

TABLE 4. COST CONTROL MEASURES AND MANAGEMENT PRACTICES USED BY STATE FINANCIAL ASSURANCE FUNDS

| State | Use Standard Forms for Site Assessment and Corrective Action Plans | Approve Cleanup Plans and/or Budget Prior to Implementation (preapproval) | Specify Cleanup Plans | Requires Competitive Bidding | | Payment Limits for Site Assessment/ Receptor Assessment | Certify Contractors or Set Contractor Qualification Requirements | Limit Types of Activities at Sites | Limit Extent or Amounts of Allowed Activities | Limit Overhead Paid | Require Use of a Fee Schedule | Oversee Cleanups | Use Pay-For-Performance | Prioritize Claims to Conserve Funds | Employ a Board to Oversee Fund Activities | Employ a Third Party Administrator | Risk-based Cleanups | | | Cover Corrective Actions undertaken only as a result of a capital improvement |
|-------|--|--|-----------------------|------------------------------|-------------------------|---|--|------------------------------------|---|---------------------|-------------------------------|-------------------------|---|---|---|------------------------------------|---|---|---|---|
| | | | | Tank Owner | State as Agent of Owner | | | | | | | | | | | | Cover cleanups based on site specific Risk-based end points | Costs incurred for cleanups more stringent than Risk-based end points | Cover long-term monitoring/maintenance of engineering controls following risk-based closure | |
| AK | | | | | | | | | | | | | | | | | | | | |
| AL | x | x | | Highly recommended | | x | x | x | x | x | x | x | | | x | | x | No. But may if there is still a nuisance. | | |
| AR | | x | | x** | | allowable reasonable necessary | | x | x | | x | | | | x | | x | | | |
| AZ | | Preapproval was an option prior to 6/30/2009. State Lead work (which extends past 6/30/2010 claim cut-off) requires prior approval | | | x | x | x (for State Lead work) | x | x | x | x | x (for State Lead work) | | x (prioritization began March 31, 2010) | | | x | | | |
| CA | | Pre-approval is optional | | x | | Reasonable Necessary | x | x | | | x | | Only existing PFP/Ceased new PFP 6/2007 | x | | | | | | |
| CO | x | x | | | | x | x | x | x | x | x | x | | | x | | x | | | |
| CT | | | | x | | reasonable costs | | x | | | | | | | x | | | | | |

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| DE | | x | | | | | x | x | x | x | | x | | | x | | | | | |
| FL | x | x | | | x** | x | x | x | x | x | x | x | x*** | x | | | | x | | |
| GA | x | x | x | | | reasonable costs | reasonable costs | reasonable costs | reasonable costs | reasonable costs | limited fee schedule | x | x | x | | | x | x | | |
| IA | x | x | | reserve discretion to require | x | | x | x | x | x | | x | x | have authority if necessary | x | x | x | no reimbursement | x | only if supported by RBCA |
| ID | | x | | | | | x | | | x | | x | x | | x | | x | | | |
| IL | x | | | | | | | x | x | x | x | | | | | | x | | | |
| IN | | x | x | x | | x | | x | x | x | x | | | x | x | x | x | | | |
| KS | x | x | x | x | x | x | x | x | x | | | x | x | prioritize work | | x | x | x | | |
| KY | x | x | | | | x | x | | | x | x | x | x | x | | | X | | X | |
| LA | x | x | | x RAC obtains bids for certain activities | x Abandoned Tank Fund Only | x | x | x | x | x | x | x | x | | x | | x | | x | Site specific |
| MA | | | | x | | x | | x | x | x | x | | | | x | x | x | x | x | |
| MD | | x | x | | | x | | x | x | | | x | | x | | | | | | |

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| ME | x | x | x | | | | ust installers & inspectors | x | x | x | | x | | x | x | | x | | | |
| MI | x | | a separate statute provides the elements of site investigation and cleanup | x | | | x | x | x | x | x | x | | | | | | | | |
| MN | x | active rem. only | | x | | x | | x | x | | x | x | | | x | | x | | | |
| MO | | x | | x | | | | x | x | x | | x | x | | x | x | x | | | |
| MS | x | x | x | x | | x | x | x | x | x | x | x | | | | | | | | |
| MT | | x | x | | | | | | | | x | | | | x | | | | | none |
| NC | | x | | x | | x | | x | x | x | x | | | | | | x | | | |
| ND | x | x | x | x | | | | x | x | x | | x | | | | | | | | case by case |
| NE | x | x | | NDEQ may require | | | no but other NE agencies licenses required. | x | x | x | x | x | x | x | | | x | | | case by case |

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| NH | x | x | x | Case-by-case | | x | Consultant must be PE or PG, no requirements for contractors | x | x | x | standard costs | x | | x | x | | | | | | |
| NJ | | x | | | | x | x | x | x | | x | x | | | | | x | x | x | | |
| NM | | x | x | x | x | | x | x | x | | x | x | x | | x | | x | | | | |
| NV | | x | | x | | | x | x | x | | x | x | | | x | | x | x | | | |
| NY | x | x | x | | | | | | | x | x | x | | | | x | | | | | |
| OH | x | x | | | | | | | x | x | | | Option of the Fund | | x | | x | | | | |
| OK | x | x | | | | x | x | | x | x | x | x | x | x | | | | | | | |
| PA | | on occasion | | option of the Fund | | | x | | | x | | | x | | x | x | x | x | x | x | x |
| RI | | x | | | | | consultant must be PE | | | x | | x | | | x | | | | | | |
| SC | x | x | | x | x | x | x | x | x | x | x | x | x | x | | | x | | | | |
| SD | | x | x | option of the Fund | | x | x | x | x | | x | x | | | x | | x | | x | | x**** |
| TN | x | x | x | sometimes | | x | x | x | x | x | x | x | | | x | | | | | | |
| TX | x | x | x | sometimes | x | x | x | x | x | x | x | x | | | | x | x | | | | |

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| UT | | x | | x | x | | x | x | x | x | x | x | | | | | x | x | | |
| VA | x | x | x | x | | x | | x | x | x | x | x | | | | x | x | | | |
| VT | | x | x | sometimes | | x | | x | x | x | x | x | x | x | | | x | | | |
| WA | x | x | x | | | x | x | x | x | x | x | x | | | | private insurance | | | | |
| WA ^B | x | x | x | | | x | x | x | x | x | x | x | | | | | | | | |
| WI | x | x | x | x | x | x | x | x | x | x | x | x | x | | | | | | | |
| WV | | | | | | | | | | | | | | | | | | | | |
| WY | x | x | | | x | | x | x | | x | x | x | | | | | | | | |
| TOTAL | 27 | 43 | 19 | 28 | 11 | 29 | 31 | 37 | 38 | 38 | 33 | 38 | 16 | 14 | 22 | 9 | 30 | 8 | 8 | 6 |

^A Commercial Underground Storage Tank Fund.

^B Oil Heat Program.

** Subcontractors only

*** Optional

**** Only necessary and reasonable corrective action costs to reduce risk