



Edmund G. Brown Jr.
Governor

Matthew Rodriguez
Secretary for Environmental Protection

UNIFIED PROGRAM NEWSLETTER FOR MARCH 2016

IN THIS ISSUE:

California Environmental Protection Agency (CalEPA)

Unified Program Guidance Letter 11-05 (Revised) - Underground Storage Tank Construction for Biodiesel and Ethanol Fueling Systems Constructed by Propel

Training: Union Pacific Railroad provides "Crude by Rail" 3-Day Course

Training: Union Pacific Railroad provides 40-Hour Tank Car Safety Courses

CERS Maintenance Activities for March and April 2016

Reminder: Compliance Monitoring and Enforcement (CME) Data must be entered into CERS

State Water Resources Control Board

Informational Workshop on Permanent Closure of Single-Walled USTs March 29 in Los Angeles

New Spill Container FAQs Posted

Revised Documents Posted

Email Address to Notify Board of Equalization of Exempted Tank Status

Department of Toxic Substances Control

Neutralex Certified Treatment Technology

CAL FIRE Office of State Fire Marshal (OSFM)

Farms and SB 612

California Environmental Protection Agency

Unified Program Guidance Letter 11-05 (Revised)- Underground Storage Tank Construction for Biodiesel and Ethanol Fueling Systems Constructed by Propel

A revised version of Guidance Letter 11-05 was released on March 4, 2016, to include the Unified Hazardous Materials Program guidance regarding Underground Storage Tank construction for biodiesel and ethanol fueling systems constructed by Propel. Propel, is a business, which builds, owns and operates a network of low carbon fueling points. Propel has requested assistance from CalEPA Office of the Secretary to obtain consistent statewide review of its plans for compliance with State requirements for the installation of underground storage tanks (USTs) and underground piping systems for fuel with 20% biodiesel, commonly referred to as B-20, and 85% ethanol, commonly referred to as E-85.

In response to Propel's request, CalEPA established a Unified Program plan review team, consisting of representatives of the State Water Resources Control Board's (State Water Board) UST Program and local Unified Program Agencies (UPA). This team required that Propel submit all documentation necessary to complete a review of the Propel B-20 and E-85 fueling system design, including equipment for the purpose of determining if this plan was in compliance with State law. Upon completion of review, the team determined that Propel's standard installation plans, all equipment and components are in compliance with State law and may be approved by a local UPA for installation.

To ensure that the plans submitted to UPAs by Propel for approval are the same as those approved by the Unified Program plan review team, UPAs may request a copy of the team approved plans by sending an email to CUPA@calepa.ca.gov with “Request for Unified Program approved Propel plans” in the subject line. UPAs are to refer to the Unified Program approved plans to determine if the plans submitted to them by Propel meet State requirements. If the plans submitted by Propel to a UPA are identical to the plans which have been approved by the Unified Program plan review team, then the UPA should consider the plans to be in compliance with State law, specifically, the requirements found in California Health and Safety Code Division 20, Chapter 6.7. If a UPA believes the plans approved by the Unified Program plan review team are not in compliance with State law, the UST Program of the State Water Board should be contacted.

Training: Union Pacific Railroad provides “Crude by Rail” 3-Day Course

This three day course is designed for fire service personnel in the mitigation of an incident involving crude oil in a rail transportation environment. The course consists of classroom instruction and hands on exercises including live fire training. The course is held at the Security and Emergency Response training Center (SERTC) located in Pueblo Colorado.

Course dates are as follows:

- March 16-18
- April 18-20
- May 16-18
- September 19-21
- October 10-12

Union Pacific Railroad will cover course tuition, airfare, lodging, transportation and breakfast and lunch each day of class. Please see the attached information for additional details.

Training: Union Pacific Railroad provides 40-Hour Tank Car Safety Courses

For the past 29 years, Union Pacific Railroad has been sponsoring 40-hour tank car safety courses at the American Association of Railroad’s (AAR) Transportation Technology Center’s (TTCI) Security and Emergency Response Training Center (SERTC) in Pueblo, Colorado. Union Pacific Railroad would like to provide partnering public first response organizations the opportunity to have a representative attend one of the following scheduled courses below.

Advance Tank Car Safety Course	Tank Car Safety and Rail Emergency Response Course for First Responders
<ul style="list-style-type: none"> • April 11-15, 2016 	<ul style="list-style-type: none"> • September 19-23, 2016 • October 3-7, 2016

Course tuition, airfare, lodging, transportation and meal expenses will be covered by Union Pacific Railroad. Please see the attached information for additional details.

CERS Maintenance Activities for March and April 2016

CERS Technology Services is planning several maintenance activities through March and April. These planned maintenance tasks are occurring outside of normal posted maintenance windows and are scheduled as follows:

Date:	March 10, 2016	March 18, 19 & 20, 2016	April 8 & 9, 2016
Time:	6:00 – 9:00 p.m.	6:00 p.m. – March 18 through 2:00 p.m. – March 20	6:00 p.m. – April 8 through 8:00 p.m. – April 9
Description:	Relocating Virtual Server from CalEPA to Dept. of Technology Data Center	Relocating CERS Production from CalEPA to Dept. of Technology Data Center	CalEPA Headquarters Annual Power Down
User Impact:	There will be a service disruption during this time.	CERS will be unavailable.	CERS will be unavailable.
Technology Services Id:	CERS.CalCloud.20160310	CERS.CalCloud.20160318	CERS.PowerDown.20160408

If you have any questions, please contact CERS Technology Services at CERS@CalEPA.ca.gov.

Reminder: Compliance Monitoring and Enforcement (CME) Data must be entered into CERS
Starting fiscal year 2014/2015, CME data must be submitted electronically within 30 days of each completed quarter [CCR Title 27, Division 1, Subdivision 4, §15290(b)]. Submittal deadlines are listed below:

Fiscal Year Quarterly CME Action Occurs (including updates)	Deadline for Electronic Submittal Of Quarterly CME Data
July 1 – September 30	October 30
October 1 – December 31	January 30
January 1 – March 31	April 30
April 1 – June 30	July 30

As of August 1, 2014, CUPAs are evaluated on quarterly CME electronic reporting requirements for inspection and enforcement activities occurring on or after July 1, 2013.

All CME data must include the complete detail record fields identified in CERS Regulator Portal (<http://cers.calepa.ca.gov/>) and defined in the Unified Program Data Dictionary (www.calepa.ca.gov/LawsRegs/Regulations/T27/DataDict.pdf).

For more information, please refer to Unified Program Guidance Letter 14-02 (<http://www.calepa.ca.gov/CUPA/Bulletins/2014/Jan17.pdf>).

State Water Resources Control Board

Informational Workshop on Permanent Closure of Single-Walled USTs March 29 in Los Angeles

Underground Storage Tank (UST) Leak Prevention Program staff will discuss in detail the design and construction requirements, as well as the closure requirements, imposed by Senate Bill 445 (Stats. 2014, Ch. 547). Replacing, Removing, or Upgrading Underground Storage Tanks (RUST) Program staff will discuss loan and grant funding opportunities available to assist eligible small business owners/operators to meet the single-walled UST removal requirement. Lastly, UST Cleanup Fund staff will present information regarding cleanup funds available to assist eligible owners/operators with cleaning up petroleum-related contamination from UST.

The workshop is from 9:00 a.m. to 12:00 p.m. on Tuesday, March 29, 2016, in the Carmel Room of the Junipero Serra State Office Building at 320 West Fourth Street, Los Angeles, California 90013. For more information, please contact Jessica Botsford at Jessica.botsford@waterboards.ca.gov or (916) 341-7338.

New Spill Container FAQs Posted

The State Water Board released a frequently asked question (FAQ) titled, "Are spill containers required to be approved by an independent testing organization or have affirmative statements of compatibility?" FAQ explains that spill containers are not required to be approved by an independent testing organization or have affirmative statements of compatibility, though they are required to be compatible with the hazardous substances stored in UST. The link to FAQ can be found on the State Water Board's website at http://www.waterboards.ca.gov/water_issues/programs/ust/leak_prevention/faq13.shtml.

For more information, please contact Gabriel Herrera at gabriel.herrera@waterboards.ca.gov or (916) 319-9128.

Revised Documents Posted

Three FAQs for the California Environmental Reporting System (CERS) have been updated to reflect new information. Two FAQs, "How should a changed UST Tank ID be handled," for regulator users, and "Can or should I change a UST Tank ID number," for business users, have new information about closing duplicate UST records that result from changing a UST Tank ID number. The third FAQ, "Creating a Valid UST Report 6," reflects the changes that have recently been made to the

CERS Report 6. Links to all the FAQs can be found on the State Water Board's website at http://www.waterboards.ca.gov/water_issues/programs/ust/cers/faqs.shtml.

The "Request/Certification for Paperless Report 6 Reporting" has been updated to reflect recent changes in the CERS Report 6. The application/certification can be found as part of the document titled, "Underground Storage Tank Report 6 Paperless Reporting Requirements" and can be found on our website at http://www.waterboards.ca.gov/water_issues/programs/ust/adm_notices.shtml.

For more information, please contact Gabriel Herrera at gabriel.herrera@waterboards.ca.gov or (916) 319-9128.

Email Address to Notify Board of Equalization of Exempted Tank Status

The Board of Equalization (BOE) would like to provide Certified Unified Program Agencies with a new email address to notify BOE regarding UST exemptions (Health and Safety Code, chapter 6.7, 25283.5) granted or rescinded to UST owners/operators. This information is important to BOE in case of potential audits or appeals. BOE assigns exempted UST owners "blanket exemption" account numbers in their Integrated Revenue Information System for tracking purposes, but no reporting requirements are associated with these "blanket exemption" accounts. As a reminder, owners/operators of exempted USTs are not required to make submittals to CERS.

Please notify the BOE of: 1) any changes to UST exemption status; or 2) new UST exemptions granted at STFD-UST@boe.ca.gov with "STFD-UST Exemption Status" in the subject line.

For questions related to CERS submittals please contact Gabriel Herrera at Gabriel.herrera@waterboards.ca.gov or (916) 319-9128. For BOE questions, contact Julie Huber at Julie.huber@boe.ca.gov.

Department of Toxic Substances Control

Neutralex Certified Treatment Technology

DTSC has written a clarification letter regarding the usage of this certified treatment technology (attached). The certification can be found here: <https://www.dtsc.ca.gov/TechnologyDevelopment/TechCert/upload/scigen-neutralex-cert-2015.pdf>.

CAL FIRE – Office of State Fire Marshal

Farms and SB 612

SB 612 aligned the applicability threshold for a farm under Aboveground Petroleum Storage Act (APSA) with the applicability threshold for a farm under the federal Spill Prevention Control Countermeasure requirements, effective January 1, 2016. APSA still regulates a tank or tank facility located on and operated by a farm regardless of its location with respect to navigable waters or adjoining shorelines. For information on the requirements for farms pursuant to SB 612 and APSA, a fact sheet may be found on the OSFM APSA website at http://osfm.fire.ca.gov/cupa/pdf/Farm_Fact_Sheet_26Jan2016.pdf.