

TABLE 2. FUNDING FOR STATE FINANCIAL ASSURANCE FUNDS

| State | Sources of Funds  |   |                       | Approximate Annual Revenue (millions) | Fund Floor (millions) | Fund Ceiling (millions)  | Approximate Current Balance (millions) |                        |                      | Outstanding Claims (millions) | Fund Transition to other financial mechanism?  |
|-------|---|---|-----------------------|---------------------------------------|-----------------------|--------------------------|--|------------------------|----------------------|-------------------------------|--|
|       | Tank Fee (annual)   | Petroleum Fee (per gallon)                        | Insurance Premiums    |                                       |                       |                          | Total                                  | Unobligated (optional) | Obligated (optional) |                               |  |
| AK    | x   | NA  | NA                    | \$0.05                                | NA                    | NA                       | \$0                                    | 0                      | 0                    | NA                            | Loan Program 7/1/2004  |
| AL    | \$150, currently set at \$0   | \$.01 per gallon                                  | None                  | \$36                                  | None                  | None                     | \$5.4                                  |                        |                      | \$4.40                        | No   |
| AR    | \$50  | \$0.002   | none                  | \$4.91                                | \$12                  | \$15                     | \$13.96                                | \$1.89                 | \$12.09              | \$6.75                        | No   |
| AZ    |   | \$0.01  |                       | \$30                                  | NA                    | NA                       | \$40.00                                |                        |                      | \$6.00                        | Private Insurance  |
| CA    |   | \$0.013 Increase in 1/06<br>\$0.014               |                       | \$242                                 | NA                    | NA                       | \$170.00 as of 12/04                   | \$67.21 as of 12/04    | \$102.80 as of 12/04 | \$1,200.00                    | unk  |
| CO    | \$35  | \$0.00-\$0.009375                                 | \$0.00                | \$28.70                               | none                  | \$30 (\$12 as of 7/1/05) | \$2.16                                 | NA                     | NA                   | \$19.30                       | No   |
| CT    |   |   |                       | \$12                                  | NA                    | NA                       | \$2.00                                 |                        |                      | \$70.00                       | No   |
| DE    | \$50 (not used for state fund)  | \$9 mils/gal on wholesale petroleum               | \$0                   | \$1.35                                | NA                    | NA                       | 0.5 (\$1.0 authorized for 7/05-7/06)   |                        | \$0.00               | \$0.35                        | State requires facilities to comply with FR requirements through private mechanisms. (insurance, self insurance, etc.) |
| FL    | UST initial = \$50<br>UST renewal = \$25<br>AST <250K = \$25<br>AST >250K = \$1/10,000 gals | \$0.02  |                       | \$217                                 | \$50                  | \$150                    | \$148                                  | \$22                   | \$126                | \$10.00                       | as of 1/1/99   |
| GA    | none  | \$0.005   | \$0.00                | \$25                                  | \$30                  | \$50                     | \$61.70                                | \$1                    | \$60.70              | \$17.00                       | no   |
| IA    | \$65  | \$0.01  | NA                    | \$17.40                               | NA                    | NA                       | \$89                                   |                        | \$89                 | \$0.00                        | Yes, completed 11/8/00   |
| ID    | \$25 USTs/ASTs<br>\$5 heating oil   | Fee suspended until surplus drops to \$15 million | 0                     | fee temporarily suspended             | \$15                  | \$25                     | \$36                                   | \$25                   |                      | \$2.70                        | N/A  |
| IL    |   | 1.1 cents   |                       | \$66.40                               | None                  | None                     | \$5.20                                 |                        |                      | \$41.00                       | Unk  |
| IN    | \$90/tank   | \$0.01  | NA                    | \$51                                  | \$25                  | None                     | \$6.00                                 |                        |                      | \$7.50                        | Unk  |
| KS    | UST initial = \$20<br>UST renewal = \$10<br>AST annual = \$10                               | \$0.01  | \$1,500,000 3rd party | \$21                                  | \$2                   | \$5                      | \$2.70                                 | \$2.70                 | \$14.80              | \$0.00                        | no   |

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|-------|-------------------------------|---|--------------------|---|-----------------------|--|--|------------------------|--------------------------------|-------------------------------|---|
|       | Tank Fee (annual)             | Petroleum Fee (per gallon)  | Insurance Premiums |   |                       |  | Total                                  | Unobligated (optional) | Obligated (optional)           |                               |   |
| KY    |                               | \$1.4 cents/gal   | 0                  | \$44  | \$1.50                | NA   | \$19                                   | \$0.00                 | \$13.30                        | \$12.90                       | For FY06 the Fund will receive \$25 million for UST cleanup from new bonds. |
| LA    | \$275.00 Used Oil             | \$.008  | NA                 | \$22  | \$10                  | \$20   | \$17.00                                | NA                     | \$17.80                        | \$2.50                        | Unk   |
| MA    | \$250                         | \$0.025   |                    | \$77.00   | N/A                   | N/A  | N/A <sup>A</sup>                       |                        |                                | \$16.00                       | no  |
| MD    | NA                            | \$.00024/gal. (\$.01/barrel) until 6/30/05; \$.00042/gal (\$.0175/bbl) 7/1/05 | NA                 | \$2   | None                  | None   | \$6.15                                 |                        |                                | \$0.00                        | no <sup>B</sup>   |
| ME    | \$35                          | 38¢ /barrel gas and 19¢ /barrel#2 Fuel oil// Reduced from 58¢ & 29¢           | NA                 | \$17.80   | NA                    | \$12.50  | \$9.22                                 | \$7.31                 | \$1.78                         | \$0.00                        | unk   |
| MI    | \$100 <sup>C</sup>            | \$0.00875 (imports, refined) <sup>C</sup>                                     |                    | \$61 <sup>C</sup>                                   | \$0 <sup>C</sup>      | \$0 <sup>C</sup>   | \$60 <sup>C</sup>                      | \$0 <sup>C</sup>       | \$0 <sup>C</sup>               | \$0 <sup>C</sup>              | transitioned  |
| MN    | none                          | \$0.02 when balance drops below \$4M  | none               | \$25  | \$4                   | fee must be imposed for 4 months and "blinks-off" when balance exceeds \$4 million | \$30.00                                | \$4.60                 | \$25.40                        | \$12.00                       | unknown   |
| MO    | none                          | .005  | \$100-200/tank/yr  | \$25.20   | \$12                  | \$100  | \$59                                   | \$36.30                | \$22.70                        | \$1.19                        | yes in 2010   |
| MS    | \$100                         | \$0.004   |                    | \$10.50   | \$6                   | \$10   | \$4.50                                 | (\$2.00)               | \$6.50                         | \$0.25                        | no  |
| MT    | none                          | 3/4 cent/gal  | none               | \$6.25  | \$4                   | \$8  | \$1.40                                 |                        |                                | \$1.20                        | no  |
| NC    | \$200-\$300 (commercial only) | 1/4 of \$.01/gallon inspection tax; 22/32 of 1/2 cent excise tax <sup>D</sup> | 0                  | \$27.1 commercial, \$6.6 noncommercial <sup>E</sup> | NA                    | NA   | \$0.9 commercial \$2.5 noncomm         | 0                      | \$0.9 commercial \$2.5 noncomm | \$8.9 comm \$1.8 noncomm      | maybe   |
| ND    | \$50                          | NA  |                    | \$0.29  |                       | NA   | \$8.50                                 |                        |                                | \$0.90                        |   |
| NE    | \$90                          | gas 9/10 cents/gal diesel 3/10 cents/gallon                                   | none               | \$12.20   | n/a                   | n/a  | \$17.70                                |                        |                                | \$2.20                        | unk   |

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|-------|---|---|--------------------|---------------------------------------|-----------------------|-------------------------|--|-------------------------------|----------------------|---|---|
|       | Tank Fee (annual)   | Petroleum Fee (per gallon)  | Insurance Premiums |                                       |                       |                         | Total                                  | Unobligated (optional)        | Obligated (optional) |   |   |
| NH    |   | motor fuel; UST \$.014/gal.<br>\$.0025 directed for MtBE;<br>AST \$.001/gal gallon<br>fuel oil; AST \$.01/gal<br>residential \$.01/gal<br>motor oil: UST/AST<br>\$.04/gal |                    | \$14.6                                | \$5                   | \$10                    | \$6.22                                 |                               |                      | \$2.00  | unk   |
| NJ    | NA  | NA  | NA                 | \$20                                  | none                  | none                    | \$34 <sup>F</sup>                      |                               |                      | \$12.50   | no  |
| NM    | \$100   | \$0.005-\$0.1875/gal  |                    | \$17.50                               | NA                    | NA                      | \$18.13                                | \$4.19(through<br>March 2005) | \$12.94              | \$3.4 <sup>E</sup> (approved<br>but unpaid to<br>3/31/05) | no  |
| NV    | \$100   | \$0.0075  | NA                 | \$12                                  | \$5.00                | \$7.50                  | \$10                                   |                               | \$0.05               | \$1.70  | No  |
| NY    | 1100-2000 gal; \$100/5yrs<br>2001-4999 gal; \$300/5 yrs<br>5000-399,999 gal; \$500/5<br>yrs | \$0.08/barrel transferred<br>by a MOSF  |                    | \$35                                  | \$0                   | \$25                    | \$16.80                                |                               |                      | NA  | no <sup>B</sup>                               |
| OH    | \$550/\$55K deductible<br>\$700/\$11K deductible  | NA  | NA                 | \$12.50                               | \$15                  | \$45                    | \$22.97                                | \$14.20                       | \$8.77               | \$33.68   | no  |
| OK    | NA  | \$0.01  | NA                 | \$27                                  | \$18.30               | \$15.50                 | \$10.70                                | \$1                           | \$9.70               | \$0.56  | no  |
| PA    | \$.0825   | \$.011  |                    | \$56                                  |                       |                         | \$210                                  |                               |                      | \$225.00  | no  |
| RI    | 0   | \$0.01  | 0                  | \$4.50                                | \$5                   | \$8                     | \$1.20                                 |                               |                      | \$0.65  | no  |
| SC    | \$100   | \$0.005   | NA                 | \$16.89                               | NA                    | NA                      | \$17.65                                | \$0.76                        | \$16.89              | \$0.23  | no  |
| SD    | NA  | \$.02/gal <sup>H</sup>  | NA                 | \$1.60                                | \$2.00                | NA                      | \$5.00                                 |                               |                      | \$0.25  | no  |
| TN    | \$125/tank  | \$.004  | NA                 | \$20                                  | \$2                   | \$50                    | \$16                                   | \$5.0                         | \$11                 | \$10.00   | no  |
| TX    | not used for state fund   | variable, \$.01   | NA                 | \$75.00                               | NA                    | NA                      | \$181                                  | \$101.00                      | \$79.90              | \$49.50   | yes   |
| UT    | \$50 or \$150 per tank<br>depending on throughput.  | \$0.005   | None               | \$7                                   | \$0                   | \$0                     | \$7.30                                 |                               |                      | \$0.00  | No  |

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|-----------------|---|---|--|---------------------------------------|-----------------------|-------------------------|--|------------------------|----------------------|--------------------------------|---|
|                 | Tank Fee (annual)   | Petroleum Fee (per gallon)                    | Insurance Premiums   |                                       |                       |                         | Total                                  | Unobligated (optional) | Obligated (optional) |                                |   |
| VA              | NA  | \$.002-.006 (motor fuel, diesel, heating oil) | NA   | \$38.19                               |                       | NA                      | \$0.94                                 | NA                     | NA                   | \$2.24                         | no  |
| VT              | \$200/tank  | \$.01-motor fuel, \$.0005-heating fuel        |  | \$6                                   |                       |                         | \$5.00                                 | \$4.00                 | \$1.00               | \$0.35                         | no  |
| WA <sup>I</sup> | NA  | \$0.5   | 1% of premium  | \$13                                  | \$7.50                | \$15                    | \$41.20                                | \$30.30                | \$10.90              | \$2.90                         | no  |
| WA <sup>J</sup> | NA  | \$0.006                                       | NA   | \$0.39                                | NA                    | NA                      | \$0.39                                 | NA                     | NA                   | \$0.85                         | no  |
| WI              | \$0   | \$0.03  | \$0  | \$68                                  | 0                     | \$68                    | \$51.50                                | 0                      | \$51.50              | \$1.27                         | yes <sup>K</sup>                              |
| WV              | 0   | 0   | 0  | \$0                                   | none                  | none                    | \$0.28                                 |                        | \$14.00              | unknown                        | yes   |
| WY              | \$200/operational tank, or \$200 contaminated site fee/year | \$0.01  | State provides financial responsibility with a \$30,000 deductible | \$9.60                                | \$4                   | \$10                    | \$105.90                               | \$8.45                 | \$97.45              | continuing operational program | no  |
| <b>TOTAL</b>    |   |   |  | <b>\$1,529.12</b>                     |                       |                         | <b>\$1,520.84</b>                      | <b>\$335.00</b>        | <b>\$810.19</b>      | <b>\$1,791.48</b>              | <b>9 yes'</b>                                 |

<sup>A</sup> MA's fund was repealed in FY04 so all revenue goes to the General Fund.

<sup>B</sup> MD and NY's fund is not an assurance or a financial responsibility fund, tank owners need private insurance or be self-insured.

<sup>C</sup> Information refers to the old fund which has been insolvent since June 1995. The creation of a new fund is in progress, which is referred to in Table 5.

<sup>D</sup> Effective July 1, 2004, revenue increases to 5/7ths of 1 cent/gallon the commercial fund.

<sup>E</sup> The total amount increases by \$32 million for the fiscal year ending June.

<sup>F</sup> NJ funds were transferred from our UST Fund into our Hazardous Discharge Site Remediation Fund (HDSRF), a loan and grant program for Brownfields cleanup. this was done by public ballot.

<sup>G</sup> Received and unpaid february 2003.

<sup>H</sup> SD gets 10.65% of the \$0.02/gal.

<sup>I</sup> Commercial Underground Storage Tank Program

<sup>J</sup> Oil Heat Program

<sup>K</sup> Effective 1/1/96 USTs that meet the new or upgraded tank requirements must have private insurance or be self-insured. Effective 12/22/01 all coverage for ASTs and USTs is \$190,000.

**Table 2 Definitions:**

**Fund Floor:** The amount at which the program starts collecting taxes or fees.

**Fund Ceiling:** The amount at which the program stops collecting taxes or fees.