



Petroleum Underground Storage Tank Release Compensation Board

P.O. Box 2280 • Westerville, Ohio 43086-2280
Phone: (614) 752-8963 • Fax: (614) 752-8397
www.petroboard.org

AGENDA

Petroleum UST Release Compensation Board June 10, 2020 – 10:00 a.m.

- I. Chairman's Call to Order
- II. Approval of Minutes – January 8, 2020 Tab 1
- III. BUSTR Report – Chief Verne Ord Tab 2
- IV. Financial Reports – Don Leasor
 - A. December, January, February, March, and April Financials Tab 3
 - B. Operating Budget Tab 4
 - C. Capital Budget Tab 5
 - 1. Obligate Money for the Payment of Claims
 - 2. Actuary Contract
 - 3. Hearing Officer's Contract Renewal
 - 4. Assistant Attorney General's Contract Renewal
 - 5. Database Consultant Contract
 - D. Fee Statement Statistics Tab 6
- V. Compliance and Fee Assessment Report – Madelin Esquivel Tab 7
- VI. Claims Reports – Rick Trippel Tab 8
- VII. Finance Committee Report – Chairman Rocco
 - A. Investment Policy
 - B. Asset Management Policy
- VIII. Unfinished Business
 - A. Adoption of Rules Tab 9
 - B. Suspended Claim Review Tab 10
 - Owner: Premcor Refining Group Inc.
- IX. New Business
 - A. Extended Filing Deadlines
 - B. Hardship Application
 - Claim # 22741-0001/02/05/14 Tab 11
 - Owner: Route 53 Service, LLC
- X. Certificates of Coverage Ratification
 - A. 2018 Certificates – Issued Tab 12
 - B. 2019 Certificates – Issued & Denied Tab 13
- XI. Executive Session
- XII. Confirm Next Meeting Date – September 9, 2020 and Adjourn

Memorandum

To: The Petroleum Underground Storage Tank Release Compensation Board
From: Chief -Verne Ord, BUSTR
Re: **BUSTR Report**
Date: June 10, 2020

PERSONNEL –

Field Inspector Pam Travis retired April 10, 2020. The Commerce Human Resource Department has posted the position internally and has applications. The position is currently on hold.

Environmental Specialist Richard “Rick” Krueger retired on December 27, 2019. Tanya Nell was hired to backfill the vacant Environmental Specialist position. Tanya commenced work on January 6, 2020.

ADMINISTRATION –

Responsible Party Search Project

The FY20 responsible party search program commenced on January 11, 2020. There is currently \$68,000 in LUST grant dollars dedicated for this program that will be used to perform 68 responsible party searches. To date 52 responsible party searches have been submitted by the vendors and deemed complete.

Customer Centric Activities/Service

The corrective action staff is successfully reviewing electronically submitted reports in a timely manner while the field inspection staff are having success communicating with facility owners and their contractors to take the steps necessary to close out previously cited violations via electronically submitted documentation. Letters of Support for communities seeking a U.S. EPA Petroleum Brownfields program grant continue to be timely processed with electronic signature and submittal.

FY21 & FY22 LUST Grant Application

The BUSTR corrective action section assisted the Commerce Fiscal “Grants Administration Section” with compiling information for the FY21 & FY22 LUST grant application that was submitted to the U.S. EPA Region 5 Grants Administration Section in Chicago

TRAINING AND STAFF DEVELOPMENT –

All staff have completed “Ethics” and “Securing Commerce” training through the ELM portal with future training to be held via the “Ohio Learn” web portal.

TRAINING TO STAKEHOLDERS –

BUSTR provided the annual “Certified Installers” course the week of February 10, 2020. There were 19 applicants that participated in this training. In addition, 5 employees of BUSTR and the Bureau of Testing & Registration participated as part of their ongoing training.

BUSTR also provided their annual “Certified Inspectors” course the week of March 9, 2020. The 19 applicants that participated in the February 2020 certified installers course participated in this course. In addition, employees of BUSTR and the Bureau of Testing & Registration participated in this course as part of their ongoing training.

ACTIVITY –

Click Scheduling

The Click Scheduling program will no longer be used after June 30, 2020. BUSTR is currently working with spread sheets generated from the OTTER data base for building weekly inspection schedules. BUSTR is currently working with the Ohio DAS Information Technology programmers, developing inspection schedules and reports that will be run from the OTTER data base and replace the Click Scheduling program.

U.S. EPA All-States Meeting

The U.S.EPA Region 5 All-States Meeting was scheduled for April 9 & 10, 2020 in Chicago, Illinois. Ohio is participating as the host for this meeting with Steven Krichbaum and Scott Sigler leading the meeting. Steven and Scott have worked with the Region 5 states in putting together the agenda topics that will be used to steer the upcoming meeting. This meeting is temporarily on hold due to the COVID-19 pandemic with plans to hold the meeting in a virtual environment during the month of July.

STATISTICS and/or COMMENTS -

Release Prevention

UST Operation Compliance Inspections

The current 3-year inspection cycle ends May 1, 2022.

For the week ending **May 29, 2020**

0 new inspections were performed for a total of **1,744** inspections. (1st year of 3-year inspection cycle).

Corrective Action

No Further Action Letters (NFA)

The current grant cycle ends September 30, 2020.

For the week ending **May 29, 2020**

4 NFA's were generated, for a total of **235** NFA's
To - date target projection of total NFA's is **402**

Statistic	Count as of 5/29/2020
Number of Registered Tanks	21,038
Number of Owners of Registered Facilities	3,506
Number of Registered Facilities	7,089
Number of Active Releases	2,179
Number of Active Closures	1,565
Number of Program No Further Actions	31,034

MONTHLY INCOME FIGURES AS OF APRIL 30, 2020 (CASH BASIS)

Fiscal 2020	July	August	September	October	November	December	January	February	March	April	Total YTD	% Of Budget	FY 2020 Budget
Tank Revenue													
In house collections *	7,843,562.00	196,391.00	93,011.00	98,096.00	34,950.00	38,210.00	31,520.00	26,886.91	5,658.65	37,742.94	8,406,028.50		
Net refunds paid	(100.00)	300.00	(1,400.00)	(5,700.00)	(5,050.00)	(19,940.00)	(19,300.00)	(1,300.00)	(6,930.00)	350.00	(59,070.00)		
AG collections **	4,706.00	4,804.00	14,001.00	7,498.83	7,544.55	4,327.02	6,319.19	14,681.11	13,453.47	8,245.67	85,580.84		
Collection costs paid by owner	(478.62)	(472.00)	(979.58)	(1,300.00)	(758.55)	(1,033.64)	(659.05)	(2,169.19)	(1,063.52)	(1,009.67)	(9,923.82)		
Total Tank Revenue	7,847,689.38	201,023.00	104,632.42	98,594.83	36,686.00	21,563.38	17,880.14	38,098.83	11,118.60	45,328.94	8,422,615.52	99.79%	8,440,000
Interest Income													
Interest Earned	66,305.52	48,500.00	77,450.25	59,011.97	51,822.25	51,241.30	48,480.93	30,142.15	51,809.80	28,580.27	513,344.44	71.30%	720,000
Unearned Gain/(Loss) on Investments	(8,076.50)	45,859.90	(9,078.00)	21,257.20	(11,944.68)	4,476.25	37,950.70	55,260.60	83,957.90	(2,719.80)	216,943.57		
Total Interest Income	58,229.02	94,359.90	68,372.25	80,269.17	39,877.57	55,717.55	86,431.63	85,402.75	135,767.70	25,860.47	730,288.01		
Miscellaneous Income	0.00	10.71	238.08	1,110.40	48.49	60.98	164.68	26.29	202.39	130.41	1,992.43	199.24%	1,000
Total Income	7,905,918.40	295,393.61	173,242.75	179,974.40	76,612.06	77,341.91	104,476.45	123,527.87	147,088.69	71,319.82	9,154,895.96	99.93%	9,161,000
Claims Expense	546,351.38	670,829.91	267,960.26	1,350,348.05	197,866.07	738,276.08	4,486,056.40	244,809.69	849,966.74	364,587.74	9,717,052.32	74.75%	13,000,000
Operating Expenses													
Salaries	119,602.79	119,124.78	113,323.77	122,066.02	113,955.87	116,405.79	124,466.49	104,556.28	116,649.34	116,822.83	1,166,973.96	82.72%	1,410,700
Temp Services		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00%	30,000
Rent	0.00	12,787.07	12,787.07	12,787.07	25,574.14	0.00	12,746.52	12,746.52	12,746.52	8,847.22	111,022.13	71.63%	155,000
Office Supplies	540.82	1,271.88	1,473.37	706.33	1,457.61	850.18	788.57	1,287.79	2,073.10	4,652.85	15,102.50	75.51%	20,000
Printing & Copying *	339.02	1,133.21	272.39	748.82	875.08	320.66	583.07	299.13	666.76	3,944.02	9,182.16	61.21%	15,000
Legal & Professional													
L&P services	28,055.55	2,472.38	4,815.03	24,993.70	28,528.79	13,617.71	13,515.58	47,209.77	2,328.78	22,123.49	187,660.78		
Collection costs	2,128.31	1,385.34	2,939.71	1,974.36	538.67	1,428.42	540.47	3,242.66	2,375.92	590.06	17,143.92		
Collection costs paid by owner	(478.62)	(472.00)	(979.58)	(1,300.00)	(758.55)	(1,033.64)	(659.05)	(2,169.19)	(1,063.52)	(1,009.67)	(9,923.82)		
Total L & P Expense	29,705.24	3,385.72	6,775.16	25,668.06	28,308.91	14,012.49	13,397.00	48,283.24	3,641.18	21,703.88	194,880.88	81.20%	240,000
Travel	262.08	0.00	270.40	731.66	236.08	688.01	528.57	188.70	215.96	0.00	3,121.46	52.02%	6,000
Employee Expenses	0.00	0.00	0.00	26.19	0.00	28.96	0.00	37.83	0.00	0.00	92.98	9.30%	1,000
Telephone	32.94	1,976.58	1,027.74	948.84	1,106.67	1,028.40	1,093.35	1,028.30	1,388.68	1,187.76	10,819.26	83.23%	13,000
Postage *	429.20	16,040.26	557.42	4,490.14	224.70	274.87	297.21	410.24	251.27	1,815.65	24,790.96	82.64%	30,000
Depreciation	2,104.90	2,126.40	2,164.47	2,138.91	2,331.07	2,340.67	2,361.91	2,564.42	2,651.09	2,651.36	23,435.20	72.55%	32,300
Total Operating Expenses	153,016.99	157,845.90	138,651.79	170,312.04	174,070.13	135,950.03	156,262.69	171,402.45	140,283.90	161,625.57	1,559,421.49	79.85%	1,953,000
Net Income (Cash method)											(2,121,577.85)		
Non-Operating Income													
Claim Refunds Revenue ***						468,750.00					468,750.00		

* Extremely cyclical; occurs mainly during and as a result of the fee assessment period.

** Includes monies collected by AGO and Board Staff for delinquent accounts previously certified to AGO for collections.

*** Funds from settlement agreement net of attorney's fees of \$156,250

Petroleum UST Release Compensation Board

Balance Sheet

As of 04/30/2020

Assets

Current Assets

108	State Cash Balance	184,100.56	
114	Treasury Notes	17,007,163.06	
138	Unclaimed Monies Trust Account	159,696.48	
140	Investments - Obligated	3,477,947.68	
141	Reinvested Interest - Obligated	101,926.32	
142	Investments - Unobligated	7,393,989.99	
143	Reinvested Interest-Unobligated	164,461.70	
	Total Current Assets		<u>28,489,285.79</u>

Fixed Assets

160	Fixed Asset-Furniture	118,454.48	
165	Fixed Asset-Data Processing	916,150.20	
169	Accumulated Depreciation	(940,957.48)	
	Total Fixed Assets		<u>93,647.20</u>
	Total Assets		<u><u>\$28,582,932.99</u></u>

Liabilities

Current Liabilities

Total Current Liabilities	<u>0.00</u>
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Long Term Liabilities

Total Long Term Liabilities	<u>0.00</u>
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Total Liabilities	<u><u>\$0.00</u></u>
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Equity

Equity Accounts

283	Retained Earnings (Deficiency)	28,010,066.01	
	Current Year Income (Loss)	572,866.98	
	Total Equity		<u>28,582,932.99</u>
	Total Liabilities and Equity		<u><u>\$28,582,932.99</u></u>

Petroleum UST Release Compensation Board

Income Statement

For the Month Ended 04/30/2020

Operating Income		Year To Date
301	Tank Fees	45,328.94
303	Investment Income	25,860.47
Total Operating Income		71,189.41
Operating Expenses		
350	Claims Paid	364,587.74
Total Operating Expenses		364,587.74
Administrative Expenses		
621	Salaries	111,000.00
634	Rent	8,847.22
638	Office Supplies	4,652.85
639	Printing & Copying	3,944.02
668	Legal & Professional	21,703.88
669	Depreciation Expense	2,651.36
672	Travel	0.00
675	Employee Expenses	0.00
680	Telephone	1,187.76
681	Postage	1,815.65
Total Administrative Expenses		155,802.74
Other Income		
701	Miscellaneous Income	130.41
711	Claim Refunds Revenue	0.00
Total Other Income		130.41
Net Income (Loss)		(\$449,070.66)

Petroleum UST Release Compensation Board**Trial Balance****Transaction Dates 04/01/2020 to 04/30/2020**

Account	Account	Beginning Balance	Transaction	Ending Balance
108	State Cash Balance	291,792.59	(107,692.03)	184,100.56
114	Treasury Notes	16,989,857.06	17,306.00	17,007,163.06
138	Unclaimed Monies Trust Account	159,577.46	119.02	159,696.48
140	Investments - Obligated	3,842,535.42	(364,587.74)	3,477,947.68
141	Reinvested Interest - Obligated	99,124.00	2,802.32	101,926.32
142	Investments - Unobligated	7,393,989.99	0.00	7,393,989.99
143	Reinvested Interest-Unobligated	158,828.57	5,633.13	164,461.70
160	Fixed Asset-Furniture	118,454.48	0.00	118,454.48
165	Fixed Asset-Data Processing	916,150.20	0.00	916,150.20
169	Accumulated Depreciation	(938,306.12)	(2,651.36)	(940,957.48)
283	Retained Earnings (Deficiency)	(28,010,066.01)	0.00	(28,010,066.01)
301	Tank Fees	(9,225,364.74)	(45,328.94)	(9,270,693.68)
303	Investment Income	(704,427.54)	(25,860.47)	(730,288.01)
350	Claims Paid	8,130,573.50	364,587.74	8,495,161.24
621	Salaries	946,067.87	111,000.00	1,057,067.87
634	Rent	102,174.91	8,847.22	111,022.13
638	Office Supplies	9,908.83	4,652.85	14,561.68
639	Printing & Copying	4,899.12	3,944.02	8,843.14
668	Legal & Professional	144,507.55	21,703.88	166,211.43
669	Depreciation Expense	20,783.84	2,651.36	23,435.20
672	Travel	2,859.38	0.00	2,859.38
675	Employee Expenses	92.98	0.00	92.98
680	Telephone	9,530.18	1,187.76	10,717.94
681	Postage	7,068.50	1,815.65	8,884.15
701	Miscellaneous Income	(1,862.02)	(130.41)	(1,992.43)
711	Claim Refunds Revenue	(468,750.00)	0.00	(468,750.00)
		0.00	0.00	0.00

MONTHLY INCOME FIGURES AS OF MARCH 31, 2020 (CASH BASIS)

Fiscal 2020	July	August	September	October	November	December	January	February	March	Total YTD	% Of Budget	FY 2020 Budget
Tank Revenue												
In house collections *	7,843,562.00	196,391.00	93,011.00	98,096.00	34,950.00	38,210.00	31,520.00	26,886.91	5,658.65	8,368,285.56		
Net refunds paid	(100.00)	300.00	(1,400.00)	(5,700.00)	(5,050.00)	(19,940.00)	(19,300.00)	(1,300.00)	(6,930.00)	(59,420.00)		
AG collections **	4,706.00	4,804.00	14,001.00	7,498.83	7,544.55	4,327.02	6,319.19	14,681.11	13,453.47	77,335.17		
Collection costs paid by owner	(478.62)	(472.00)	(979.58)	(1,300.00)	(758.55)	(1,033.64)	(659.05)	(2,169.19)	(1,063.52)	(8,914.15)		
Total Tank Revenue	7,847,689.38	201,023.00	104,632.42	98,594.83	36,686.00	21,563.38	17,880.14	38,098.83	11,118.60	8,377,286.58	99.26%	8,440,000
Interest Income												
Interest Earned	66,305.52	48,500.00	77,450.25	59,011.97	51,822.25	51,241.30	48,480.93	30,142.15	51,809.80	484,764.17	67.33%	720,000
Unearned Gain/(Loss) on Investments	(8,076.50)	45,859.90	(9,078.00)	21,257.20	(11,944.68)	4,476.25	37,950.70	55,260.60	83,957.90	219,663.37		
Total Interest Income	58,229.02	94,359.90	68,372.25	80,269.17	39,877.57	55,717.55	86,431.63	85,402.75	135,767.70	704,427.54		
Miscellaneous Income	0.00	10.71	238.08	1,110.40	48.49	60.98	164.68	26.29	202.39	1,862.02	186.20%	1,000
Total Income	7,905,918.40	295,393.61	173,242.75	179,974.40	76,612.06	77,341.91	104,476.45	123,527.87	147,088.69	9,083,576.14	99.15%	9,161,000
Claims Expense	546,351.38	670,829.91	267,960.26	1,350,348.05	197,866.07	738,276.08	4,486,056.40	244,809.69	849,966.74	9,352,464.58	71.94%	13,000,000
Operating Expenses												
Salaries	119,602.79	119,124.78	113,323.77	122,066.02	113,955.87	116,405.79	124,466.49	104,556.28	116,649.34	1,050,151.13	74.44%	1,410,700
Temp Services		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00%	30,000
Rent	0.00	12,787.07	12,787.07	12,787.07	25,574.14	0.00	12,746.52	12,746.52	12,746.52	102,174.91	65.92%	155,000
Office Supplies	540.82	1,271.88	1,473.37	706.33	1,457.61	850.18	788.57	1,287.79	2,073.10	10,449.65	52.25%	20,000
Printing & Copying *	339.02	1,133.21	272.39	748.82	875.08	320.66	583.07	299.13	666.76	5,238.14	34.92%	15,000
Legal & Professional												
L&P services	28,055.55	2,472.38	4,815.03	24,993.70	28,528.79	13,617.71	13,515.58	47,209.77	2,328.78	165,537.29		
Collection costs	2,128.31	1,385.34	2,939.71	1,974.36	538.67	1,428.42	540.47	3,242.66	2,375.92	16,553.86		
Collection costs paid by owner	(478.62)	(472.00)	(979.58)	(1,300.00)	(758.55)	(1,033.64)	(659.05)	(2,169.19)	(1,063.52)	(8,914.15)		
Total L & P Expense	29,705.24	3,385.72	6,775.16	25,668.06	28,308.91	14,012.49	13,397.00	48,283.24	3,641.18	173,177.00	72.16%	240,000
Travel	262.08	0.00	270.40	731.66	236.08	688.01	528.57	188.70	215.96	3,121.46	52.02%	6,000
Employee Expenses	0.00	0.00	0.00	26.19	0.00	28.96	0.00	37.83	0.00	92.98	9.30%	1,000
Telephone	32.94	1,976.58	1,027.74	948.84	1,106.67	1,028.40	1,093.35	1,028.30	1,388.68	9,631.50	74.09%	13,000
Postage *	429.20	16,040.26	557.42	4,490.14	224.70	274.87	297.21	410.24	251.27	22,975.31	76.58%	30,000
Depreciation	2,104.90	2,126.40	2,164.47	2,138.91	2,331.07	2,340.67	2,361.91	2,564.42	2,651.09	20,783.84	64.35%	32,300
Total Operating Expenses	153,016.99	157,845.90	138,651.79	170,312.04	174,070.13	135,950.03	156,262.69	171,402.45	140,283.90	1,397,795.92	71.57%	1,953,000
Net Income (Cash method)	(1,666,684.36)											
Non-Operating Income												
Claim Refunds Revenue ***						468,750.00				468,750.00		

* Extremely cyclical; occurs mainly during and as a result of the fee assessment period.

** Includes monies collected by AGO and Board Staff for delinquent accounts previously certified to AGO for collections.

*** Funds from settlement agreement net of attorney's fees of \$156,250

Petroleum UST Release Compensation Board

Balance Sheet

As of 03/31/2020

Assets

Current Assets

108	State Cash Balance	291,792.59	
114	Treasury Notes	16,989,857.06	
138	Unclaimed Monies Trust Account	159,577.46	
140	Investments - Obligated	3,842,535.42	
141	Reinvested Interest - Obligated	99,124.00	
142	Investments - Unobligated	7,393,989.99	
143	Reinvested Interest-Unobligated	158,828.57	
	Total Current Assets		<u>28,935,705.09</u>

Fixed Assets

160	Fixed Asset-Furniture	118,454.48	
165	Fixed Asset-Data Processing	916,150.20	
169	Accumulated Depreciation	(938,306.12)	
	Total Fixed Assets		<u>96,298.56</u>
	Total Assets		<u><u>\$29,032,003.65</u></u>

Liabilities

Current Liabilities

Total	Current Liabilities	<u>0.00</u>
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Long Term Liabilities

Total	Long Term Liabilities	<u>0.00</u>
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Total Liabilities	<u><u>\$0.00</u></u>
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Equity

Equity Accounts

283	Retained Earnings (Deficiency)	28,010,066.01	
	Current Year Income (Loss)	1,021,937.64	
	Total Equity		<u>29,032,003.65</u>
	Total Liabilities and Equity		<u><u>\$29,032,003.65</u></u>

Petroleum UST Release Compensation Board

Income Statement

For the Month Ended 03/31/2020

Operating Income		Year To Date
301	Tank Fees	11,118.60
303	Investment Income	135,767.70
Total Operating Income		146,886.30
Operating Expenses		
350	Claims Paid	849,966.74
Total Operating Expenses		849,966.74
Administrative Expenses		
621	Salaries	202,100.00
634	Rent	12,746.52
638	Office Supplies	2,073.10
639	Printing & Copying	666.76
668	Legal & Professional	3,641.18
669	Depreciation Expense	2,651.09
672	Travel	215.96
675	Employee Expenses	0.00
680	Telephone	1,388.68
681	Postage	251.27
Total Administrative Expenses		225,734.56
Other Income		
701	Miscellaneous Income	202.39
711	Claim Refunds Revenue	0.00
Total Other Income		202.39
Net Income (Loss)		(\$928,612.61)

Petroleum UST Release Compensation Board

Trial Balance

Transaction Dates 03/01/2020 to 03/31/2020

Account	Account	Beginning Balance	Transaction	Ending Balance
108	State Cash Balance	303,751.09	(11,958.50)	291,792.59
114	Treasury Notes	16,867,771.24	122,085.82	16,989,857.06
138	Unclaimed Monies Trust Account	159,398.44	179.02	159,577.46
140	Investments - Obligated	4,497,502.16	(654,966.74)	3,842,535.42
141	Reinvested Interest - Obligated	94,326.93	4,797.07	99,124.00
142	Investments - Unobligated	7,793,989.99	(400,000.00)	7,393,989.99
143	Reinvested Interest-Unobligated	150,126.76	8,701.81	158,828.57
160	Fixed Asset-Furniture	118,454.48	0.00	118,454.48
165	Fixed Asset-Data Processing	910,950.20	5,200.00	916,150.20
169	Accumulated Depreciation	(935,655.03)	(2,651.09)	(938,306.12)
283	Retained Earnings (Deficiency)	(28,010,066.01)	0.00	(28,010,066.01)
301	Tank Fees	(9,214,246.14)	(11,118.60)	(9,225,364.74)
303	Investment Income	(568,659.84)	(135,767.70)	(704,427.54)
350	Claims Paid	7,280,606.76	849,966.74	8,130,573.50
621	Salaries	743,967.87	202,100.00	946,067.87
634	Rent	89,428.39	12,746.52	102,174.91
638	Office Supplies	7,835.73	2,073.10	9,908.83
639	Printing & Copying	4,232.36	666.76	4,899.12
668	Legal & Professional	140,866.37	3,641.18	144,507.55
669	Depreciation Expense	18,132.75	2,651.09	20,783.84
672	Travel	2,643.42	215.96	2,859.38
675	Employee Expenses	92.98	0.00	92.98
680	Telephone	8,141.50	1,388.68	9,530.18
681	Postage	6,817.23	251.27	7,068.50
701	Miscellaneous Income	(1,659.63)	(202.39)	(1,862.02)
711	Claim Refunds Revenue	(468,750.00)	0.00	(468,750.00)
		0.00	0.00	0.00

MONTHLY INCOME FIGURES AS OF FEBRUARY 29, 2020 (CASH BASIS)

Fiscal 2020

	July	August	September	October	November	December	January	February	Total YTD	% Of Budget	FY 2020 Budget
Tank Revenue											
In house collections *	7,843,562.00	196,391.00	93,011.00	98,096.00	34,950.00	38,210.00	31,520.00	26,886.91	8,362,626.91		
Net refunds paid	(100.00)	300.00	(1,400.00)	(5,700.00)	(5,050.00)	(19,940.00)	(19,300.00)	(1,300.00)	(52,490.00)		
AG collections **	4,706.00	4,804.00	14,001.00	7,498.83	7,544.55	4,327.02	6,319.19	14,681.11	63,881.70		
Collection costs paid by owner	(478.62)	(472.00)	(979.58)	(1,300.00)	(758.55)	(1,033.64)	(659.05)	(2,169.19)	(7,850.63)		
Total Tank Revenue	7,847,689.38	201,023.00	104,632.42	98,594.83	36,686.00	21,563.38	17,880.14	38,098.83	8,366,167.98	99.13%	8,440,000
Interest Income											
Interest Earned	66,305.52	48,500.00	77,450.25	59,011.97	51,822.25	51,241.30	48,480.93	30,142.15	432,954.37	60.13%	720,000
Unearned Gain/(Loss) on Investments	(8,076.50)	45,859.90	(9,078.00)	21,257.20	(11,944.68)	4,476.25	37,950.70	55,260.60	135,705.47		
Total Interest Income	58,229.02	94,359.90	68,372.25	80,269.17	39,877.57	55,717.55	86,431.63	85,402.75	568,659.84		
Miscellaneous Income	0.00	10.71	238.08	1,110.40	48.49	60.98	164.68	26.29	1,659.63	165.96%	1,000
Total Income	7,905,918.40	295,393.61	173,242.75	179,974.40	76,612.06	77,341.91	104,476.45	123,527.87	8,936,487.45	97.55%	9,161,000
Claims Expense	546,351.38	670,829.91	267,960.26	1,350,348.05	197,866.07	738,276.08	4,486,056.40	244,809.69	8,502,497.84	65.40%	13,000,000
Operating Expenses											
Salaries	119,602.79	119,124.78	113,323.77	122,066.02	113,955.87	116,405.79	124,466.49	104,556.28	933,501.79	66.17%	1,410,700
Temp Services		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00%	30,000
Rent	0.00	12,787.07	12,787.07	12,787.07	25,574.14	0.00	12,746.52	12,746.52	89,428.39	57.70%	155,000
Office Supplies	540.82	1,271.88	1,473.37	706.33	1,457.61	850.18	788.57	1,287.79	8,376.55	41.88%	20,000
Printing & Copying *	339.02	1,133.21	272.39	748.82	875.08	320.66	583.07	299.13	4,571.38	30.48%	15,000
Legal & Professional											
L&P services	28,055.55	2,472.38	4,815.03	24,993.70	28,528.79	13,617.71	13,515.58	47,209.77	163,208.51		
Collection costs	2,128.31	1,385.34	2,939.71	1,974.36	538.67	1,428.42	540.47	3,242.66	14,177.94		
Collection costs paid by owner	(478.62)	(472.00)	(979.58)	(1,300.00)	(758.55)	(1,033.64)	(659.05)	(2,169.19)	(7,850.63)		
Total L & P Expense	29,705.24	3,385.72	6,775.16	25,668.06	28,308.91	14,012.49	13,397.00	48,283.24	169,535.82	70.64%	240,000
Travel	262.08	0.00	270.40	731.66	236.08	688.01	528.57	188.70	2,905.50	48.43%	6,000
Employee Expenses	0.00	0.00	0.00	26.19	0.00	28.96	0.00	37.83	92.98	9.30%	1,000
Telephone	32.94	1,976.58	1,027.74	948.84	1,106.67	1,028.40	1,093.35	1,028.30	8,242.82	63.41%	13,000
Postage *	429.20	16,040.26	557.42	4,490.14	224.70	274.87	297.21	410.24	22,724.04	75.75%	30,000
Depreciation	2,104.90	2,126.40	2,164.47	2,138.91	2,331.07	2,340.67	2,361.91	2,564.42	18,132.75	56.14%	32,300
Total Operating Expenses	153,016.99	157,845.90	138,651.79	170,312.04	174,070.13	135,950.03	156,262.69	171,402.45	1,257,512.02	64.39%	1,953,000
Net Income (Cash method)									(823,522.41)		

Non-Operating Income

Claim Refunds Revenue ***						468,750.00			468,750.00		
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* Extremely cyclical; occurs mainly during and as a result of the fee assessment period.

** Includes monies collected by AGO and Board Staff for delinquent accounts previously certified to AGO for collections.

*** Funds from settlement agreement net of attorney's fees of \$156,250

Petroleum UST Release Compensation Board

Balance Sheet

As of 02/29/2020

Assets

Current Assets

108	State Cash Balance	303,751.09	
114	Treasury Notes	16,867,771.24	
138	Unclaimed Monies Trust Account	159,398.44	
140	Investments - Obligated	4,497,502.16	
141	Reinvested Interest - Obligated	94,326.93	
142	Investments - Unobligated	7,793,989.99	
143	Reinvested Interest-Unobligated	150,126.76	
	Total Current Assets		29,866,866.61

Fixed Assets

160	Fixed Asset-Furniture	118,454.48	
165	Fixed Asset-Data Processing	910,950.20	
169	Accumulated Depreciation	(935,655.03)	
	Total Fixed Assets		93,749.65

Total Assets

\$29,960,616.26

Liabilities

Current Liabilities

Total Current Liabilities	0.00
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Long Term Liabilities

Total Long Term Liabilities	0.00
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Total Liabilities

\$0.00

Equity

Equity Accounts

283	Retained Earnings (Deficiency)	28,010,066.01	
	Current Year Income (Loss)	1,950,550.25	
	Total Equity		29,960,616.26

Total Liabilities and Equity

\$29,960,616.26

Petroleum UST Release Compensation Board

Income Statement

For the Month Ended 02/29/2020

Operating Income		Year To Date
301	Tank Fees	38,098.83
303	Investment Income	85,402.75
Total Operating Income		123,501.58
Operating Expenses		
350	Claims Paid	244,809.69
Total Operating Expenses		244,809.69
Administrative Expenses		
621	Salaries	106,200.00
634	Rent	12,746.52
638	Office Supplies	1,287.79
639	Printing & Copying	299.13
668	Legal & Professional	48,283.24
669	Depreciation Expense	2,564.42
672	Travel	188.70
675	Employee Expenses	37.83
680	Telephone	1,028.30
681	Postage	410.24
Total Administrative Expenses		173,046.17
Other Income		
701	Miscellaneous Income	26.29
711	Claim Refunds Revenue	0.00
Total Other Income		26.29
Net Income (Loss)		(\$294,327.99)

\$1,950,550.25

Petroleum UST Release Compensation Board

Trial Balance

Transaction Dates 02/01/2020 to 02/29/2020

Account	Account	Beginning Balance	Transaction	Ending Balance
108	State Cash Balance	449,107.72	(145,356.63)	303,751.09
114	Treasury Notes	16,800,300.93	67,470.31	16,867,771.24
138	Unclaimed Monies Trust Account	159,175.28	223.16	159,398.44
140	Investments - Obligated	4,742,311.85	(244,809.69)	4,497,502.16
141	Reinvested Interest - Obligated	87,739.39	6,587.54	94,326.93
142	Investments - Unobligated	7,793,989.99	0.00	7,793,989.99
143	Reinvested Interest-Unobligated	139,005.02	11,121.74	150,126.76
160	Fixed Asset-Furniture	118,454.48	0.00	118,454.48
165	Fixed Asset-Data Processing	897,950.20	13,000.00	910,950.20
169	Accumulated Depreciation	(933,090.61)	(2,564.42)	(935,655.03)
283	Retained Earnings (Deficiency)	(28,010,066.01)	0.00	(28,010,066.01)
301	Tank Fees	(9,176,147.31)	(38,098.83)	(9,214,246.14)
303	Investment Income	(483,257.09)	(85,402.75)	(568,659.84)
350	Claims Paid	7,035,797.07	244,809.69	7,280,606.76
621	Salaries	637,767.87	106,200.00	743,967.87
634	Rent	76,681.87	12,746.52	89,428.39
638	Office Supplies	6,547.94	1,287.79	7,835.73
639	Printing & Copying	3,933.23	299.13	4,232.36
668	Legal & Professional	92,583.13	48,283.24	140,866.37
669	Depreciation Expense	15,568.33	2,564.42	18,132.75
672	Travel	2,454.72	188.70	2,643.42
675	Employee Expenses	55.15	37.83	92.98
680	Telephone	7,113.20	1,028.30	8,141.50
681	Postage	6,406.99	410.24	6,817.23
701	Miscellaneous Income	(1,633.34)	(26.29)	(1,659.63)
711	Claim Refunds Revenue	(468,750.00)	0.00	(468,750.00)
		0.00	0.00	0.00

MONTHLY INCOME FIGURES AS OF JANUARY 31, 2020 (CASH BASIS)

Fiscal 2020

	July	August	September	October	November	December	January	Total YTD	% Of Budget	FY 2020 Budget
Tank Revenue										
In house collections *	7,843,562.00	196,391.00	93,011.00	98,096.00	34,950.00	38,210.00	31,520.00	8,335,740.00		
Net refunds paid	(100.00)	300.00	(1,400.00)	(5,700.00)	(5,050.00)	(19,940.00)	(19,300.00)	(51,190.00)		
AG collections **	4,706.00	4,804.00	14,001.00	7,498.83	7,544.55	4,327.02	6,319.19	49,200.59		
Collection costs paid by owner	(478.62)	(472.00)	(979.58)	(1,300.00)	(758.55)	(1,033.64)	(659.05)	(5,681.44)		
Total Tank Revenue	7,847,689.38	201,023.00	104,632.42	98,594.83	36,686.00	21,563.38	17,880.14	8,328,069.15	98.67%	8,440,000
Interest Income										
Interest Earned	66,305.52	48,500.00	77,450.25	59,011.97	51,822.25	51,241.30	48,480.93	402,812.22	55.95%	720,000
Unearned Gain/(Loss) on Investments	(8,076.50)	45,859.90	(9,078.00)	21,257.20	(11,944.68)	4,476.25	37,950.70	80,444.87		
Total Interest Income	58,229.02	94,359.90	68,372.25	80,269.17	39,877.57	55,717.55	86,431.63	483,257.09		
Miscellaneous Income	0.00	10.71	238.08	1,110.40	48.49	60.98	164.68	1,633.34	163.33%	1,000
Total Income	7,905,918.40	295,393.61	173,242.75	179,974.40	76,612.06	77,341.91	104,476.45	8,812,959.58	96.20%	9,161,000
Claims Expense	546,351.38	670,829.91	267,960.26	1,350,348.05	197,866.07	738,276.08	4,486,056.40	8,257,688.15	63.52%	13,000,000
Operating Expenses										
Salaries	119,602.79	119,124.78	113,323.77	122,066.02	113,955.87	116,405.79	124,466.49	828,945.51	58.76%	1,410,700
Temp Services		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00%	30,000
Rent	0.00	12,787.07	12,787.07	12,787.07	25,574.14	0.00	12,746.52	76,681.87	49.47%	155,000
Office Supplies	540.82	1,271.88	1,473.37	706.33	1,457.61	850.18	788.57	7,088.76	35.44%	20,000
Printing & Copying *	339.02	1,133.21	272.39	748.82	875.08	320.66	583.07	4,272.25	28.48%	15,000
Legal & Professional										
L&P services	28,055.55	2,472.38	4,815.03	24,993.70	28,528.79	13,617.71	13,515.58	115,998.74		
Collection costs	2,128.31	1,385.34	2,939.71	1,974.36	538.67	1,428.42	540.47	10,935.28		
Collection costs paid by owner	(478.62)	(472.00)	(979.58)	(1,300.00)	(758.55)	(1,033.64)	(659.05)	(5,681.44)		
Total L & P Expense	29,705.24	3,385.72	6,775.16	25,668.06	28,308.91	14,012.49	13,397.00	121,252.58	50.52%	240,000
Travel	262.08	0.00	270.40	731.66	236.08	688.01	528.57	2,716.80	45.28%	6,000
Employee Expenses	0.00	0.00	0.00	26.19	0.00	28.96	0.00	55.15	5.52%	1,000
Telephone	32.94	1,976.58	1,027.74	948.84	1,106.67	1,028.40	1,093.35	7,214.52	55.50%	13,000
Postage *	429.20	16,040.26	557.42	4,490.14	224.70	274.87	297.21	22,313.80	74.38%	30,000
Depreciation	2,104.90	2,126.40	2,164.47	2,138.91	2,331.07	2,340.67	2,361.91	15,568.33	48.20%	32,300
Total Operating Expenses	153,016.99	157,845.90	138,651.79	170,312.04	174,070.13	135,950.03	156,262.69	1,086,109.57	55.61%	1,953,000
Net Income (Cash method)	(530,838.14)									

Non-Operating Income

Claim Refunds Revenue ***						468,750.00		468,750.00		
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* Extremely cyclical; occurs mainly during and as a result of the fee assessment period.

** Includes monies collected by AGO and Board Staff for delinquent accounts previously certified to AGO for collections.

*** Funds from settlement agreement net of attorney's fees of \$156,250

Petroleum UST Release Compensation Board

**Balance Sheet
As of 01/31/2020**

Assets

Current Assets

108	State Cash Balance	449,107.72	
114	Treasury Notes	16,800,300.93	
138	Unclaimed Monies Trust Account	159,175.28	
140	Investments - Obligated	4,742,311.85	
141	Reinvested Interest - Obligated	87,739.39	
142	Investments - Unobligated	7,793,989.99	
143	Reinvested Interest-Unobligated	139,005.02	
	Total Current Assets		30,171,630.18

Fixed Assets

160	Fixed Asset-Furniture	118,454.48	
165	Fixed Asset-Data Processing	897,950.20	
169	Accumulated Depreciation	(933,090.61)	
	Total Fixed Assets		83,314.07
	Total Assets		\$30,254,944.25

Liabilities

Current Liabilities

Total Current Liabilities	0.00
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Long Term Liabilities

Total Long Term Liabilities	0.00
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Total Liabilities	\$0.00
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Equity

Equity Accounts

283	Retained Earnings (Deficiency)	28,010,066.01	
	Current Year Income (Loss)	2,244,878.24	
	Total Equity		30,254,944.25
	Total Liabilities and Equity		\$30,254,944.25

Petroleum UST Release Compensation Board

Income Statement

For the Month Ended 01/31/2020

Operating Income		Year To Date	
301	Tank Fees	(929,640.27)	9,176,147.31
303	Investment Income	86,431.63	483,257.09
Total Operating Income		(843,208.64)	9,659,404.40
Operating Expenses			
350	Claims Paid	4,486,056.40	7,035,797.07
Total Operating Expenses		4,486,056.40	7,035,797.07
Administrative Expenses			
621	Salaries	105,300.00	637,767.87
634	Rent	12,746.52	76,681.87
638	Office Supplies	788.57	6,547.94
639	Printing & Copying	583.07	3,933.23
668	Legal & Professional	13,397.00	92,583.13
669	Depreciation Expense	2,361.91	15,568.33
672	Travel	528.57	2,454.72
675	Employee Expenses	0.00	55.15
680	Telephone	1,093.35	7,113.20
681	Postage	297.21	6,406.99
Total Administrative Expenses		137,096.20	849,112.43
Other Income			
701	Miscellaneous Income	164.68	1,633.34
711	Claim Refunds Revenue	0.00	468,750.00
Total Other Income		164.68	470,383.34
Net Income (Loss)		(\$5,466,196.56)	\$2,244,878.24

Petroleum UST Release Compensation Board

Trial Balance

Transaction Dates 01/01/2020 to 01/31/2020

Account	Account	Beginning Balance	Transaction	Ending Balance
108	State Cash Balance	416,222.19	32,885.53	449,107.72
114	Treasury Notes	16,739,392.70	60,908.23	16,800,300.93
138	Unclaimed Monies Trust Account	158,932.05	243.23	159,175.28
140	Investments - Obligated	5,228,368.25	(486,056.40)	4,742,311.85
141	Reinvested Interest - Obligated	77,591.43	10,147.96	87,739.39
142	Investments - Unobligated	11,943,989.99	(4,150,000.00)	7,793,989.99
143	Reinvested Interest-Unobligated	123,872.81	15,132.21	139,005.02
160	Fixed Asset-Furniture	118,454.48	0.00	118,454.48
165	Fixed Asset-Data Processing	897,525.20	425.00	897,950.20
169	Accumulated Depreciation	(930,728.70)	(2,361.91)	(933,090.61)
283	Retained Earnings (Deficiency)	(27,062,545.60)	(947,520.41)	(28,010,066.01)
301	Tank Fees	(10,105,787.58)	929,640.27	(9,176,147.31)
303	Investment Income	(396,825.46)	(86,431.63)	(483,257.09)
350	Claims Paid	2,549,740.67	4,486,056.40	7,035,797.07
621	Salaries	532,467.87	105,300.00	637,767.87
634	Rent	63,935.35	12,746.52	76,681.87
638	Office Supplies	5,759.37	788.57	6,547.94
639	Printing & Copying	3,350.16	583.07	3,933.23
668	Legal & Professional	79,186.13	13,397.00	92,583.13
669	Depreciation Expense	13,206.42	2,361.91	15,568.33
672	Travel	1,926.15	528.57	2,454.72
675	Employee Expenses	55.15	0.00	55.15
680	Telephone	6,019.85	1,093.35	7,113.20
681	Postage	6,109.78	297.21	6,406.99
701	Miscellaneous Income	(1,468.66)	(164.68)	(1,633.34)
711	Claim Refunds Revenue	(468,750.00)	0.00	(468,750.00)
		0.00	0.00	0.00

MONTHLY INCOME FIGURES AS OF DECEMBER 31, 2019 (CASH BASIS)

Fiscal 2020

	July	August	September	October	November	December	Total YTD	% Of Budget	FY 2020 Budget
Tank Revenue									
In house collections *	7,843,562.00	196,391.00	93,011.00	98,096.00	34,950.00	38,210.00	8,304,220.00		
Net refunds paid	(100.00)	300.00	(1,400.00)	(5,700.00)	(5,050.00)	(19,940.00)	(31,890.00)		
AG collections **	4,706.00	4,804.00	14,001.00	7,498.83	7,544.55	4,327.02	42,881.40		
Collection costs paid by owner	(478.62)	(472.00)	(979.58)	(1,300.00)	(758.55)	(1,033.64)	(5,022.39)		
Total Tank Revenue	7,847,689.38	201,023.00	104,632.42	98,594.83	36,686.00	21,563.38	8,310,189.01	98.46%	8,440,000
Interest Income									
Interest Earned	66,305.52	48,500.00	77,450.25	59,011.97	51,822.25	51,241.30	354,331.29	49.21%	720,000
Unearned Gain/(Loss) on Investments	(8,076.50)	45,859.90	(9,078.00)	21,257.20	(11,944.68)	4,476.25	42,494.17		
Total Interest Income	58,229.02	94,359.90	68,372.25	80,269.17	39,877.57	55,717.55	396,825.46		
Miscellaneous Income	0.00	10.71	238.08	1,110.40	48.49	60.98	1,468.66	146.87%	1,000
Total Income	7,905,918.40	295,393.61	173,242.75	179,974.40	76,612.06	77,341.91	8,708,483.13	95.06%	9,161,000
Claims Expense	546,351.38	670,829.91	267,960.26	1,350,348.05	197,866.07	738,276.08	3,771,631.75	41.91%	9,000,000
Operating Expenses									
Salaries	119,602.79	119,124.78	113,323.77	122,066.02	113,955.87	116,405.79	704,479.02	49.94%	1,410,700
Temp Services		0.00	0.00	0.00	0.00	0.00	0.00	0.00%	30,000
Rent	0.00	12,787.07	12,787.07	12,787.07	25,574.14	0.00	63,935.35	41.25%	155,000
Office Supplies	540.82	1,271.88	1,473.37	706.33	1,457.61	850.18	6,300.19	31.50%	20,000
Printing & Copying *	339.02	1,133.21	272.39	748.82	875.08	320.66	3,689.18	24.59%	15,000
Legal & Professional									
L&P services	28,055.55	2,472.38	4,815.03	24,993.70	28,528.79	13,617.71	102,483.16		
Collection costs	2,128.31	1,385.34	2,939.71	1,974.36	538.67	1,428.42	10,394.81		
Collection costs paid by owner	(478.62)	(472.00)	(979.58)	(1,300.00)	(758.55)	(1,033.64)	(5,022.39)		
Total L & P Expense	29,705.24	3,385.72	6,775.16	25,668.06	28,308.91	14,012.49	107,855.58	44.94%	240,000
Travel	262.08	0.00	270.40	731.66	236.08	688.01	2,188.23	36.47%	6,000
Employee Expenses	0.00	0.00	0.00	26.19	0.00	28.96	55.15	5.52%	1,000
Telephone	32.94	1,976.58	1,027.74	948.84	1,106.67	1,028.40	6,121.17	47.09%	13,000
Postage *	429.20	16,040.26	557.42	4,490.14	224.70	274.87	22,016.59	73.39%	30,000
Depreciation	2,104.90	2,126.40	2,164.47	2,138.91	2,331.07	2,340.67	13,206.42	40.89%	32,300
Total Operating Expenses	153,016.99	157,845.90	138,651.79	170,312.04	174,070.13	135,950.03	929,846.88	47.61%	1,953,000
Net Income (Cash method)							4,007,004.50		
Non-Operating Income									
Claim Refunds Revenue ***						468,750.00	468,750.00		

* Extremely cyclical; occurs mainly during and as a result of the fee assessment period.

** Includes monies collected by AGO and Board Staff for delinquent accounts previously certified to AGO for collections.

*** Funds from settlement agreement net of attorney's fees of \$156,250

Petroleum UST Release Compensation Board

**Balance Sheet
As of 12/31/2019**

Assets

Current Assets

108	State Cash Balance	416,222.19	
114	Treasury Notes	16,739,392.70	
138	Unclaimed Monies Trust Account	158,932.05	
140	Investments - Obligated	5,228,368.25	
141	Reinvested Interest - Obligated	77,591.43	
142	Investments - Unobligated	11,943,989.99	
143	Reinvested Interest-Unobligated	123,872.81	
	Total Current Assets		<u>34,688,369.42</u>

Fixed Assets

160	Fixed Asset-Furniture	118,454.48	
165	Fixed Asset-Data Processing	897,525.20	
169	Accumulated Depreciation	(930,728.70)	
	Total Fixed Assets		<u>85,250.98</u>
	Total Assets		<u><u>\$34,773,620.40</u></u>

Liabilities

Current Liabilities

Total	Current Liabilities	<u>0.00</u>
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Long Term Liabilities

Total	Long Term Liabilities	<u>0.00</u>
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Total Liabilities	<u><u>\$0.00</u></u>
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Equity

Equity Accounts

283	Retained Earnings (Deficiency)	27,062,545.60	
	Current Year Income (Loss)	7,711,074.80	
	Total Equity		<u>34,773,620.40</u>
	Total Liabilities and Equity		<u><u>\$34,773,620.40</u></u>

Petroleum UST Release Compensation Board

Income Statement

For the Month Ended 12/31/2019

Operating Income		Year To Date
301	Tank Fees	21,563.38
303	Investment Income	55,717.55
Total Operating Income		77,280.93
Operating Expenses		
350	Claims Paid	738,276.08
Total Operating Expenses		738,276.08
Administrative Expenses		
621	Salaries	162,600.00
634	Rent	0.00
638	Office Supplies	850.18
639	Printing & Copying	320.66
668	Legal & Professional	14,012.49
669	Depreciation Expense	2,340.67
672	Travel	688.01
675	Employee Expenses	28.96
680	Telephone	1,028.40
681	Postage	274.87
Total Administrative Expenses		182,144.24
Other Income		
701	Miscellaneous Income	60.98
711	Claim Refunds Revenue	468,750.00
Total Other Income		468,810.98
Net Income (Loss)		(\$374,328.41)

Petroleum UST Release Compensation Board

Trial Balance

Transaction Dates 12/01/2019 to 12/31/2019

Account	Account	Beginning Balance	Transaction	Ending Balance
108	State Cash Balance	406,227.40	9,994.79	416,222.19
114	Treasury Notes	16,711,313.80	28,078.90	16,739,392.70
138	Unclaimed Monies Trust Account	158,683.19	248.86	158,932.05
140	Investments - Obligated	5,966,644.33	(738,276.08)	5,228,368.25
141	Reinvested Interest - Obligated	68,763.78	8,827.65	77,591.43
142	Investments - Unobligated	11,643,989.99	300,000.00	11,943,989.99
143	Reinvested Interest-Unobligated	105,310.67	18,562.14	123,872.81
160	Fixed Asset-Furniture	118,454.48	0.00	118,454.48
165	Fixed Asset-Data Processing	896,949.20	576.00	897,525.20
169	Accumulated Depreciation	(928,388.03)	(2,340.67)	(930,728.70)
283	Retained Earnings (Deficiency)	(27,062,545.60)	0.00	(27,062,545.60)
301	Tank Fees	(10,084,224.20)	(21,563.38)	(10,105,787.58)
303	Investment Income	(341,107.91)	(55,717.55)	(396,825.46)
350	Claims Paid	1,811,464.59	738,276.08	2,549,740.67
621	Salaries	369,867.87	162,600.00	532,467.87
634	Rent	63,935.35	0.00	63,935.35
638	Office Supplies	4,909.19	850.18	5,759.37
639	Printing & Copying	3,029.50	320.66	3,350.16
668	Legal & Professional	65,173.64	14,012.49	79,186.13
669	Depreciation Expense	10,865.75	2,340.67	13,206.42
672	Travel	1,238.14	688.01	1,926.15
675	Employee Expenses	26.19	28.96	55.15
680	Telephone	4,991.45	1,028.40	6,019.85
681	Postage	5,834.91	274.87	6,109.78
701	Miscellaneous Income	(1,407.68)	(60.98)	(1,468.66)
711	Claim Refunds Revenue	0.00	(468,750.00)	(468,750.00)
		0.00	0.00	0.00

**Petroleum UST Release Compensation Board
Fiscal Year 2021 Proposed Operating Budget
June 10, 2020**

	Annualized FY 2020-Actual	FY 2020 Budget	Variance Fav or (Unfav)	% Variance Fav or (Unfav)	Proposed FY 2021 Budget
Tank Revenue	8,489,296	8,440,000	49,296	0.58%	8,370,000
Interest Income	564,536	720,000	(155,464)	-21.59%	210,000
Miscellaneous Income	2,352	1,000	1,352	135.24%	1,000
Total Income	9,056,185	9,161,000	(104,815)	-1.14%	8,581,000
Claims Expense	10,304,183	13,000,000	2,695,817	20.74%	13,000,000
Operating Income	(1,247,997)	(3,839,000)	2,591,003	-67.49%	(4,419,000)
Salaries	1,395,924	1,410,700	14,776	1.05%	1,430,000
Temp Services	6,348	30,000	23,652	78.84%	30,000
Rent	149,262	155,000	5,738	3.70%	155,000
Office Supplies	17,826	20,000	2,174	10.87%	20,000
Printing & Copying	10,120	15,000	4,880	32.54%	15,000
Legal & Professional	205,393	240,000	34,607	14.42%	250,000
Travel	3,121	6,000	2,879	47.98%	6,000
Employee Expenses	93	1,000	907	90.70%	1,000
Telephone	13,072	13,000	(72)	-0.55%	15,200
Postage	27,058	30,000	2,942	9.81%	30,000
Depreciation	28,375	32,300	3,925	12.15%	29,800
Total Expenses	1,856,590	1,953,000	96,410	4.94%	1,982,000
Net Income (Cash Basis)	(3,104,587)	(5,792,000)	2,687,413	46.40%	(6,401,000)

**Petroleum UST Release Compensation Board
Fiscal Year 2021 Proposed Capital Budget
June 10, 2020**

	<u>FY 2019 Actual</u> (July 2017 - June 2018)	<u>FY 2020 Budget</u> (July 2019 - June 2020)	<u>FY 2020 Annualized</u> (July 2019 - June 2020)	<u>Proposed FY 2021 Budget</u> (July 2020 - June 2021)
<u>Asset Category</u>				
Furniture & Equipment:	\$0	\$2,500	\$0	\$2,500 (a)
Data Processing & Electronics:	\$16,637	\$45,000	\$35,347	\$10,000 (b)
Total Capital Assets	<u><u>\$16,637</u></u>	<u><u>\$47,500</u></u>	<u><u>\$35,347</u></u>	<u><u>\$12,500</u></u>

(a) Includes funds for the purchase of office furniture.

(b) Includes funds for replacement IT equipment as needed.

**PETROLEUM UST RELEASE COMPENSATION BOARD
PROGRAM YEAR 2020 FEE STATEMENT STATISTICS
AS OF MAY 31, 2020**

	May 31, 2020 PY 2020 / FY 2021 (7/1/2019 - 6/30/2020)			May 31, 2019 PY 2019 / FY 2020 (7/1/2018 - 6/30/2019)	Percent of PY 2019 / FY 2020	PY 2019 / FY 2020 Actual To Date
	Billed	Paid				
<u>ACTUAL COLLECTIONS:</u>						
Fees:						
Current Year Fees	\$8,318,550	\$2,315,500	28%	\$2,670,900	86.69%	\$8,286,701
Prior Year Fees (a)		0		0		188,380 (b)
Total Fees Collected to Date		\$2,315,500		\$2,670,900		\$8,475,081
Number of Tanks:						
Standard Deductible	15,412	3,589	23%	4,425	81.11%	14,805
Reduced Deductible (c)	5,317	1,926	36%	2,037	94.55%	5,454
Total Tanks	20,729	5,515	27%	6,462	85.35%	20,259
Number of Owners:						
Standard Deductible		337		354	95.20%	1,019
Reduced Deductible		788		833	94.60%	2,052
Total Owners	3,242	1,125	35%	1,187	94.78%	3,071

	PY 2020 Actual To Date	PY 2020 Recommended Budget	% Actual vs Projected
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PY 2019 ACTUAL VS PROJECTED COLLECTIONS:

Fee Revenue	\$2,315,500	\$8,370,000	27.66%
Number of Paid Tanks	5,515	20,220	27.27%

(a) Net of refunds paid

(b) As of May 31 2020, net of refunds paid of \$57,235

(c) As of May 31, 2020, the percentage of tanks paid at the reduced deductible is 34.9% of the total number of tanks paid for PY 2020, and was 31.5% for the same period in PY 2019.

**PETROLEUM UST RELEASE COMPENSATION BOARD
PROGRAM YEAR 2019 COMPLIANCE / FEE ASSESSMENT REPORT
AS OF MAY 31, 2020**

	PY 2019 As of 5/31/20	PY 2019 (7/1/19 - 12/31/19)	Increase from Jan. Meeting	PY 2018 (7/1/18 - 6/30/19)	PY 2017 (7/1/17 - 6/30/18)	PY 2016 (7/1/16 - 6/30/17)	PY 2015 (7/1/15 - 6/30/16)	Percent of PY 2019/PY 2018
Refunds								
Amount of Refunds Paid	\$57,235 ^(a)	\$36,235	\$21,000	\$95,305	\$31,368	\$29,801	\$98,740	60%
Number of Refunds Paid	145	97	48	172	56	116	311	84%
Number of Owners Paid Refunds	68	40	28	105	31	19	89	65%
Number of Pending Refunds	2,649	2,719	(70)					
Amount of Pending Refunds	\$1,415,397	\$1,421,412	(\$6,015)					
Collections								
Amount of Refunds Used to Offset Outstanding Fees	\$20,412	\$7,872	\$12,540	\$35,270	\$14,745	\$44,204	\$76,750	58%
Amount Collected by Attorney General/Special Counsel	\$89,382	\$42,881	\$46,501	\$204,467	\$156,904	\$299,807	\$364,401	
Collection Costs	\$17,144	\$10,395	\$6,749	\$27,523	\$33,970	\$59,320	\$89,643	
Amount Collected by AG/SC, Less Collection Costs	\$72,238	\$32,486	\$39,752	\$176,944	\$122,934	\$240,487	\$274,758	
Number of Accounts Certified to the AG's office	59	130	59	205	249	321	340	
Number of Owners Certified to the AG's office	18	113	18	146	172	174	196	
Amount Certified to the AG's office	\$94,079	\$459,300	\$94,079	\$664,750	\$812,335	\$1,124,050	\$1,086,440	
Appeals								
Orders Pursuant to Law	10			8 - information to support appeal is expected; 2 - information received and under review				
Determination to Deny a Certificate of Coverage	0							
Ability to Pay Applications								
Ability to Pay Applications Pending Review	0	2						
COC Applications (As of 6/1/20)								
COC Application/Fee Statements Sent - annual mailing	3,254			3,276	3,327	3,418	3,439	
# of Owners Issued COC	2,993	2,872		3,064	3,102	3,136	3,152	
# of Owners w/COCs In-Process	45	169		32	26	n/a	n/a	
# of Owners w/Unresolved Pending Denials of COC	14	30		1	0	0	0	
# of Owners w/Unresolved Determinations Denying COC	95	9		125	135	126	121	
Unclaimed Monies/Refunds Pending								
Owners on Unclaimed Monies List (Uncashed Checks)	31	35						
Amount of Unclaimed Monies (Uncashed Checks)	\$22,558	\$40,153						
Owners with Refunds Pending - More Info Requested	7	5						
Amount of Refunds Pending with More Info Requested	\$30,235	\$3,840						
Owners with Refunds Pending – No Response to MIR	34	36						
Amount with Refunds Pending – No Response to MIR	\$60,745	\$62,205						

(a) PY 2019 goal - \$225,000. PY 2019 refund/offsets as of 5/31/20: \$77,647 (34%). PY 2018 refund/offsets: \$130,575. PY 2017 refunds/offsets: \$46,113. PY 2016 refund/offsets: \$74,005. PY 2015 refund/offsets: \$175,490.

CLAIMS STATISTICS REPORT
June 1, 2020

Total Number of all Releases	3,220	
Face Value of all Claims		\$502,021,970
Total Deductible Used for Settled Claims		(\$109,329,516)
Deductible Remaining for Open Claims		(\$3,698,784)
Net Value		\$388,993,669
Total Disallowed Costs		(\$101,272,362)
Total Payments & Installments		(\$278,292,576)
Maximum Liability of Unpaid Claims		\$9,428,731

Average Clean-up Costs for All Releases Received NFA:		
Total Average Gross Value per Release		\$138,868
Total Average Net Value per Release		\$104,671
Total Average Payout per Release (2,668 releases)		\$76,188
Costs for Releases Cleaned Up Exclusively Under BUSTR's Risk Based Corrective Action (RBCA) Rules:		
<u>Above and Below the Deductible (640 releases):</u>		
Average clean-up costs per release:		\$83,381
Average claim payout per release:		\$30,804
<u>Above the Deductible (351 releases):</u>		
Average clean-up costs per release:		\$129,057
Average claim payout per release:		\$56,167

<u>Work in Progress: Open Claims</u>		
Number of Claims with More Information Requested	2	
Number of Claims with More Information Received	25	
Number of Pending Above Deductible Claims	564	
Total		591
<u>Settled/Closed Claims</u>		
Number of Settled Claims	4,920	
Number of Closed Claims	12,719	
Below Deductible/NFA closed without review/Elig. Revoked	932	
Number of Claims on Waiting List	837	
Total		19,408
<u>Held Claims</u>		
Number of Claims with Appeals Outstanding	28	
Number of Claims Below the Deductible	170	
Total		198
Total Number of Claims		20,197

CLAIM SETTLEMENT SUMMARY WITHOUT MAJOR OIL SETTLEMENT

	<u>CLAIMS REC'D</u>	<u>SETTLED</u>	<u>RVK/BD-NFA†</u>	<u>FACE VALUE</u>	<u>DISALLOWED</u>	<u>DEDUCTIBLE USED</u>	<u>SETTLEMENT</u>
2010	808 (\$11.406 M)	705	52	\$12,639,804	\$3,001,516	\$2,583,509	\$ 7,054,779
AVG/MONTH	67 (\$0.951 M)	63			AVERAGE PAYOUT PER CLAIM		\$ 10,007
PERCENTAGES					23.7%		70.2%
2011	795 (\$10.545 M)	725	94	\$13,320,431	\$2,753,772	\$3,537,439	\$ 7,029,220
AVG/MONTH	66 (\$0.878 M)	68			AVERAGE PAYOUT PER CLAIM		\$ 9,695
PERCENTAGES					20.7%		71.9%
2012	732 (\$10.130 M)	697	53	\$11,779,357	\$2,405,669	\$2,374,716	\$ 6,740,405
AVG/MONTH	61 (\$0.844M)	63			AVERAGE PAYOUT PER CLAIM		\$ 9,671
PERCENTAGES					20.4%		71.7%
2013	932 (\$12.134 M)	891	55	\$12,513,139	\$2,334,057	\$2,874,260	\$ 7,304,822
AVG/MONTH	78 (\$1.011 M)	79			AVERAGE PAYOUT PER CLAIM		\$ 8,198
PERCENTAGES					18.7%		75.8%
2014	768 (\$10.541 M)	898	58	\$13,546,097	\$2,466,260	\$3,040,313	\$ 8,039,525
AVG/MONTH	64 (\$0.878 M)	80			AVERAGE PAYOUT PER CLAIM		\$ 8,953
PERCENTAGES					18.2%		76.5%
2015	790 (\$11.089 M)	792	67	\$12,587,087	\$2,517,791	\$2,451,880	\$ 7,617,416
AVG/MONTH	66 (\$0.924 M)	72			AVERAGE PAYOUT PER CLAIM		\$ 9,618
PERCENTAGES					20.0%		75.2%
2016	678 (\$ 9.953 M)	705	21	\$11,300,759	\$2,247,136	\$2,174,478	\$ 6,879,146
AVG/MONTH	57 (\$0.829 M)	60			AVERAGE PAYOUT PER CLAIM		\$ 9,758
PERCENTAGES					19.9%		75.4%
2017	592 (\$10.061 M)	627	68	\$12,059,956	\$1,775,926	\$2,079,620	\$ 8,204,410
AVG/MONTH	49 (\$0.838 M)	58			AVERAGE PAYOUT PER CLAIM		\$ 13,085
PERCENTAGES					14.7%		82.2%
2018	636 (\$12.179 M)	416	31	\$7,688,727	\$1,831,396	\$1,167,125	\$ 4,690,207
AVG/MONTH	53 (\$1.015 M)	37			AVERAGE PAYOUT PER CLAIM		\$ 11,271
PERCENTAGES					23.8%		71.9%

PROGRAM YEAR 2019 (Excluding Major Oil Settlement)

<u>MONTH</u>	<u>CLAIMS REC'D</u>	<u>SETTLED</u>	<u>RVK/BD-NFA†</u>	<u>FACE VALUE</u>	<u>DISALLOWED</u>	<u>DEDUCTIBLE USED</u>	<u>SETTLEMENT</u>
Jul-19	43 (\$0.771 M)	38	0	\$1,152,521	\$153,137	\$163,721	\$835,663
Aug-19	54 (\$0.955 M)	43	8	\$1,153,107	\$229,639	\$116,261	\$807,207
Sep-19	49 (\$0.697 M)	35	0	\$1,231,926	\$391,927	\$186,977	\$653,022
Oct-19	40 (\$0.782 M)	42	0	\$582,264	\$30,688	\$5,848	\$545,729
Nov-19	42 (\$0.864 M)	35	2	\$671,933	\$136,108	\$192,931	\$343,010
Dec-19	33 (\$0.408 M)	41	0	\$526,137	\$55,947	\$33,863	\$436,327
Jan-20	44 (\$0.720 M)	37	0	\$462,590	\$59,056	\$11,265	\$392,269
Feb-20	40 (\$0.568 M)	52	6	\$847,753	\$135,033	\$138,362	\$574,357
Mar-20	72 (\$1.260 M)	38	0	\$699,061	\$52,208	\$84,691	\$562,162
Apr-20	27 (\$0.606 M)	5	0	\$109,250	\$3,583	\$0	\$105,666
May-20	33 (\$0.579 M)	65	4	\$932,927	\$116,287	\$76,435	\$740,205
Jun-20							
TOTAL	477 (\$8.210 M)	431	20	\$8,369,468	\$1,363,613	\$1,010,354	\$5,995,617
AVG/MONTH	43 (\$0.746 M)	41					
AVERAGE PAYOUT PER CLAIM							\$13,911
PERCENTAGES					16.3%		81.5%

†Eligibility revoked and/or Below Deductible claims with an NFA are not included in the claims payout statistics.

CLAIM SETTLEMENT SUMMARY WITH MAJOR OIL SETTLEMENT

	<u>CLAIMS REC'D</u>	<u>SETTLED</u>	<u>RVK/BD-NFA†</u>	<u>FACE VALUE</u>	<u>DISALLOWED</u>	<u>DEDUCTIBLE USED</u>	<u>SETTLEMENT</u>
2010	808 (\$11.406 M)	705	52	\$12,639,804	\$3,001,516	\$2,583,509	\$ 7,054,779
AVG/MONTH	67 (\$0.951 M)	63			AVERAGE PAYOUT PER CLAIM		\$ 10,007
PERCENTAGES					23.7%		70.2%
2011	795 (\$10.545 M)	725	94	\$13,320,431	\$2,753,772	\$3,537,439	\$ 7,029,220
AVG/MONTH	66 (\$0.878 M)	68			AVERAGE PAYOUT PER CLAIM		\$ 9,695
PERCENTAGES					20.7%		71.9%
2012	732 (\$10.130 M)	697	53	\$11,779,357	\$2,405,669	\$2,374,716	\$ 6,740,405
AVG/MONTH	61 (\$0.844M)	63			AVERAGE PAYOUT PER CLAIM		\$ 9,671
PERCENTAGES					20.4%		71.7%
2013	932 (\$12.134 M)	891	55	\$12,513,139	\$2,334,057	\$2,874,260	\$ 7,304,822
AVG/MONTH	78 (\$1.011 M)	79			AVERAGE PAYOUT PER CLAIM		\$ 8,198
PERCENTAGES					18.7%		75.8%
2014	768 (\$10.541 M)	898	58	\$13,546,097	\$2,466,260	\$3,040,313	\$ 8,039,525
AVG/MONTH	64 (\$0.878 M)	80			AVERAGE PAYOUT PER CLAIM		\$ 8,953
PERCENTAGES					18.2%		76.5%
2015	790 (\$11.089 M)	792	67	\$12,587,087	\$2,517,791	\$2,451,880	\$ 7,617,416
AVG/MONTH	66 (\$0.924 M)	72			AVERAGE PAYOUT PER CLAIM		\$ 9,618
PERCENTAGES					20.0%		75.2%
2016	678 (\$ 9.953 M)	705	21	\$11,300,759	\$2,247,136	\$2,174,478	\$ 6,879,146
AVG/MONTH	57 (\$0.829 M)	60			AVERAGE PAYOUT PER CLAIM		\$ 9,758
PERCENTAGES					19.9%		75.4%
2017	592 (\$10.061 M)	627	68	\$12,059,956	\$1,775,926	\$2,079,620	\$ 8,204,410
AVG/MONTH	49 (\$0.838 M)	58			AVERAGE PAYOUT PER CLAIM		\$ 13,085
PERCENTAGES					14.7%		82.2%
2018	636 (\$12.179 M)	416	31	\$7,688,727	\$1,831,396	\$1,167,125	\$ 4,690,207
AVG/MONTH	53 (\$1.015 M)	37			AVERAGE PAYOUT PER CLAIM		\$ 11,271
PERCENTAGES					23.8%		71.9%

PROGRAM YEAR 2019

<u>MONTH</u>	<u>CLAIMS REC'D</u>	<u>SETTLED</u>	<u>RVK/BD-NFA†</u>	<u>FACE VALUE</u>	<u>DISALLOWED</u>	<u>DEDUCTIBLE USED</u>	<u>SETTLEMENT</u>
Jul-19	43 (\$0.771 M)	38	0	\$1,152,521	\$153,137	\$163,721	\$835,663
Aug-19	54 (\$0.955 M)	43	8	\$1,153,107	\$229,639	\$116,261	\$807,207
Sep-19	49 (\$0.697 M)	35	0	\$1,231,926	\$391,927	\$186,977	\$653,022
Oct-19	40 (\$0.782 M)	42	0	\$582,264	\$30,688	\$5,848	\$545,729
Nov-19	42 (\$0.864 M)	35	2	\$671,933	\$136,108	\$192,931	\$343,010
Dec-19	33 (\$0.408 M)	1134 ^A	0	\$26,503,696	\$10,306,403	\$3,160,965	\$13,036,327
Jan-20	44 (\$0.720 M)	37	0	\$462,590	\$59,056	\$11,265	\$392,269
Feb-20	40 (\$0.568 M)	52	6	\$847,753	\$135,033	\$138,362	\$574,357
Mar-20	72 (\$1.260 M)	38	0	\$699,061	\$52,208	\$84,691	\$562,162
Apr-20	27 (\$0.606 M)	5	0	\$109,250	\$3,583	\$0	\$105,666
May-20	33 (\$0.579 M)	65	4	\$932,927	\$116,287	\$76,435	\$740,205
Jun-20							
TOTAL	477 (\$8.210 M)	1524	20	\$34,347,027	\$11,614,069	\$4,137,457	\$18,595,617
AVG/MONTH	43 (\$0.746 M)	140					
AVERAGE PAYOUT PER CLAIM							\$12,202
PERCENTAGES					33.8%		61.6%

†Eligibility revoked and/or Below Deductible claims with an NFA are not included in the claims payout statistics.

^ADecember 2019 includes a settlement agreement with a major oil company for 1,093 claims totaling \$12,600,000.00 (payout percentage of 55.1%)

ELIGIBILITY STATISTICS REPORT

June 1, 2020

Breakdown of Applications

More Info Requested	9
Unreviewable	21
In Review	64
Total Open Applications	94
Eligibility Determinations Under Appeal	5

	REC'D	APP'D	DENIED
PY 2004	72	81	47
Average/mo.	6	11	
PY 2005	97	72	33
Average/mo.	8	9	
PY 2006	109	73	32
Average/mo.	9	9	
PY 2007	108	74	28
Average/mo.	9	9	
PY 2008	99	68	26
Average/mo.	8	8	
PY 2009	95	84	19
Average/mo.	8	9	
PY 2010	48	51	16
Average/mo.	4	6	
PY 2011	67	47	14
Average/mo.	6	5	
PY 2012	87	54	17
Average/mo.	7	6	
PY 2013	53	65	7
Average/mo.	4	6	
PY 2014	80	64	15
Average/mo.	7	7	
PY 2015	77	43	26
Average/mo.	6	6	
PY 2016	76	42	27
Average/mo.	6	6	
PY 2017	78	42	40
Average/mo.	7	7	
PY 2018	91	37	21
Average/mo.	8	5	

Denial Reasons PY 2004-2018		%
No Release	102	27.7%
Late Filing	59	16.0%
No Valid COC	41	11.1%
Abandoned/OOC Tank	35	9.5%
No CA Required	79	21.5%
Pre-Fund Release	7	1.9%
Incomplete App	12	3.3%
Untimely Fees	3	0.8%
No Fee Payment	1	0.3%
No Response	3	0.8%
Other	26	7.1%
Total	368	100.0%

Program Year 2019

	REC'D	APP'D	DENIED
Jul-19	10	5	3
Aug-19	11	11	8
Sep-19	6	4	0
Oct-19	20	0	0
Nov-19	4	8	5
Dec-19	8	10	4
Jan-20	25	0	0
Feb-20	2	2	3
Mar-20	3	9	3
Apr-20	10	2	0
May-20	10	0	0
Jun-20			
PY 2019	109	51	26
Average/mo.	10	7	

Denial Reasons PY 2019		%
No Release	5	19.2%
Late Filing	4	15.4%
No Valid COC	1	3.8%
Abandoned/OOC	5	19.2%
No CA Required	11	42.3%
Pre-Fund Release	0	0.0%
Incomplete App	0	0.0%
Untimely Fees	0	0.0%
No Fee Payment	0	0.0%
No Response	0	0.0%
Other	0	0.0%
Total	26	100.0%

COST PRE-APPROVAL STATISTICS REPORT

June 1, 2020

Mandatory Cost Pre-Approvals

Number Annual RAPs in Review	12
Number Annual FPR in Review	4
All Other Mandatory Open Cost Pre-Approvals:	21
Total Open Mandatory Cost Pre-Approvals	37

Voluntary Pre-Approvals

Number in Review	6
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Notification of Cost Exceedance

Number in Review	7
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	New RAPs		Annual RAP Cost Pre-Approvals		Annual FPR Cost Pre-Approvals		Mandatory IRA		Tier 3		Monitoring / Calibration Plan		Notification of Cost Exceedance		Voluntary		TOTALS	
	REC'D	DET'D	REC'D	DET'D	REC'D	DET'D	REC'D	DET'D	REC'D	DET'D	REC'D	DET'D	REC'D	DET'D	REC'D	DET'D	REC'D	DET'D
PY 2010	22	22	21	24	52	66	8	9	23	28	34	38	Previously included in Annual RAP Cost Pre-Approval column		31	30	191	217
PY 2011	36	30	18	17	56	55	5	2	22	17	45	43			41	46	223	210
PY 2012	26	39	18	18	57	68	7	10	13	23	30	41			35	35	186	234
PY 2013	30	29	36	38	51	54	5	4	14	16	20	21			18	22	174	184
PY 2014	32	35	31	33	30	33	6	5	13	9	22	20			21	20	155	155
PY 2015	23	31	21	19	38	37	8	9	10	13	22	18	23	26	17	16	162	169
PY 2016	18	17	21	21	22	28	2	2	11	10	21	27	14	16	21	22	130	143
PY 2017	25	15	30	36	16	20	4	4	6	8	18	20	6	6	24	23	129	132
PY 2018	27	23	37	36	19	15	3	4	4	3	17	15	16	16	18	20	141	132

PY 2019	New RAPs		Annual RAP Cost Pre-Approvals		Annual FPR Cost Pre-Approvals		Mandatory IRA		Tier 3		Monitoring / Calibration Plan		Notification of Cost Exceedance		Voluntary		TOTALS	
	REC'D	DET'D	REC'D	DET'D	REC'D	DET'D	REC'D	DET'D	REC'D	DET'D	REC'D	DET'D	REC'D	DET'D	REC'D	DET'D	REC'D	DET'D
Jul-19	2	6	6	6	1	1	1	0	0	0	0	1	2	0	0	0	12	14
Aug-19	1	3	4	3	0	1	0	0	0	0	0	0	1	3	0	1	6	11
Sep-19	0	0	2	3	1	2	0	0	1	1	2	0	0	1	1	1	7	8
Oct-19	0	0	6	8	1	1	0	1	2	1	0	2	2	2	0	1	11	16
Nov-18	1	2	2	0	3	3	0	0	0	0	0	0	3	1	1	0	10	6
Dec-19	0	3	3	2	4	4	0	0	2	1	2	0	0	1	3	0	14	11
Jan-20	0	3	3	3	0	3	0	0	0	0	1	2	1	1	3	3	8	15
Feb-20	1	2	3	2	1	0	2	0	0	1	0	0	0	2	3	3	10	10
Mar-20	2	1	1	1	2	0	0	0	0	0	3	1	4	0	1	1	13	4
Apr-20	0	0	3	1	1	2	0	0	0	2	1	0	1	0	0	1	6	6
May-20	3	0	4	0	1	0	0	0	0	1	1	0	3	1	3	1	15	3
Jun-20																		
TOTALS	10	20	37	29	15	17	3	1	5	7	10	6	17	12	15	12	112	104
Avg/Mo																	10	9

3737-1-01

Notice of administrative rules hearing.

- (A) Public notice of the intention of the petroleum underground storage tank release compensation board to consider adopting, amending, or rescinding a rule in accordance with divisions (A) to (E) of section 119.03 of the Revised Code shall be published in the register of Ohio (www.registerofohio.state.oh.us) pursuant to division (A) of section 119.03 of the Revised Code.
- (B) The public notice shall specify the date, time, and place of the hearing and shall include:
- (1) A statement of the intention to consider adopting, amending, or rescinding a rule and the purpose or reason therefore;
 - (2) A synopsis of the proposed rule, amendment, or rescission or a general statement as to the subject to which it relates.
- (C) A copy of the public notice shall be provided by the board to any person who requests a copy, provides an ~~electronic mail~~ email address, mailing address or fax number, and, if appropriate, pays the cost of copying and mailing.

Effective:

Five Year Review (FYR) Dates: 11/29/2019

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 119.03, 3737.90
Rule Amplifies: 119.03, 3737.90
Prior Effective Dates: 11/14/1989 (Emer.), 02/12/1990, 07/01/2003,
06/20/2005, 11/30/2009

3737-1-02

Public meetings.

- (A) Meetings of the petroleum underground storage tank release compensation board, in addition to the meetings required by section 3737.90 of the Revised Code, may be held at the call of the chairman or vice-chairman or upon a majority vote of a quorum of the members present at a meeting.
- (B) Any person desiring to determine the time, place or purpose of any meeting of the board, may do so by accessing the board's ~~web site~~ website at www.petroboard.org or contacting the chairman or vice-chairman of the board or personnel employed by the board.
- (C) Any person may provide an email address and be placed on an ~~electronic mailing~~ email list for advance notification of all meetings of the board or meetings at which any specific type of public business is to be discussed. The requestor may request notification be provided by fax or first-class mail. Any person requesting notification by first-class mail shall provide a postage-prepaid self-addressed envelope and pay the cost of copying.
- (D) Public notice specifying the date, time and place of all meetings of the board shall be posted on the board's ~~web site~~ website at www.petroboard.org and at its office.

Effective:

Five Year Review (FYR) Dates: 11/29/2019

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 119.03, 3737.90
Rule Amplifies: 119.03, 3737.90
Prior Effective Dates: 11/14/1989 (Emer.), 02/12/1990, 11/30/2009,
01/01/2015

3737-1-03

Definitions.

(A) The following definitions are provided for the purposes of clarifying the meaning of certain terms as they appear in sections 3737.90 to 3737.98 of the Revised Code and rules 3737-1-01 to 3737-1-23 of the Administrative Code.

- (1) "Applicant" means the responsible person for an underground storage tank system who submits ~~a board-prepared application~~ an application on a form prescribed by the director for fund payment of, or reimbursement for, corrective action costs for an accidental release of petroleum or compensation paid or to be paid to third parties for bodily injury or property damages.
- (2) "Board" means the petroleum underground storage tank release compensation board.
- (3) "Bodily injury" means injury to the body or sickness or disease contracted by a person as the result of an accidental release of petroleum and recoverable pursuant to division (C) of section 3737.92 of the Revised Code. Bodily injury does not include the negligent infliction of emotional distress.
- (4) "Costs" means actual expenses incurred, paid, and documented.
- (5) "Confirmed release" means a "confirmed release" as defined in rule 1301:7-9-13 of the Administrative Code.
- (6) "Debt service account or accounts" means an account or accounts established for the purpose of making bond principal and interest payments on a regular basis and as may be required by bond covenants.
- (7) "Debt service reserve account or accounts" means a reserve account or accounts established for the purpose of making bond principal and interest payments on a non regular, emergency basis and as may be required by bond covenants.
- (8) "Deductible" means the standard, non-reduced amount which is deducted from the responsible person's assurance coverage pursuant to division (D)(3) of section 3737.91 of the Revised Code and established through division (E) of section 3737.92 of the Revised Code.
- (9) "Director" means the director of the petroleum underground storage tank financial assurance fund.
- (10) "Fee" means:
 - (a) The annual petroleum underground storage tank financial assurance fee;

- (b) The supplemental petroleum underground storage tank financial assurance fee;
 - (c) Late payment fees;
 - (d) Transfer fee;
 - (e) Any and all costs for the collection of delinquent accounts; or
 - (f) Any other fee as established by the board.
- (11) "Financial audit" means an examination of the books, vouchers, and records of a responsible person by the director to determine compliance with this chapter.
- (12) "Financial responsibility" means proof of financial accountability as a condition to acquiring eligibility to the fund in accordance with rule 1301:7-9-05 of the Administrative Code adopted by the fire marshal pursuant to section 3737.882 of the Revised Code.
- (13) "Fire marshal" means the fire marshal of the state of Ohio.
- (14) "Fiscal year" means the time period July first through June thirtieth.
- (15) "Imminent hazard" means the appearance of threatened and impending risk or peril.
- (16) "Indemnify" means to restore or save harmless the board from a loss by payment or replacement to the board any monies advanced or received from any other party, including, but not limited to, the other parties' insurer or the responsible person's insurer, for the payment of corrective action costs or third party compensation for which the board has reimbursed or will reimburse the responsible person or has compensated or will compensate any third party for bodily injury or property damage.
- (17) "Markup" means an amount charged by contractors or consultants beyond the actual cost of labor, equipment, or materials, for management, supervision, or administration of the corrective action activities performed.
- (18) "Obligated account" means monies segregated and maintained, on a year by year basis, for reimbursing necessary corrective action costs.
- (19) "Obligations" mean undertakings by the board to reimburse or pay a responsible person or the designee of the responsible person.

- (20) "Primary consultant" means a person or organization hired, by or through the responsible person, for principal control of corrective action activities at the release site.
- (21) "Primary contractor" means a person or organization hired, by or through the responsible person, for principal control of corrective action activities at the release site.
- (22) "Program task" means one of the tasks defined by rule 3737-1-12 of the Administrative Code.
- (23) "Property damage" means actual and reasonable, incurred or pending expenses for damage to property as the result of an accidental release of petroleum that are not covered by insurance and are recoverable pursuant to division (C) of section 3737.92 of the Revised Code. The following items are a non exhaustive list of items specifically excluded from property damage: loss of profits, loss of business, taxes, utility expenses, punitive damages, exemplary damages, telephone, television, internet, or cable and/or satellite fees, attorney fees or all costs of litigation, including but not limited to court costs, depositions, experts and attorney fees.
- (24) "Reduced deductible" means the reduced amount which is deducted from the responsible person's assurance coverage pursuant to division (D)(3) of section 3737.91 of the Revised Code and established through division (F) of section 3737.92 of the Revised Code.
- (25) "Release" means a "release" as defined in rule 1301:7-9-13 of the Administrative Code.
- (26) "Release incident" means a "release," "suspected release," or "confirmed release," whichever is first discovered.
- (27) "Responsible person" means a "responsible person" as defined in division (N) of section 3737.87 of the Revised Code.
- (28) "Subcontractor" means a person or organization, other than the primary contractor or primary consultant or a subsidiary thereof, which, at the request of the primary contractor or primary consultant, has undertaken one or more corrective action activities for corrective action at the release site under direction of the primary contractor or primary consultant. Subcontractors do not include persons or entities whose only involvement related to the corrective action is the supply of material or equipment.

- (29) "Subrogation" means the board's right to recover costs of corrective actions and compensation to third parties for bodily injury or property damage that the board has paid or will pay to a responsible person or a third party from any other party, including, but not limited to, the other party's insurer and the responsible person's insurer.
- (30) "Suspected release" means a "suspected release" as defined in rule 1301:7-9-13 of the Administrative Code.
- (31) "Tank population" means the number of tanks as defined by division (O) of section 3737.87 of the Revised Code in existence in the state of Ohio at any given time.
- (32) "Technical audit" means an examination of the books, vouchers, and records of a responsible person to determine if the work performed was necessary to meet the requirements of the fire marshal or an order of the director.
- (33) "Unclaimed monies trust account" means a trust account established pursuant to section 9.39 of the Revised Code for holding monies unclaimed by the rightful owner.
- (34) "Unobligated balance" means monies which have not been placed in the obligated account, the debt service account or accounts, the debt service reserve account or accounts, the unclaimed monies trust account, or used to purchase certificates of deposit for linked deposits. The unobligated balance includes the balance of monies which may be used to retire bonds, pay third-party bodily injury or property damage claims related to the accidental release of petroleum, to purchase certificates of deposit for linked deposits, to fund the obligated account, to fund the debt service account or accounts, to fund the debt service reserve account or accounts, or for various other expenses the board may incur related to administering sections 3737.90 to 3737.98 of the Revised Code.
- (35) "Year" means twelve consecutive months.

Effective:

Five Year Review (FYR) Dates: 11/29/2019

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 3737.90
Rule Amplifies: 3737.91, 3737.92
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(Emer.), 09/30/1994, 11/29/1994 (Emer.), 02/28/1995,
04/01/1997, 09/18/1999, 07/01/2003, 04/01/2005,
04/01/2007, 04/01/2008, 11/30/2009, 01/01/2015,
01/01/2019

3737-1-04

Annual petroleum underground storage tank financial assurance fee, certification of compliance, and financial responsibility.

- (A) Effective April 1, 1991, and each year thereafter in which the unobligated balance of the financial assurance fund does not exceed forty-five million dollars on the date of the board's determination of the annual financial assurance fee for the succeeding fiscal year, the board shall assess a fee for each tank comprising an underground storage tank or an underground storage tank system that contains or has contained petroleum and for which a responsible person is required to demonstrate financial responsibility.

In the event that the unobligated balance of the financial assurance fund exceeds forty-five million dollars on the date of the board's determination of the annual financial assurance fee for the succeeding fiscal year, the board may assess a fee in the year to which the determination applies only to the extent required in or by, or necessary to comply with covenants or other requirements in, revenue bonds issued under sections 3737.90 to 3737.948 of the Revised Code or in proceedings or other covenants or agreements related to such bonds.

- (B) The basis for the calculation of the annual fee includes, but is not limited to, the amount needed to meet financial soundness objectives set forth in division (C) of section 3737.91 of the Revised Code.
- (C) The director of the fund shall notify each responsible person by May first of each year of the annual fee. In the year in which an annual fee is not assessed, the director of the fund will provide reasonable notification to responsible persons of the non-assessment of fees.
- (D) The annual fee is due no later than July first of each year in which an annual fee is imposed. In the event the director determines that a responsible person fails to pay the annual fee by July first of the year in which the fee is imposed, the director of the fund shall notify the responsible person of the non-payment. If the responsible person fails to submit the annual fee within thirty days of the date the notification of non-payment was mailed, the director of the fund shall issue an order directing the responsible person to pay the annual fee and a late fee of no more than one thousand dollars per tank. If the responsible person fails to comply with the order within thirty days after the issuance of the order, the director shall notify the fire marshal of the non-compliance and may request the attorney general to bring an action for appropriate relief. No retroactive coverage shall be extended in situations where responsible persons have initially failed to pay fees but later did so, regardless of whether they received notification by the director of such failure.
- (E) Except as limited by rule 3737-1-04.1 of the Administrative Code, upon receipt of full payment of the annual fee and any past fees, as determined by the director,

upon demonstration of financial responsibility as required by rule 1301:7-9-05 of the Administrative Code, and upon certification that the responsible person is in compliance with applicable rules for petroleum underground storage tanks adopted by the fire marshal under section 3737.88 of the Revised Code, the director shall issue a certificate of coverage. Payment of the annual fee and any past fees owed, as determined by the director, certification of compliance with the fire marshal's rules, and demonstration of financial responsibility for the succeeding fiscal year on or before July first will entitle the responsible person to a certificate of coverage in effect for the fiscal year. Payment of the annual fee and any past fees owed, as determined by the director, certification of compliance with the fire marshal's rules, and demonstration of financial responsibility for the current fiscal year after July first will result in a certificate of coverage for that fiscal year effective on and after the date the board received full payment due, certification of compliance with the fire marshal's rules, and demonstration of financial responsibility.

(F)

- (1) In the event that a newly installed underground storage tank is placed in service, the responsible person shall immediately notify the director. In the event that an underground storage tank exists for which a certificate of coverage was not issued in the previous fiscal year, due to an omission, intentional or unintentional, by the responsible person, the responsible person shall immediately notify the director. Upon receipt of notice of a newly installed, or existing underground storage tank, as required by this paragraph of this rule, the director shall notify the responsible person of the assessment of any applicable fees. No certificate of coverage will be issued until the responsible person notifies the director of any newly installed or any existing underground storage tank for which a certificate of coverage is not currently in place, pays the required annual fees for the new or existing tank, pays all outstanding fees, as determined by the director, demonstrates financial responsibility, certifies compliance with the fire marshal's rules, and, if applicable, complies with rule 3737-1-04.1 of the Administrative Code.
- (2) In the event of a transfer of an underground storage tank, the new responsible person shall notify the director within thirty days of the date of the transfer. Upon receipt of notice of a transfer of an underground storage tank as required by this paragraph of this rule, the director shall notify the new responsible person of the assessment of any applicable fees, including, but not limited to, any fees outstanding at the time of the transfer of the underground storage tank, as determined by the director, and a transfer fee of five hundred dollars per facility.

- (a) If a certificate of coverage is in effect at the time of the transfer and the new responsible person notifies the director, pays the transfer fee, demonstrates financial responsibility, and certifies compliance with the fire marshal's rules within thirty days of the date of the transfer, the certificate of coverage shall be effective as of the date of the transfer of the underground storage tank. Where outstanding fees exist at the time of the transfer, the certificate of coverage is null and void for purposes of coverage.
- (b) If a certificate of coverage is not in effect at the time of the transfer or the new responsible person fails to notify the director of the transfer within thirty days, no certificate of coverage will be issued until the new responsible person notifies the director of the transfer; pays the transfer fee; pays any annual fees outstanding for the fiscal year in which the transfer occurred and all subsequent fiscal years of ownership; demonstrates financial responsibility; certifies compliance with the fire marshal's rules; pays any fees outstanding at the time of the transfer, as determined by the director; ~~or conducts a baseline environmental site assessment in accordance with rule 3737-1-04.2 of the Administrative Code~~; and, if applicable, complies with rule 3737-1-04.1 of the Administrative Code.
- (3) The responsible person shall tender the fees assessed no later than thirty days from the date of notification. If the responsible person fails to submit the annual fees within thirty days after the notification was mailed, the director of the fund shall notify the responsible person of the nonpayment. If the responsible person fails to submit the annual fee within thirty days after the notification of nonpayment was mailed, the director of the fund shall issue an order directing the responsible person to pay the annual fees and a late fee of no more than one thousand dollars per tank. If the responsible person fails to comply with the order within thirty days after the issuance of the order, the director shall notify the fire marshal of the non-compliance and may request the attorney general to bring an action for appropriate relief. Where a responsible person has failed to inform the director, as is required by this rule, the director is not required to notify the responsible person of fees owed.

(G)

- (1) The failure to do any of the following will result in the non-issuance or revocation of a certificate of coverage:
 - (a) Pay any annual fee authorized by division (B) of section 3737.91 of the Revised Code or supplemental fee authorized by division (C) of section 3737.91 of the Revised Code;

- (b) Demonstrate and maintain financial responsibility as required by rule 1301:7-9-05 of the Administrative Code for the deductible or, when appropriate, the reduced deductible established under rule 3737-1-06 of the Administrative Code;
 - (c) Certify and maintain compliance with applicable rules for petroleum underground storage tank systems adopted by the fire marshal under section 3737.88 of the Revised Code for each tank for which a certificate of coverage is sought;
 - (d) Pay any fee assessed pursuant to this chapter; or
 - (e) Pay any outstanding fees determined by the director to be due.
- (2) Where a certificate of coverage is to be denied because the criteria of this rule for issuance are not satisfied, the director shall issue a notice of pending denial to the responsible person. The responsible person shall have thirty days from the mailing of the notice to correct the deficiency. If, after thirty days from the mailing of the notice, the responsible person fails to correct the deficiency, the director shall issue a determination of denial.

Once a certificate of coverage has been issued, it may be revoked at any time upon a finding by the director that the criteria of this rule for issuance are not satisfied. Where a certificate of coverage is to be revoked, the director shall issue a notice of pending revocation to the responsible person. The responsible person shall have thirty days from the mailing of the notice to correct the deficiency.

If, after thirty days from the mailing of the notice, the responsible person fails to correct the deficiency, the director shall issue a determination of revocation. The director shall provide the fire marshal with a copy of any determination issued pursuant to this rule.

Where the requirements of this rule are not satisfied at the time of a release incident, the certificate is null and void for purposes of coverage and the responsible person is not eligible for reimbursement from the fund, regardless of whether the certificate has been revoked.

- (H) A responsible person may file with the board written objections to any order or determination of the director issued pursuant to this rule. If the written objection is received by the board within thirty days of the date of mailing of the order or determination, the board shall appoint a referee to conduct an adjudication hearing in accordance with section 119.09 of the Revised Code.

- (I) The amount of the annual fee is three hundred fifty dollars per tank.
- (J) A responsible person shall maintain with the director a current mailing address at which determinations, notices, and orders may be sent. Any determination or order shall be mailed by certified mail to the responsible person's address on file with the board. If the certified mail is returned unclaimed, the order or determination shall be served upon the responsible person in accordance with section 119.07 of the Revised Code.

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TO BE RESCINDED

3737-1-04.2

Baseline environmental site assessment.

Where ownership of an underground storage tank has transferred and outstanding fees exist at the time of transfer, the new responsible person may elect to pay all fees outstanding at the time of the transfer or conduct a baseline environmental site assessment to establish the concentrations of chemicals of concern existing in soil and groundwater at the underground storage tank site at the time of the transfer. The results of the baseline environmental site assessment will be used by the board as the baseline from which eligibility for payment of or reimbursement for corrective action costs associated with a future accidental release of petroleum will be determined.

(A) The baseline environmental site assessment shall be completed in accordance with paragraph (I)(2)(e) of rule 1301:7-9-12 of the Administrative Code, following the guidelines for underground storage tank closure in place, and include the following components:

- (1) Conduct a review of the fire marshal's files to evaluate the site's compliance history, release history, and the current status of the underground storage tank system(s).
- (2) The new responsible person shall perform a visual site evaluation of the underground storage tank site to identify all evidence of past or present operational problems, including but not limited to, secondary containment systems, tank pit observation wells, surface soil staining, concrete staining, concrete patchwork, areas where piping and pump islands existed, and all potential sources of contamination.
- (3) Soil and water samples shall be collected by installing a minimum of three soil borings and monitoring wells on the underground storage tank site in the areas most likely to contain chemicals of concern. The soil borings and monitoring wells shall be installed, sampled, and analyzed in accordance with paragraph (H)(1)(d)(ii) of rule 1301:7-9-13 of the Administrative Code. Soil boring and monitoring well locations shall be selected to ensure the evaluation of soil and ground water surrounding the underground storage tank system and be biased towards areas most likely to be contaminated.

All soil samples collected shall be split into two components. One packaged for field screening and one packaged for potential laboratory analysis. Soil samples collected for field screening shall be screened on the underground storage tank site using equipment calibrated in accordance with the manufacturer's instructions.

Samples sent to the laboratory for analysis shall be analyzed for the appropriate chemicals of concern as set forth in paragraph (I)(3) of rule 1301:7-9-12 of the Administrative Code. Laboratory analytical results which are above the action levels set forth in paragraph (J) of rule 1301:7-9-13 of the Administrative Code are subject to the release reporting requirements of paragraph (D) of rule 1301:7-9-13 of the Administrative Code.

(B) The new responsible person shall prepare and submit a baseline environmental site assessment summary report on a form prescribed by the director within forty-five days after the completion of the baseline environmental site assessment. The baseline environmental site assessment summary report shall include the following information:

- (1) The facility name, address, zip code, and telephone number.
- (2) The underground storage tank owner's name, address, zip code, and telephone number.
- (3) The name, address, zip code, and telephone number of the person(s) performing the baseline environmental site assessment.
- (4) Date the baseline environmental site assessment was completed.
- (5) Underground storage tank system information, including current and historical use, age, materials of construction, size, contents, location, date of last use, and all available precision test results.
- (6) Summary of the review of the compliance history, release history, and current status of the underground storage tank system(s) as required by paragraph (A)(1) of this rule.
- (7) Description of the sample collection procedures which shall include, at a minimum, the following information:
 - (a) A summary of the rationale for sampling and testing locations;
 - (b) A description of the sample collection procedures, sample preservation techniques, sample containers, and decontamination procedures;
 - (c) Details of any field screening conducted, including the instrument readings, instrument used, and instrument calibration, location and depth of sampling points, and sampling methodology;
 - (d) Boring logs and well construction diagrams;

- (e) Copy of the chain-of-custody form(s) documentation;
 - (f) Date of sample collection;
 - (g) Name and affiliation of the person(s) collecting the samples; and
 - (h) Identification of the location and depths of all samples submitted for laboratory analysis.
- (8) Laboratory data shall be listed in a table which includes:
- (a) The applicable action levels for each constituent of concern;
 - (b) Laboratory analytical sample analysis results;
 - (c) Name, address, zip code, and telephone number of the laboratory;
 - (d) Name of the sample analyst;
 - (e) Instrument calibration information;
 - (f) Sample analysis method used;
 - (g) Units of measure;
 - (h) Laboratory detection and quantization limits used;
 - (i) Description of whether the sample analyzed is soil or water;
 - (j) Date the samples were received by the laboratory; and
 - (k) Date the samples were analyzed by the laboratory.
- (9) A site map which accurately depicts the following:
- (a) Location of the current underground storage tank system including the number of underground storage tanks;
 - (b) Location of any other known underground storage tank systems or portions thereof closed-in-place on or permanently removed from the underground storage tank site;
 - (c) Property boundaries;
 - (d) Street locations;

- (e) Location of above ground structures;
 - (f) Location of adjacent properties and their use;
 - (g) Location of any known water wells located on the underground storage tank site;
 - (h) Location of soil boring(s) and/or monitoring well(s); and
 - (i) The analytical results shown spatially for all soil and groundwater samples collected.
- (10) A description of the native soil at the underground storage tank site.
- (11) A description of the visual site evaluation required by paragraph (A)(2) of this rule.
- (C) In the event a "Phase II Environmental Site Assessment" has been completed in accordance with ASTM International E1903-11 ("Standard Practice for Environmental Site Assessments: Phase II Environmental Site Assessment Process") within six months of the date of the transfer of an underground storage tank system, the results may be used to prepare the baseline environmental site assessment summary report on a form prescribed by the director and shall include the information required by paragraph (B) of this rule.

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3737-1-07

Establishing fund eligibility for corrective action costs.

(A) As a prerequisite to determining fund payment of or reimbursement for corrective action costs for an accidental release of petroleum, the director of the fund shall issue a determination of eligibility for payment of or reimbursement for such costs where all of the following conditions are established:

- (1) Receipt of an application for eligibility, from a responsible person, within one year from the date the release incident was required to be reported to the fire marshal;
- (2) At the time of the release incident, a responsible person possessed a valid certificate of coverage, issued pursuant to rule 3737-1-18 of the Administrative Code and the validity of which has been maintained pursuant to paragraph (E) of rule 3737-1-04 of the Administrative Code, for the petroleum underground storage tank system from which the release occurred;
- (3) The corrective action performed or to be performed has been authorized by the fire marshal under section 3737.882 of the Revised Code and rules adopted under that section;
- (4) The costs of performing the corrective action are necessary to comply with the rules of the fire marshal adopted under sections 3737.88 and 3737.882 of the Revised Code governing corrective actions;
- (5) One of the following applies:
 - (a) At the time of the release incident ~~was required to be reported to the fire marshal~~, the petroleum underground storage tank system from which the release occurred was registered in compliance with rules adopted by the fire marshal under section 3737.88 of the Revised Code;
 - (b) The fire marshal has recommended that payment or reimbursement be made because good cause existed for the responsible person's failure to have so registered the petroleum underground storage tank system, and the responsible person has registered the petroleum underground storage tank system with the fire marshal and paid all back registration fees payable under those rules for registration of the system from the time the responsible person should have, but failed to register the system.
- (6) The fire marshal has determined that, when the claim was filed, a responsible person was in compliance with all orders issued under sections 3737.88 and 3737.882 of the Revised Code regarding the petroleum underground storage tank system from which the release occurred;

- (7) A responsible person demonstrates financial responsibility for the deductible amount applicable under section 3737.91 of the Revised Code for the petroleum underground storage tank system from which the release occurred;
 - (8) The responsible person has not falsified any attestation contained on a registration application required by rules adopted under section 3737.88 of the Revised Code;
 - (9) The responsible person has met the petroleum release, suspected release, and confirmed release reporting requirements set forth in rule 1301:7-9-13 of the Administrative Code; and
 - (10) At the time of the release incident the petroleum underground storage tank system from which the release occurred was in compliance with rules, other than rules regarding registration, adopted by the fire marshal under section 3737.88 of the Revised Code.
- (B) Where an eligibility application is incomplete, the director or the director's designee may make a written request for additional information. The responsible person shall supply the additional information within sixty days from the date of the request. If the responsible person fails to respond within sixty days from the date of the request, the director or the director's designee shall make a second request for the information and shall notify the responsible person that failure to respond within thirty days from the date of the second request shall result in the denial of eligibility. If the responsible person fails to provide the additional information within thirty days from the date the second request is sent, eligibility shall be denied.
- (C) A responsible person determined eligible pursuant to paragraph (A) of this rule for fund payment or reimbursement shall maintain eligibility to the fund by doing all of the following:
- (1) Maintaining all records required to be kept by this chapter;
 - (2) Paying all fees assessed;
 - (3) Maintaining compliance with all orders issued pursuant to sections 3737.88 and 3737.882 of the Revised Code; and
 - (4) Maintaining compliance with the applicable rules for petroleum underground storage tank systems adopted by the fire marshal under section 3737.88 of the Revised Code for the underground storage tank system from which the release occurred.

- (D) A responsible person may transfer his rights for reimbursement of eligible costs to another party upon notification and approval of the director. The responsible person is liable for all requirements of this chapter and fund eligibility must be maintained. The transfer of rights does not limit the liabilities of the responsible person. Nothing within this paragraph of this rule shall be deemed to grant standing, to a non responsible person, to bring a claim against the petroleum financial assurance fund.
- (E) When the director has reason to believe that a responsible person determined eligible to claim against the financial assurance fund pursuant to paragraph (A) of this rule, has failed to maintain fund eligibility pursuant to paragraph (C) of this rule, the director shall issue a notice of pending fund ineligibility. The responsible person shall have thirty days from the mailing of such notice to either provide evidence of compliance with all fund eligibility requirements or take all necessary steps to correct the non-compliance.
- If, after thirty days from the mailing of the notice of pending fund ineligibility, the responsible person fails to resolve the non-compliance, the director shall issue a determination of fund ineligibility immediately nullifying any previously-determined eligibility for disbursement from the financial assurance fund. The director shall provide the fire marshal with a copy of the determination issued pursuant to this paragraph.
- (F) A responsible person or the fire marshal may file written objections with the board to the director's determination of fund ineligibility no later than thirty days from the mailing of the determination of fund ineligibility. The board upon receipt of the objections shall appoint a referee to conduct an adjudication hearing on the determination in accordance with section 119.09 of the Revised Code.
- (G) Determination of fund eligibility does not constitute an obligation for reimbursement from the fund.

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3737-1-08

Disbursement of the financial assurance fund.

- (A) Once eligibility of the fund has been determined in accordance with rule 3737-1-07 or 3737-1-19 of the Administrative Code and the director of the fund has determined that an application for reimbursement is complete, obligations of the fund will not occur unless and until the deductible or the reduced deductible, as applicable, set forth in rule 3737-1-06 of the Administrative Code has been met. Costs determined to be non-reimbursable pursuant to paragraph (A) of rule 3737-1-09 of the Administrative Code shall not be applied toward the responsible person's deductible or reduced deductible. Reimbursable costs covered by insurance policies or recoverable from any other party shall be applied toward the responsible person's deductible or reduced deductible.
- (B) Obligations of the fund for eligible claims will be made on a first-come, first-served basis as determined by receipt of a completed application in accordance with rule 3737-1-12 of the Administrative Code, except when:
- (1) The fire marshal requests approval of an accelerated review on the basis of the threat posed to human health or the environment by the release to which the claim applies;
 - (2) An accelerated review is granted under paragraph (D) of this rule; or
 - (3) The director determines that efficiency and cost savings will be better served by a non first-come, first-served review.
- Notwithstanding any of the above provisions, the director may prioritize claims for releases that have received no further action status.
- (C) The board may by resolution provide for the payment of claims by installments in a manner and for a period of time it deems appropriate when the board concludes that such action is necessary to maintain the financial soundness of the financial assurance fund.
- (D) A responsible person may file with the board a request for an accelerated review of a claim by submitting an application for hardship status on a form prescribed by the director, and by providing financial documentation to the director that demonstrates approval of hardship status is necessary to prevent an imminent financial hardship to the responsible person.
- (1) As a result of such request, the director may:
 - (a) Seek additional information from the responsible person to demonstrate imminent financial hardship, including but not limited to, a statement

of assets and liabilities and/or a detailed listing of living expenses and income;

- (b) Request the responsible person sign a release to allow the director to obtain or inspect federal and state tax records; and
 - (c) Request copies of any contracts existing between the responsible person and his/her contractors and subcontractors remediating the site.
- (2) ~~Tank owners~~ A responsible person who refuse-refuses to provide the requested information shall be denied hardship status. Any documentation received by the board for a hardship application ~~may be~~ is a public record ~~except if~~ unless it is specifically exempt under section 149.43 of the Revised Code.
- (3) Upon review of financial data and/or other information provided by the responsible person, the director shall recommend to the board approval or denial of the request.
- The board may accept or reject the director's recommendation. Should the board's action result in the approval of hardship status, the approval shall be for two years from the date of the board's action. A responsible person may file a subsequent request for hardship status on or before the expiration of a two-year period of hardship status.
- (4) The board may suspend or discontinue the hardship program when it determines that doing so is in the interest of the fund. Any hardship statuses that are currently in effect at the time the board suspends or discontinues the hardship program shall remain effective until the expiration of the two-year period from the date the application was approved.

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3737-1-09

Limitations of fund coverage.

(A) Nothing in this chapter shall be construed to authorize reimbursement for:

- (1) Costs of corrective actions for releases prior to July 1, 1989;
- (2) Costs of corrective action for a release for which eligibility for reimbursement was not sought or the director has issued a determination denying eligibility for reimbursement;
- (3) Litigation costs of any kind incurred by a responsible person including, but not limited to: litigation costs involving acquisition of site access; local, state, or federal permit decisions; any ordinance, rule or regulation; or any order issued by the fire marshal;
- (4) Costs associated with:
 - (a) Achieving compliance with the provisions of sections 3737.881 to 3737.98 of the Revised Code, with the exception of costs associated with corrective action and compensation to third parties for expenses associated with bodily injury or property damages caused by an accidental release of petroleum;
 - (b) Interest or carrying charges of any kind;
 - (c) Insurance premiums other than specific policies or bonds required for corrective action;
 - (d) Studies or surveys of an underground storage tank site or on property nearby other than from a site check or a tier 1 source investigation conducted in accordance with rule 1301:7-9-13 of the Administrative Code; ~~and~~
 - (e) Corrective action costs which are determined to be non-reimbursable as a result of an audit performed in accordance with this chapter.
- (5) Costs incurred in conducting corrective action for non-petroleum products or corrective action for petroleum or petroleum products unrelated to a release from an assured underground storage tank system;
- (6) Costs incurred in conducting corrective action for a release from an unassured underground storage tank system;
- (7) Costs not required for performing corrective action completed in accordance with rules of the fire marshal adopted under sections 3737.88 and 3737.882 of the

Revised Code or, where applicable, completed in accordance with an order which establishes corrective action procedures and criteria for the site;

- (8) Costs covered by insurance policies;
- (9) Costs associated with the closure or removal of underground storage tank systems in compliance with rule 1301:7-9-12 of the Administrative Code. Where closure or removal costs, associated with rule 1301:7-9-12 of the Administrative Code, are intermingled with corrective action costs and are not separately ascertainable, the director shall determine corrective action costs to be reimbursed based upon a reasonable standard;
- (10) Costs for corrective action other than those costs which are usual, customary, and reasonable for similar corrective action activities and under similar circumstances, as determined from the fund's experience;
- (11) Costs for corrective ~~actions~~ action not submitted in accordance with rule 3737-1-12 of the Administrative Code;
- (12) Additional corrective action costs for a release after a no further action letter has been issued by the fire marshal for the subject release, unless the additional corrective action activities are required by the fire marshal due to the discovery of chemicals of concern, as defined by rule 1301:7-9-13 of the Administrative Code, resulting from the original release but not reasonably discovered prior to the issuance of the no further action letter. Under no circumstances shall additional corrective action costs be reimbursed when the original no further action letter for the subject release is rescinded more than five years from the date it was issued;
- (13) Costs necessary for performing corrective action authorized by the fire marshal under section 3737.882 of the Revised Code and rules adopted under that section greater than fifty per cent of the usual, customary, and reasonable costs of the least expensive alternative for similar corrective action activities and under similar circumstances as determined from the fund's experience when pre-approval is required by paragraph (A), (B), or (D) of rule 3737-1-12.1 of the Administrative Code but pre-approval was not sought or granted;
- (14) Undocumented corrective action costs, unless the responsible person submits documentation to support the corrective action costs within ninety days from the date that the director or the director's designee requests such documentation in writing pursuant to rule 3737-1-13 of the Administrative Code;

- (15) Costs for corrective action and/or third-party claims where the responsible person has failed to comply with rule 3737-1-22 of the Administrative Code that are greater than the lesser of:
 - (a) Fifty per cent of eligible corrective action and third-party claim costs, as determined by the director; or
 - (b) The total of eligible corrective action and third-party claim costs, as determined by the director, minus the amount of the deductible and minus the amount that has been or will be paid by the other any party to the responsible person.
 - (16) Cost for performing corrective action not authorized by the fire marshal under section 3737.882 of the Revised Code and rules adopted under that section; ~~or~~
 - (17) Markup for any of the following:
 - (a) Costs of disposal, disposal facilities, and treatment facilities;
 - (b) Internal expenses including labor, supplies, per diem travel expenses, and intra-company billings;
 - (c) Charges for supplies;
 - (d) Charges for materials; ~~or~~
 - (e) Charges for equipment;
 - (f) Charges for utilities;
 - (g) Costs for transportation of soil and backfill materials.
 - (18) Costs that have been or will be paid by any party under rule 3737-1-22 of the Administrative Code.
- (B) The board, upon payment or reimbursement from the fund to a responsible person for corrective action costs or the cost of compensation to third parties for bodily injury or property damage, is entitled by subrogation to all rights of the responsible person to recover those costs from any other person.

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3737-1-09.1

Inclusions of fund coverage.

(A) The following costs shall be specifically reimbursable:

- (1) Except where prohibited by paragraph (A)(17) of rule 3737-1-09 of the Administrative Code, markup on reimbursable subcontractor charges, including but not limited to the following, but only to the extent that the total amount of all markups is not greater than ten ~~percent~~ per cent of the reimbursable costs:

(a) Drilling services;

(b) Soil excavation services;

(c) Utility locating services; and

(d) Vacuum truck services.

- (2) Per diem for travel costs directly related to corrective action at a release site, up to a maximum amount, as established by the director, to reimburse the costs of mileage, food, and lodging incurred by a primary consultant or primary contractor when the release site is at a distance from the primary consultant's or primary contractor's nearest office of business which, under state of Ohio travel reimbursement policy, would allow for reimbursement. The costs of travel by common carrier (i.e. plane, boat and bus) shall not be reimbursable.

- (3) Notwithstanding paragraph (A)(3) of rule 3737-1-09 of the Administrative Code, usual, customary, and reasonable legal costs incurred by the responsible person for the preparation, review or recording of an environmental covenant pursuant to rule 1301:7-9-13 of the Administrative Code.

(B) Nothing in any part of this rule shall be interpreted to preclude coverage for corrective action costs or third-party bodily injury or third-party property damage which are generally or specifically included in coverage under Chapter 3737. of the Revised Code or Chapter 3737. of the Administrative Code.

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3737-1-12

Application for reimbursement.

- (A) Responsible persons shall file an application on a form prescribed by the director for reimbursement for costs actually incurred in conducting corrective action within one year from the completion date of the program task, as described below. If the responsible person fails to make a timely application for reimbursement under this rule, the costs associated with the task shall be denied.
- (B) For purposes of submitting an application for reimbursement for corrective actions performed under rule 1301:7-9-13 of the Administrative Code in effect prior to March 31, 1999, the following are completion dates from which the one-year filing periods begin to run for related program tasks:
- (1) The immediate corrective action program task completion date shall be the date the release is required to be reported to the fire marshal. The immediate corrective action program task is comprised of those actions set forth in paragraphs (F) and (H) of rule 1301:7-9-13 of the Administrative Code;
 - (2) The free product removal program task completion date shall be the date the last free product removal report is required to be submitted to the fire marshal or, if no free product removal reports are required, the completion date shall be the date the release was required to be reported to the fire marshal. The free product removal program task is comprised of those actions set forth in paragraph (G) of rule 1301:7-9-13 of the Administrative Code;
 - (3) The site assessment program task completion date shall be the date the fire marshal determines site assessment to be complete. The site assessment program task is comprised of those actions set forth in paragraph (I) of rule 1301:7-9-13 of the Administrative Code;
 - (4) The remedial action plan program task completion date shall be the date the fire marshal approves the plan. The remedial action plan program task is comprised of those actions set forth in paragraph (J) and paragraph (K) of rule 1301:7-9-13 of the Administrative Code; and
 - (5) The completion date for the remedial action plan implementation program task and the on-going system operation and maintenance program task shall be the date the fire marshal issues a no further action determination. The remedial action plan implementation program task and the on-going system operation and maintenance program task are comprised of those actions set forth in paragraph (L) and paragraph (M) of rule 1301:7-9-13 of the Administrative Code.

- (6) For any costs not associated with ~~an above-described~~ a program task described in this paragraph, the associated completion date shall be the earliest of:
- (a) A completion date specified by the fire marshal;
 - (b) The date the fire marshal issues a no further action determination; or
 - (c) The date the work was completed.
- (C) For purposes of submitting an application for reimbursement for corrective actions performed under rule 1301:7-9-13 of the Administrative Code in effect on or after March 31, 1999, but before March 1, 2005, the following are completion dates from which the one-year filing periods begin to run for related program tasks:
- (1) The immediate response action program task completion date shall be the date the release is required to be reported to the fire marshal. The immediate response action program task is comprised of those actions set forth in paragraphs (G) (1), (G)(3), and (G)(4) of rule 1301:7-9-13 of the Administrative Code;
 - (2) The free product removal program task completion date shall be the date the last free product removal report is required to be submitted to the fire marshal or, if no free product removal reports are required, the completion date shall be the date the release was required to be reported to the fire marshal. The free product removal program task is comprised of those actions set forth in paragraph (G) (2) of rule 1301:7-9-13 of the Administrative Code;
 - (3) The tier 1 evaluation program task completion date shall be the date the tier 1 evaluation notification, or the tier evaluation report if appropriate, is required to be submitted to the fire marshal. The tier 1 evaluation program task is comprised of those actions set forth in paragraphs (H), (I), (J) and (K) of rule 1301:7-9-13 of the Administrative Code;
 - (4) The tier 2 evaluation program task completion date shall be the date the tier 2 evaluation report is required to be submitted to the fire marshal. The tier 2 evaluation program task is comprised of those actions set forth in paragraphs (M) and (N) of rule 1301:7-9-13 of the Administrative Code;
 - (5) The tier 3 evaluation program task completion date shall be the date the tier 3 evaluation report is required to be submitted to the fire marshal. The tier 3 evaluation program task is comprised of those actions set forth in paragraph (O) of rule 1301:7-9-13 of the Administrative Code;
 - (6) The completion date for the remedial action plan implementation program task and the monitoring plan program task shall be the date the fire marshal issues

a no further action determination. The remedial action plan implementation program task is comprised of those actions set forth in paragraphs (S) and (T) of rule 1301:7-9-13 of the Administrative Code. The monitoring plan program task is comprised of those actions set forth in paragraph (R) of rule 1301:7-9-13 of the Administrative Code; and

- (7) For any costs not associated with ~~an above-described~~ a program task described in this paragraph, the associated completion date shall be the earliest of:
- (a) A completion date specified by the fire marshal;
 - (b) The date the fire marshal issues a no further action determination; or
 - (c) The date the work was completed.
- (D) For purposes of submitting an application for reimbursement for corrective actions performed under rule 1301:7-9-13 of the Administrative Code in effect on or after March 1, 2005, but before September 1, 2017, the following are completion dates from which the one-year filing periods begin to run for related program tasks:
- (1) The immediate corrective action program task completion date shall be the date the release is required to be reported to the fire marshal. The immediate corrective action program task is comprised of those actions set forth in paragraphs (G)(1) and (G)(2) of rule 1301:7-9-13 of the Administrative Code;
 - (2) The free product removal program task completion date shall be the date the last free product removal report is required to be submitted to the fire marshal or, if no free product removal reports are required, the completion date shall be the date the release was required to be reported to the fire marshal. The free product removal program task is comprised of those actions set forth in paragraph (G)(3) of rule 1301:7-9-13 of the Administrative Code;
 - (3) The tier 1 source investigation program task completion date shall be the date the tier 1 delineation notification, tier 1 notification, or tier 1 evaluation report; if appropriate, is required to be submitted to the fire marshal. The tier 1 source investigation program task is comprised of those actions set forth in paragraph (H) of rule 1301:7-9-13 of the Administrative Code;
 - (4) The tier 1 delineation program task completion date shall be the date the tier 1 investigation report is required to be submitted to the fire marshal. The tier 1 delineation program task is comprised of those actions set forth in paragraph (I) of rule 1301:7-9-13 of the Administrative Code;

- (5) The tier 2 evaluation program task completion date shall be the date the tier 2 evaluation report is required to be submitted to the fire marshal. The tier 2 evaluation program task is comprised of those actions set forth in paragraph (L) of rule 1301:7-9-13 of the Administrative Code;
 - (6) The tier 3 evaluation program task completion date shall be the date the tier 3 evaluation report is required to be submitted to the fire marshal. The tier 3 evaluation program task is comprised of those actions set forth in paragraph (M) of rule 1301:7-9-13 of the Administrative Code;
 - (7) The completion date for the interim response action program task associated with a tier evaluation shall be the date the interim response action summary report is required to be submitted to the fire marshal. The interim response action program task is comprised of those actions set forth in paragraph (K) of rule 1301:7-9-13 of the Administrative Code.
 - (8) The completion date for the remedial action plan preparation program task associated with a tier evaluation shall be the date the remedial action plan is required to be submitted to the fire marshal. The remedial action plan preparation program task is comprised of those actions set forth in paragraphs (N)(1) and (N)(2) of rule 1301:7-9-13 of the Administrative Code;
 - (9) The completion date for the remedial action plan implementation program task and the monitoring plan program task shall be the date the fire marshal issues a no further action determination. The remedial action plan implementation program task is comprised of those actions set forth in paragraphs (N)(3) and (N)(4) of rule 1301:7-9-13 of the Administrative Code. The monitoring plan program task is comprised of those actions set forth in paragraph (O) of rule 1301:7-9-13 of the Administrative Code; and
 - (10) For any costs not associated with an above described program task, the associated completion date shall be the earliest of:
 - (a) A completion date specified by the fire marshal;
 - (b) The date the fire marshal issues a no further action determination; or
 - (c) The date the work was completed.
- (E) For purposes of submitting an application for reimbursement for corrective actions performed under rule 1301:7-9-13 of the Administrative Code in effect on or after September 1, 2017, the following are completion dates from which the one-year filing periods begin to run for related program tasks:

- (1) The immediate corrective action program task completion date shall be the date ~~the release incident is required to be reported~~ immediate corrective action report is required to be submitted to the fire marshal. The immediate corrective action program task is comprised of those actions set forth in paragraphs (G)(1) and (G)(2) of rule 1301:7-9-13 of the Administrative Code;
- (2) The free product removal program task completion date shall be the date the last free product removal report is required to be submitted to the fire marshal or, if no free product removal reports are required, the completion date shall be the date the release incident was required to be reported to the fire marshal. The free product removal program task is comprised of those actions set forth in paragraph (G)(3) of rule 1301:7-9-13 of the Administrative Code;
- (3) The tier 1 source investigation program task completion date shall be the date the ~~tier 1 delineation notification~~, tier 1 notification, or the tier 1 evaluation report; if appropriate, is required to be submitted to the fire marshal. The tier 1 source investigation program task is comprised of those actions set forth in paragraph (H) of rule 1301:7-9-13 of the Administrative Code;
- (4) The tier 1 delineation program task completion date shall be the date the tier 1 investigation report is required to be submitted to the fire marshal. The tier 1 delineation program task is comprised of those actions set forth in paragraph (I) of rule 1301:7-9-13 of the Administrative Code;
- (5) The tier 2 evaluation program task completion date shall be the date the tier 2 evaluation report is required to be submitted to the fire marshal. The tier 2 evaluation program task is comprised of those actions set forth in paragraph (L) of rule 1301:7-9-13 of the Administrative Code;
- (6) The tier 3 evaluation program task completion date shall be the date the tier 3 evaluation report is required to be submitted to the fire marshal. The tier 3 evaluation program task is comprised of those actions set forth in paragraph (M) of rule 1301:7-9-13 of the Administrative Code;
- (7) The completion date for the interim response action program task associated with a tier evaluation shall be the date the interim response action summary report is required to be submitted to the fire marshal. The interim response action program task is comprised of those actions set forth in paragraph (K) of rule 1301:7-9-13 of the Administrative Code.
- (8) The completion date for the remedial action plan preparation program task associated with a tier evaluation shall be the date the remedial action plan is required to be submitted to the fire marshal. The remedial action plan

preparation program task is comprised of those actions set forth in paragraphs (N)(1) and (N)(2) of rule 1301:7-9-13 of the Administrative Code;

- (9) The completion date for the remedial action plan implementation program task and the monitoring plan program task shall be the date the fire marshal issues a no further action determination. The remedial action plan implementation program task is comprised of those actions set forth in paragraphs (N)(3) and (N)(4) of rule 1301:7-9-13 of the Administrative Code. The monitoring plan program task is comprised of those actions set forth in paragraph (O) of rule 1301:7-9-13 of the Administrative Code; and
- (10) For any costs not associated with a program task described in this paragraph, the associated completion date shall be the earliest of:
 - (a) A completion date specified by the fire marshal;
 - (b) The date the fire marshal issues a no further action determination; or
 - (c) The date the work was completed.
- (F) Where applicable, a responsible person shall submit approvals from the fire marshal to remain in an earlier version of rule 1301:7-9-13 of the Administrative Code. Where a responsible person has been conducting corrective action under an earlier version of rule 1301:7-9-13 of the Administrative Code and elects, or by operation of law, is mandatorily transitioned to continue corrective action under rule 1301:7-9-13 of the Administrative Code in effect on or after March 1, 2005, the election date or the mandatory transition date shall be used as the completion date for submitting the following costs:
 - (1) For program tasks that are incomplete at the date of the election or mandatory transition date, submit all costs incurred within one year from the date of the election or mandatory transition; and
 - (2) For all program tasks that are complete at the time of such election or mandatory transition, submit all costs in accordance with paragraph (B), (C), (D), or (E) of this rule.
- (G) If the responsible person has made a timely (prior to the original due date for completion) written request to the fire marshal in accordance with rule 1301:7-9-13 of the Administrative Code, to extend the time for completing a program task and if the fire marshal grants that request, the claim submission date for costs associated with that program task shall be as follows:

- (1) For costs incurred prior to the original completion date, any claim for such costs shall be submitted within one year from the original completion date;
 - (2) For costs incurred after the original completion date, any claim for such costs shall be submitted within one year from the newly approved and extended deadline and, if no deadline is stated in the fire marshal's letter, within one year from the date of the letter.
- (H) If the fire marshal issues a written request for additional information, the costs for the additional work required to address the requests are due within one year from the date the work is required to be completed by the fire marshal and if no completion date is stated in the original request, within one year from the date of the request. This rule shall be applied to all program tasks performed under all versions of rule 1301:7-9-13 of the Administrative Code.
- (I) The application for reimbursement shall include documentation of all notifications and reports required under applicable versions of rule 1301:7-9-13 of the Administrative Code.
- (J) The application for reimbursement shall include the following documentation:
- (1) Certifications by the responsible person and the primary consultant or primary contractor that the information contained in and submitted with the application is true and correct and represents actual costs incurred;
 - (2) Invoices, payment records and any other records documenting actual costs incurred and paid related to corrective action; and
 - (3) Any other records, site-specific information or other relevant information necessary to demonstrate compliance with cleanup standards and tank rules, or any applicable order, as required by the director.
- (K) A responsible person may apply for reimbursement for partial completion of a program task provided that the total amount sought in the application for reimbursement is not less than fifty per cent of the applicable deductible of the responsible person except:
- (1) For those costs required to be submitted according to paragraph (F)(2), (G), or (H) of this rule, the responsible person shall apply for reimbursement as required by those paragraphs regardless of the total amount sought; and
 - (2) For those costs associated with remediation system operation and maintenance and/or monitoring activities, the director may grant permission to the responsible person to submit applications for reimbursement in which the total

amount being sought is less than fifty per cent of the applicable deductible of the responsible person.

Effective:

Five Year Review (FYR) Dates: 11/29/2019

Certification

Date

Promulgated Under: 119.03

Statutory Authority: 3737.90

Rule Amplifies: 3737.92

Prior Effective Dates: 08/01/1990, 05/04/1992, 07/01/1994, 09/18/1999,
07/01/2003, 04/01/2005, 04/01/2006, 04/01/2007,
04/01/2008, 11/30/2009, 01/01/2015, 01/01/2019

3737-1-12.1

Mandatory and voluntary pre-approval of corrective action costs.

- (A) For corrective actions to be performed in accordance with all versions of rule 1301:7-9-13 of the Administrative Code, the responsible person shall submit to the director an application for initial pre-approval of costs for pending corrective actions, as follows:
- (1) Simultaneously with the submission of an interim response action notification to the fire marshal, where prior approval of the fire marshal must be obtained, the responsible person shall submit an estimated cost and completion schedule for the corrective actions as set forth in the interim response action notification;
 - (2) Simultaneously with the submission of a remedial action plan to the fire marshal, the responsible person shall:
 - (a) Submit a copy of the remedial action plan with a brief description of the remedial action alternatives considered, including a discussion of the reliability, effectiveness, cost, and time needed for completion, and the rationale for the selected remedial alternative; and
 - (b) Submit an estimated cost and completion schedule for the remedial actions as set forth in the remedial action plan;
 - (3) Simultaneously with the submission to the fire marshal of a tier 3 evaluation plan where the estimated costs exceed six thousand dollars, the responsible person shall submit a copy of the tier 3 evaluation plan with a description of the objective; the activities to be conducted; a discussion of the effectiveness, cost and rationale for selecting the tier 3 evaluation; and an implementation schedule and projected completion date;
 - (4) Simultaneously with the submission to the fire marshal of a plan to calibrate or disprove the fate and transport model in conjunction with a tier 2 evaluation report, where the estimated costs exceed six thousand dollars, the responsible person shall submit a copy of the plan with a description of the objective; the activities to be conducted; and an estimated cost and completion schedule;
 - (5) Simultaneously with the submission to the fire marshal of a monitoring plan in conjunction with a tier evaluation report, where the estimated costs exceed six thousand dollars, the responsible person shall submit an estimated cost and completion schedule for the corrective actions as set forth in the monitoring plan.

- (6) Simultaneously with the submission to the fire marshal of a free product monitoring plan in conjunction with a tier 2 evaluation report, the responsible person shall submit an estimated cost and completion schedule for the corrective actions as set forth in the free product monitoring plan.
- (7) If free product is present one year after initiating free product recovery activities, the responsible person shall assess the effectiveness of free product recovery techniques and shall submit a brief written evaluation of the reliability, effectiveness, cost, and time needed for free product recovery in the upcoming year. Said written evaluation shall be submitted on a yearly basis for each year that recovery is ongoing.
 - (a) Where free product recovery has been in place for one year, the first evaluation shall be submitted within ninety days following the anniversary date of free product recovery. Subsequent evaluations shall be submitted annually, unless otherwise determined by the director.
 - (b) Where free product recovery is in conjunction with a remedial action plan, the annual free product evaluation shall be incorporated into the annual remedial action plan submissions required by this rule.
- (B) Where estimated cost and completion schedules have been pre-approved in accordance with paragraphs (A)(2), (A)(6), and (A)(7) of this rule, the responsible person shall submit pre-approval applications annually, unless otherwise determined by the director, on a form prescribed by the director.
- (C) Upon receipt of a pre-approval application submitted pursuant to this rule, the director shall evaluate the estimated cost and completion schedule. In evaluating the estimated cost and completion schedule to be pre-approved, the director shall consider what is usual, customary and reasonable for similar corrective action activities and under similar circumstances as determined from the fund's experience. At the director's discretion, other options including, but not limited to, pay-for-performance or risk sharing by the consultant and the responsible person may be considered for the corrective actions for which pre-approval is sought. The director shall notify the responsible person of the pre-approved costs and completion schedule.
- (D) The responsible person shall immediately notify the director and submit a revised estimated cost and completion schedule for pre-approval as follows:
 - (1) If during the implementation of the corrective actions for which pre-approval has been granted, the actual costs will exceed the pre-approved costs by twenty per cent or six thousand dollars, whichever is less; or

- (2) If during the implementation of the corrective actions for which pre-approval was not required by paragraph (A)(3), (A)(4), or (A)(5) of this rule because the estimated costs did not exceed six thousand dollars, the actual costs will exceed six thousand dollars.
- (E) Where a revised estimated cost and completion schedule is submitted for pre-approval, the director may review the estimated cost and completion schedule in accordance with paragraph (C) of this rule or provide notification to the responsible person that the estimated cost and completion schedule will be evaluated when the application for reimbursement is submitted to the board in accordance with rule 3737-1-12 of the Administrative Code.
- (F) Where an estimated cost and completion schedule is required by this rule, estimated costs shall be detailed on a time and material basis.
- (G) Corrective action costs and completion schedules not submitted for pre-approval in accordance with this rule shall be evaluated for reimbursement and subject to reductions in reimbursement in accordance with rule 3737-1-09 of the Administrative Code.
- (H) Where pre-approval is not required by this rule but is desired by the responsible person, the responsible person may submit to the director a description of the proposed corrective actions and an estimated cost and completion schedule for pre-approval.
- (I) Pre-approval shall not accelerate fund reimbursement for a release. Payment for pre-approved costs shall be contingent upon the proper submission of an application for reimbursement in accordance with rule 3737-1-12 of the Administrative Code, and a determination that a responsible person is eligible to receive reimbursement from the fund.

Effective:

Five Year Review (FYR) Dates: 11/29/2019

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 3737.90
Rule Amplifies: 3737.92
Prior Effective Dates: 07/01/1994, 09/18/1999, 07/01/2003, 04/01/2005,
04/01/2008, 11/30/2009, 01/01/2015, 01/01/2019

3737-1-15

Modifying the deductible or the reduced deductible.

- (A) As a last alternative to maintain solvency of the fund and as a method of ~~insuring~~ ensuring that funding levels are maintained on the basis of known and estimated obligations of the fund, the board may modify the deductible or the reduced deductible. The basis for the modification of the deductible or the reduced deductible will include but not be limited to the amount needed to meet the financial soundness objectives set forth in division (C) of section 3737.91 of the Revised Code.
- (B) The board shall notify each responsible person by certified mail of the change in the deductible or the reduced deductible no later than the first day of May preceding the first day of the fiscal year in which the deductible amount will apply. If the certified mail is returned unclaimed, it shall be served upon the responsible person in accordance with section 119.07 of the Revised Code.
- (C) The applicable deductible for any claim is the deductible in effect at the time of the release incident for which application for reimbursement is being made.

Effective:

Five Year Review (FYR) Dates: 11/29/2019

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 3737.90
Rule Amplifies: 3737.92
Prior Effective Dates: 08/01/1990, 05/04/1992, 04/01/2005, 11/30/2009,
01/01/2019

3737-1-16

Third-party claims.

- (A) Reimbursement or payment from the fund for compensation paid or to be paid for third-party claims shall be limited to the reasonable costs of bodily injury or property damage, if any, if the responsible person was in compliance with rule 3737-1-19 of the Administrative Code at the time the judgment or settlement was entered and the responsible person has been determined eligible for reimbursement for the third-party claim.
- (B) Upon notifying the board of a third-party claim pursuant to rule 3737-1-19 of the Administrative Code, the responsible person shall keep the board informed of the status of the third-party claim including but not limited to any pending negotiations, litigation, mediations, settlements, or judgments.
- (C) Where there has been a judgment or settlement of a ~~third~~ third-party lawsuit, the director shall determine and reimburse only those portions, if any, of the judgment or settlement which apply to bodily injury or property damage as defined in paragraphs (A)(3) and (A)(22) of rule 3737-1-03 of the Administrative Code. The board shall have no obligation to pay for the reasonable costs of bodily injury or property damage that are not documented in a third-party claim.
- (D) The total amount reimbursed, including payment to a third party under this rule, shall not exceed the maximum disbursement set forth in division (D)(3) of section 3737.91 of the Revised Code.
- (E) Reimbursement or payment from the fund under this rule shall not include payment or reimbursement for bodily injury or property damage covered by insurance policies, or that has been or will be paid ~~from the responsible person's insurance or another by~~ any party under rule 3737-1-22 of the Administrative Code.
- (F) Determination of third-party eligibility for the responsible person does not constitute an obligation for reimbursement from the fund.
- (G) Nothing in this rule precludes the board from participating or intervening in any pending negotiations, litigation, mediations, or settlement discussions or entering into a settlement with either the responsible person or the third party.
- (H) Nothing in this rule shall be construed that the board is acting as a representative of the responsible person.

Effective:

Five Year Review (FYR) Dates: 11/29/2019

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 3737.90
Rule Amplifies: 3737.92
Prior Effective Dates: 08/01/1990, 07/01/1994, 07/01/2003, 11/30/2009,
01/01/2015

3737-1-18

Certificate of coverage.

- (A) The board shall issue a certificate of coverage to any responsible person who has met the criteria of division (D) of section 3737.91 of the Revised Code and rule 3737-1-04 of the Administrative Code.
- (B) One master certificate of coverage will be issued for each ~~owner or operator~~ responsible person making payment to the fund and a facility certificate of coverage will be issued for each assured facility site.
- (C) The certificate of coverage shall contain the following information:
- (1) The amount of coverage to which the responsible person is entitled from the fund;
 - (2) The time period for which the certificate provides coverage; and
 - (3) The number of tanks which are included in the coverage.

Effective:

Five Year Review (FYR) Dates: 11/29/2019

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 3737.90
Rule Amplifies: 3737.91
Prior Effective Dates: 08/01/1990, 05/04/1992, 07/01/1994, 11/30/2009,
01/01/2015

3737-1-19

Establishing fund eligibility for third-party claims.

(A) As a prerequisite to determining fund payment or reimbursement for compensation paid or to be paid for third-party claims for bodily injury or property damages caused by the accidental release of petroleum resulting in the need for corrective action, the director of the fund shall issue a determination of eligibility where all of the following conditions are established:

- (1) Receipt of an application for eligibility, from a responsible person, for third-party bodily injury or third-party property damage caused by an accidental release of petroleum within thirty days from the first of any of the following events: service of a third-party complaint against a responsible person, the submission of a third-party demand for settlement, or notice of representation of a third party in a lawsuit against a responsible person. Where a third-party eligibility application is incomplete, the director or the director's designee may make a written request for additional information. The responsible person shall supply the additional information in writing and within sixty days from the date of the request. If the responsible person fails to make a written response within sixty days from the date of the request, the director or the director's designee shall make a second request for the information and shall notify the responsible person that failure to respond within thirty days from the date of the second request shall result in an eligibility denial. If the responsible person fails to make a written response within thirty days from the date the second request is sent, eligibility shall be denied;
- (2) At the time of the release incident, a responsible person possessed a valid certificate of coverage, issued pursuant to rule 3737-1-18 of the Administrative Code and the validity of which has been maintained pursuant to paragraph (E) of rule 3737-1-04 of the Administrative Code, for the petroleum underground storage tank system from which the release occurred;
- (3) One of the following applies:
 - (a) At the time of the release incident ~~was required to be reported to the fire marshal~~, the petroleum underground storage tank system from which the release occurred was registered in compliance with rules adopted by the fire marshal under section 3737.88 of the Revised Code;
 - (b) The fire marshal has recommended that payment or reimbursement be made because good cause existed for the responsible person's failure to have so registered the petroleum underground storage tank system, and the responsible person has registered the petroleum underground storage tank system with the fire marshal and paid all back registration fees

payable under those rules for registration of the system from the time the responsible person should have, but failed to register the system.

- (4) The fire marshal has determined that, when the claim was filed, a responsible person was in compliance with all orders issued under sections 3737.88 and 3737.882 of the Revised Code regarding the petroleum underground storage tank system from which the release occurred;
 - (5) A responsible person demonstrates financial responsibility for the deductible amount applicable under section 3737.91 of the Revised Code for the petroleum underground storage tank system from which the release occurred;
 - (6) The responsible person has not falsified any attestation contained on a registration application required by rules adopted under section 3737.88 of the Revised Code;
 - (7) The responsible person has met the petroleum release, suspected release, and confirmed release reporting requirements set forth in rule 1301:7-9-13 of the Administrative Code;
 - (8) At the time of the release incident, the petroleum underground storage tank system from which the release occurred was in compliance with rules, other than rules regarding registration, adopted by the fire marshal under section 3737.88 of the Revised Code; and
 - (9) The responsible person has been determined eligible for payment of or reimbursement for eligible corrective action costs pursuant to rule 3737-1-07 of the Administrative Code.
- (B) A responsible person determined eligible pursuant to paragraph (A) of this rule for fund payment or reimbursement shall maintain eligibility to the fund by doing all of the following:
- (1) Maintaining all records required to be kept by this chapter;
 - (2) Paying all fees assessed;
 - (3) Maintaining compliance with all orders issued pursuant to sections 3737.88 and 3737.882 of the Revised Code; and
 - (4) Maintaining compliance with applicable rules for petroleum underground storage tank systems adopted by the fire marshal under section 3737.88 of the Revised Code for the underground storage tank system from which the release occurred.

- (C) When the director has reason to believe that a responsible person determined eligible to claim against the financial assurance fund pursuant to paragraph (A) of this rule has failed to maintain fund eligibility pursuant to paragraph (B) of this rule, the director shall issue a notice of pending fund ineligibility. The responsible person shall have thirty days from the mailing of such notice to either provide evidence of compliance with all fund eligibility requirements or take all necessary steps to correct the non-compliance.

If, after thirty days from the mailing of the notice of pending fund ineligibility, the responsible person fails to resolve the non-compliance, the director shall issue a determination of fund ineligibility immediately nullifying any previously determined eligibility for disbursement from the financial assurance fund. The director shall provide the fire marshal with a copy of the determination issued pursuant to this paragraph.

- (D) A responsible person or the fire marshal may file written objections with the board to the director's determination of fund ineligibility no later than thirty days from the mailing of the determination of fund ineligibility. The board upon receipt of the objections shall appoint a referee to conduct an adjudication hearing on the determination in accordance with section 119.09 of the Revised Code.
- (E) Determination of fund eligibility does not constitute an obligation for reimbursement from the fund.

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11/30/2009, 01/01/2015, 07/01/2015, 01/01/2019



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2020 MAR -2 AM 11:53

Nathan L. Mechler
Senior Counsel

February 24, 2020

By U.S. Mail

Ms. Starr Richmond, Executive Director
Ohio Petroleum Underground Storage Tank Release Compensation Board
P.O. Box 2280
Westerville, Ohio 43086-2280

RE: Outstanding Reimbursements

Dear Ms. Richmond:

Thank you for your response to Mr. Mauntel on December 18, 2019. While we understand the Board authorized you "to suspend the review and settlement of any and all claim reimbursement applications filed by or on behalf of any responsible person against whom the Board has authorized the filing of a complaint in litigation," that authorization came as you stated on January 14, 2015. Or as you further state, that on February 11, 2015, the Board authorized the "filing of a complaint in the matter currently pending against Valero, Inc." First, there is no such entity of Valero, Inc. Second, The Premcor Refining Group Inc. has never been sued in litigation regarding this matter. Thus, without filing any legal action, the Board has withheld reimbursements and has failed to review Premcor's reimbursements for over five years with an outstanding face value of approximately \$1.62 million.

Premcor has reviewed the Board's January 8, 2020 Meeting Minutes. We recognize that allegations of double-dipping have been addressed by the Board against Premcor (which is in the Valero family of companies) which was the reason the BP suit was mentioned in Mr. Mauntel's letter. Nevertheless, no suit has been filed. Premcor has never "double-dipped" and we will aggressively defend any allegation of such. Moreover, we are eager to illustrate otherwise so that the review of claims can be made and the resulting reimbursements can be paid. We recognize that the Board noted that no action was necessary by the Board regarding Premcor's situation. We disagree with that position. Please advise as to when Premcor can expect the review of claims and the payment of the outstanding reimbursements owed by the Petroleum Financial Assurance Fund. Please contact me with any questions or comments at (210) 345-4122.

Sincerely,

A handwritten signature in blue ink that reads 'Nath Mechler'.

Nathan L. Mechler



Petroleum Underground Storage Tank Release Compensation Board

P.O. Box 2280 • Westerville, Ohio 43086-2280

Phone: (614) 752-8963 • Fax: (614) 752-8397

www.petroboard.org

December 18, 2019

Timothy J. Mauntel
The Premcor Refining Group
201 East Hawthorne Street
Hartford, IL 62048-0007

RE: Outstanding Reimbursements

Dear Mr. Mauntel:

I am in receipt of your December 11, 2019 correspondence in which you request when "Premcor can expect payment of the outstanding reimbursements owed by the Petroleum Financial Assurance Fund."

On January 14, 2015, the Board authorized me "to suspend the review and settlement of any and all claim reimbursement applications filed by or on behalf of any responsible person against whom the Board has authorized the filing of a complaint in litigation..." On February 11, 2015, the Board authorized the "filing of a complaint in the matter currently pending against Valero Inc." Lastly, on November 29, 2017, the Board adopted a motion instructing me "to continue to suspend the review and settlement of any and all claim reimbursement applications filed by or on behalf of any responsible person against whom the Board has authorized the filing of a complaint in litigation until such time the litigation is settled or otherwise ended ..."

As authorized and instructed by the Board, the review of all Premcor claims for the reimbursement of corrective action costs is suspended. This suspension will continue until such time that the Board instructs me to lift it. I will share your correspondence and this response with the Board at its next regularly scheduled meeting, January 8, 2020.

Sincerely,

Starr J. Richmond
Executive Director

Cc: Jodi Handlin, BJAAM Environmental, Inc.



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2019 DEC 16 AM 11:25

The Premcor Refining Group
201 East Hawthorne Street
Hartford, IL 62048-0007
618-254-7301 telephone
618-254-7310 facsimile

December 11, 2019

By U.S. Mail

Ms. Starr Richmond, Executive Director
Ohio Petroleum Underground Storage Tank Release Compensation Board
P.O. Box 2280
Westerville, Ohio 43086-2280

RE: Outstanding Reimbursements

Dear Ms. Richmond:

Without any specified reason the Board suspended review of claims and payments to Premcor in early 2015. Assuming the Board's reasons were similar to the allegations asserted by the Board against BP, we have followed that lawsuit and now that the issue is moot, Premcor seeks payment. According to our records, Premcor has ~88 claims that remain unreviewed, and, subsequently, unpaid. The total face value amount of these unreviewed claims is nearly \$1,620,000. Please advise as to when Premcor can expect payment of the outstanding reimbursements owed by the Petroleum Financial Assurance Fund.

Please contact me with any questions or comments at Timothy.Mauntel@valero.com or at (618) 255-5122.

Sincerely,
The Premcor Refining Group Inc.

Timothy J. Mauntel, P.E., R.G.
Manager, Environmental Liability

C: Jodi Handlin, BJAAM Environmental, Inc.

Petroleum UST Release Compensation Board
Facility Certificate Listing

Program Year 2018

COC Eff Date: Yes COC Print Date: Yes

Printed from 1/8/2020 to 6/2/2020

Owner/Fac	UST Cnt	Own / Fac Name	Own / Fac Address	Eff Date	Print Date	Override Reason	Denial Status
21267-0001	3	Convenience Real Estate No. 97	5542 South State Route 741, Mason OH	07/01/2018	03/02/2020	Not Required: Post 11-30-09 Pa	N/A
21607-0002	3	Holiday City Sunoco	13441 State Route 15, Montpelier OH	04/12/2019	03/16/2020	Not Required: Post 11-30-09 Pa	N/A
24586-0001	4	Bellbrook Marathon	4491 State Route 725, Bellbrook OH	07/01/2018	03/02/2020	Not Required: Post 11-30-09 Pa	N/A

Total Owners 3

Total Facilities 3

Total USTs 10

Total Determinations 0

Petroleum UST Release Compensation Board
Facility Certificate Listing

Program Year 2019

COC Eff Date: Yes COC Print Date: Yes

Printed from 1/8/2020 to 6/4/2020

Owner/Fac	UST Cnt	Own / Fac Name	Own / Fac Address	Eff Date	Print Date	Override Reason	Denial Status
391-0001	2	Amherst Exempted Village	255 Washington Street, Amherst OH	01/31/2020	02/18/2020	PD Response Accepted	Accepted
862-0095	3	86 Lewis Center Friendship	45 Coal Bend, Delaware OH	04/29/2020	05/11/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0142	5	Cambridge BellStores #1070	1002 Wheeling Avenue, Cambridge OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0143	4	Zanesville BellStores #1071	727 Pershing Road, Zanesville OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0144	5	Bridgeport BellStores #1072	431 National Road, Bridgeport OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0145	3	Roseville Marathon #1087	84 North Main Street, Roseville OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0146	3	Byesville Marathon #1088	300 West Main Street, Byesville OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0147	3	Marietta Marathon #1089	277 Muskingum Drive, Marietta OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0148	5	New Lex N. Main #1094	605 North Main Street, New Lexington OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0149	3	Zanesville Linden Ave #1095	1648 Linden Ave, Zanesville OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0150	4	Duncan Falls Marathon #1092	252 Main Street, Duncan Falls OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0151	4	Barnesville BellStores #1073	204 East Main Street, Barnesville OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0152	4	Martins Ferry BellStores #1074	507 Crawford Street, Martins Ferry OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0153	5	Cambridge Southgate Marathon #1020	2246 Southgate Parkway, Cambridge OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0154	5	West Pike #1057	2655 West Pike, Zanesville OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0155	4	Thornville Marathon #1038	10583 Jacksontown Road, Thornville OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0156	4	Coshocton Upper Marathon #1093	1414 East Chestnut, Coshocton OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0157	5	Clarington BellStores #1079	106 Main Street, Clarington OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0158	4	Cambridge Dewey Marathon #1090	324 Dewey Avenue, Cambridge OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0159	4	Shadyside #1091	4023 Central Avenue, Shadyside OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0160	5	Orrville Main St. BellStores #1078	901 North Main Street, Orrville OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0161	8	Uhrichsville BellStores #1077	102 West McCauley Drive, Uhrichsville OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0162	4	Cadiz North BellStores #1075	655 Lincoln Avenue, Cadiz OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0163	4	Athens Marathon #1023	542 Richland Avenue, Athens OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0164	4	St. Clairsville BellStores #1080	418 South Marietta Street, St. Clairsville O	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0165	3	Steubenville BellStores #1081	302 South Third Street, Steubenville OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0166	3	Toronto BellStores #1082	1528 Franklin Avenue, Toronto OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0167	2	Cadiz South BellStores #1076	339 Lincoln Avenue, Cadiz OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0168	5	Apple CK (Hartley) #1085	107 East Main Street, Apple Creek OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0169	3	Wooster Gulf	310 South Market, Wooster OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0170	4	Millersburg East BellStores #1084	111 East Jackson Street, Millersburg OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0171	3	Wooster Cleveland Marathon #1037	2958 Cleveland Road, Wooster OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0172	3	Wooster Hillcrest Marathon #1039	3013 Lincoln Way East, Wooster OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
1532-0173	4	West Salem BellStores #1083	5 West Buckeye Street, West Salem OH	12/05/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A

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1532-0174	4	Kimbolton Marathon #1019	9760 Plainfield Road, Kimbolton OH	01/06/2020	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
2407-0002	1	Community Tissue Services - Dayton	2900 College Drive, Kettering OH	04/30/2020	05/11/2020	PD Response Accepted	Accepted
4572-0002	2	Green Township Fire Station 55	5410 Audro Drive, Cincinnati OH	07/01/2019	04/27/2020	Not Required: Post 11-30-09 Pa	N/A
5200-0001	1	Hull Builders Supply Inc.	685 Main Street, Vermilion OH	07/23/2019	03/02/2020	PD Response Accepted	Accepted
6021-0002	3	Keim Lumber Company	4465 State Route 557 (Box 40), Charm O	07/01/2019	04/27/2020	Not Required: Post 11-30-09 Pa	N/A
6439-0002	5	Leake Oil Co Inc	1020 E Taggart St, E Palestine OH	07/01/2019	02/18/2020	Not Required: Post 11-30-09 Pa	N/A
6507-0001	4	Delta Snack Shop	430 Delta Avenue, Cincinnati OH	07/01/2019	01/21/2020	PD Response Accepted	Accepted
6812-0001	1	Tremco Incorporated	4475 E. 175th Street, Cleveland OH	04/03/2020	04/14/2020	PD Response Accepted	Accepted
7119-0044	4	Meier Gas Station #317	255 Tallmadge Road, Kent OH	04/13/2020	04/27/2020	Not Required: Post 11-30-09 Pa	N/A
7119-0045	4	Meijer Store #318	5310 Leavitt Road, Lorain OH	04/13/2020	04/27/2020	Not Required: Post 11-30-09 Pa	N/A
7129-0001	2	Memorial Health	500 London Avenue, Marysville OH	02/13/2020	03/02/2020	Not Required: Post 11-30-09 Pa	N/A
7874-0001	1	Oclc Online Comp Lib Ctr	6565 Kilgour Place, Dublin OH	02/26/2020	03/02/2020	Not Required: Post 11-30-09 Pa	N/A
9284-0006	2	Rumpke Waste Inc.	1601 East 4th Street, Lima OH	05/04/2020	05/11/2020	Not Required: Post 11-30-09 Pa	N/A
10515-0001	2	The Shelly Co	143 E. Columbus Street, Thornville OH	07/01/2019	02/18/2020	Not Required: Post 11-30-09 Pa	N/A
10515-0004	3	Allied Corporation Plant #76	404 Literary Avenue, Cleveland OH	07/01/2019	02/18/2020	Not Required: Post 11-30-09 Pa	N/A
10515-0009	2	Shelly Materials Inc	600 N. Sugar Street, Lima OH	07/01/2019	02/18/2020	Not Required: Post 11-30-09 Pa	N/A
10515-0010	2	Shelly Materials Inc	1558 County Route 105, Belle Center OH	07/01/2019	02/18/2020	Not Required: Post 11-30-09 Pa	N/A
10994-0001	2	University of Toledo - PO	2925 East Rocket Drive, Toledo OH	07/01/2019	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
10994-0005	1	University of Toledo - FSB	1135 East Medical Loop, Toledo OH	07/01/2019	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
10994-0007	1	University of Toledo - SRC	2800 East Rocket Drive, Toledo OH	07/01/2019	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
10994-0009	1	University of Toledo - Savage	2025 Douglas Road, Toledo OH	07/01/2019	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
11057-0001	3	Van Dyne Crotty Co	2150 Fairwood Ave, Columbus OH	07/24/2019	03/02/2020	Not Required: Post 11-30-09 Pa	N/A
11686-0001	1	Haines & Co. Inc.	6420 Promler Avenue NW, North Canton O	07/01/2019	01/21/2020	PD Response Accepted	Accepted
12219-0001	3	Canton Erectors Inc.	2009 Quimby Avenue SW, Canton OH	05/04/2020	05/11/2020	Not Required: Post 11-30-09 Pa	N/A
12219-0002	1	Canton Erectors Inc.	3035 21st Street SW, Canton OH	05/04/2020	05/11/2020	Not Required: Post 11-30-09 Pa	N/A
12415-0021	2	OEC Combined Operations	6100 West Canal Road, Valleyview OH	01/27/2020	03/02/2020	PD Response Accepted	Accepted
13027-0001	1	Brubakers Ashland	53261 Steinersville Road, Powhatan Point (	07/10/2019	03/16/2020	PD Response Accepted	Accepted
14020-0001	2	Stein Inc. REP	1807 E. 28th Street, Lorain OH	04/08/2020	04/14/2020	PD Response Accepted	Accepted
14020-0002	2	Stein Inc. Holmden Facility	1034 Holmden Avenue, Cleveland OH	04/08/2020	04/14/2020	PD Response Accepted	Accepted
14020-0003	4	Stein Inc. Mittal East	2032 Campbell Road, Cleveland OH	04/08/2020	04/14/2020	PD Response Accepted	Accepted
14568-0001	2	Libbey Glass Inc	940 Ash Street, Toledo OH	07/01/2019	01/21/2020	PD Response Accepted	Accepted
16497-0001	1	Childrens Hospital	700 Childrens Drive, Columbus OH	07/01/2019	04/14/2020	Not Required: Post 11-30-09 Pa	N/A
16497-0003	4	Children's Hospital Mechanical Building	757 Mooberry Street, Columbus OH	07/01/2019	04/14/2020	Not Required: Post 11-30-09 Pa	N/A
16497-0004	4	Children's Hospital WCEP	518 Metzel Road, Columbus OH	07/01/2019	04/14/2020	Not Required: Post 11-30-09 Pa	N/A
16500-0035	3	Walmart Fuel Station #2149	1575 Coshocton Avenue, Mt. Vernon OH	02/24/2020	03/02/2020	Not Required: Post 11-30-09 Pa	N/A
17127-0002	3	Clark Gas	39479 Center Ridge Road, North Ridgevi	07/05/2019	03/02/2020	Not Required: Post 11-30-09 Pa	N/A
17759-0001	1	Canton Regency Retirement Community	4515 22nd Street NW, Canton OH	08/06/2019	03/16/2020	PD Response Accepted	Accepted
17848-0001	1	Wexner Heritage House	1151 College Avenue, Columbus OH	07/01/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
18363-0001	2	McNillen Paving, Inc.	3781 Sullivant Avenue, Columbus OH	01/24/2020	02/03/2020	PD Response Accepted	Accepted
18451-0199	4	Speedway #3379	710 Griswold Road, Elyria OH	01/07/2020	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
18451-5711	6	Speedway #6465	2215 Faircrest Street, Canton OH	11/13/2019	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
18451-5713	3	Speedway #5253-ADJ	1670 East Wooster Street, Bowling Green (	12/18/2019	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
18826-0002	2	One Stop #2	3070 Airport Highway, Toledo OH	08/19/2019	04/14/2020	PD Response Accepted	Accepted

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18870-0003	1	Fifth Third Center	1 South Main Street, Dayton OH	02/24/2020	03/16/2020	PD Response Accepted	Accepted
18877-0148	3	True North Location 345	21920 Miles Road, North Randall OH	02/24/2020	03/02/2020	Not Required: Post 11-30-09 Pa	N/A
18954-0105	3	Kroger Fuel Center #536	1700 Cedar Street, Fremont OH	02/13/2020	03/30/2020	PD Response Accepted	Accepted
18971-0003	3	Kroger Store # 920	210 Sterling Run Boulevard, Mount Orab O	01/13/2020	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
19010-0001	4	American Petroleum Retail Inc #2	2933 Monroe Street, Toledo OH	10/04/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
19065-0001	3	Sams Food Market	2277 Ohio Pike, Amelia OH	04/06/2020	04/14/2020	Not Required: Post 11-30-09 Pa	N/A
19213-0017	14	Loves Travel Stop #744	6023 Alum Creek Drive, Obetz OH	02/18/2020	03/02/2020	Not Required: Post 11-30-09 Pa	N/A
19238-0001	4	Marathon Oil	960 N Leavitt, Amherst OH	04/13/2020	04/27/2020	Not Required: Post 11-30-09 Pa	N/A
19243-0001	1	TSP 807	17005 State Route 78, Caldwell OH	04/03/2020	04/14/2020	Tank Removed	N/A
19429-0001	3	Beechwood Exxon	3251 Mt Carmel Rd, Cincinnati OH	07/03/2019	03/02/2020	PD Response Accepted	Accepted
19469-0074	4	Circle K 5416	4936 Fishcreek Rd, Stow OH	01/17/2020	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
19666-0009	3	CFM #15	188 East Main Street, St Clairsville OH	01/02/2020	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
19745-0011	1	R & R Takhar, LLC	4000 Springfield-Xenia Road, Springfield O	11/04/2019	04/14/2020	Not Required: Post 11-30-09 Pa	N/A
19798-0001	1	Holzer Medical Center	100 Jackson Pike, Gallipolis OH	03/02/2020	03/16/2020	PD Response Accepted	Accepted
19798-0003	1	Holzer Medical Systems Ambulatory Sur	90 Jackson Pike, Gallipolis OH	07/01/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
19837-0001	5	Forward Air	6800 Port Road, Groveport OH	08/23/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
19898-0002	3	Open Pantry	4239 Lee Road, Cleveland OH	07/08/2019	05/11/2020	Not Required: Post 11-30-09 Pa	N/A
20024-0001	2	Tri-State Service Station Maintenance, I	6830 Chrisman Lane, Middletown OH	04/29/2020	05/11/2020	PD Response Accepted	Accepted
20118-0009	3	Marathon	4051 Salem Avenue, Trotwood OH	03/05/2020	03/16/2020	Not Required: Post 11-30-09 Pa	N/A
20118-0010	2	Marathon	404 West Main Street, Wilmot OH	03/05/2020	03/16/2020	Not Required: Post 11-30-09 Pa	N/A
20122-0003	1	Buckeye Terminals LLC	303 Wilson Road, Columbus OH	03/05/2020	03/16/2020	PD Response Accepted	Accepted
20518-0001	1	Bucyrus Community Hospital	629 N. Sandusky Avenue, Bucyrus OH	03/04/2020	03/16/2020	PD Response Accepted	Accepted
20659-0001	5	Troy - Valley Petroleum Facility	201 Valley Street, Dayton OH	07/01/2019	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
20662-0001	1	4223 E. 49th Street Property	4223 E. 49th Street, Cuyahoga Heights O	03/04/2020	03/16/2020	Not Required: Post 11-30-09 Pa	N/A
20813-0001	3	Marathon Gas	1504 S. Main Street, Bellefontaine OH	07/08/2019	03/16/2020	PD Response Accepted	Accepted
20848-0002	1	Friendly Express 6 Ltd	910 Main State Route 5, Ashland OH	02/05/2020	02/18/2020	Not Required: Post 11-30-09 Pa	N/A
20882-0001	5	Starfire Express	3499 W. Siebenthaler Avenue, Dayton OH	07/01/2019	01/21/2020	PD Response Accepted	Accepted
20981-0001	1	Airgas, Inc.	2505 Shepler Church Road, Canton OH	02/24/2020	03/02/2020	PD Response Accepted	Accepted
21032-0026	4	Giant Ohio, LLC	801 Arlington Road, Brookville OH	02/21/2020	03/02/2020	Not Required: Post 11-30-09 Pa	N/A
21207-0001	4	Frank's Market	1905 Cleveland Avenue, Columbus OH	07/01/2019	04/27/2020	Not Required: Post 11-30-09 Pa	N/A
21349-0001	1	Parks General Store	36800 State Route 260, Graysville OH	07/01/2019	02/03/2020	PD Response Accepted	Accepted
21401-0001	2	Tom's Gas & Grocery	1425 Logan Avenue, Youngstown OH	02/10/2020	02/18/2020	PD Response Accepted	Accepted
21422-0001	1	Diplomat Healthcare	9001 W. 130th Street, North Royalton OH	08/02/2019	03/16/2020	PD Response Accepted	Accepted
21593-0001	4	EAG LLC	950 West Alexis Road, Toledo OH	04/09/2020	05/11/2020	PD Response Accepted	Accepted
21704-0001	3	Marathon #6430	6430 Springfield Xenia Road, Springfield O	07/08/2019	04/27/2020	Not Required: Post 11-30-09 Pa	N/A
21937-0001	1	Gill Oil LLC	2289 Middletown Eaton Road, Middletown (	07/01/2019	05/11/2020	Not Required: Post 11-30-09 Pa	N/A
21937-0001	1	Gill Oil LLC	2289 Middletown Eaton Road, Middletown (	07/01/2019	05/11/2020	Not Required: Post 11-30-09 Pa	N/A
21937-0001	2	Gill Oil LLC	2289 Middletown Eaton Road, Middletown (	10/19/2019	05/11/2020	PD Response Accepted	Accepted
22026-0001	3	Chehar, Inc.	1150 Tower Boulevard, Lorain OH	07/29/2019	03/30/2020	PD Response Accepted	Accepted
22282-0001	3	Omesh Properties LLC	2511 Grand Boulevard, Hamilton OH	07/01/2019	05/11/2020	Not Required: Post 11-30-09 Pa	N/A
22282-0004	4	Keowee Fuel Brookville	450 Wolf Creek St, Brookville OH	07/01/2019	05/11/2020	Not Required: Post 11-30-09 Pa	N/A
22282-0005	4	Keowee Fuel Trotwood	2898 S Olive Rd, Trotwood OH	07/01/2019	05/11/2020	Not Required: Post 11-30-09 Pa	N/A
22282-0006	4	Keowee Fuel North Main	8329 N Main St, Dayton OH	07/01/2019	05/11/2020	Not Required: Post 11-30-09 Pa	N/A

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22282-0007	4	Keowee Fuel Needmore	3420 Needmore Road, Dayton OH	07/01/2019	05/11/2020	Not Required: Post 11-30-09 Pa	N/A
22282-0008	4	Keowee Fuel North Dixie	5435 North Dixie Drive, Dayton OH	07/01/2019	05/11/2020	Not Required: Post 11-30-09 Pa	N/A
22357-0001	2	Air Commerce, LLC	One Emery Plaza, Vandalia OH	04/27/2020	05/11/2020	PD Response Accepted	Accepted
22369-0001	3	4853 Mahoning Ave Realty, LLC	4853 Mahoning Avenue NW, Warren OH	07/01/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
22508-0001	3	Hanini Express	12800 Euclid Avenue, East Cleveland OH	01/30/2020	02/03/2020	PD Response Accepted	Accepted
22516-0001	2	Clark	126 S. Washington Street, New Paris OH	07/01/2019	04/14/2020	Not Required: Post 11-30-09 Pa	N/A
22516-0002	4	New Paris Market	606 South Washington Street, New Paris C	07/01/2019	04/14/2020	Not Required: Post 11-30-09 Pa	N/A
22553-0001	3	Devine's Shop N Save	368 N. Main Street, Hubbard OH	07/01/2019	02/03/2020	PD Response Accepted	Accepted
22607-0005	1	Adam May, Inc.	10441 Main Street, New Middletown OH	01/29/2020	02/18/2020	Not Required: Post 11-30-09 Pa	N/A
22613-0001	1	Northside Medical Center	500 Gypsy Lane, Youngstown OH	12/16/2019	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
22724-0001	3	SHLR Petroleum, Inc.	2306 Gallia Street, Portsmouth OH	07/01/2019	04/14/2020	Not Required: Post 11-30-09 Pa	N/A
22748-0001	4	Sai Nath Properties, Ltd.	129 Western Avenue, Chillicothe OH	07/01/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
22792-0001	5	Ruff Creek Markets #1820	1499 3rd Street, Brilliant OH	07/01/2019	02/18/2020	PD Response Accepted	Accepted
22792-0002	3	Ruff Creek Markets #1810	953 N 7th Street, Steubenville OH	07/01/2019	02/18/2020	PD Response Accepted	Accepted
22792-0003	4	Ruff Creek Markets #1805	620 Main Street, Wintersville OH	07/01/2019	02/18/2020	PD Response Accepted	Accepted
22792-0004	5	Ruff Creek Markets #1815	1860 Franklin Street, Toronto OH	07/01/2019	02/18/2020	PD Response Accepted	Accepted
22792-0006	3	Coen Markets Powhatan Point	288 Highway 7, Powhatan Point OH	07/01/2019	02/18/2020	PD Response Accepted	Accepted
22827-0001	1	Crites Holdings, LLC	1000 Findlay Road, Lima OH	04/06/2020	04/14/2020	PD Response Accepted	Accepted
22883-0001	1	Mondelez Global, LLC	2221 Front Street, Toledo OH	03/09/2020	05/11/2020	Not Required: Post 11-30-09 Pa	N/A
22937-0001	3	Mo's Blue Ash Marathon	4116 Glendale Milford Road, Blue Ash OH	07/01/2019	02/03/2020	PD Response Accepted	Accepted
22965-0001	3	Bari, Inc.	6459 Bellefontaine Road, Lima OH	07/01/2019	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
23000-0001	3	Dill Inc DBA Sunco	2850 Grove Avenue, Lorain OH	07/01/2019	04/27/2020	Not Required: Post 11-30-09 Pa	N/A
23068-0001	1	Con-Way Freight Xur	2401 N. Water Street, Uhrichsville OH	01/24/2020	02/03/2020	PD Response Accepted	Accepted
23388-0001	1	The Fishing Pole Bait Shop	5071 State Route 350 W., Clarksville OH	07/01/2019	04/27/2020	Not Required: Post 11-30-09 Pa	N/A
23820-0001	2	Woods Market, LLC	15 Commerce Street, Lockbourne OH	07/29/2019	03/16/2020	PD Response Accepted	Accepted
23835-0001	2	XPO Logistics Freight, Inc.	5289 Duff Drive, West Chester OH	07/01/2019	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
23835-0002	3	XPO Logistics Freight, Inc.	2625 Westbelt Drive, Columbus OH	07/01/2019	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
23835-0003	1	XPO Logistics Freight, Inc.	3410 Stop Eight Rd, Dayton OH	07/01/2019	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
23835-0004	1	XPO Logistics Freight, Inc.	1850 East Wyandot Ave., Upper Sandusky	07/01/2019	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
23835-0005	4	XPO Logistics Freight, Inc.	12901 Snow Road, Parma OH	07/01/2019	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
23835-0006	4	XPO Logistics Freight, Inc.	6700 Muth Road, Lordstown OH	07/01/2019	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
23835-0007	1	XPO Logistics Freight, Inc.	28291 Glenwood Road, Perrysburg OH	07/01/2019	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
23875-0001	2	Green Sinclair LLC	5346 Sinclair Road, Columbus OH	01/09/2020	01/21/2020	PD Response Accepted	Accepted
23917-0001	2	Ohio Gas	1980 Noble Road, East Cleveland OH	03/19/2020	03/30/2020	PD Response Accepted	Accepted
23921-0019	5	Casey's General Store #3777	200 North High Street, Covington OH	02/28/2020	03/16/2020	Not Required: Post 11-30-09 Pa	N/A
23921-0025	5	Casey's General Store #3708	3387 South Dayton Lakeview Road, New C	01/21/2020	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
23943-0002	3	M A Sunoco	1275 West Main Street, Hamilton OH	03/19/2020	03/30/2020	Not Required: Post 11-30-09 Pa	N/A
23970-0001	4	Euclid Joe's, Inc.	13441 Euclid Avenue, East Cleveland OH	07/01/2019	04/27/2020	Not Required: Post 11-30-09 Pa	N/A
24077-0001	3	BP	4128 Monroe Street, Toledo OH	07/08/2019	03/02/2020	PD Response Accepted	Accepted
24088-0001	5	Juman Inc	515 State Street, Zanesville OH	07/29/2019	03/16/2020	Not Required: Post 11-30-09 Pa	N/A
24089-0001	4	Coshocton BP and Convenience Inc.	205 Chestnut Street, Coshocton OH	07/01/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
24178-0001	2	First Venture Development, LLC dba Doc	73500 Flushing New Athens Road, Flushi	07/01/2019	03/16/2020	Not Required: Post 11-30-09 Pa	N/A
24183-0001	1	Connor Group Hangar	10510 Springboro Pike, Miamisburg OH	01/27/2020	02/03/2020	PD Response Accepted	Accepted

Owner/Fac	UST Cnt	Own / Fac Name	Own / Fac Address	Eff Date	Print Date	Override Reason	Denial Status
24197-0001	3	HRY Investments LLC	961 Selma Road, Springfield OH	07/01/2019	03/16/2020	Not Required: Post 11-30-09 Pa	N/A
24209-0001	3	Max Mart	310 West Alexis Road, Toledo OH	07/01/2019	04/27/2020	Not Required: Post 11-30-09 Pa	N/A
24228-0001	5	Par Mar Store #86	1422 West High Street, Orrville OH	07/01/2019	02/03/2020	Wrong Deductible	N/A
24246-0002	3	Wilmington Marathon	520 West Truesdell Street, Wilmington OH	04/16/2020	04/27/2020	Not Required: Post 11-30-09 Pa	N/A
24253-0001	4	Farzade 8256, LLC	8256 Central Avenue, Sylvania OH	03/13/2020	03/30/2020	PD Response Accepted	Accepted
24348-0001	2	SAS Property	6685 Salem Road, Cincinnati OH	04/01/2020	04/14/2020	Not Required: Post 11-30-09 Pa	N/A
24365-0001	1	Wright Patterson AFB Area A	Building 30117, Wright Patterson AFB OH	03/23/2020	04/14/2020	PD Response Accepted	Accepted
24385-0001	3	Smitty's	3594 State Route 309, Iberia OH	07/08/2019	04/27/2020	Not Required: Post 11-30-09 Pa	N/A
24415-0002	4	HOP Shop #1408	6778 Goshen Road, Goshen OH	03/01/2020	03/30/2020	Not Required: Post 11-30-09 Pa	N/A
24425-0001	4	SSMJ Solon	33200 Aurora Road, Solon OH	07/01/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
24473-0001	3	Valero	1271 Yellow Springs Fairfield Road, Fairb	02/24/2020	03/02/2020	PD Response Accepted	Accepted
24479-0001	5	Omar Nizar	955 East 5th Avenue, Columbus OH	08/22/2019	03/02/2020	Not Required: Post 11-30-09 Pa	N/A
24492-0001	3	Marathon RT 4	1940 Fairgrove Avenue, Hamilton OH	07/01/2019	03/02/2020	PD Response Accepted	Accepted
24502-0001	2	Kaushalam	2051 Lisbon Road, East Liverpool OH	02/27/2020	03/02/2020	PD Response Accepted	Accepted
24510-0001	4	Mehtot Petroleum	260 Jefferson Street, Greenfield OH	03/13/2020	03/30/2020	PD Response Accepted	Accepted
24526-0001	1	Cyrus One Gold Coast Data Center	11500 Goldcoast Drive, Cincinnati OH	01/06/2020	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
24533-0001	2	United Garage & Service Corp.	2069 West 3rd Street, Cleveland OH	07/01/2019	03/16/2020	Not Required: Post 11-30-09 Pa	N/A
24538-0001	4	Newmans Carry Out	1421 Ralston Avenue, Defiance OH	10/25/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
24539-0001	3	Keck's Market	1970 South Jefferson Avenue, Defiance O	10/25/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
24541-0001	4	Waynesfield Carryout	324 East Wapakoneta Street, Waynesfield	01/27/2020	03/02/2020	PD Response Accepted	Accepted
24566-0001	1	Columbus Fair Auto Auction	4700 Groveport Road, Columbus OH	12/16/2019	01/21/2020	PD Response Accepted	Accepted
24569-0001	2	Westwood Mini Mart	2454 Harrison Avenue, Cincinnati OH	12/19/2019	01/21/2020	PD Response Accepted	Accepted
24575-0001	3	Skipper's Drive Thru, LLC	32660 State Route 172, Lisbon OH	12/19/2019	01/21/2020	Not Required: Post 11-30-09 Pa	N/A
24577-0001	5	S Bloomfield Sunoco	5030 South Walnut Street, Ashville OH	01/24/2020	02/03/2020	Not Required: Post 11-30-09 Pa	N/A
24578-0001	4	Dixie Shopper Stop	2411 South Dixie Highway, Dayton OH	01/31/2020	02/18/2020	Not Required: Post 11-30-09 Pa	N/A
24579-0001	5	Kenton Marathon	960 Fontaine Street, Kenton OH	01/08/2020	02/03/2020	PD Response Accepted	Accepted
24580-0001	2	Oasis Marinas at Port Lorain	301 Lakeside Avenue, Lorain OH	02/21/2020	03/02/2020	Not Required: Post 11-30-09 Pa	N/A
24581-0001	3	Country Corral Travel Center LLC	7910 State Route 109, Delta OH	01/27/2020	03/02/2020	PD Response Accepted	Accepted
24582-0001	3	Saint Henry Food Mart Shell Facility	502 North Eastern Avenue, St. Henry OH	01/01/2020	02/18/2020	Not Required: Post 11-30-09 Pa	N/A
24583-0001	1	Daves Drive Thru	7697 East Harbor Road, Marblehead OH	02/10/2020	02/18/2020	Not Required: Post 11-30-09 Pa	N/A
24586-0001	4	Bellbrook Marathon	4491 State Route 725, Bellbrook OH	07/01/2019	03/02/2020	Not Required: Post 11-30-09 Pa	N/A
24588-0001	2	West End Marathon	1912 Hayes Avenue, Fremont OH	03/12/2020	04/27/2020	PD Response Accepted	Accepted
24591-0001	2	Par Mar Store #121	104 East Main Street, South Amherst OH	04/02/2020	04/27/2020	PD Response Accepted	Accepted
24593-0001	2	Huntsman Market, LLC	6211 Blain Highway, Chillicothe OH	02/17/2020	03/16/2020	Not Required: Post 11-30-09 Pa	N/A
24597-0001	4	Woodville BP	3808 Woodville Road, Northwood OH	03/09/2020	03/16/2020	Not Required: Post 11-30-09 Pa	N/A
24599-0001	4	Par Mar Store #122	5023 North Walnut Street, Ashville OH	04/02/2020	04/27/2020	PD Response Accepted	Accepted
24605-0001	1	Windy Point LLC	5275 Windy Point Road, Celina OH	03/16/2020	03/30/2020	Not Required: Post 11-30-09 Pa	N/A
24610-0001	3	Redi Go Food Mart 1	426 Bacon Road, Painesville OH	03/01/2020	03/16/2020	Not Required: Post 11-30-09 Pa	N/A
24611-0001	2	Moga 6 Enterprises, Inc.	7616 East Main Street, Reynoldsburg OH	03/13/2020	03/30/2020	Not Required: Post 11-30-09 Pa	N/A
24615-0001	3	North Loramie General LLC	300 North Main Street, Fort Loramie OH	03/13/2020	04/14/2020	PD Response Accepted	Accepted
24617-0001	3	Zip In BP	4750 South Charleston Pike, Springfield O	03/13/2020	04/14/2020	Not Required: Post 11-30-09 Pa	N/A
24621-0001	5	Santokh Venture, Inc.	1270 Independence Drive, Napoleon OH	04/01/2020	05/11/2020	Not Required: Post 11-30-09 Pa	N/A

Owner/Fac	UST Cnt	Own / Fac Name	Own / Fac Address	Eff Date	Print Date	Override Reason	Denial Status
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Total Owners	138						
Total Facilities	203						
Total USTs	608						
Total Determinations	82						

Petroleum UST Release Compensation Board
Facility Certificate Listing

Program Year 2019

COC Eff Date: No COC Print Date: No

Denial Status: DETERMINATION

Date of Determination from 1/8/2020 to 6/4/20

Owner/Fac	UST Cnt	Own / Fac Name	Own / Fac Address	Eff Date	Print Date	Override Reason	Denial Status
142-0002	2	Adams Cty Airport	3389 Cross Rd, Winchester OH			N/A	Determination
945-0001	5	Attica Hy-Miler Shell	Route 4, Attica OH			N/A	Determination
2025-0001	2	East Cleveland Police Dept	1824 Marloes Street, East Cleveland OH			N/A	Determination
2025-0002	1	East Cleveland Service Department	1610 Eddy Road, East Cleveland OH			N/A	Determination
2025-0003	1	East Cleveland Fire Sta 2	14801 Shaw Avenue, East Cleveland OH			N/A	Determination
2025-0004	1	City of East Cleveland Service Garage	1626 Eddy Road, East Cleveland OH			N/A	Determination
2731-0003	1	Dales Auto Service Center	26 Tippecanoe Drive, Tipp City OH			N/A	Determination
2731-0004	1	Dale's Auto Service	431 Miamisburg-Centerville Road, Dayton C			N/A	Determination
3943-0001	1	FoxHaven Marina Inc	2737 N.E. Catawba Road, Port Clinton OH			N/A	Determination
4724-0001	3	Hamden Gas and Oil	288 N. Main Street, Hamden OH			N/A	Determination
5383-0001	2	J. D. Drilling Co.	587 N. 3rd Street, Racine OH			N/A	Determination
5383-0002	3	Twin Oaks Convenience	34099 State Route 7, Pomeroy OH			N/A	Determination
5505-0001	1	Glenmont Station	808 Depot Street, Glenmont OH			N/A	Determination
6702-0001	1	Reiter Garage	205 E. Main Street, Deshler OH			N/A	Determination
8802-0002	1	Caruso Oil Company Inc.	176 Walden Avenue, Tiltonsville OH			N/A	Determination
9605-0001	2	Shady Hollow Country Club	4865 Wales Rd NW, Massillon OH			N/A	Determination
11308-0019	3	Coles Energy #07345	254 E Market & Circular, Tiffin OH			N/A	Determination
12260-0021	1	Crown Enterprises Inc	1850 Bailey Road, North Jackson OH			N/A	Determination
14557-0001	1	Harrison County Airport	43000 Airport Road, Cadiz OH			N/A	Determination
18194-0002	1	McQuaids	1795 N. State Street, Girard OH			N/A	Determination
18682-0001	3	3935 Gas Inc.	3935 W. 130th Street, Cleveland OH			N/A	Determination
18942-0001	4	Monroe & Douglas Sunoco	4142 Monroe Street, Toledo OH			N/A	Determination
18954-0065	1	Kroger Fuel Center #805	6417 Columbus Pike, Lewis Center OH			N/A	Determination
19293-0002	2	Clark Shurmer Gas	15387 Pearl Road, Strongsville OH			N/A	Determination
19695-0001	2	Tantash Inc.	818 E. 200th Street, Cleveland OH			N/A	Determination
19857-0001	6	AJ's Carry Out	805 W. Main Street, Leipsic OH			N/A	Determination
19898-0001	2	Reham Food Mart Inc	7910 Harvard Avenue, Cleveland OH			COC Denied	Determination
19976-0004	0	NZR Retail of Toledo	950 West Alexis Road, Toledo OH			Property Transferred	Determination
20016-0001	3	Kenwood Marathon	7268 Kenwood Road, Cincinnati OH			N/A	Determination
20163-0001	3	Weber Rd. Market	900 Weber Road, Columbus OH			N/A	Determination
20456-0001	3	Speedy Mart	3377 E. Livingston Avenue, Columbus OH			N/A	Determination
20464-0001	3	Marathon	315 Looney Road, Piqua OH			N/A	Determination
20499-0001	6	Penn Ohio Plaza	10650 Market Street, North Lima OH			N/A	Determination
20612-0001	3	Singh Family of S. Toledo Real Estate Pr	324 S. Detroit Avenue, Toledo OH			N/A	Determination

Owner/Fac	UST Cnt	Own / Fac Name	Own / Fac Address	Eff Date	Print Date	Override Reason	Denial Status
20956-0001	3	Shell	3613 North Main Street, Dayton OH			N/A	Determination
21207-0001	1	Frank's Market	1905 Cleveland Avenue, Columbus OH			COC Denied	Determination
21313-0002	4	Prime #2	14235 Madison Avenue, Cleveland OH			N/A	Determination
21313-0014	3	Prime #14	1200 Brittain Road, Akron OH			N/A	Determination
21355-0001	1	Channel Grove Marina	389 Channel Grove, Lakeside Marblehead OH			N/A	Determination
21358-0001	3	Gas Express	3726 Clark Avenue, Cleveland OH			N/A	Determination
21604-0001	3	JR's Mini Mart	14910 Lorain Avenue, Cleveland OH			N/A	Determination
22282-0009	4	Keowee Fuel Mason	613 Reading Rd, Mason OH			N/A	Determination
22282-0010	2	Omesh Properties, LLC	1155 S. Erie Highway, Hamilton OH			N/A	Determination
22356-0001	3	Miles Group, LLC	17707 Miles Avenue, Warrensville Heights OH			N/A	Determination
22416-0001	3	GG II Investments L.C.	2021 W. State Street, Alliance OH			N/A	Determination
22432-0001	3	Third Street Petroleum, LLC	727 W. 3rd Street, Dayton OH			N/A	Determination
22462-0001	2	Wright Warehousing, Inc.	1601 E. 4th Street, Lima OH			N/A	Determination
22471-0001	1	Lake Erie Correctional Institution	501 Thompson Road, Conneaut OH			N/A	Determination
22516-0001	1	Clark	126 S. Washington Street, New Paris OH			N/A	Determination
22643-0001	5	Myers Fastlane	7558 County Road 16, Pedro OH			COC Denied	Determination
22650-0001	3	Main Marathon	1845 N. Main Street, Dayton OH			N/A	Determination
22674-0013	3	N&G Takhar Oil LLC	50 West Mitchell Avenue, Cincinnati OH			N/A	Determination
22678-0001	1	Bradley Sponseller Facility	7522 Wales Avenue N.W., North Canton OH			N/A	Determination
22684-0001	2	Loretta L. Leedom Property	144 State Route 772, Bainbridge OH			N/A	Determination
22691-0001	8	Chuck's Automotive Repair, LLC	3084 Massillon Road, Akron OH			N/A	Determination
22696-0001	2	Ghazawi, Inc.	4489 Pearl Road, Cleveland OH			N/A	Determination
22715-0001	2	Punjab Properties, LLC	674 US Route 250 S., Norwalk OH			N/A	Determination
22723-0001	4	S.H.A. Petroleum, Inc.	162 S. Broadway Street, New Philadelphia OH			N/A	Determination
22724-0002	3	SHLR Petroleum, Inc.	3726 State Route 23, Portsmouth OH			N/A	Determination
22732-0001	3	28021 Miles Rd., LLC	28021 Miles Road, Chagrin Falls OH			N/A	Determination
23106-0001	3	Eastside Station	1020 E. Broad Street, Columbus OH			N/A	Determination
23135-0001	4	Quick Stop	9772 US Route 40 W, New Paris OH			COC Denied	Determination
23157-0001	3	Gene A. & Carol A. Dreher	4805 Lapperell Road, Peebles OH			N/A	Determination
23468-0001	3	Dasnadas, Inc.	1257 Western Ave, Chillicothe OH			N/A	Determination
23468-0001	1	Dasnadas, Inc.	1257 Western Ave, Chillicothe OH			N/A	Determination
23592-0001	5	305 West Emmitt Carryout, LLC	305 W. Emmitt Avenue, Waverly OH			N/A	Determination
23831-0001	2	Christina A. Reeder	224 Oaklawn Avenue, Woodsfield OH			N/A	Determination
23833-0001	3	50/50 Fuel Terminals LLC	5050 Stickney Avenue, Toledo OH			N/A	Determination
23836-0001	4	Wickliffe Petroleum LLC	30220 Euclid Avenue, Wickliffe OH			N/A	Determination
23892-0001	4	Express Quick Stop Market	300 17th Street, Wellsville OH			N/A	Determination
23934-0001	3	Classic Food Mart	12867 State Route 243, Chesapeake OH			N/A	Determination
24023-0001	3	Shell	600 N Main Street, Piqua OH			N/A	Determination
24049-0001	3	Joseph and Shady Lahoud	4101 Woodville Road, Northwood OH			N/A	Determination
24087-0001	4	Gibson's General Store	2969 State Route 772, Chillicothe OH			COC Denied	Determination
24105-0001	3	Husein Ibrahim	6201 E. Livingston Avenue, Reynoldsburg OH			N/A	Determination
24106-0001	1	Smokey Road Realty, LLC	19550 Smokey Road, Marysville OH			N/A	Determination
24145-0001	3	EZ Stop	1508 11th Street, Portsmouth OH			N/A	Determination

Owner/Fac	UST Cnt	Own / Fac Name	Own / Fac Address	Eff Date	Print Date	Override Reason	Denial Status
24199-0001	4	1350 Upper Valley Pike	1350 Upper Valley Pike, Springfield OH			N/A	Determination
24259-0001	2	Scarborough Bus Compound	2510 Park Crescent Drive, Columbus OH			N/A	Determination
24281-0001	4	Rockford Shopper Stop LLC	205 North Main Street, Rockford OH			N/A	Determination
24288-0001	4	Marathon Food Mart	2720 Saint Johns Road, Lima OH			N/A	Determination
24324-0001	2	Kaur Sukwinder	5160 Mahoning Avenue, Youngstown OH			N/A	Determination
24382-0001	3	KBN Properties	430 Oberlin Road, Elyria OH			N/A	Determination
24501-0001	4	PS Winchester, LLC	2860 Winchester Pike, Columbus OH			N/A	Determination
24503-0001	1	Mercy Franciscan Hospital Western Hills	2841 Boudinot Avenue, Cincinnati OH			N/A	Determination
24509-0001	3	Muddy Mart	1024 Muddy Fork Road, Bainbridge OH			N/A	Determination
24518-0001	3	Marshall Food Mart LLC	11070 State Route 506, Hillsboro OH			N/A	Determination
24520-0001	1	JPMCC 2007-CIBC19 Euclid Ave LLC	29801 Euclid Avenue, Wickliffe OH			N/A	Determination
24532-0001	4	Former Gas Station	550 Steubenville Avenue, Cambridge OH			N/A	Determination
24534-0001	1	Chase Tower	100 East Broad Street, Columbus OH			N/A	Determination
24553-0001	3	Dutch Harbor Marina	640 Hartzell Road, North Benton OH			N/A	Determination
24568-0001	4	Five Points Gas Station	2607 Tylersville Road, Hamilton OH			N/A	Determination

Total Owners **84**

Total Facilities **91**

Total USTs **243**

Total Determinations **92**