Home Heating Oil Tank Response Funding Eligibility and Application

The DEC approved application serves as the funding agreement.

As the property owner where a spill occurred from a heating oil tank system you are financially responsible for the investigation and cleanup under AS 46.03.822. State statutes and regulations require the responsible party to immediately take actions to contain and control the spill and perform a cleanup and dispose of contaminated material under a DEC approved plan.

The home heating oil tank (HHOT) response funding is available from the DEC Prevention, Preparedness and Response Program (PPRP) to support the purchase of oil sorbents, personal protective equipment, and the treatment or transport and disposal of contaminated soil. The response funding is limited to a two-year window after funding for a site is approved, until DEC fully expends the funds appropriated for this program by the Alaska State Legislature, or until June 1, 2030, whichever comes first.

Complete this application and return it to your assigned PPRP case manager. Once this form has been approved it will also serve as the agreement to provide, where approved, funding for response and cleanup materials. The digital version of this form is available at https://dec.alaska.gov/spar/ppr/prevention-preparedness/hho-tanks/.

This funding agreement doesn't eliminate the need to develop a spill cleanup plan per 18 AAC 75.310. All response actions must be conducted under a DEC approved spill cleanup plan.

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Eligibility:
Complete the following yes/no questions about the spill and your response actions so far. Inclusion criteria are requirements that must be true ("Yes") to be eligible for HHOT response funding. Exclusion criteria are factors that must not be true ("No") to be eligible for the funding.

Inclusion Criteria

I own the property where the spill or release occurred or am acting on behalf of the property owner.	☐ **Yes** ☐ **No**
The release was from piping, tankage, or other equipment used solely to provide heat or electrical power generation for a building used primarily for residential purposes and that does not consist of more than four dwelling units.	☐ **Yes** ☐ **No**
I took immediate measures upon discovery of the release to contain the release where possible.	☐ **Yes** ☐ **No**
I provided reasonable assistance or cooperation to DEC and other governmental entities that responded to the release, including providing reasonable access to the property where the release occurred and providing information requested by DEC about the release and property.	☐ **Yes** ☐ **No**
The spill occurred or was discovered after September 1, 2025 or the only task preventing site closure for an earlier spill is the transport and disposal of excavated contaminated material.	☐ **Yes** ☐ **No**
I have the ability to take response actions, including soil excavation, if needed, if granted this funding.	☐ **Yes** ☐ **No**

Exclusion Criteria

I willfully or negligently failed to comply with spill prevention, reporting, and response requirements of DEC applicable to the release or the property where the release occurred.	☐ **Yes** ☐ **No**
The property is owned or operated by an organization or entity such as employee supplied housing from a school or school district, a church, or a seafood processing facility.	☐ **Yes** ☐ **No**
I have already received response funding through this program for this address.	☐ **Yes** ☐ **No**

Allowable uses and dollar limits:
The funding can be used for the transportation and disposal of contaminated soil and sorbents at a permitted facility and to purchase sorbents, personal protective equipment (PPE), and supplies to address vapor intrusion in living spaces and landfarming or landspreading soil treatment. Funding is capped at $13,000 if the spill site is on the road system within 200 road miles of a disposal facility or $17,000 if the spill site is off the road system or more than 200 road miles from a disposal facility.

Items and types of items that are presumptively approvable: sorbent boom, pads, or sweep; heavy-duty contractor garbage bags; rubber or nitrile gloves; visqueen, heavy-duty tarps or vapor barriers; crawl space fans; buckets or supersacks; third party transport of contaminated soil such as via truck or dump truck; disposal of petroleum contaminated soil at a DEC approved facility.

Items and type of items that are presumptively not approvable: food or drink purchased for use during cleanup, cost of fuel to travel to and from response site, housing for you or others during cleanup, or hourly wage for yourself or others to conduct cleanup actions.

Purchase process:
Once your application is approved, your PPRP case manager will directly purchase supplies or pay for transport and disposal of contaminated soil and supplies by paying invoices online or over the phone with the vendor. Your PPRP case manager can assist in sourcing supplies from vendors that will ship to your community, or you can identify local vendors that carry the supplies. Your PPRP case manager will confirm all supplies are appropriate under this agreement and relevant to work approved under the DEC approved cleanup plan prior to purchasing the supplies.

Responsibility for Cleanup:
State funding under this agreement is available for 2 years from the date of State On-Scene Coordinator approval, until June 1, 2030, or until DEC fully expends the funds allocated by the Alaska Legislature, whichever comes first. **A condition of this funding is the commitment to complete free oil recovery and, at a minimum, initial soil removal within 2 years of DEC approval of this application.** Failure to complete this work will result in DEC recouping spent costs through cost recovery under AS 46.08.070.

Failing to reach closure within the financial limits of the HHOT response funding does not alleviate the property owner's responsibility to conduct an adequate response under 18 AAC 75 Article 3. If the program funds are depleted before reaching site cleanup under

18 AAC 75.315 the property owner will be expected to continue to work with SPAR to reach cleanup under 18 AAC 75.315 or 18 AAC 75.325. This technical support will be eligible for the HHOT cost recovery waiver under AS46.08.070(e) as long as the conditions continue to be met.

Spill Information:

PPRP Spill Number: _____

Name of Spill: _____

Property address where spill occurred: _____

_____

Contact Information:

Property Owner's Name(s): _____

Property Owner's Mailing address: _____

_____

Property Owner's Phone number: _____

Property Owner's Email address: _____

If you would like PPRP to communicate with another party about this response, such as a family member or IGAP Coordinator please provide their information below.

Name(s): _____

Mailing address: _____

_____

Phone number: _____

Email address: _____

Role (check all that apply):

- ☐ Response partner who should be included on communication
- ☐ Representative or proxy who should be contact instead of me to make decisions on my behalf
- ☐ Other: _____

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The State of Alaska ("State") shall not have nor assume any liability relating in any manner to your spill response using this funding, and you shall hold the State and its representatives, agents, and employees harmless and indemnify and defend the State against all claims, liabilities, losses, damages, and costs awarded or incurred, including attorney fees, and against all actions and claims, whether wrongfully brought or not, including but not limited to third-party claims (e.g., excluding tort claims made by the State and/or any state agency or entity) for injury to or death of persons and loss of or damage to property arising out of or in any manner connected with the spill response.

This Agreement constitutes the entire understanding between the Parties relating to the subject matter and supersedes all prior representations, writings, negotiations or understandings with respect hereto.

Please sign and date below if you agree to the terms of the agreement. By signing this application, you are certifying that you are authorized to execute this agreement on behalf of yourself and bind yourself to the terms and conditions of this agreement and that the information you had provided in this application and agreement is true and correct.

_____

Responsible Party/Property Owner Printed Name

_____ _____

Responsible Party/Property Owner Signature Date

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DEC Internal Use Only

The decision to approve or reject this application is based on the information supplied above, the specifics of the spill, and the criteria for eligibility.

As Case Manager, I support approval: ☐ Yes ☐ No

_____

PPRP Case Manager Printed Name

_____ _____

PPRP Case Manager Signature Date

As State On-Scene Coordinator I approve this request: ☐ Yes ☐ No

If not approved, please provide a rejection reason below.

_____

State On-Scene Coordinator Printed Name

_____ _____

State On-Scene Coordinator Signature Date

For the purposes of internal tracking, the following funding amounts should be encumbered for this site.

- ☐ $13,000 for supplies and the transport and disposal of contaminated material since the spill site is on the road system and within 200 road miles of a disposal facility.
  OR
- ☐ $17,000 for supplies and the transport and disposal of contaminated material since the spill site is off the road system or more than 200 road miles from a disposal facility.

This application has been denied because:

- ☐ Funding is no longer available.
- ☐ One or more inclusion or exclusion criteria are not satisfied.
- ☐ Other: _____