



**Stakeholder Meeting - Notice to Solicit Comments on Proposed
Underground Storage Tank and Certification Program Regulations
Potential Small Business Impact**

The Nevada Division of Environmental Protection (NDEP) will hold Stakeholder Meetings on proposed Underground Storage Tank (UST) and Certification Program Nevada Administrative Code (NAC) revisions and potential small business impacts. The purpose of these Stakeholder Meetings is to inform the public and regulated community about proposed regulatory changes and solicit comments from interested persons. The following Stakeholder Meetings are scheduled to discuss the general subjects described below as outlined in the attached agenda.

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| <p>May 25, 2016 11:00 AM to 2:00 PM</p> <hr/> <p>Elko County Library 720 Court St. Elko, NV 89801</p> | <p>May 27, 2016 11:00 AM to 2:00 PM</p> <hr/> <p>Grant Sawyer Building 555 E. Washington Ave. Ste 4412 Las Vegas, NV 89101</p> | <p>June 1, 2016 10:00 AM to 1:00 PM</p> <hr/> <p>Airport Plaza Hotel 1981 Terminal Wy. Aztec Rm Reno, NV 89502</p> |
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The State of Nevada is authorized by the United States Environmental Protection Agency (EPA) to enforce federal UST regulations. In the July 15, 2015 Federal Register - EPA published the 2015 UST regulation and the 2015 state program approval regulation. The revisions strengthen the 1988 federal UST regulations by increasing emphasis on properly operating and maintaining UST equipment. The revisions are designed to help prevent and detect UST releases, which are a leading source of groundwater contamination. The revisions will also help ensure all USTs in the United States, including those in Indian country, meet the same minimum standards. This is the first major revision to the federal UST regulations since 1988.

UST NAC Revision: The 2015 UST regulation changes certain portions of the 1988 UST technical regulation in 40 CFR Part 280. The changes establish federal requirements that are similar to key portions of the Energy Policy Act of 2005. In addition, EPA added new operation and maintenance requirements and addressed UST systems deferred in the 1988 UST regulation.

The changes include but are not limited to:

- Adding secondary containment requirements for new and replaced tanks and piping
- Adding periodic operation and maintenance requirements for UST systems
- Adding requirements to ensure UST system compatibility before storing certain biofuel blends
- Removing past deferrals for emergency generator tanks, airport hydrant systems, and field-constructed tanks
- Updating codes of practice
- Making editorial and technical corrections

Certification Program NAC Revision: The NDEP Certification Program proposes to revise current regulations to include Class A, Class B, and Class C (ABC) trainers. The proposed revisions are necessary to establish eligibility requirements for State of Nevada ABC Trainers in the Certification Program and to develop an approved trainer list. The changes include, but are not limited to:

- Updating trainer program requirements
- Establishing a trainer application requirement with fee
- Establishing a trainer renewal application requirement with fee
- Establishing standards of practice for trainers

NDEP plans to adopt the UST federal regulation revisions by reference into state regulation. Chapter 459 of the NAC will be amended to include these revisions, delivery prohibition changes, and other housekeeping items as necessary.

The proposed regulations will be available on the NDEP website at: <http://ndep.nv.gov/admin/public.htm> under "Corrective Actions" and on the day of the Stakeholder Meetings. A copy of materials relating to the proposed regulations may also be obtained by contacting Kim Valdez with NDEP, 901 Street Stewart Street, Suite 4001, Carson City, NV 89701; (775) 687-9370; or e-mail kvaldez@ndep.nv.gov

Members of the public who are disabled and require special accommodations at the Stakeholder Meetings are requested to notify Kim Valdez via e-mail at kvaldez@ndep.nv.gov no later than three working days prior to the Stakeholder Meeting.



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1981 Terminal Wy. Aztec Rm
Reno, Nevada 89502**

Agenda

- Welcome, introductions.
- Public comment. (For Discussion)
Members of the public will be invited to speak; however no action will be taken by NDEP at the public Stakeholder Meeting.
- Presentation of Proposed Underground Storage Tank (UST) Regulation Changes. (For Discussion)
 - Adding secondary containment requirements for new and replaced tanks and piping.
 - Adding periodic operation and maintenance requirements for UST systems.
 - Adding requirements to ensure UST system compatibility before storing certain biofuel blends.
 - Removing past deferrals for emergency generator tanks, airport hydrant systems, and field constructed tanks.
 - Updating codes of practice.
 - Making editorial and technical corrections.
- Presentation of proposed revisions to Certification Program Class A, Class B, and Class C (ABC) trainer regulations. (For Discussion)
- Solicitation of comments, in accordance with *NRS 233B.0608* regarding economic and operational impacts caused by adoption of the updated Federal regulations for Nevada “Small Business”, which per *NRS 233B.0382* is a business conducted for profit employing fewer than 150 full-time or part-time employees.
- Public comment. (For Discussion)
Members of the public will be invited to speak; however no action will be taken by NDEP at the public Stakeholder Meeting.
- Adjourn.

Public comment may be limited to five minutes per person at the discretion of NDEP. NDEP reserves the right to dispense with repetitive comments on a given topic. The agenda is also posted on the NDEP website at <http://ndep.nv.gov/admin/public.htm> under “Corrective Actions.”

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This notice has been posted at the NDEP offices in Carson City and Las Vegas.

05/06/16