



CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY



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IN THIS ISSUE:

- Cal/EPA** **New: Emergency Response/Contingency Plan Template for Electronic Reporting in CERS Introduction to Criminal Environmental Investigations**
- DTSC** **None**
- SWRCB** **Local Guidance (LG) 159; Annual UST Compliance Inspection
Local Guidance Letter (LG) 165-2; Storage Tanks in Containment Structures Located Beneath the Surface of the Ground
Local Guidance Letter (LG) 164; Reporting of Significant Operational Compliance (SOC)
Reporting of Biodiesel Variances**
- Cal EMA** **None**
- OSFM** **None**

California Environmental Protection Agency

New: Emergency Response/Contingency Plan Template for Electronic Reporting in CERS

A consolidated Emergency Response/Contingency Plan template for electronic reporting to the California Environmental Reporting System (CERS) has been created by representatives of the California CUPA Forum Board. It has been reviewed and approved by Cal/EPA and Cal EMA. The template and Instruction are available on the [Unified Program Publications](#) and in CERS under the "Business" tab. The template is an optional form that can be used by business to meet the following requirements:

- Health and Safety Code (HSC) §25504(b) requirement that Hazardous Materials Business Plans (HMBP) contain Emergency Response Plans and Procedures in the event of a reportable release or threatened release of a hazardous material.
- HSC §25504(c) requirement that HMBPs address training of employees in safety procedures in the event of a reportable or threatened release.
- Title 22 California Code of Regulations (22 CCR) §66262.34(a) requirement that facilities that generate 1,000 kilograms or more of hazardous waste per month, or accumulate more than 6,000 kilograms of hazardous waste on-site at any one time, prepare a Contingency Plan. Facilities that generate in any month more than 1 kilogram of acutely hazardous waste (AHW), or more than 100 kilograms of debris resulting from the spill of an AHW, or which treat hazardous waste onsite under the Permit by Rule (PBR) onsite treatment tier must also prepare a Contingency Plan.

This template has been developed to unify emergency response and contingency plan requirements for hazardous materials and hazardous wastes, provide for basic contingency planning for an average small to mid-size facility and incorporate minimal regulatory requirements. Other supplements or amendments may be required for facilities of exceptional size or having exceptional operations or processes that warrant additional contingency planning. Use of

this template is not mandatory. A business may substitute their own format or another emergency planning document [e.g., Spill Prevention Control and Countermeasure (SPCC) Plan], provided that it satisfies the HSC and 22 CCR requirements for content.

Thanks to Greg Breshears, Santa Clara County Department of Environmental Health, John White, Anaheim Fire Department and others that contributed to the development of this template.

Introduction to Criminal Environmental Investigations

Cal/EPA and the Western States Project (WSP) are offering scholarships to the "Introduction to Criminal Environmental Investigations" class. The training will be held in Reno, Nevada on September 27-29, 2011. This class is offered once a year and it is always out of state. As the curriculum does not change, this class should only be taken once. Thirty-six (36) full scholarships are available.

Full scholarships cover registration, travel costs and per diem. **Applications must be received by Cal/EPA no later than 5:00 p.m. on Friday July 29, 2011.** Late applications will not be accepted. This training is appropriate for regulators, investigators, prosecutors and in house counsel. This training is limited to government employees only.

In order to receive a scholarship you must have the approval of your supervisor. You must attend also all sessions of the training to be reimbursed. Travel reimbursement may take up to 8 weeks after submission of completed reimbursement forms; reimbursement is paid in accordance with state travel rules. **Please do not apply unless you are sure you can attend, as substitutions will not be allowed.** Each individual must apply on their own behalf; applications by supervisors for their staff for example, will not be accepted.

To apply for a scholarship, send an email to Jami Ferguson at jferguson@calepa.ca.gov with the following information:

Name, Title, Agency
Program Area (hazardous waste, solid waste, air, water, pesticides etc.)
Email address, mailing address, phone number
Supervisor's name and email address
Supervisor's phone number
Duties (particularly as they relate to enforcement)
Have you ever received a WSP or Cal/EPA Scholarship before? If so, when?

Incomplete applications will not be considered. You will be notified via email of scholarship award and will receive further instructions at that time.

AGENDA TOPICS

Subjects to be covered will include an introduction to environmental crimes and regulations and the criminal justice system, coordinating the investigation, case development and management, crime scene evaluation, industry examples and illegal activities, technical support, evidence gathering, information management, interviewing techniques for regulators, sampling, personal protection, high-tech evidence, interviewing report writing, using documents to build a case, search warrant preparation and execution, and defense and judicial perspective.

DTSC - None

State Water Resources Control Board

Local Guidance (LG) 159; Annual UST Compliance Inspection

LG 159 clarifies the necessary elements of the annual UST facility compliance inspection as required by California Health and Safety Code Chapter 6.7, Section 25288 and Title 23, California Code of Regulations, Section 2712. Included with this guidance is a handbook which provides supplemental information to conducting a thorough compliance inspection and model inspection checklists that include violation classifications to assist with significant operational compliance reporting.

LG 159 is posted at http://www.waterboards.ca.gov/water_issues/programs/ust/leak_prevention/lgs

UST Program Contact: Terry Snyder (tsnyder@waterboards.ca.gov; 916-341-5385) or Sean Farrow (sfarrow@waterboards.ca.gov; 916-324-7493).

Local Guidance Letter (LG) 165-2; Storage Tanks in Containment Structures Located Beneath the Surface of the Ground

LG 165-2 answers some common questions that have arisen to date regarding whether storage tanks in containment structures located beneath the surface of the ground (e.g. vaults, basements) are USTs, and if so, how to determine whether such USTs are exempt from the requirements set forth in Chapter 6.7 of the Health and Safety Code.

LG 165-2 is posted at http://www.waterboards.ca.gov/water_issues/programs/ust/leak_prevention/lgs

UST Program Contact: Cory Hootman (chootman@waterboards.ca.gov; 916-341-5668)

Local Guidance Letter (LG) 164; Reporting of Significant Operational Compliance (SOC)

LG 164 outlines the reporting requirements of SOC for underground storage tank facilities. Included in the LG is an updated copy of the SOC Matrices.

LG 164 is posted at http://www.waterboards.ca.gov/water_issues/programs/ust/leak_prevention/lgs

UST Program Contact: Terry Snyder (tsnyder@waterboards.ca.gov; 916-341-5385)

Reporting of Biodiesel Variances

The number of biodiesel variances issued through December 31, 2010 was 56. Of those, 15 were withdrawn during the July to December 2010 reporting period. 12 of the 15 variances withdrawn were for up to B5. B5 was redefined and no longer requires a variance. The other 3 variances withdrawn were for blends >B5. Currently there are only 41 active biodiesel variances that have been issued statewide. At least 12 of those variances were for B20.

The following CUPA/PAs have active variances for >B5: Fremont (2), Gilroy (1), Hayward (2), Mountain View (1), Livermore/Pleasanton (1), Santa Monica (2), Cupertino (1), Alameda (1), Contra Costa (4), Fresno (2), Marin (1), Monterey (2), San Bernardino (2), San Diego (7), San Francisco (6), San Mateo (2), Santa Clara County (1), Santa Cruz (1), Sonoma (1), Yolo (1).

UST Program Contact: Terry Snyder (tsnyder@waterboards.ca.gov; 916-341-5385)

California Emergency Management Agency - None

Office of the State Fire Marshal - None