POLICY #21

Subject: Reimbursement of Tank Closure Costs


As authorized by 7 C.C.R. 1101-14 §8-4(a)(18), the Petroleum Storage Tank Committee adopts the following policy regarding reimbursement of tank closure costs:

A. Costs involved in closure in place or change in service will not be reimbursed.
B. Costs in removing and disposing of an aboveground storage tank will not be reimbursed.
C. Closure costs involved in removing and disposing of an underground storage tank (UST) may be reimbursed only under one of the following circumstances:
   1. Operative UST was removed solely because of an emergency situation (immediate and severe threat to human health/safety); and, at the time of tank removal, all tanks at the site were in full compliance with 12-22-98 upgrades (even if the removal date was before 12-22-98); and all tanks at the site had been operated in full compliance with release detection requirements for the 6 months prior to discovery of the release.
   2. UST was removed before 7-12-96; and the reimbursement claim requesting reimbursement of tank removal costs was received by the Division of Oil and Public Safety before 1-1-97; and site assessment activities conducted prior to tank removal indicated that removing the tank was necessary to allow use of the most cost-effective and technologically sound cleanup method.

This policy applies equally to applicants who are tank owners/operators and to those who bear no responsibility for the release.

Policy #21 shall be subject to Policy #29; which went into effect March 17, 2019 for effective dates of January 1, 2019, forward.