25	PERIOD ENDING 02/28/25	PERIOD ENDING 03/31/25	PERIOD ENDING 04/30/25	PERIOD ENDING 05/31/25	PERIOD ENDING 06/30/25	FY25 TOTALS
REVENUE														
	MDT Fees											563,474.00	616,621.00	1,180,095.00
	Stip Earnings											28,640.66	60,816.65	89,457.31
	TOTAL REVENUE PROJECTED	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	592,114.66	677,437.65	1,269,552.31
BOARD														
	Personal Services											55,000.00	55,000.00	110,000.00
	Contracted Services											1,500.00	1,500.00	3,000.00
	Operating											17,000.00	17,000.00	34,000.00
	Subtotal	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	73,500.00	73,500.00	147,000.00
CLAIMS														
	Regular CY Claim Payments											320,851.00	320,851.00	641,702.00
	FYE25 Accrual												770,000.00	770,000.00
	Subtotal	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	320,851.00	1,090,851.00	1,411,702.00
DEQ Regulatory														
	Personal Services											250,510.00	125,000.00	375,510.00
	Contracted Services											3,000.00	3,000.00	6,000.00
	Operating											41,000.00	41,000.00	82,000.00
	Subtotal	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	294,510.00	169,000.00	463,510.00
PROJECTION TOTALS		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	688,861.00	1,333,351.00	2,022,212.00

STIP = Short Term Investment Portfolio

Board Staff Report

REPORT ITEM

June 16, 2025

Activity Report through April FY25

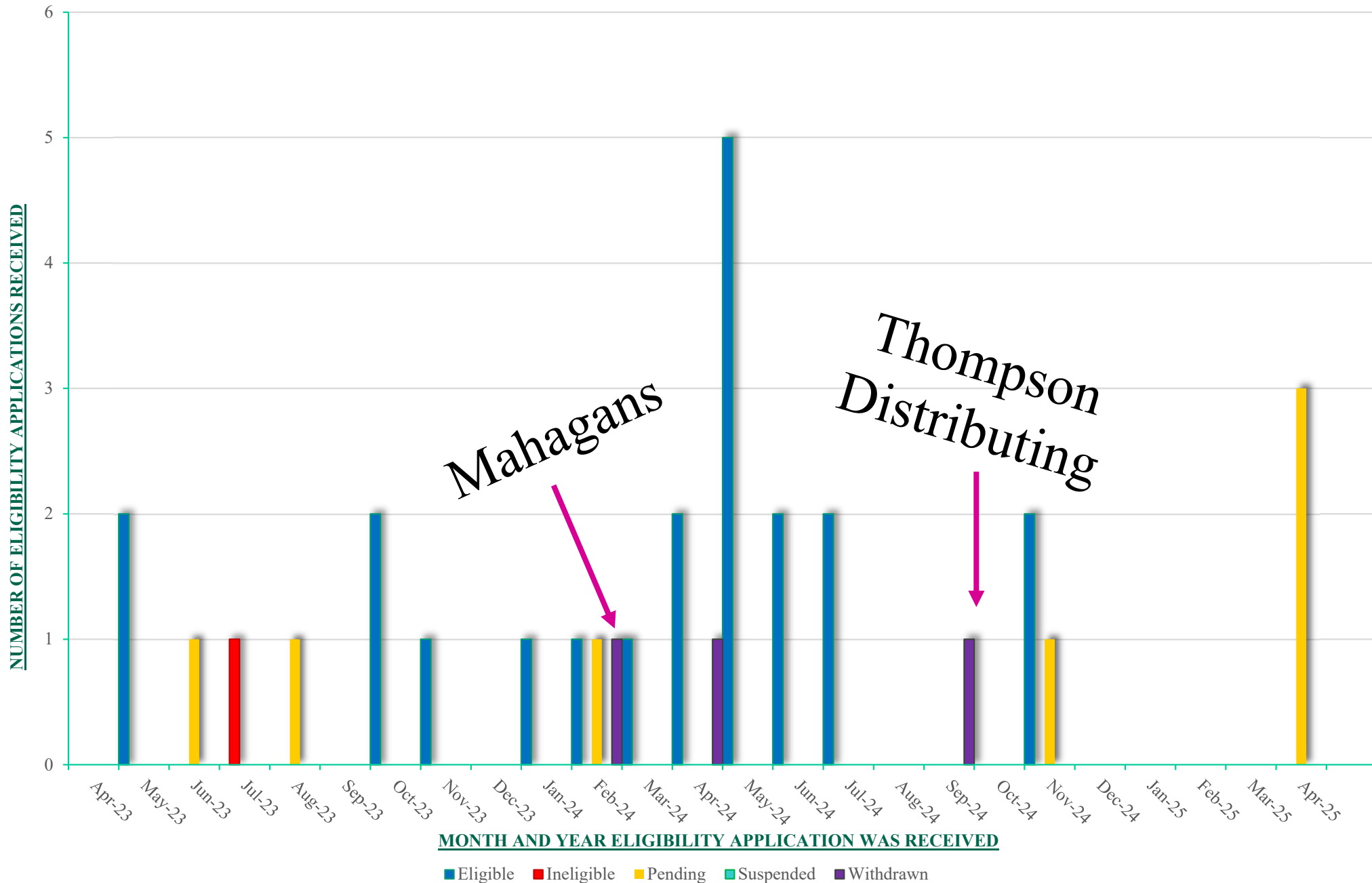
Reporting Category	Status
Amount of Fund balance in Petroleum Tank Release Cleanup Fund	\$7,791,837.34
Portion of the Fund balance that is allocated or encumbered Encumbrance is based on DEQ requesting and approving Work Plans and Board staff setting aside money for those WPs through an “obligation” process.	\$8,735,517.20
Timeliness of Board Payments for completed corrective action plans Reimbursement for corrective action plans is through the claim process.	
Average processing days for non-suspended claims since 1989	30 days
Average processing days for non-suspended claims in past 12 months	46 days

Board Staff Report

REPORT ITEM

June 16, 2025

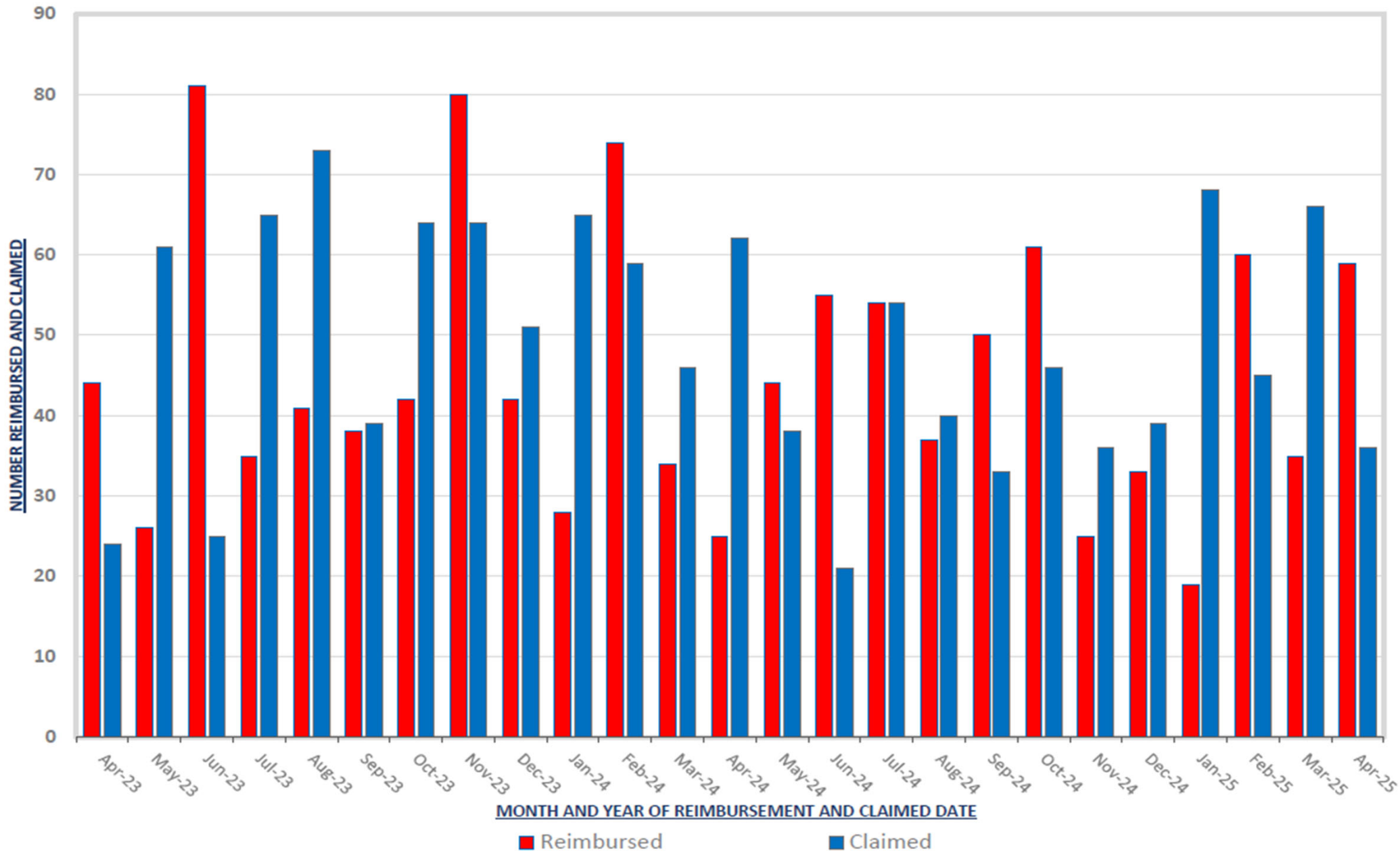
Board Staff Eligibility Graph



Board Staff Report

REPORT ITEM
June 16, 2025

Board Staff Claim Count Graph

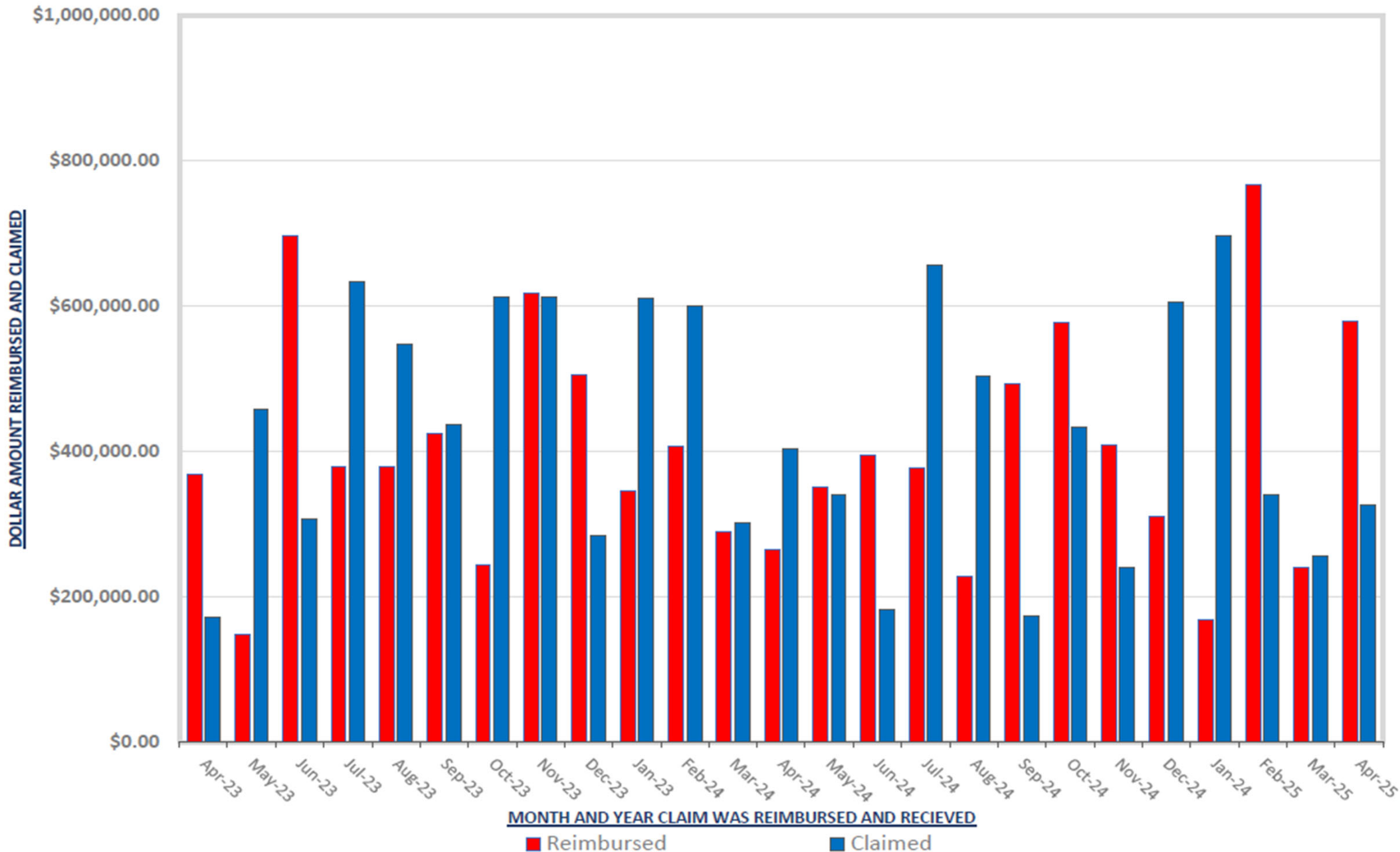


Board Staff Report

REPORT ITEM

June 16, 2025

Board Staff Claim Value Graph



PTCS Report

REPORT ITEM
June 16, 2025



Petroleum Tank Cleanup Activity Report June 2, 2024

Summary of Confirmed and Resolved Petroleum Releases

New Petroleum Release Activity April 2 – June 2, 2025

Release Status	Activity
Suspect Releases	11
Confirmed Releases	10
Resolved Releases	6

Summary of All Petroleum Release Activity through June 2, 2025

Release Status	Activity
Total Confirmed	4882
Total Resolved	3969
Total Open	913

Summary (Current) of Petroleum Releases Managed by PTCS

Release Status	Activity
Total Open	859
Total PTRCB Eligible	583
*Other	276

*Other – Ineligible, Pending, Withdrawn, Suspended, Not Applied

WPs Over \$100,000

- ☐ ***Robins Service, Glendive***
- ☐ ***Facility #11-02466, Rel #3854***
- ☐ ***WP #716835025, SVE/AS***
Installation O&M, MW Replacement,
GWM, Reporting
- ☐ ***Estimated Costs \$277,954.76***

WPs Over \$100,000

☐ ***Town Pump Inc Columbus,
Columbus***

☐ ***Facility #48-08691, Rel #4028***

☐ ***WP #716834982, Excavation, ORC,
system removal, WA, remediation
plan design***

☐ ***Estimated Costs \$302,274.66***

Public Forum

Next Scheduled Board Meeting

September 15, 2025

Meeting Place Colonial
Building – DEQ 2nd Floor in
Wilderness Room