

# Advisory Committee – Points of Discussion

## Heating Oil Tank Program Fee Increases, 2019 Rulemaking

Advisory Committee Meeting: Friday, August 2, 2019

DEQ Agency HQ, Room 610  
700 NE Multnomah St., Suite 600  
Portland, OR 97232

The Oregon Department of Environmental Quality (DEQ) is initiating a two-part program development effort toward sustaining and enhancing the agency's Heating Oil Tank (HOT) Program. DEQ is currently updating the program fee schedule and funding process. DEQ also plans to update program procedures and possibly address additional rule changes within the next two years. The following topics are meant to guide an initial Advisory Committee discussion about HOT Program implementation needs for further DEQ coordination beginning in year 2020.

### Points of Discussion

1. HOT Program implementation issues
  - Are the cleanup and decommissioning project rules adequate (Division 177)?
  - Are soil sampling requirements clear?
  - Are the Generic Remedy Criteria effective?
  - Do residual total petroleum hydrocarbon (TPH) concentrations over 10,000 mg/kg threaten foundation concrete integrity?
  - Are reporting formats and processes working?
  - Are DEQ public records with site information accessible and available when needed?
2. Service provider licensing rules (Division 163)
  - Are the current rules adequate?
  - Should DEQ require service providers to maintain project attendance records that document the presence of a licensed supervisor during the HOT tasks listed in OAR 340-163-0020 (6)?
  - If necessary, how can DEQ improve the HOT service provider and/or supervisor licensure exam?
3. Ideas for HOT Program improvement
  - Do you have suggestions for specific rule changes?
  - Insurance coverage limits for inadequate certifications?
  - Site characterization sampling at supply lines?
  - Should DEQ require all HOTs to be decommissioned by removal?  
Under this requirement, a HOT service provider would need to receive DEQ approval for a tank to be left in place.
4. Ideas for other program operations
  - Guidance document or web page changes?
  - Electronic document submittal



State of Oregon  
Department of  
Environmental  
Quality

Land Quality Division  
Heating Oil Tank Program  
700 NE Multnomah St., Suite  
600  
Portland, OR 97232  
Phone: 503-229-6258  
800-452-4011  
Fax: 503-229-6124  
Contact: Jessica Cohen  
Cohen.jessika@deq.state.or.us

[www.oregon.gov/DEQ](http://www.oregon.gov/DEQ)

*DEQ is a leader in restoring,  
maintaining and enhancing  
the quality of Oregon's air,  
land and water.*