



Petroleum Underground Storage Tank Release Compensation Board

P.O. Box 163188 • Columbus, Ohio 43216-3188
Phone: (614) 752-8963 • Fax: (614) 752-8397

March 26, 2001

Troy Schultz
BJAAM Environmental, Inc
P.O. Box 523
Canal Fulton, OH 44614

Dear Mr. Schultz:

I would like to invite you to participate in a workshop sponsored by the Board to address the issues and barriers to electing to conduct corrective action under the new risk-based corrective action rule. As you know, in March 1999 BUSTR implemented a new corrective action rule, allowing site-specific risk-based decisions to be made. Under the new corrective action rule, for releases reported prior to the effective date of the new rule owners may elect to conduct corrective action under the new rule. The Board believes the use of this new rule will result in more cost-effective and timely corrective actions that will be beneficial to both the Financial Assurance Fund and owners. However, as we approach the second anniversary of the new rule, there has been evidence that owners are not electing to bring release sites under the new rule in the numbers we had expected. Since the anticipated cost savings associated with the implementation of this new rule are important to the Board, we are very interested in understanding the issues and barriers that may exist to using the new rule. Therefore, to the extent that we can identify the issues and barriers preventing owners and their consultants from using the new rule, we can work with the owner, their consultants and BUSTR to devise solutions that encourage more owners and consultants to do so.

To start a dialogue on this issue, we are inviting a select number of consultants and owners to participate in a workshop designed to identify the issues and barriers and to make recommendations for overcoming them. I would like to invite you to be a part of these discussions to provide your insight on:

- any issues within the rule's provisions that are barriers to its use;
- what difficulties arise when switching to the new rule;
- any issues or concerns within the rule's implementation by BUSTR or in the processing of subsequent claims by the Board;
- how Board and BUSTR staff are responding to your efforts to use the new rule; and
- what factors may be discouraging owners from moving their sites to the new rule.

In other words, we want to identify all of the factors that come in to play as a consultant and owner consider whether to use the new rule and, after making the decision to switch, what factors may be working against a smooth transition.

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You have been identified to participate in this workshop based on your experience in conducting corrective action under the BUSTR rules and your involvement in the corrective action decision-making process. If you cannot attend, or if you feel someone else in your organization would more effectively represent any issues or concerns on this matter, I would appreciate your contacting Carol DeVore at the Board and advising her of whom you would recommend to attend. We want to keep the group limited in size, but we are interested in having a good representation of those who actively submit claims to the Board.

The workshop will be held on Tuesday, April 24,2001, beginning at 9 a.m., at the Division of Industrial Compliance, 6606 Tussing Rd, Reynoldsburg, Ohio. Upon confirmation of your attendance a map will be mailed to you. A deli lunch will be provided and we plan to be done by 3 p.m.

I look forward to seeing you on April 24th. Please confirm your attendance no later than April 6th by contacting Carol DeVore at (614) 752-8963 or email to cdevore@petroboard.com

Sincerely,

A handwritten signature in blue ink that reads "Jim Rocco" with a small circular mark below the name.

Jim Rocco
Chairman