



## PST Super Guide/ TCEQ Small Biz Assistance

**Need help? Afraid to ask questions? Don't be.**

The Small Business and Local Government Assistance program provides confidential technical assistance without the threat of enforcement. Look them up at [www.TexasEnviroHelp.org](http://www.TexasEnviroHelp.org) toll free at 1-800-447-2827. They have specialists in Petroleum Storage Tanks that can assist you with Compliance needs. They also have developed the *Petroleum Storage Tank Super Guide – A Comprehensive Guide To Compliance In Texas*. The guide includes regulatory guidance on 14 different items ranging from buying and selling properties, conducting repairs to your monthly release detection.

The guide can be found online at [http://www.tceq.state.tx.us/comm\\_exec/forms\\_pubs/pubs/rg/rg-475.html](http://www.tceq.state.tx.us/comm_exec/forms_pubs/pubs/rg/rg-475.html)

## Texas Sunset Commission

### Out of Service Tanks/ Penalties Information

The Sunset Advisory Commissions review of the TCEQ is complete, and house Bill 2694 passed overwhelmingly that reaffirms the ongoing need for the TCEQ and continues the agency for another 12 years. The bill also makes another important change for tank owners:

- Eligible owners of out-of-service petroleum storage tanks will be able to apply for financial assistance from a remediation fund
- The administrative penalty maximum will increase to \$25,000 for all penalties with a few exceptions

## Regulatory Changes Federal/State

On October 25, 2011, EPA Administrator Lisa P. Jackson signed new proposed rules for the regulation of Underground Storage tanks. The proposed rules were published in the November 18, 2011 Federal Register with Comments due by February 16, 2012.

EPA is proposing revisions to strengthen the 1988 federal underground storage tank (UST) regulations by increasing emphasis on properly operating and maintaining UST equipment. These revisions will help improve prevention and detection of UST releases, which are one of the leading sources of groundwater contamination. The revisions will also help ensure all USTs in the United States, including those in Indian country, meet the same minimum standards. This is the first time EPA is proposing significant revisions to the federal UST regulations since they were first promulgated in 1988.

The proposal calls for revising 40 CFR Part 280 and state program approval requirements at 40 CFR Part 281 by:

- Adding secondary containment requirements for new and replaced tanks and piping (new requirements are more stringent)
- Adding operator training requirements for UST system owners and operators (States must develop three Classes A, B, C of UST System Operator training)
- Adding periodic operation and maintenance requirements for UST systems (including walk through inspections every 30 days)
- Removing certain deferrals (mainly for wastewater and emergency power tank storage)
- Adding new release prevention and detection technologies (including the removal of groundwater and vapor monitoring as approved release detection methodology)
- Updating codes of practice (making general technological updates to definitions to include technology improved since 1988)

For more information visit: <http://www.epa.gov/oust/fedlaws/proposedregs.html>

## TX 2012 UST Delivery Certificate Renewal Schedule

**Ensure Your Paperwork is Renewed Timely to Prevent Interruption to Delivery Operations**

If The Owner Number Ends In	Certificate Expires	Renewal Date	Renewed Delivery Certificate Posted
1	Jan 31	Jan 2	Feb 1
2	Feb 28	Jan 30	Mar 1
3	Mar 31	Mar 2	Apr 1
4	Apr 30	Apr 1	May 1
5	May 31	May 2	Jun 1
6	Jun 30	Jun 1	Jul 1
7	Jul 31	Jul 2	Aug 1
8	Aug 31	Aug 2	Sep 1
9	Sep 30	Sep 1	Oct 1
10	Oct 31	Oct 2	Nov 1

# Stormwater Discharges for Tank Owners

## Are You Covered?

If you plan to release, to any water in the state of Texas (including storm sewer systems), water containing petroleum fuel or petroleum substance from the following sources:

- groundwater pump tests,
- groundwater, surface water, and soil remediation activities,
- cleanup activities following spills that occur during transportation of petroleum, fuel or petroleum substances,
- removal of water from underground storage tank systems previously containing petroleum fuel or petroleum substances,
- removal of accumulated groundwater from excavation sites,
- removal of accumulated water from utility vaults,

Then you may qualify for coverage under General Permit TXG830000.

If you don't qualify for coverage under General Permit TXG830000, you may require an individual permit for any discharge released. Only uncontaminated water may be discharged from an industrial activity without permit coverage. Facilities that meet this condition, would still be required to file a "No Exposure Certification" with the TCEQ. Visit [www.TexasEnviroHelp.org](http://www.TexasEnviroHelp.org) for more information.

## Increased Enforcement

A recent Houston chronicle article (November 25, 2011 by Mike Morris), highlights the new aggressive direction City and County officials are taking when confronted with leaking underground storage tanks. Increasingly, owners are being targeted to pay for the clean-up and repairs that are discovered during projects in Harris County. Read more at <http://www.chron.com/news/houston-texas/article/County-cracking-down-on-leaking-storage-tanks-2293081.php>

## Website – Technical Articles

For more information on technical issues with underground storage tanks, visit our website to learn more regarding:

- Ultra Low Sulfur Diesel Corrosion Concerns
- Importance of Equipment Inspections

1600 W. Seventh Street • Fort Worth, Texas 76102

**TANK OWNER**  
MEMBERS INSURANCE COMPANY

## SPILL & LEAK REPORTING!

For spills and releases at your site that are either greater than 25 gallons on land or any amount that enters water (surface water, storm drain, groundwater)

**YOU ARE REQUIRED  
to report it  
IMMEDIATELY.**

**To report petroleum or  
hazardous substance spills:**

### CALL

1. Texas Commission on  
Environmental Quality  
Hotline: 800-832-8224  
New Mexico Facilities:  
New Mexico Environment  
Department: 505-827-9329

**and**

2. National Response Center:  
800-424 8802

**and**

3. Tank Owners Members  
Insurance Company:  
800-336-1338

*Do not Delay-  
Failure to notify can lead to  
costly environmental clean-ups,  
fines and violations! It can also  
result in claim denials!!*

## Frequently Used Phone Numbers

### TOMIC Member Service Team:

(817) 336-1336 or (800) 336-1338  
[www.tankowners.com](http://www.tankowners.com)  
[service@tankowners.com](mailto:service@tankowners.com)

### Texas Commission on Environmental Quality:

Petroleum Storage Tank Team (512) 239-6120  
UST & Stage II Technical Support (512) 239-0300  
TCEQ – Help Line (512) 239-2038  
Or check out their website at: [www.tceq.state.tx.us](http://www.tceq.state.tx.us)

### Environmental Protection Agency:

Office of Underground Storage Tanks (703) 603-7171  
[www.epa.gov](http://www.epa.gov)

### New Mexico Environmental Department:

Petroleum Storage Tank Team (505) 984-1741  
[www.nmenv.state.nm.us](http://www.nmenv.state.nm.us)