



DEPARTMENT OF ENVIRONMENTAL QUALITY: ENVIRONMENTAL RESPONSE & REMEDIATION

NATURAL RESOURCES, AGRICULTURE, & ENVIRONMENTAL QUALITY APPROPRIATIONS SUBCOMMITTEE
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BUDGET BRIEF

SUMMARY

The Division of Environmental Response and Remediation (DERR) is charged with protecting public health and Utah's environment through cleanup of chemically contaminated sites, and by ensuring that underground storage tanks are used properly and by providing chemical usage and emission data to the public and local response agencies. DERR consists of two primary branches: Superfund and Underground Storage Tank (UST).

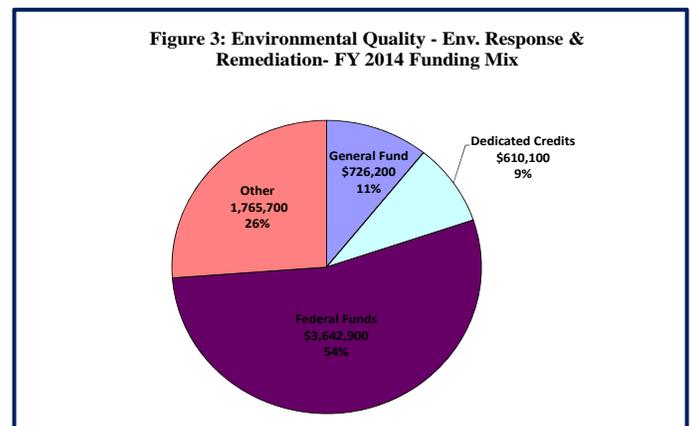
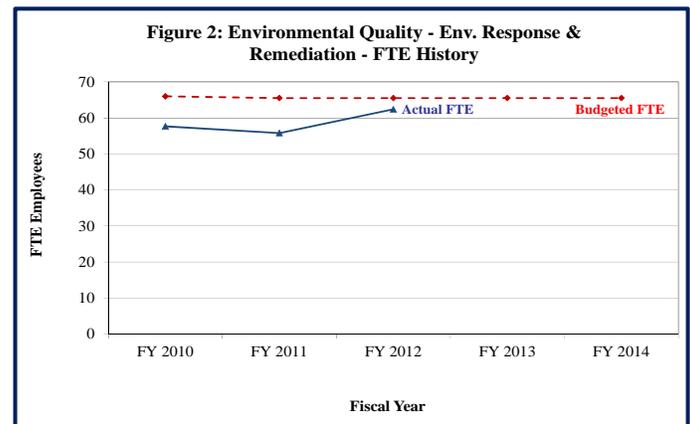
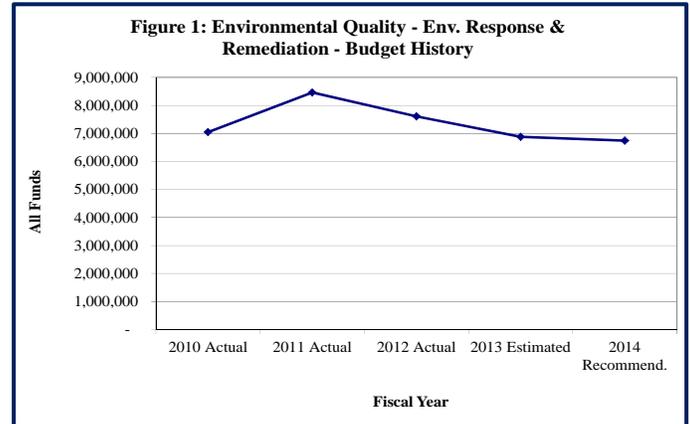
Superfund: This branch focuses on properties that have been contaminated by improper use, storage, or disposal of hazardous wastes. The three program tools used are: 1) Superfund Program; 2) State Voluntary Cleanup Program; and 3) Brownfields Program. The branch also manages the DEQ Emergency Incident Notification program for the reporting of emergency incidents and spills throughout the state. Although not first responders, DERR manages receiving and disseminating environmental emergency incident notifications and information reported 24/7 to a variety of stakeholders, including local governments and other state agencies.

UST: The UST program is a regulatory branch of DEQ. The primary goal of the UST program is to protect human health and the environment from leaking underground storage tanks (LUSTs). The UST staff oversees notification, installation, inspection, removal, and compliance with state and federal UST regulations concerning release prevention and remediation.

ISSUES AND RECOMMENDATIONS

The total FY 2013 appropriated budget for DERR was \$9,095,300. Using the FY 2013 ongoing appropriation as the beginning point for the FY 2014 base budget, with changes in General Fund one time (\$132,300); federal funds (\$2,255,800); dedicated credits revenue (\$3,300); restricted funds \$200; and transfers \$40,800; the base budget for the DERR line item for FY 2014 is \$6,744,900.

The Analyst recommends the Legislature consider adopting the base budget of \$6,744,900, with \$726,200 from the General Fund with a technical adjustment of \$200 be made to correct an appropriation made from the Environmental Quality Restricted account to the DERR line item last year.



ACCOUNTABILITY

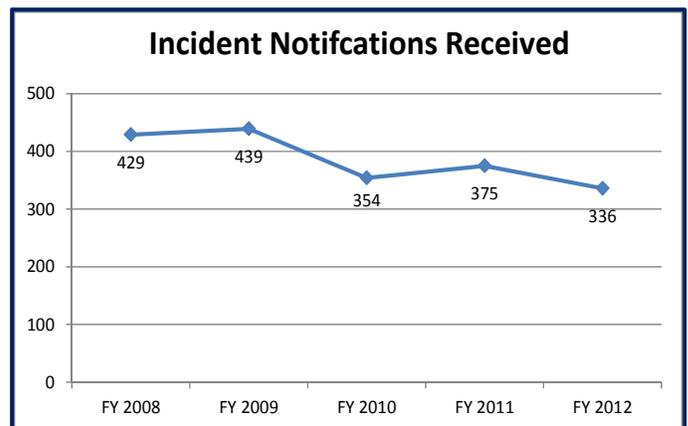
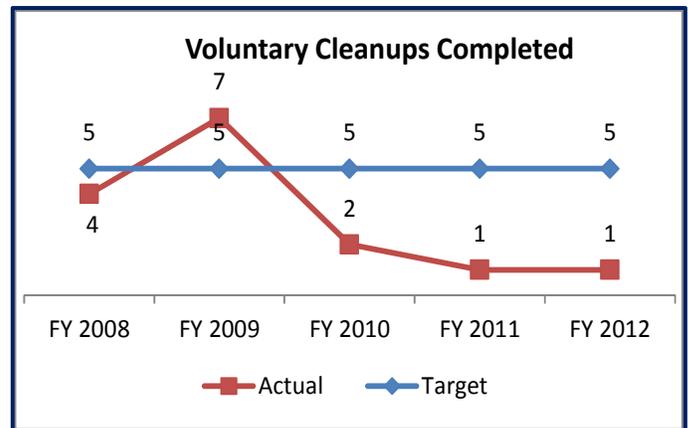
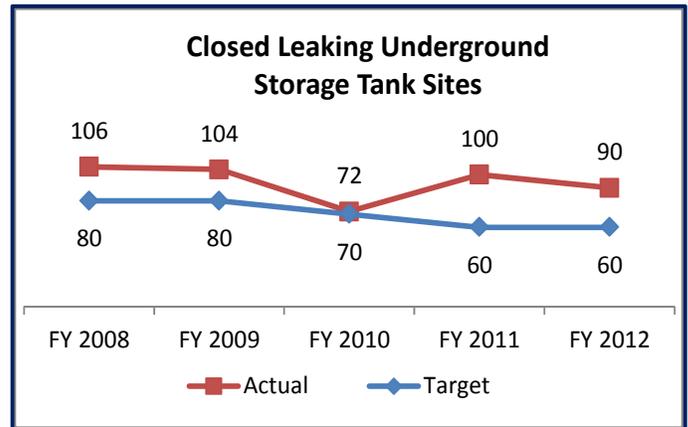
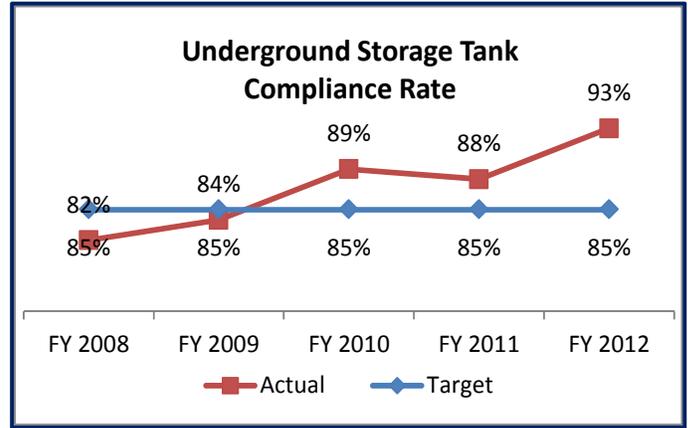
High level performance measures for DERR include the following:

The first figure to the right shows the percentage of UST facilities that meet the requirements for release prevention and release detection within 60 days of the compliance inspection done by the division. This measure evaluates UST facility compliance with key regulatory provisions that likely prevent or minimize human environmental impacts from UST releases (petroleum).

Closing LUST sites is an important performance measure to the State and EPA. "Closing" a LUST site means the site has been cleaned up to standards protective of human health and the environment. Cleanup to closure also facilitates redevelopment. On a national level, Utah ranks in the top 10% of states that have closed out most of their LUST sites. Utah has had 4,987 LUST release sites and has closed 4,532 of them.

The third high level performance measure for DERR benchmarks productivity of moving sites through the voluntary cleanup program (VCP) to completion. Evaluating completion numbers on an annual basis allows the division to benchmark sites against a period of time (one year). Factors that weigh in on the time to completion include size and complexity of the site and associated contamination, timeframe and available monetary resources of the applicant, economic conditions, etc. The downward trend reflects the challenging economic climate. VCP participation is 100% voluntary; the speed of cleanup slows when applicant resources are reduced.

As previously mentioned, DERR manages the DEQ Emergency Incident Notification process for environmental incidents. Duty Officers, who take incident notifications 24/7, serve to contact the appropriate regulatory parties and manage the information flow for specific incidents to partners and stakeholders. DERR tracks the number and type of Emergency Incident notifications received as part of their management of the process for the department. The last figure to the right shows the number of incident notifications received for the past five years.



BUDGET TABLE DETAIL

Environmental Quality - Env. Response & Remediation						
Sources of Finance	FY 2012 Actual	FY 2013 Appropriated	Changes	FY 2013 Revised	Changes	FY 2014* Recommended
General Fund	844,900	726,200	0	726,200	0	726,200
General Fund, One-time	0	132,300	0	132,300	(132,300)	0
Federal Funds	4,957,400	5,898,700	(2,255,800)	3,642,900	0	3,642,900
Dedicated Credits Revenue	642,400	613,400	(3,300)	610,100	0	610,100
GFR - Environmental Quality	0	(200)	0	(200)	200	0
GFR - Petroleum Storage Tank	50,000	50,000	0	50,000	0	50,000
GFR - Voluntary Cleanup	623,200	627,100	0	627,100	0	627,100
Petroleum Storage Tank Trust	1,306,000	1,334,500	0	1,334,500	0	1,334,500
Petroleum Storage Tank Loan	162,700	165,200	0	165,200	0	165,200
Transfers - Within Agency	(432,200)	(451,900)	40,800	(411,100)	0	(411,100)
Lapsing Balance	(544,000)	0	0	0	0	0
Total	\$7,610,400	\$9,095,300	(\$2,218,300)	\$6,877,000	(\$132,100)	\$6,744,900
Programs						
Environmental Response and Remedi	7,610,400	9,095,300	(2,218,300)	6,877,000	(132,100)	6,744,900
Total	\$7,610,400	\$9,095,300	(\$2,218,300)	\$6,877,000	(\$132,100)	\$6,744,900
Categories of Expenditure						
Personnel Services	4,401,700	5,550,300	37,100	5,587,400	(122,700)	5,464,700
In-state Travel	11,800	24,500	1,600	26,100	0	26,100
Out-of-state Travel	10,700	30,800	0	30,800	0	30,800
Current Expense	2,202,100	3,105,900	(2,150,100)	955,800	(9,400)	946,400
DP Current Expense	194,800	326,500	(106,900)	219,600	0	219,600
Other Charges/Pass Thru	57,300	57,300	0	57,300	0	57,300
Cost Accounts	732,000	0	0	0	0	0
Total	\$7,610,400	\$9,095,300	(\$2,218,300)	\$6,877,000	(\$132,100)	\$6,744,900
Other Data						
Budgeted FTE	66	64	2	66	0	66
Actual FTE	62	0	0	0	0	0
Vehicles	5	5	0	5	0	5
*Does not include amounts in excess of subcommittee's state fund allocation that may be recommended by the Fiscal Analyst.						