



IOWA UNDERGROUND STORAGE TANK FUND

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April 19, 2022

MEMORANDUM

TO: Legislative Council and Legislative Services Agency

FROM: James R. Gastineau, Administrator
Iowa Comprehensive Petroleum Underground Storage Tank Fund

RE: Fiscal Year 2022, 3rd Quarter Report on the Iowa Comprehensive Petroleum Underground Storage Tank Fund Program

We are pleased to provide the attached report regarding the Iowa Comprehensive Petroleum Underground Storage Tank Fund (UST Fund) progress for activities through the end of the 3rd quarter of Fiscal Year 2022.

The report is submitted pursuant to Iowa Code Section 455G.4(6) titled "Reporting". The code section calls for the report to include the following items:

- Total open claims, including identification of the number of new claims
- IDNR risk classification associated with open claims
- Total reserve figures
- Summary of budgets approved during the reporting period
- Breakdown of categories of claim payment expenditures during the reporting period

Some information in the attached table is obtained from the Iowa Department of Natural Resources (DNR), but the report numbers deal with UST Fund claims and therefore do not include all DNR reported releases since not all meet the eligibility criteria of Iowa Code Section 455G.

If you have any questions regarding the enclosed report or other issues associated the UST Fund, please call the UST Fund Administrator's office at (515) 725-8450 or contact the Administrator at USTFUND@dnr.iowa.gov

UST Fund Program Status Areas 3Q - FY2022 (March 31, 2022)

1. Financial Balances

	03/31/2022	06/30/2021	06/30/2020	06/30/2019	6/30/2018
Revenue Fund	\$3,956,332	\$3,951,754	\$5,432,811	\$5,328,873	\$5,222,601
Unassigned Revenue Fund	\$1,120,254	\$1,585,786	\$2,539,840	\$3,382,142	\$3,633,898
Remedial Fund	\$1,822,049	\$2,707,740	\$2,546,803	\$4,043,862	\$5,966,703
Marketability Fund	\$280,977	\$278,250	\$268,937	\$210,079	\$941,612
Innocent Landowner Fund	\$2,484,015	\$2,571,254	\$2,498,227	\$2,913,651	\$2,764,684
Loan Guarantee Funds	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Capital Reserve Funds	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Total Fund Balances	↓\$9,663,627	↓\$11,094,764	↓\$13,286,618	↓\$15,878,605	↓\$18,529,498

Previous Transfers
 FY2009--\$4.9 million
 FY2011--\$26.4 million
 FY2012--\$3 million

Claims Paid
 \$2.2 million FY 2020
 \$1.7 million FY 2021
 \$1.5 million FY 2022 (to date)

2. Operational

Changes

- Program administration managed under 28E agreement by the Iowa Department of Natural Resources
- Program funding ceased 12/31/2016 (2016 legislation, HF2464).
- Transfer of 199 liability claims completed 10/2017 with payment of \$13.1M
- Focus on mission to complete action on remaining liability claims prior to ceasing operations.
- Coordinate with Department of Natural Resources to address liabilities on all remaining claims

Expected Results

- Retirement of program liabilities and reduction of future liabilities.
- Reduction of fund balance and number of Program claims.

3. Results - Iowa DNR LUST Sites / Risk Classifications in relation to Open UST Fund claims

Iowa DNR / Iowa UST Site Data (as of 03/31/2022)	DNR LUST Sites	Remedial CRP/NFA claims	Retroactive claims	Innocent Landowner Fund Claims	Total UST Fund Claims
Total Active LUST Sites / Fund Claims	340	44	1	17	62
Sites "Not Classified"	57	7	0	1	8
Low Risk sites	76	8	0	3	11
High Risk sites	186	24	1	10	35
No Action with free product sites	21	2	0	2	4
No Action Required or other sites	6,490	3	0	1	4

4. Results - UST Fund Open Claims / Liabilities

	Liabilities (as of 03/31/2022)	March 2022	June 2021	June 2020	June 2019	June 2018
Retroactive Claims	\$ 0.17 million	1	1	2	3	4
Remedial/CRP/ NFA Claims	\$ 1.98 million	44	48	50	68	78
Innocent Landowner Fund Claims	\$ 1.54 million	17	21	23	32	34
Total*	\$ 3.69 million	62	70	75	104	116
Claim Liabilities *		\$3.69M	\$4.09M	\$5.05M	\$5.83M	\$6.79M

*does not include special project claims or tank closure claims

IOWA UST FUND
ACTIVITIES REPORT
MARCH 31, 2022

Claims	Open Claims	Open Claims	Open & Closed	
	February Ending	Monthly Changes	March Ending	Totals since
RETROACTIVE				
number	1	0	1	447
reserve	\$ 67,785.93	\$100,000.00	\$ 167,785.93	\$ 167,785.93
paid	\$ 732,214.07	\$0.00	\$ 732,214.07	\$ 18,451,840.44
total	\$800,000.00	\$100,000.00	\$900,000.00	\$ 18,619,626.37
REMEDIAL				
number	25	0	25	4,464
reserve	\$ 1,331,883.52	\$100,000.00	\$ 1,431,883.52	\$ 1,431,883.52
paid	\$ 7,619,676.15	\$0.00	\$ 7,619,676.15	\$ 224,236,538.41
total	\$8,951,559.67	\$100,000.00	\$9,051,559.67	\$225,668,421.93
INNOCENT LANDOWNER				
number	17	0	17	1,160
reserve	\$ 1,508,588.65	\$0.00	\$ 1,508,588.65	\$ 1,508,588.65
paid	\$ 2,812,011.35	\$0.00	\$ 2,812,011.35	\$ 36,836,007.45
total	\$4,320,600.00	\$0.00	\$4,320,600.00	\$38,344,596.10
GLOBAL OPT-IN				
number	6	0	6	1,313
reserve	\$ 35,952.24	\$0.00	\$ 35,952.24	\$ 36,051.24
paid	\$ 48,047.76	\$0.00	\$ 48,047.76	\$ 9,992,168.39
total	\$84,000.00	\$0.00	\$84,000.00	\$10,028,219.63
UNASSIGNED REVENUE FUND PROJECTS				
number	27	1	28	409
reserve	\$ 396,529.74	\$185,797.50	\$ 582,327.24	\$ 582,327.24
paid	\$ 422,429.20	(\$797.50)	\$ 421,631.70	\$ 4,730,300.17
total	\$818,958.94	\$185,000.00	\$1,003,958.94	\$5,312,627.41
NFA RE-EVALUATIONS				
number	19	0	19	103
reserve	\$ 491,467.67	\$54,625.00	\$ 546,092.67	\$ 546,092.67
paid	\$ 423,332.33	\$6,375.00	\$ 429,707.33	\$ 2,638,021.41
total	\$914,800.00	\$61,000.00	\$975,800.00	\$3,184,114.08
TANK CLOSURE				
number	24	3	27	845
reserve	\$267,006.00	\$105,000.00	\$372,006.00	\$ 372,006.00
paid	\$0.00	\$0.00	\$0.00	\$ 10,066,131.06
total	\$267,006.00	\$105,000.00	\$372,006.00	\$10,438,137.06

Total Claims	(RT, RM, ILO, NFA)	62	(USTCA, TX)	55
Reserves	(RT, RM, ILO, GS, NFA)	\$ 3,690,303.01		\$ 954,333.24
Total Reserves	(all claim types)	\$ 4,644,636.25		

Operator			
A/B (all)	3,847	A/B (FY2011-21)	\$375,420

RT	#
New	0
Reopen	0
Closed	0

RM	#
New	0
Reopen	0
Closed	0

ILO	#
New	0
Reopen	0
Closed	0

GS	#
New	0
Reopen	0
Closed	0

USTCA	#
New	2
Reopen	0
Closed	1

NFA Re-	#
New	1
Reopen	0
Closed	0

Tank Pull	#
New	7
Reopen	0
Closed	2

DNR: 3-31-2022	
Total	6825
High Risk	186
Low Risk	76
NAR-FP	21
Not	57
Open	340

Invoice Type	Mar-22	FYTD	Program to Date
Appropriations	\$ 22,341.45	\$ 343,148.14	
Government	\$ 21,232.03	\$ 81,422.87	
2004 Tank Pull	\$ -	\$ -	\$ 1,761,823.44
2010 Tank Pull	\$ 30,000.00	\$ 612,524.90	\$ 10,346,101.21
American Soils	\$ -	\$ -	\$ 5,678,422.58
AST	\$ -	\$ -	\$ 11,217,932.11
CADR Charges	\$ -	\$ -	\$ 4,708,703.72
Corrective Action	\$ -	\$ 21,939.46	\$ 53,013,934.28
Expenses / OT	\$ 300.00	\$ 11,400.00	\$ 376,019.65
Free Prod Recover	\$ -	\$ 51,872.62	\$ 12,935,958.23
Monitoring	\$ 4,796.00	\$ 179,501.17	\$ 35,519,416.85
Operations/Maint	\$ -	\$ -	\$ 10,847,837.80
Over-excavation	\$ -	\$ -	\$ 37,410,813.51
Water Lines	\$ -	\$ -	\$ 3,635,317.80
Post RBCA Evals	\$ -	\$ -	\$ 258,858.41
RBCA	\$ 5,375.00	\$ 147,771.95	\$ 27,862,122.62
Remed Imp/Const.	\$ -	\$ -	\$ 32,655,420.50
SCR Charges	\$ -	\$ -	\$ 54,217,410.26
Site Check	\$ -	\$ -	\$ 142,486.32
Soil Disposal	\$ -	\$ -	\$ 738,386.66
Tank (UST) Pull	\$ -	\$ -	\$ 3,979,734.25
Tank (UST) Upgrade	\$ -	\$ -	\$ 3,440,849.83
Tier III	\$ -	\$ 8,885.00	\$ 1,464,492.07
Utilities	\$ -	\$ -	\$ 2,303,397.67
Well Closure	\$ 605.00	\$ 37,833.50	\$ 4,591,448.96
Total Invoice Types	\$ 41,076.00	\$ 1,071,728.60	\$ 318,156,592.56

Remediation Budgets Approved to Date			
Last month (March)	0	\$0	
Trailing 12 mos	1	\$80,547	
Prev Trail 12 mos	1	\$201,462	
Total Since Jan 2003	1,279	\$57,485,688	

Project Contracts	Open	Closed	Pending
CRP's	0	45	0
Tank Closure	1	8	0
Plastic Water Line	0	2	0

	CY 2022	CY 2021	CY 2020
New LUST Sites	12	26	34
Closed (NAR) Sites	15	67	74