

TABLE 5. SUMMARY OF ADDITIONAL SURVEY INFORMATION

State vs Remediation	Fund Payment Limits for:				Fund Coverage Affected by UST Violations				Has your State Fund been:	
	Site Assessments		Soil Removal/ Excavations		Cleanup Costs		Fines/ Penalties	Percent Cleanup Costs not Covered	No Difference in Coverage	Other
	Site Assessments	Remediation	Other	No	No	\$1 million limit per site.	No	No	Not eligible if not current on registration fees or if failed to report release.	No
AK	20	Yes	No	No	No					No
AL										
AR	N/A	No	No	No	No	No	No	No	Yes	Yes
AZ	11.2	No	No	No	No	No	No	Yes	Yes	No
CA	5 to 15	No	No	No	No	Yes	No	No	Yes	No
CO										
CT	unavailable	No	No	Yes	Yes	Yes	No	Yes	Yes	Yes

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	Site Assessments	Soil Removal/ Excavations	Remediation	Other		Cleanup Costs	Fines/ Penalties	Percent Cleanup Costs not Covered	No Difference in Coverage	Other	Submitted to EPA for Approval	Approved by EPA
DE	30/70	No	No	No	\$1 million limit per site for all activities.	No				All UST violations must be corrected in full prior to reimbursement.	No	
FL	50/50	No	No	No	Maximum site restoration coverages for some eligible sites.	No	Yes	No	No	Major repetitive violations may result in loss of eligibility for all coverage.	Yes	No
GA	not available	No	No	Yes	Payments subject to reasonable limitation.	No	Yes	Yes	No		Yes	Yes
IA					100% of first \$20,000 paid for site assessments - 82% of next \$20,000 - case by case basis.	Yes	Yes	Yes		Owner/operator must pay 18% or \$5000 of 1st \$80,000. After \$80,000, pay 35%.		

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		Site Assessments	Soil Removal/Excavations	Remediation		Percent Cleanup Costs not Covered	Fines/Penalties	No Difference in Coverage	Submitted to EPA for Approval	Approved by EPA	
ID	20	Yes	Yes	Yes	Legal defense costs, pre-insurance, site assessment, actuarial costs, allocated & unallocated loss, reserves, etc.	Yes*	No	Yes	No	Yes	
IL	100% remedial action	No	No	No	\$1 million limit per occurrence and \$1 million per year.	No		Yes	Yes	Yes	
IN	unknown				costs submitted are reviewed for eligibility and reasonable ness.	No	Yes	No	Yes	No	

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		Site Assessments	Soil Removal/ Excavations	Remediation		Cleanup Costs	Fines/ Penalties	Percent Cleanup Costs not Covered	No Difference in Coverage	Other	Submitted to EPA for Approval	Approved by EPA
KS	80	Yes	Yes	Yes	No	No	Yes	No	No	Yes	Yes	Yes
KY	15	No	No	No	Yes	Yes	Yes	No	No	Yes	Yes	Yes
LA	38 (assessment s)	No	No	No	Third party court judgements	No	No	Seek cost recovery if expend funds for cleaning up sites not in "substantial compliance"	Yes	Yes	Yes	No (interim)
MA	N/A		(Regs being developed)	Yes (state)		Yes		Statute requires full compliance.		Yes		
ME	No	No	Yes	No	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes
MI	3/5	Yes	Yes	Yes	hydro/geo investigation paid.	Yes	Yes			Yes	Yes	Yes
MN	UNK.	No	No	No	Limits established for all phases of corrective action.	No	No	Yes	Yes	No	Yes	Yes

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		Site Assessments	Soil Removal/ Excavations	Remediation	Other		Cleanup Costs	Fines/ Penalties	Percent Cleanup Costs not Covered	No Difference in Coverage	
MO	N/A	Yes	Yes	Yes	Claims adjusting process establishes specific budget for each site. Liability limited to \$1 million per occurrence.	Yes (state auditor)				Must be in compliance to receive coverage. Violations may result in loss of coverage.	Yes
MS	40/60	Yes	Yes	Yes		No	Yes	Yes	No	No	Yes
MT	60/40	No	No	No		No	Yes	No			Yes
NC	~ 60/40	No	Based on extent of contamination.	No	All controlled by reasonable rates - cap of \$1 million per occurrence.	No	Yes	No	No	No	Yes
ND	No	Yes	No	No		No	Yes	No		Yes	Yes
NE	No	Yes	Yes	No		Yes	Yes	Yes	No	Yes	No
NH	No	No	No	No						No coverage if not in substantial compliance.	Yes

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	Independent Auditors to Review Solvency		Site Assessments		Cleanup Costs	Fines/ Penalties	Percent Cleanup Costs not Covered	No Difference in Coverage	Submitted to EPA for Approval	Approved by EPA
	Site Assessments	Soil Removal/ Excavations	Remediation	Other	Yes	No	No	Yes	Other	No
NM	30/70	No	Yes	No	No	Yes	No	No	No coverage if not in substantial compliance.	No ²
NV	30/70	No	No	No	Yes	No	No	Yes	No	Yes
NY										
OH	15/85	No	No	No	Up to \$1 million; payments limited to actual, reasonable, necessary costs.	Yes	No	No	Yes	Yes
OK	30/70	No	No	No	\$1 million total for oil marketer per site. \$500,000 total for non-oil marketer per site.	Yes	No	No	For substantial non-compliance or failure to cooperate, reimbursement can be refused or halted.	Yes
PA		No	No	No	Yes	Yes	Yes	No	Yes	No

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SC	80/10				\$1 million per occurrence.	No	No	Yes	No	Yes	Yes	Yes ³
SD	25	No	No	No	all must be approved before work takes place.	No	No	No	Yes	No substantial compliance requirements to access Funds.	Yes	Yes
TN	unknown	No	No	No	\$1 million limit for reasonable costs.	Yes	No	No	No	Lack of cooperation with regulatory agency may jeopardize funding.	Yes	Yes
TX	Not tracked	Yes	Yes	Yes		No	No	No	No	Yes (for corrective action - not third party)	Yes	
UT	50	No	No	Determined on a case by case basis.	No	No	Yes	No	No	Certificate of Compliance may be revoked or may lapse.	Yes	

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	Site Assessments	Soil Removal/ Excavations	Remediation		Other	Cleanup Costs	Fines/ Penalties	Percent Cleanup Costs not Covered	No Difference in Coverage		
VA	unknown			Are developing usual, reasonable, and customary costs for all reimbursable activities.	No	No	Yes	No	No	Yes	No
VT	40/60	Yes	Yes	No	No	No	Yes	No	No	Yes	Yes
WA											
WI	40	Yes	No	No	Dept. must approve costs.	Yes	No	No	Yes	No	
WY	25	No	Yes	No	No	No	No	No	Yes	Yes	Yes

¹ This is required by law for any insurance company.

² New Mexico is only state that has authority to approve its own Fund.

³ Corrective Action only - Third Party under EPA review.