

Winter Storms and Spring Floods

Kudos to tank owners who dealt with power outages, fuel scarcity, and other challenges during winter storms and spring floods. Many of you overcame these obstacles to continue providing fuel, other products, and/or services to your customers.

The PSTIF allowed extra time for tank owners and operators whose coverage came due during these weather events, recognizing that providing records to us is not your first priority when you are dealing with such challenges. To our knowledge, no one lost their PSTIF insurance coverage as a result of difficulties caused by storms or floods. Thank you for working with us!

UST Inspections

Good news for UST owners and operators! The Department of Natural Resources and the Petroleum Storage Tank Insurance Fund have finalized an agreement to conduct joint inspections of operating UST sites.

Beginning July 1, 2007, a contractor working for the two agencies will inspect UST facilities and provide reports and photos to both agencies. This will minimize interruptions for tank owners and operators and will save taxpayers the cost of each agency performing independent inspections.

2007 Legislature Ends

The Missouri General Assembly adjourned on May 18 after passing a budget for the fiscal year beginning July 1 and numerous other bills. The

budget and all other bills enacted by the Legislature now go to the Governor for signature or veto.

Other than the budget, which provides spending authority for the PSTIF to pay claims and operating expenses for the coming year, none of the bills directly affect the PSTIF. Several bills encouraging use of alternative fuels were passed, including HB327, which creates a state tax credit for persons who install and operate an "alternative fuel station," an income tax deduction for purchase of a hybrid vehicle, and a state tax credit for purchase of E-85 gasoline or biodiesel.

EPAct in Missouri

Like the other 49 states, Missouri is evaluating the new federal UST legislation passed by Congress in 2005 as part of the Energy Policy Act, (EPAct). The federal law does not impose any requirements directly on tank owners or operators. Rather, it requires states to do certain things and impose certain requirements in order to continue receiving their full share of federal money for their UST regulatory programs.

To help you stay abreast of what Missouri is doing, and how the new federal provisions are being implemented, the PSTIF has added a new section to its web site, www.pstif.org. Check it often for updates!

FR for Tank Equipment Companies

To implement one of the provisions of the 2005 Federal Energy Policy Act, Missouri now requires manufacturers of tanks and piping, and companies

who install or repair tank systems, to register annually with the Division of Weights and Measures and demonstrate that they have a "financial responsibility (FR) mechanism" to pay for cleanup of any leak caused by defective product or workmanship. About 40 companies have already sent in registration applications and FR documents. The Division plans to start issuing registration certificates in July and will post a list of companies who have complied with this new requirement on the Internet.

Additional information on this new requirement, including Q/A's, is available under "Federal Energy Act" at www.pstif.org.

Changes to RBCA

DNR has announced its plans to revise the risk-based corrective action requirements for tank sites, which are contained in the MRBCA Guidance Document for Tank Sites published in February 2004. An initial stakeholder meeting was held February 26, 2007, and committees have been formed to work on four issues: LNAPL, plume stability, risk to plastic water lines and other utilities, and Tier 2 parameters.

Any tank owner or consultant interested in participating in the discussion and development of the revised requirements should send an email to tanks-rbca@dnr.mo.gov or call 800-361-4827.

Non-Road Diesel Dispenser Labels

Effective June 1, 2007, retail dispensers of non-road, locomotive, or

marine diesel must label the dispenser to indicate sulfur content. These labels are in addition to the long-required IRS labels. For more information, contact your trade association or go to www.epa.gov/cleandiesel/comphelp.htm.

L.U.S.T.LINE

Tank owners, consultants, equipment companies, and others who are interested in the latest information about underground tanks and cleanups may want to add L.U.S.T.LINE to their regular reading list. This excellent publication promotes information exchange on UST/LUST issues and is published 3-4 times per year.

It is available free on-line at <http://www.neiwpsc.org/lustline/index.asp> or in a printed format for an annual subscription price of \$18 from NEIWPC, 116 John Street, Lowell, MA 01852.

E-85 and Air Pollution Rules

In May, the MDNR announced that it will not require Stage II vapor recovery devices on E-85 dispensers. For further information, contact Steve Feeler at 573-751-4817.

SPCC Deadline

EPA has finalized a rule that postpones the deadline for owners of bulk plants, portable skid tanks, and other mobile storage facilities to implement a revised SPCC Plan. The deadline is now July 1, 2009. For more information, contact your trade association.

Email Scam

The IRS has warned taxpayers about an email scam intended to fool businesses into believing they are under investigation by its Criminal Investigation Division. An email that appears to be from the IRS CID says the agency is investigating the business for submitting false tax returns. It instructs the recipient to click on a link or open an attachment to learn more.

The IRS does not send out unsolicited emails, and says the email link and attachment are a "Trojan horse" that can allow remote access to your computer. As always, unless you recognize the email sender as a trusted source, it is good practice to avoid clicking on any embedded links or opening any attachments.

Don't forget – Free UST training is available at www.pstif.org

Latest Leaks is a newsletter of the Missouri Petroleum Storage Tank Insurance Fund.

www.pstif.org

Matt Blunt, Governor

Board of Trustees

Donald W. McNutt, Chairman
James P. Ford, Vice Chairman
John Albert
Rich AuBuchon
Thomas G. Kolb
Gary O'Neal
Danny Opie
Tom Pfeiffer
Melvin Schebaum
Dan Schuette
Bruce Work

Executive Director

Carol R. Eighmey
PO Box 836
Jefferson City, MO 65102
573-522-2352

Third Party Administrator

Williams & Company Consulting, Inc.
1-800-765-2765

Send address changes to:
PSTIF
PO Box 104116
Jefferson City, MO 65110

Petroleum Storage Tank
Insurance Fund
PO Box 104116
Jefferson City, MO 65110