



UST Program Update September 2018

Adopted Amendments to the UST Regulations

Adopted Amendments Become Effective October 1, 2018

The rulemaking package for the adopted amendments to California Code of Regulations, title 23, division 3, chapter 16 (Underground Storage Tank (UST) Regulations) have been approved by the Office of Administrative Law and filed with the Secretary of State. The amendments become effective on October 1, 2018.

Informational Webinars for the Regulated Underground Storage Tank Community and Unified Program Agencies

On July 17, 2018 the State Water Resources Control Board distributed notices of upcoming webinars to inform Unified Program Agencies (UPAs) and the regulated UST community on the amendments to UST Regulations. The notices are posted here:

https://www.waterboards.ca.gov/ust/adm_notices/fed_rec_regs/reg_cup_web.pdf
https://www.waterboards.ca.gov/ust/adm_notices/fed_rec_regs/reg_own_web.pdf

The webinars for UPAs are to assist UST regulators in verifying that UST owners and operators are complying with the amended regulations and includes, but is not limited to, the review of the California Environmental Reporting System (CERS) submittals, required forms, compatibility documentation, workplans for installation, replacement, and repairs of UST components, and how the annual inspection is affected by the amendments to the UST regulations. The webinars for the regulated UST community are to provide information regarding how to comply with the amended regulations for, but not limited to, testing, inspection, UST component compatibility, upgrades, and training.

Webinars Intended for the Unified Program Agencies

Webinar Information:
Date: September 12, 2018
Time: 1:00 p.m. to 4:00 p.m.

Webinars Intended for the Regulated UST Community

Webinar Information:
Date: September 26, 2018
Time: 9:00 a.m. to 12:00 p.m.

The link to the webinar is available at:

<https://stateofcaswrcbweb.centurylinkccc.com/CenturylinkWeb/LauraFisher>

Telephone: 1-877-820-7831 **Participant pass code:** 683375#

Attendees may pose written questions during the webinar. To ask a question, click on the Q&A icon located at the top of the page. Questions will be addressed at the end of the webinar.

Updating Local Guidance

Consistent with previous rule changes, the State Water Board is revising existing and drafting new local guidance (LG) letters regarding compliance with and enforcement of the adopted amendments to the UST requirements. State Water Board staff will provide an opportunity for UPA input. Once the LG letters are complete, they will be distributed through the UST Program's Lyris email list and posted to the UST Program's website. To subscribe to the UST Program's Lyris email here:

https://www.waterboards.ca.gov/resources/email_subscriptions/ust_subscribe.html.

Adopted Forms Soon to be Required

The amendments to the UST Regulations include adopting forms required to be used to record testing and inspection results, training of facility employees, the UST owner or operator statement of understanding and compliance with the UST Regulations, and designated UST operator identification. The forms are required to be used on and after October 1, 2018. To prevent any confusion of which forms must be used currently, the forms have been watermarked as a sample. The watermark will be removed when the forms are made available to the public through being published in the UST Regulations. Publication should occur shortly. The forms can be found in a PDF and Word fillable format at:

https://www.waterboards.ca.gov/water_issues/programs/ust/forms/.

If you have questions regarding the adopted amendments to the UST Regulations, please contact Mr. Cory Hootman at (916) 341-5668 or cory.hootman@waterboards.ca.gov.

Revised LG-164: Report 6 and New U.S. EPA Reporting Requirements

The State Water Board has revised the Report 6 to reflect the changes to California UST Regulations and new United States Environmental Protection Agency (U.S. EPA) performance measures. States are required to collect data using the new performance measures once they

have implemented UST regulations that meet the 2015 federal UST regulations. California amended UST regulations become effective on October 1, 2018.

UPAs will continue to collect data using the current U.S. EPA performance measures, Significant Operational Compliance (SOC), through September 30, 2018. Data collection for the new U.S. EPA performance measures, Technical Compliance Rate (TCR), will begin on October 1, 2018 with the implementation of the amended UST regulations and California Environmental Reporting System (CERS) violation library.

The State Water Board has provided detailed guidance to the UPAs on TCR through an updated LG letter. The updated LG-164 explains the new inspection and reporting criteria. LG letters can be found here:

https://www.waterboards.ca.gov/water_issues/programs/ust/leak_prevention/lgs/

Additionally, State Water Board staff has been hosting informative webinars to clarify changes to the Report 6, TCR criteria and to address questions. Upcoming webinar dates and times are provided below:

Webinar Information:	
Date: September 11, 2018 Time: 1:00 p.m. – 3:00 p.m.	Date: September 26, 2018 Time: 1:00 p.m. – 3:00 p.m.
Date: October 11, 2018 Time: 9:00 a.m. – 11:00 a.m.	Date: October 23, 2018 Time: 9:00 a.m. – 11:00 a.m.

The webinar can be accessed at the link below:

<https://stateofcaswrcbweb.centurylinkccc.com/CenturylinkWeb/LauraFisher>

Telephone: 1-877-820-7831 **Participant pass code:** 683375#

Attendees may pose written questions during the webinar. To ask a question, click on the Q&A icon located at the top of the page. Questions will be addressed at the end of the webinar.

Finally, State Water Board staff will continue working with the California Environmental Protection Agency (CalEPA) to address enhancements to CERS and ensure successful data collection and reporting to the U.S. EPA. CERS 3.0 updates and reporting capabilities are expected to be released in late March 2019.

If you have questions regarding the Report 6 or performance measures, please contact Mr. Tom Henderson at (916) 319-9128 or tom.henderson@waterboards.ca.gov.