



# UST Program Update August 2018

## Adopted Amendments to the UST Regulations

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

The State Water Resources Control Board (State Water Board) adopted amendments to California Code of Regulations, title 23, division 3, chapter 16 at the State Water Board's June 5, 2018 Board Meeting. The adopted amendments to the regulations include, but are not limited to: 1) designated underground storage tank (UST) operator inspections; 2) overfill prevention equipment inspections; 3) testing and inspecting equipment after a repair; 4) demonstrating compatibility; 5) training of employees, and 6) line leak detection of piping connected to emergency generator tank systems. In preparation for the Office of Administrative Law's approval of the amendments, the State Water Board, on July 17, 2018, distributed through Lyris a notice of upcoming webinars to assist Unified Program Agencies (UPAs) and the regulated UST community in understanding the amendments of the regulations prior to implementation.

The webinars for UPAs are to provide information 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

<b>Webinar Information:</b>	
Date: August 15, 2018	Date: September 12, 2018
Time: 1:00 p.m. to 4:00 p.m.	Time: 1:00 p.m. to 4:00 p.m.

## Webinars Intended for the Regulated UST Community

<b>Webinar Information:</b>		
Date: August 16, 2018 Time: 1:00 p.m. to 4:00 p.m.	Date: August 30, 2018 Time: 1:00 p.m. to 4:00 p.m.	Date: September 26, 2018 Time: 9:00 a.m. to 12:00 p.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.

### *Updating Local Guidance*

Consistent with previous UST regulation 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 regulations. Shortly, State Water Board staff will provide opportunity for UPA review and comment. Once the LG letter is completed the State Water Board will distribute through the UST Program's Lyris email list and post to the UST Program's website. A subscription to the UST Program's Lyris email list may be acquired at:

[https://www.waterboards.ca.gov/resources/email\\_subscriptions/ust\\_subscribe.html](https://www.waterboards.ca.gov/resources/email_subscriptions/ust_subscribe.html).

### *Adopted Forms Soon to be Required*

The amendments to the UST Regulations include adoption of forms required to be used by UST owners, operators, service technicians, and designated UST operators to comply with testing, inspections, and recordkeeping requirements. The forms are required to be used on and after October 1, 2018. To remind individuals these forms are not required to be used until October 1, a watermark has been included. Upon approval by Office of Administrative Law the watermarks will be removed to allow UST service technicians and designate UST operators to have full access to the adopted forms to prepare for the use of them on and after October 1, 2018. The forms can be found in a PDF and Word fillable format at: [https://www.waterboards.ca.gov/water\\_issues/programs/ust/forms/](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](mailto:Cory.Hootman@waterboards.ca.gov).

## **Revised Report 6 and New U.S. EPA Reporting Requirements**

As previously advised in the June and July monthly updates, and July 9, 2018 Lyris distribution, the State Water Board is currently revising 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 use 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 CERS violation library.

The State Water Board will provide detailed guidance to the CUPAs on TCR through an updated LG letter. The updated LG-164 will explain the new inspection and reporting criteria. Additionally, beginning in August, State Water Board staff will be hosting multiple informative webinars to clarify changes to the Report 6, TCR criteria and address questions. Webinar dates and times are provided below:

<b>Webinar Information:</b>	
Date: August 8, 2018 Time: 9:00 a.m. – 11:00 a.m.	Date: August 23, 2018 Time: 1:00 p.m. – 3:00 p.m.
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.

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](mailto:Tom.Henderson@waterboards.ca.gov).

## **Underground Storage Tank Program Evaluation Checklist**

On December 6, 2017 State Water Board sent out a Lyris email with the CUPA Evaluation Checklist in the hopes the CUPAs would find it a useful guidance document in preparation for a performance evaluation, or when performing a self-audit for implementation of the Unified Program. This is a reminder that the Evaluation Checklist can be used internally by CUPAs. The Evaluation Checklist can be found here:

[https://www.waterboards.ca.gov/water\\_issues/programs/ust/adm\\_notices/cupa\\_evaluation\\_checklist\\_cover.pdf](https://www.waterboards.ca.gov/water_issues/programs/ust/adm_notices/cupa_evaluation_checklist_cover.pdf)

Please note, the evaluation checklist is considered a “living” document and will be amended as

Deficiency Library, statute, regulation, local guidance letters, and State Water Board correspondence are revised.

If you have any questions regarding the checklist, please contact Ms. Lisa Jensen at (916) 319-0742 or [Lisa.Jensen@waterboards.ca.gov](mailto:Lisa.Jensen@waterboards.ca.gov).