

Tank Stakeholder Workgroup Meeting

December 7, 11:00 Teams and DEQ Metcalf, room 111

Agenda:

Introduction- Ground rules, purpose of stakeholder workgroup meetings Kevin Stone and Terri Lynn Mavencamp (10 min)

Realignment – Bureau restructure

Process improvement subgroup update – Reed Miner (5 min)

Stakeholder outreach updates – consultant's day– Shannon Cala (5 min)

Licensee Training update Emily Ewart or Kris Karns

Legislative updates Terri Lynn Mavencamp/Terry Wadsworth– (10 min)

Helpful Information updates (5 min)

Fuel Delivery video – Brett Smith or Emily Ewart

Discussion (open 15 min)

Introduction and Meeting Purpose

Online (Teams) and in person information (Kevin)

Background of the group (Terri)

- Tank Stakeholder Workgroup created in March of 2019 to increase government transparency and consistency and to increase education, outreach, and communication among the Underground Storage Tank Section (UST), the Petroleum Tank Cleanup Section (PTC) (DEQ) and the Petroleum Tank Release Compensation Board (PTRCB).
- Deliverables will vary based on issues addressed by the Workgroup. Some deliverables will be tangible, while some issues may not produce tangible deliverables. The workgroup's role is advisory in nature.

Workgroup Representatives

Petroleum Marketers Representative—Brad
Longcake

Large Owner—Earl Allen, Noon's

Small Owner— Cole Mort, Parkland Fuel Corp.

Consulting Company—Alan Stine (Olympus
Technical Services)

Consulting Company—Jim Rolle (WCEC)

Tank Installer/Remover—Tom Pointer

PTRCB Member—Vacant

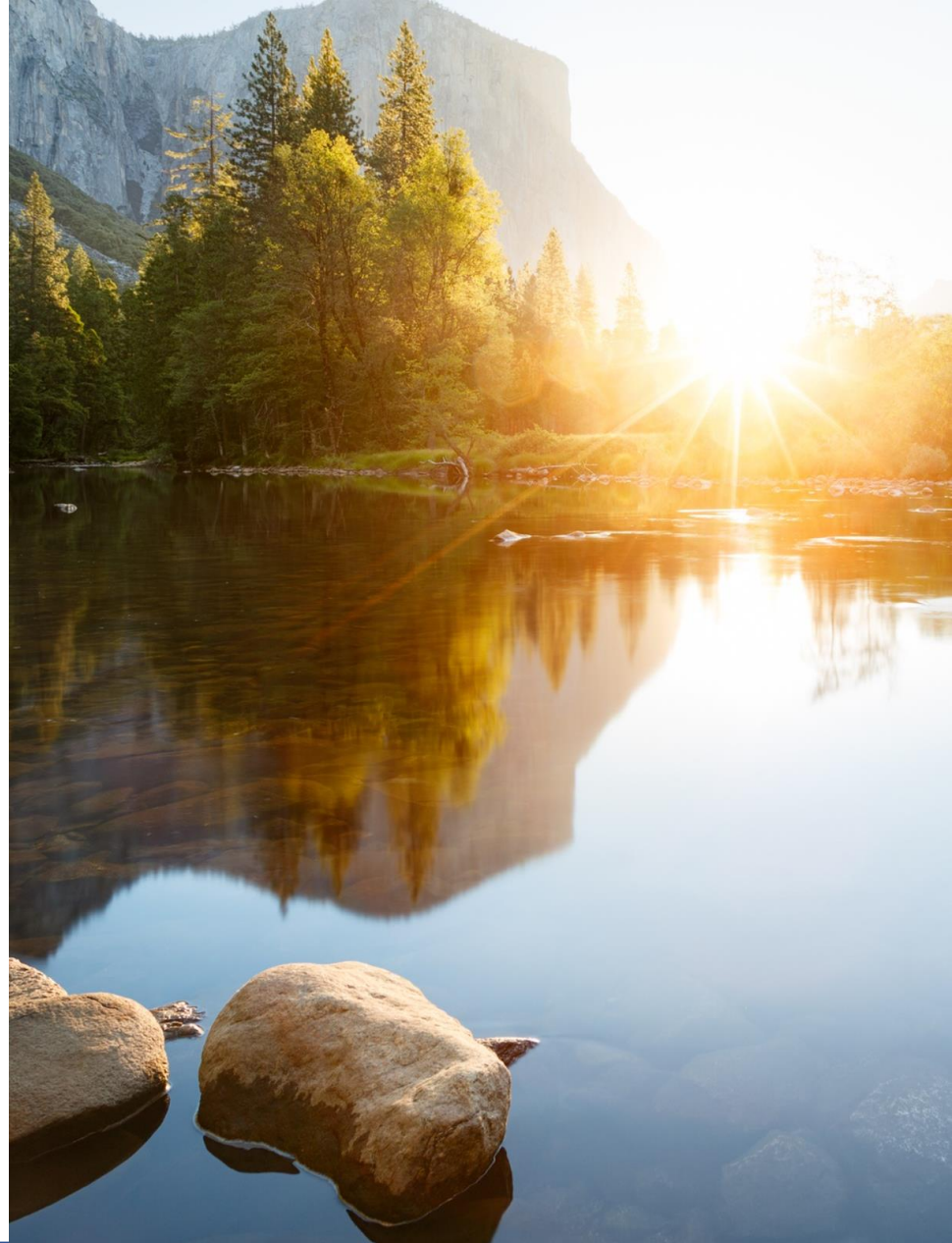
PTRCB Staff Representative—Terry Wadsworth

DEQ UST Representative—Emily Ewart

DEQ LUST Representative—Marla Stremcha

DEQ Small Business Ombudsman— Michael
Gustafson

**State Fire Marshall's Office Representative (for
aboveground storage tanks)—vacant**



Welcome *Michael L. Gustafson, Small Business Ombudsman (SBO)*

Under this title is the Small Business Environmental Assistance Program (SBEAP). Montana Code Annotated 2021 75-2-109. Small business stationary source representative -- duties, MCA (mt.gov)

Program Overview:

The Small Business Environmental Assistance Program (SBEAP) is a separate non-regulatory program within the Department of Environmental Quality (AEM-Energy Bureau). The mission of the SBEAP is to assist Montana businesses in understanding and complying with environmental regulations and to go beyond the regulations to prevent pollution and improve environmental quality.* In addition, SBEAP also:

- Assists with understanding and complying with environmental regulations that cover air, water, and land
- Advocates on behalf of small businesses
- Assists with communication with DEQ
- Offers permitting assistance and on-site compliance assessments
- Provides workshops, trainings, resources, and networking
- Works in collaboration with other public and private entities to assist small businesses
- Mails out informational and informative printings upon request
- Assistance from the SBEAP is free and imposes no obligation on Montana businesses.

**Business-specific information is held confidential from enforcement except in cases of imminent danger to human health and the environment. Small businesses are generally defined as independently owned and operated businesses with fewer than 100 employees that are not major sources of waste or emissions.*



SBO Contact information

Michael.Gustafson@mt.gov | Office: 406-444-6592

Montana SBEAP Toll-free hotline | 800-433-8773



Changes Ahead

Christopher
Dorrington
Director

Deputy
Director
James
Fehr

Air Energy
and Mining
Sonja
Nowakowski

Water Quality
Division
Lindsey
Krywaruchka

Waste
Management
and Remediation
Division
Amy Steinmetz

Chief Legal
Angie
Colamaria

FSCB
Garcin

CSCB
Mavencamp

WUTMB
Thompson

PTRCB

Petroleum
Tank
Cleanup
Section

SSU

CPRS

Underground
Storage Tank
Leak
Prevention
Section

Administratively attached

Christopher
Dorrington
Director

Deputy
Director
James
Fehr

Air Energy
and Mining
Sonja
Nowakowski

Water Quality
Division
Lindsey
Krywaruchka

Waste
Management
and Remediation
Division
Amy Steinmetz

Chief Legal
Angie
Colamaria

Superfund
and
Construction
Bureau
Garcin

SSU

Tanks,
Brownfields and
Federal Facilities
Bureau
Mavencamp

WMB
Thompson

PTRCB

Petroleum
Tank Cleanup
Section
Stremcha

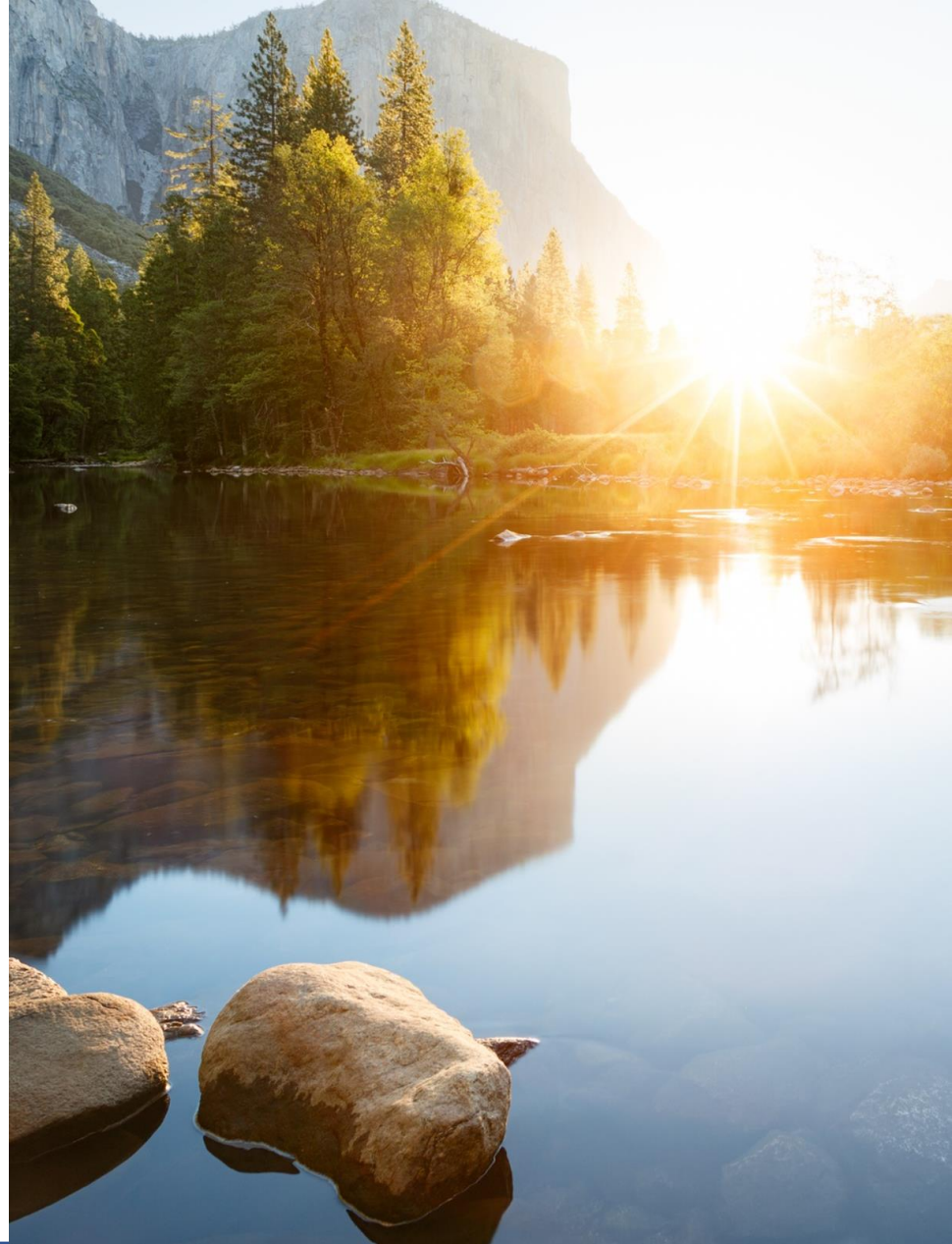
Underground
Storage Tank
Leak
Prevention
Section
Ewart

CPRS
Morris

Administratively attached

Process Improvement Subgroup Update

- **Reed Miner**
- **Petroleum Tank Cleanup
Section Project Officer,
DEQ**



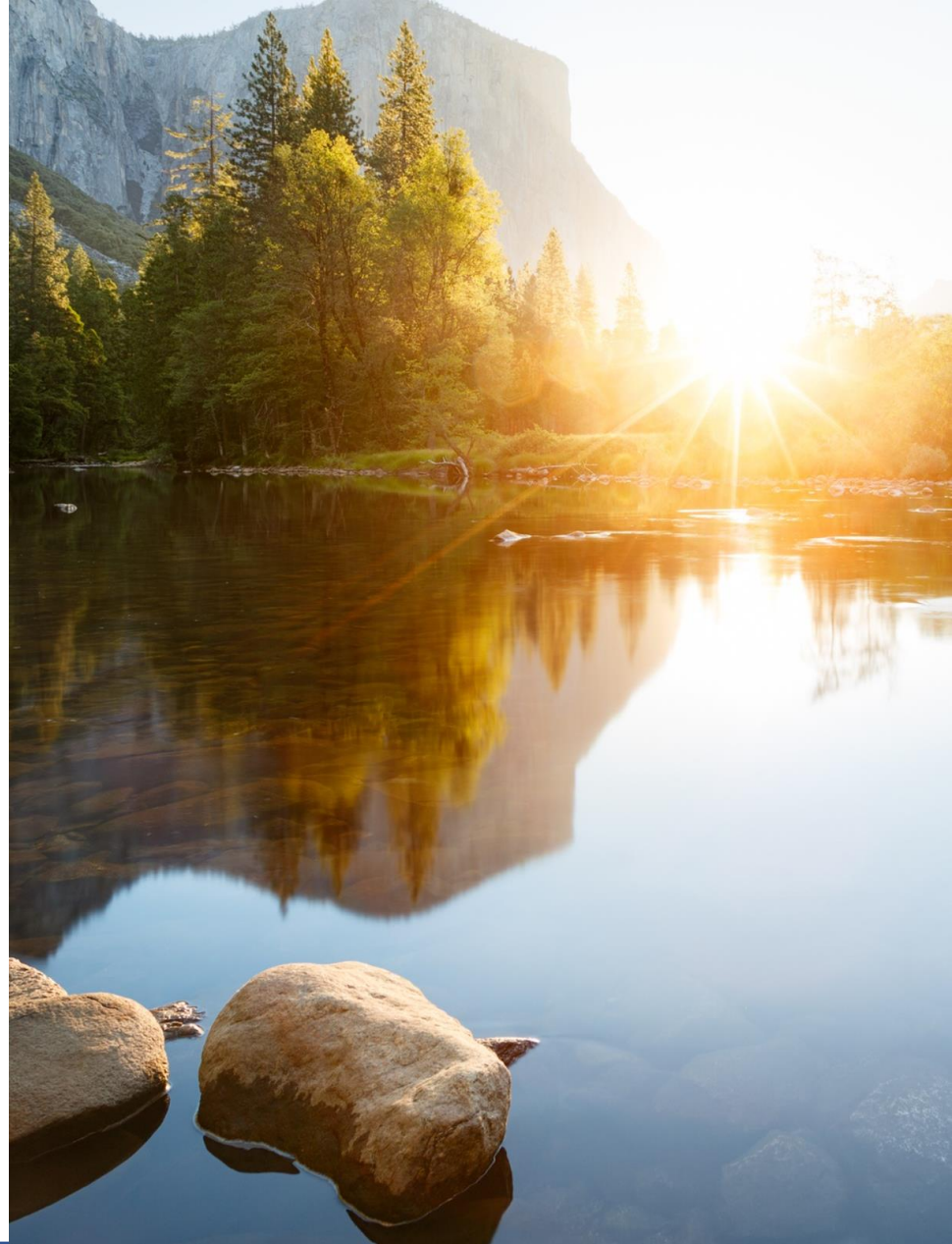
Stakeholder Outreach Updates: Consultant/ UST Training

- UST Licensing training hybrid meeting February 28, 2023
- John Covington – Franklin Fueling Systems
 - Single wall and double wall spill buckets, flapper valve drop tubes, alarms, Leak detection equipment, sensors, APT vs UPP piping, emergency generator system
- Aaron Motes – National Oilwell Varco, Inc.
 - Piping, fittings, clamshells and penetrations, product compatibility, installations, prep work and secondary containment repairs, containment solutions, does and don't s for CSI tank installs



Legislative Updates

2023 Session
Jan 2 – May 10



DEQ A Bills

Terri Lynn

- Short Title: Revise Laws related to Petroleum Brownfields:
 - Title: An Act removing the ‘relatively low risk’ requirement from the petroleum brownfields act; amending sections 75-11-403 and 75-11-408, MCA; and providing an immediate effective date
- Bill Number: LC 0720

DEQ A Bills

Terri Lynn

- Short Title: Revise third-party permission at state superfund sites
- Title: An act eliminating the third party work plan requirement at certain superfund sites; amending 75-10-711, MCA; and providing an immediate effective date

Bill Number: LC 0722

DEQ's draft language to address Audit Finding #2

Recommendation: Montana legislature clarify statute by making amendments as needed to clarify the Petroleum Tank Release Compensation Board does not have a role in approving or basing reimbursement on the specific methods prescribed within approved corrective action plans that bring an eligible petroleum release to closure.

This draft bill is an example of what the Petroleum Storage Tank Cleanup Laws might look like if the Legislature made changes to address the findings and recommendations from the 2021 Petroleum Tank Release Compensation Board audit.

This draft bill would only become a proposed law if it was introduced in the Legislature. A bill does not become a law (an "act" or "statute") until passed by the Legislature and signed by the Governor or passed over the Governor's veto or, in the case of a referendum, on approval by the electorate.

Amend Section 75-11-302

- Definitions section of the Petroleum Storage Tank Cleanup Statute
- Add Definitions
 - Actual cost
 - Necessary cost
 - Reasonable cost

- Amend Section 75-11-307, Reimbursement for expenses caused by release
- Amend Section 75-11-309, Procedures for reimbursement of eligible costs – corrective action plans
- Repeal 75-11-312, Review of corrective action plans and claims



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Petroleum Tank Cleanup

Petroleum Tank Release Compensation Board

PFAS

Superfund

Montana Depart

mental Quality

Our mission

environment for a

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LEGISLATIVE AUDIT CORRECTIVE ACTION PLAN UPDATES - 2022 ▴

Legislative Audit Document

- [Performance Audit – Administration of the Petroleum Tank Release Cleanup Fund – October 2021](#)

PTRCB/DEQ Corrective Action Plan for the Audit

- [Corrective Action Plan](#)
- [Excel August 2022 Corrective Action Plan Status Summary](#)
- [DEQ Corrective Action Plan January 2022 Update](#)
- [DEQ Corrective Action Plan March 2022 Update](#)
- [DEQ Corrective Action Plan June 2022 Update](#)
- [DEQ Corrective Action Plan August 2022 Update](#)
- [DEQ Corrective Action Plan November 2022 Update](#)

Audit Corrective Action Plan Proposals

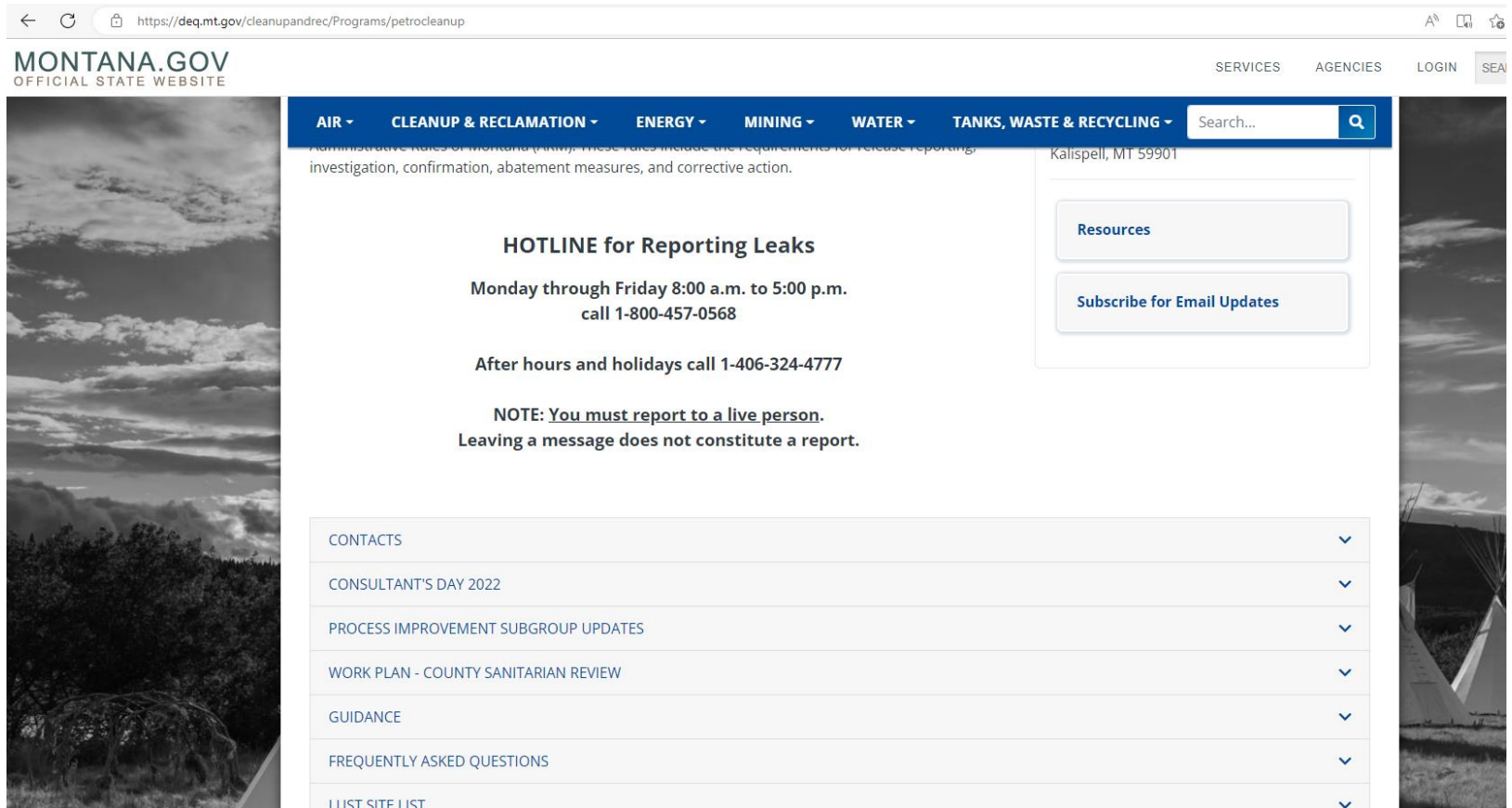
- [Audit Finding #2 - DEQ Draft Changes to Petroleum Storage Tank Cleanup Laws](#)
- [Audit #2 Corrective Action Plan Stakeholder Comments & Letters](#)

State summaries prepared by DEQ and reviewed by each state:

- [Colorado Petroleum Tank Cleanup Process Summary](#)

Hi, I can help answer your questions

Also where you can subscribe to email updates...



The screenshot shows the Montana Department of Environmental Quality (DEQ) website. The header includes the Montana.GOV logo and navigation links for SERVICES, AGENCIES, LOGIN, and SEARCH. A blue navigation bar contains links for AIR, CLEANUP & RECLAMATION, ENERGY, MINING, WATER, and TANKS, WASTE & RECYCLING. The main content area features a 'HOTLINE for Reporting Leaks' section with contact information and a 'NOTE: You must report to a live person.' Below this is a list of links including CONTACTS, CONSULTANT'S DAY 2022, PROCESS IMPROVEMENT SUBGROUP UPDATES, WORK PLAN - COUNTY SANITARIAN REVIEW, GUIDANCE, FREQUENTLY ASKED QUESTIONS, and LIST SITE LIST. On the right side, there is a search bar and two buttons: 'Resources' and 'Subscribe for Email Updates'.

← ↻ 🔒 https://deq.mt.gov/cleanupandrec/Programs/petrocleanup

MONTANA.GOV
OFFICIAL STATE WEBSITE

SERVICES AGENCIES LOGIN SEARCH

AIR ▾ CLEANUP & RECLAMATION ▾ ENERGY ▾ MINING ▾ WATER ▾ TANKS, WASTE & RECYCLING ▾ Search... 🔍

Administrative Rules of Montana (ARM): These rules include the requirements for release reporting, investigation, confirmation, abatement measures, and corrective action.

Kalispell, MT 59901

HOTLINE for Reporting Leaks

Monday through Friday 8:00 a.m. to 5:00 p.m.
call 1-800-457-0568

After hours and holidays call 1-406-324-4777

NOTE: You must report to a live person.
Leaving a message does not constitute a report.

Resources

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PROCESS IMPROVEMENT SUBGROUP UPDATES ▾

WORK PLAN - COUNTY SANITARIAN REVIEW ▾

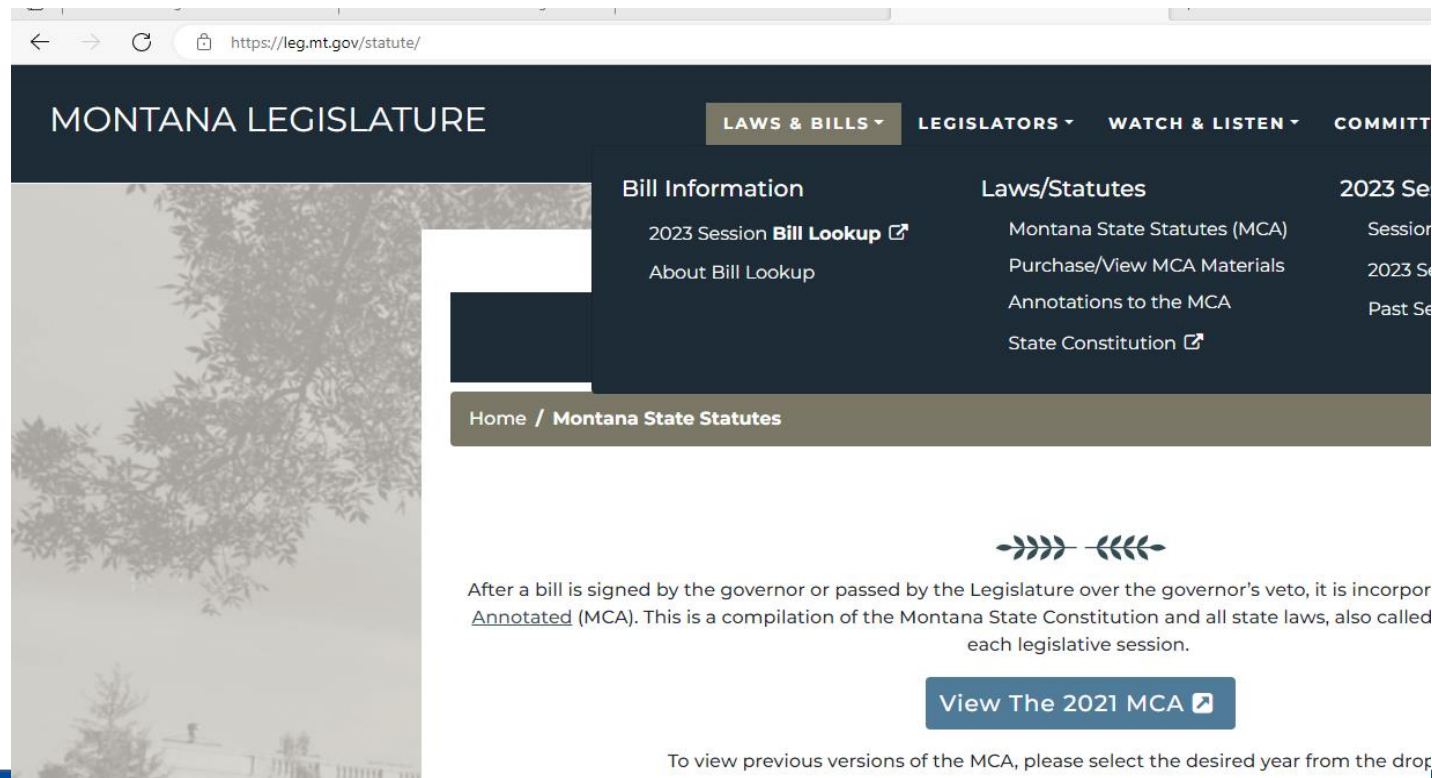
GUIDANCE ▾

FREQUENTLY ASKED QUESTIONS ▾

LIST SITE LIST ▾

Other Bills to Watch

- Montana legislature page: <https://leg.mt.gov/statute/>
- Laws and bills
- 2023 session Bill Lookup





👉 **WELCOME TO THE 68th REGULAR SESSION OF THE MONTANA STATE LEGISLATURE!**

The 2023 regular legislative session starts Monday, January 2nd, 2023. 👈

• View Detailed Bill Information for a Specific...

Bill Type and Number: ▾ (example: HJ0157)

- OR -

Bill Draft Number (LC#): (example: LC0064)

- OR -

Chapter Number: (example: 123)

NOTE: Chapter numbers exist only after [session law](#) is enacted during session.

• Basic Searching for Bills...

Select a Legislator...

▾ 👈 (Legislator not on list?)

- OR -

Select a Subject...

▾ 👈

- AND/OR -

Select a Primary Sponsor...

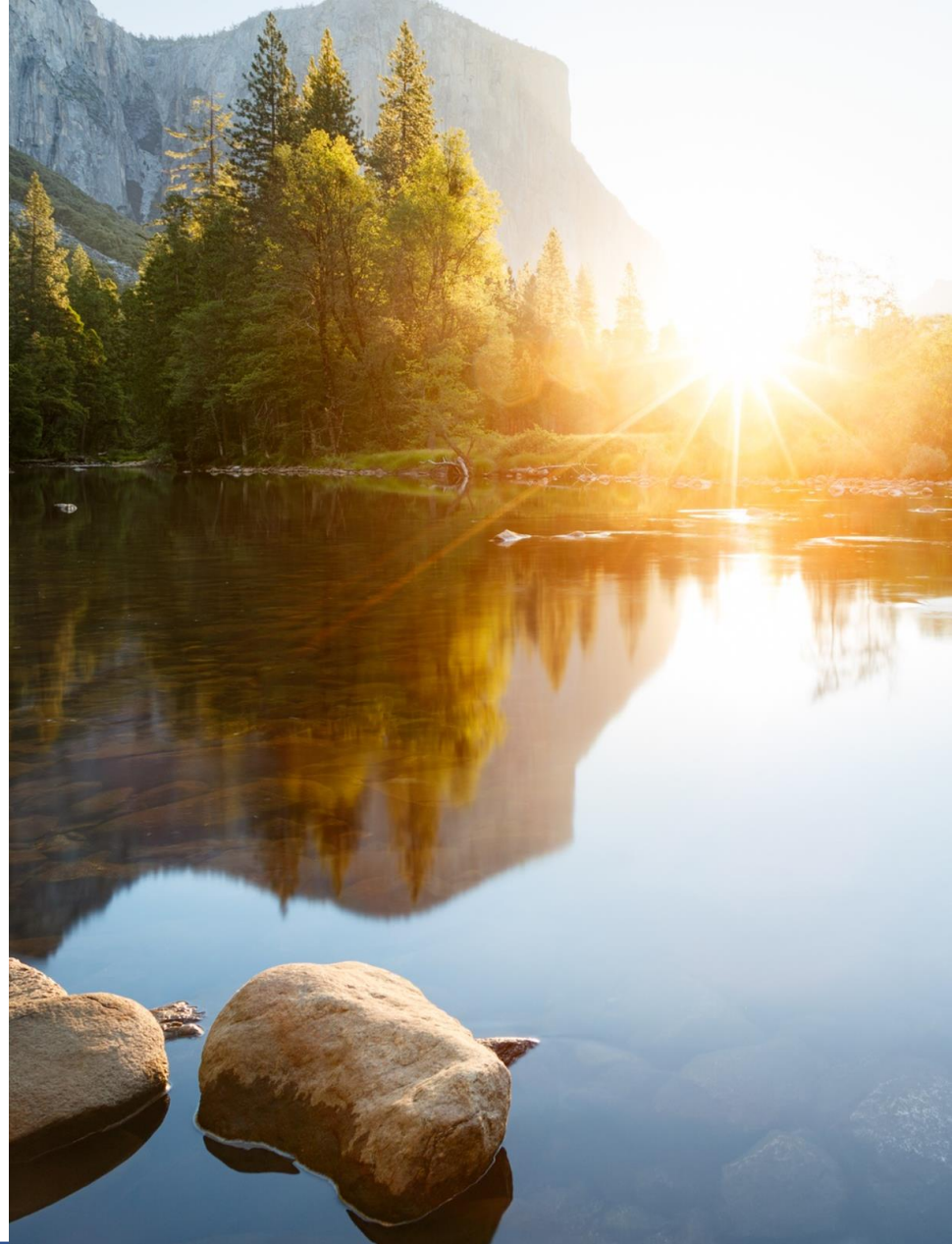
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 - Having trouble logging in? [Reset your account HERE](#) **NEW**

Helpful Information, UST Section, DEQ

Fuel Delivery Video
- working on getting
it loaded onto
Moodle as a
separate course in
TankHelper



Open Discussion

Next meeting: January 25, 2023, 11:00 a.m.

Ideas for agenda:

Webpage – where to find information- ideas for improvement (discussion)

How do you request site information from DEQ? How long does it take to get information? Does it cost anything?

Discussion w/ group – preferred method to receive information?

In person (quarterly or more? stakeholder meetings/roadshows)

Email

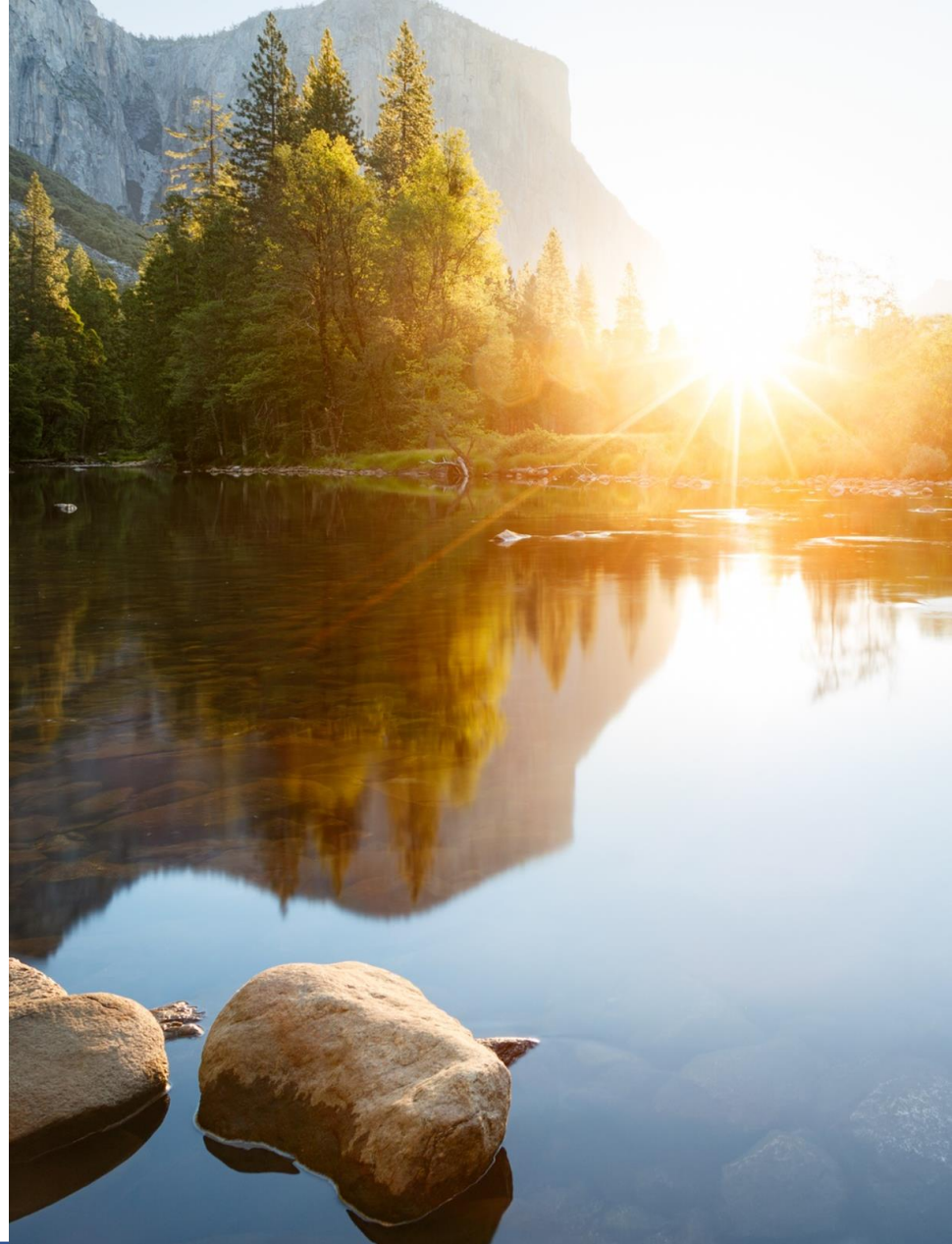
Text

Website

Phone call

Radio show?

Any outreach that may be helpful to remind consultants/owners on –



Connect with us!

Terri Mavencamp, PhD

Contaminated Site Cleanup Bureau

Chief, DEQ

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406.444.5595

Garnet Pirre

Program Specialist

Petroleum Tank Release Compensation Board

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Helena, MT 59620

gpirre@mt.gov

Voice: (406) 444-9713

Fax: (406) 444-9711

Home

Page: <https://deq.mt.gov/cleanupandrec/programs/ptrcb>



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Environmental Quality