



TANK MANAGEMENT SERVICES, INC.

advisor

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Operator Training Update

KDHE recently sent out the infamous "purple letter" regarding Operator Training Certificates and the 2011/2012 UST Operating Permits expiring on July 31, 2012.

KDHE is requesting that you have this information back to them by April 30, 2012 in order for them to process the information and have permits ready to start the mailing process by June 15th, 2012. DO NOT return this letter to KDHE until you have completed Operator Training. If you have already taken the Operator Training Course you DO NOT have to take it again. You will be notified by KDHE and TMS when it is time for you to be recertified. If you take your training after June 15th, 2012 your permit will be processed as quickly as possible.

Owners of UST's WILL NOT receive their 2012/2013 UST Operating Permits if they and/or their employees have not completed the MANDATORY training required by the Federal Energy Policy Act of 2005 and offered by Tank Management Services. You can register at www.tankmgmt.net. Available classes are listed below. If you need further assistance please call Lori Desch, TMS Education Coordinator, at 800-530-5683.

April 5th. Emporia State University - Visser Hall
12th & Merchant Street - Room - 330
Emporia, KS

May 7th. Fort Hays State University
Memorial Union
600 Park Street Trails Room 217
Hays, KS

May 22nd DoubleTree Hotel - K.C. Theatre Rm
10100 College Boulevard
Overland Park, KS

May 23rd Topeka & Shawnee Co. Public Library
1515 SW 10th Avenue
Marvin Auditorium
Topeka, KS

May 24th House of Schwan - Meeting Room
3636 N. Comotara
Wichita, KS

June 12th. Dodge City Community College
Student Union, Board Room
2501 North 14th
Dodge City, KS

June 13th. House of Schwan - Meeting Room
3636 N. Comotara
Wichita, KS

June 14th. Salina BiCentennial Center
800 The Midway Room 203
Salina, KS

July 9th. Ramada Hotel & Conference Center
1400 N. Lorraine Apollo 1 Ballroom
Hutchinson, KS

July 10th. Memorial Hall Civic Center
410 N. Penn Veteran's Room
Independence, KS

July 12th. DoubleTree Hotel - K.C. Theatre Rm
10100 College Boulevard
Overland Park, KS

July 13th. CarterEnergy Corporation
6000 Metcalf Avenue, Suite 200
Overland Park, KS

EPA Has Extended Deadline

The U.S. Environmental Protection Agency (EPA) has extended the public comment period for the agency's proposed changes to the underground storage tank (UST) requirements from February 16 to April 16, 2012. The proposed changes were published in the *Federal Register* on November 18, 2011.

(Over)

EPA said its decision to extend the comment period was the result of requests made by several organizations for additional time. Many of the requests focused on previously deferred tanks, including wastewater treatment tanks and airport hydrant systems at commercial airports, and the need to understand the potential impacts of the proposal on these systems.

Instructions On How to Test a Spill Bucket

Following are instructions so you can conduct your own spill bucket hydrostatic test:

1. Clean the spill bucket; remove all dirt, sand, trash, water and fuel.
2. If bucket has a drain make sure it is closed.
3. Fill each bucket with water 1-2 inches below the top of the fill pipe.
4. Record the beginning measurement. Wait 15 minutes then measure again. If there is no depth drop or less than 1/8 inch depth drop measure every 15 minutes for one hour. Record the final measurement and subtract from the beginning measurement.
5. An initial depth drop of 1/8 inch or a final depth drop of 1/8 inch or more indicates that your spill bucket needs to be replaced.

For a Spill Bucket Hydrostatic Test Form visit our web site tankmgmt.net/spillbucket.

2012 Inspections Starting End of March

TMS started the 2012 facility inspections on March 26th. You will receive a notice of inspection one to two weeks in advance if your facility is randomly picked. We will inspect over 150 insured locations. No special preparations are required at the facilities for these inspections. The inspection will include an overall review of the underground storage tank (UST) systems and associated equipment, tank and line leak detection methods and record keeping, and your inventory control records. TMS may need access to the dispenser cabinets.

The visit will take from 30 minutes to 2 hours depending on the type of facility, and will include a review of the inspection with the person in charge of the facility at the time of visit.

The most common violations from last year's inspection were:

- 100 Facilities - dirty spill buckets

- 23 Facilities - cracked or broken spill buckets
- 38 Facilities - sand, dirt, or water covered the line leak detector (LLD)
- 67 Facilities - fire code violations
- 20 Facilities - leak detection issues
- 7 Facilities - flex pipe under dispenser or attached to LLD needed to be wrapped or have CP added
- 4 Facilities - did not have drop tubes
- 5 Facilities - overfill protection not found or not working properly
- 5 Facilities - fill port lid did not seal or was missing

Orphan Tank Bill Signed by Governor

SB 406 amends current law regarding above ground and underground storage tanks administered through the Kansas Department of Health and Environment (KDHE). The bill will abolish the existing Kansas Essential Fuels Supply Trust Fund and redesignate it as the UST (Underground Storage Tank) Redevelopment Fund. The new fund will be created to serve as a reimbursement fund for the removal of underground storage tanks and allow KDHE to permanently close an abandoned underground storage tank if the owner or operator of the tank cannot be identified or is unable or unwilling to perform the work needed to permanently close the tank. The bill outlines procedures that an owner or operator must follow if they request financial assistance from the fund because they choose to remove an underground storage tank and perform the necessary remediation themselves.

Revenue to the new fund would be continued in the same manner as revenue is currently deposited to the Kansas Essential Fuels Supply Trust Fund. The bill will also extend the sunset on the existing Underground Storage Tank (UST) Fund and the Above Ground Storage Tank (AST) Fund from July 1, 2014 to July 1, 2024.

KDHE anticipates that they will process approximately 100 sites annually and removals will be based on a first come-first served basis.

WHAT IS TANK MANAGEMENT SERVICES?

TMS provides loss control and risk management assistance to UST owners who have third party liability insurance through Great American Custom as part of the Kansas Underground Storage Tank Liability Plan.

TMS can provide you with information on USTs -leak detection methods, and Federal and State regulations. Call TMS toll free at 800-530-5683 during normal Central Time Zone office hours (8-5). In the Topeka area, please call 233-1414. On the web go to tankmgmt.net. David Engelken is available to answer your questions. *This Service is free.*

To have the advisor E-mailed to you go to tankmgmt.net click on Advisor.

Tank Management Services, inc. (TMS) has provided the written information in this newsletter for educational purposes to assist UST owners and operators in complying with current UST regulations and to assist them in reducing losses associated with releases from UST's. The information is an outline and may not be complete. Owners and operators are responsible to insure that they are in compliance with all applicable laws. The Kansas Department of Health and Environment can provide detailed information on compliance. The application or use of the information provided is the responsibility of the individual user.