



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

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Michael R. Pence
Governor

Thomas W. Easterly
Commissioner

October 31, 2013

VIA ELECTRONIC MAIL

UST Owners and Operators,
Environmental Consultants and Contractors,
And Other Interested Parties

Re: Nonrule Policy Document

To Whom It May Concern:

The Excess Liability Trust Fund (ELTF) Program has recently completed a nonrule policy document (NPD) titled: "Excess Liability Trust Fund Reimbursement of Certain Incidental Materials, Supplies and Equipment Costs, Documentation and IDEM Review Procedures". This Pending NPD, Policy Number WASTE-0063-NPD, was posted at website <http://www.in.gov/idem/4694.htm> on October 29, 2013 officially starting the mandatory 45-Day comment period. The ELTF Program is pleased to provide you with an opportunity to review and comment on this pending NPD. Please submit comments regarding this NPD to either one of us by December 12, 2013. To allow staff the greatest amount of time to evaluate and prepare any necessary response, IDEM encourages early submittal of comments.

In 2013, IDEM hosted a continuous improvement event with IDEM staff and external stakeholders regarding the ELTF claims process. There were many great discussions that resulted in recommendations for different aspects of the ELTF claims process. Work groups were formed to evaluate short-, mid- and long-term problems and develop and present recommendations and solutions to best address the issues. IDEM almost immediately implemented some short-term changes to internal administrative procedures to provide more timely reviews of claims and public access to processed claims. Pending WASTE-0063-NPD addresses one of the mid-term issues identified. IDEM believes that these procedures will further streamline the claims process for the applicant and IDEM claim reviewers and ensure fair compensation for costs associated with the specific activities. Long-term, IDEM plans to make additional improvements, including initiating the ELTF rule revision process in 2014.

Note that IDEM will send an additional announcement regarding claims submittal procedures and effective date.

If you have any questions, please contact Bobbi Steiff at 317-234-0935 or via email at rsteiff@idem.IN.gov or Bill Davis at 317-232-8921 or via email at bdavis@idem.IN.gov.

Sincerely,

William D. Davis, LPG#857
Chief, ELTF Technical Section
Underground Storage Tank Branch
Office of Land Quality

Bobbi Steiff
Chief, Excess Liability Trust Fund Claims Section
Underground Storage Tank Branch
Office of Land Quality