

Proposed Rulemaking - Chapter 245,  
Administration of the Storage Tank  
and Spill Prevention Program  
(Subchapter E)

Environmental Quality Board Meeting  
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# Proposed Rulemaking - Chapter 245

## Background

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- Storage Tank Program established under provisions of Act 32 of 1989, as amended
- Underground Storage Tank (UST) Requirements
  - Federal Regulations at 40 CFR, Part 280
  - Federal Energy Policy Act of 2005
  - EPA Grant Guidelines to States
    - Federal Funding under Subtitle I of RCRA
- Storage Tank Advisory Committee Report



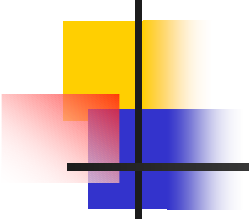
# Proposed Rulemaking - Chapter 245

## Subchapter E. Technical Standards for USTs

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### Comprehensive Operator Training Provisions

- Three Distinct Classes of UST Operator
  - Class A – Primary responsibility for facility
  - Class B – Daily responsibility for detailed operations, equipment, maintenance & recordkeeping
  - Class C – Daily on-site response to emergencies
- A person may be designated in more than one class
  - No limit on how many operators may be designated
  - Owners may use DEP-Certified Installer/Inspector/Co. to perform as Class A or Class B operator



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## Subchapter E. Technical Standards for USTs

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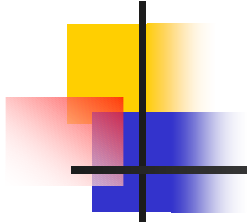
- Training for Class A and Class B Operators
  - Formal training and testing approved by DEP
  - Reliance on Third-party Industry Trainers
  - Reciprocity for other State's Training Programs
- In-house training/procedure for Class C Operators
  - Emergency procedures required within 6 months
- Operators must be designated and trained by: Aug. 8, 2012
- No new reporting requirements
  - Training compliance checked during routine inspections



# Summary of Proposed Rulemaking

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- The Proposed Rulemaking will:
  - Address Federal Energy Act operator training requirements and EPA Grant Guidelines to States.
  - Provide maximum flexibility and promote use of industry experts, and DEP-certified persons.
  - Improve UST facility operations and compliance, and help to prevent releases from USTs.
  - Address minor corrections and clarifications needed in current regulations.
- Recommend Board approval to publish as proposed rulemaking w/30-day comment period



**Thank You**

**Thomas K. Fidler**

Deputy Secretary

Office of Waste, Air, and Radiation Management