

**MEMORANDUM**

To: Keith Baker  
Ryan Wooten  
Grady Gaubert  
Tony Savoie  
Shawn Ivey  
Tom Harris  
Ravelle Jones  
Roger Bright

From: Denise Stafford  
Accountant Administrator

RE: Motor Fuels Underground Storage Tank Trust Fund Advisory Board Meeting

Date July 31, 2012

This memorandum serves to remind you of the Motor Fuels Underground Storage Tank Trust Fund Advisory Board Meeting scheduled for:

Thursday, August 16, 2012 at 1:00 p.m.  
DEQ Headquarters – 602 N. 5<sup>th</sup> Street  
Galvez Building – Conference Center  
Oliver Pollock Room #C-111

If you have any questions or concerns, about the report or the meeting please contact Mr. Jeff Baker at (225) 219-3863. We look forward to seeing you at the meeting.

EDS/MAV

Attachments

c: Jeff Baker  
Denise Stafford  
Natalie Isaacks

**Louisiana Motor Fuels Underground Storage  
Tank Trust Fund Advisory Board Meeting**

**AGENDA**

**Galvez Building, Conference Center  
Oliver Pollock Room #C-111  
602 North 5<sup>th</sup> Street  
Baton Rouge, Louisiana**

**August 16, 2012  
1:00 P.M.**

1. Call Meeting to Order
2. Roll Call
3. Consideration and Adoption of June 7, 2012, Board Minutes
4. Audit Status Report (Vince Sagnibene / Jeanne Weston)
5. Financial Services Report (Denise Stafford)
6. Trust Fund Status Report (Jeff Baker)
7. Third Party Claims Status (Perry Theriot)
8. Other Business
  - Consideration of tentative dates for board meetings in 2013
    - February 14, 2013
    - June 6, 2013
    - August 15, 2013
    - November 14, 2013
10. Close of Meeting

STATE OF LOUISIANA  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
MOTOR FUELS UNDERGROUND STORAGE TANK TRUST  
FUND ADVISORY BOARD

The above-entitled meeting was held at the LDEQ, Galvez Building, Conference Center, 602 North 5th Street, Baton Rouge, Louisiana, beginning at 1:02 p.m., on June 7, 2012.

**BEFORE:**

Lori B. Overland  
Certified Court Reporter  
In and For the State of  
Louisiana

A P P E A R A N C E S

Grady Gaubert  
Chairman

Durwood Franklin  
Keith Baker  
Tom Harris  
Roger Bright  
Denise Stafford  
Jeanne Weston  
Alex Prochaska  
Shawn Ivey  
Jeff Baker  
Perry Theriot  
Vince Sagnibene

Melissa Vizinat  
Andrea Huval  
Shawn King  
Rhonda Cook  
Jennifer Boudreaux  
Heather Pruett  
Natalie Isaacks  
Linda Hicks  
Jason Efferson  
Michael Trammel  
Tegan Treadaway  
Todd Perry

\* \* \* \* \*

I N D E X

EXAMINATION:

PAGE(S) :

None

EXHIBITS:

None

REPORTER'S PAGE

54

REPORTER'S CERTIFICATE

55

\* \* \* \* \*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

\* \* \* \* \*

**MR. GAUBERT:**

Okay, Ladies and Gentlemen, it's 1:00 o'clock, so we're going to go ahead and call the meeting to order. Can I get a roll call, please. We'll start with Keith.

**MR. KEITH BAKER:**

Keith Baker, Louisiana Oil Marketers.

**MS. STAFFORD:**

Denise Stafford, DEQ Financial Services.

**MR. SAGNIBENE:**

Vince Sagnibene. I'm the secretary.

**MS. WESTON:**

Jeanne Weston, Audit Services.

**MS. VIZINAT:**

Melissa Vizinat, DEQ Trust Fund.

**MR. THERIOT:**

Perry Theriot, DEQ Legal.

**MR. FRANKLIN:**

Durwood Franklin, DEQ Trust Fund.

**MR. JEFF BAKER:**

Jeff Baker, DEQ Trust Fund.

DEPARTMENT OF ENVIRONMENTAL QUALITY

5

1           **MR. HARRIS:**

2                   Tom Harris, Underground Storage Tank  
3                   and Remediation.

4           **MR. BRIGHT:**

5                   Roger Bright, Jones Environmental.

6           **MR. IVEY:**

7                   Shawn Ivey, PPM Consultants.

8           **MR. GAUBERT:**

9                   Grady Gaubert, Louisiana Oil  
10                  Marketers.

11          **MS. HICKS:**

12                  Linda Hicks, PPM.

13          **MS. COOK:**

14                  Rhonda Cook, PPM Consultants.

15          **MS. ISAACKS:**

16                  Natalie Isaacks, Louisiana Oil  
17                  Marketers.

18          **MS. TREADAWAY:**

19                  Tegan Treadaway, DEQ.

20          **MR. PROCHASKA:**

21                  Alex Prochaska, DEQ.

22          **MR. KING:**

23                  Shawn King, Jones Environmental.

24          **MR. TRAMMEL:**

25                  Michael Trammel, Jones

1 Environmental.

2 **MS. BOUDREAUX:**

3 Jennifer Boudreaux, UST and  
4 Remediation.

5 **MS. PRUETT:**

6 Heather Pruett, SEMS.

7 **MR. EFFERSON:**

8 Jason Efferson, DEQ Trust Fund.

9 **MS. HUVAL:**

10 Andrea Huval, DEQ Trust Fund.

11 **MR. GAUBERT:**

12 Thank all of you for being here.  
13 The next order of business is the  
14 consideration and adoption of our  
15 previous meetings minutes. I think I'll  
16 need a motion to accept those minutes.

17 **MR. HARRIS:**

18 I make a motion.

19 **MR. GAUBERT:**

20 Tom made a motion. I need a second.

21 **MR. BRIGHT:**

22 Second.

23 **MR. GAUBERT:**

24 Second. All in favor?

25 (All responded "Aye".)



1           **MR. GAUBERT:**

2                   Any opposed, or any comments?

3                   (No response.)

4           **MR. GAUBERT:**

5                   Okay. Mr. Vince, you have the  
6                   audit status report, is that right? Is  
7                   that you?

8           **MR. SAGNIBENE:**

9                   That's Jeanne.

10          **MR. GAUBERT:**

11                   Ms. Jeanne Weston. They had your  
12                   name down here for some reason.

13          **MR. SAGNIBENE:**

14                   They've got my name on everything  
15                   probably.

16          **MR. GAUBERT:**

17                   Yes. Ms. Jeanne?

18          **MS. WESTON:**

19                   Okay. For the audits, the total  
20                   number of audits that are open files, we  
21                   have 19. Eight of those are in legal.  
22                   Eight of them are complete, and they have  
23                   to be closed. We still have one RAC  
24                   report that's kind of back and forth  
25                   discussion. And we have two distributors

1           that have audits that are in progress.

2                   And for the fiscal year, I was going  
3           to tell you that we've collected  
4           \$35,712.34 as of this time.

5           **MR. GAUBERT:**

6                   That's \$35,000 --

7           **MS. WESTON:**

8                   \$35,712.34.

9           **MR. GAUBERT:**

10                   And that's because of the audits?

11           **MS. WESTON:**

12                   That's what we collected on our  
13           audits as of this week.

14           **MR. GAUBERT:**

15                   Okay. And there's a few more going  
16           on as we speak?

17           **MS. WESTON:**

18                   Right.

19           **MR. GAUBERT:**

20                   Any other?

21           **MS. WESTON:**

22                   That's it.

23           **MR. GAUBERT:**

24                   Okay. Thank you for that. Any  
25           questions or comments for Ms. Jeanne?

1 No response.)

2 MR. GAUBERT:

3 Okay. Ms. Denise, can we have the  
4 financial services report, please?

5 MS. STAFFORD:

6 Yes, we can. Turn to tab five in  
7 your packets. For the fiscal year '12,  
8 we've transferred in from fiscal year  
9 '11, \$52,966,514.78. Year to date, we've  
10 warranted for payments as of March 31st,  
11 \$9,064,751.84. The ending balance before  
12 encumbrances and obligations is  
13 \$60,533,159.56. Liabilities at March  
14 31st is \$84,495,866, with an ending month  
15 balance of a negative \$24,962,706.44.  
16 Detailed information about the monthly  
17 reimbursement payments is at the bottom  
18 of the page.

19 If you turn the page, we have the  
20 update on the interest only money that  
21 covers inactive and abandoned tanks.  
22 Currently, if you'll -- right in the  
23 middle of the page, those are balances  
24 with reimbursements. And it's currently  
25 at \$5,117,149.52 available to pay on

1 those sites. Any questions so far?

2 (No response.)

3 **MS. STAFFORD:**

4 Turn the page again. This is the  
5 quarterly summary of what we expect to  
6 transfer from the motor fuel trust fund  
7 to the environmental trust fund at the  
8 end of this fiscal year. The third  
9 column gives you a total of actual and  
10 projected. And we're projecting  
11 \$2,068,673.93 for the transfer this year.  
12 The remaining columns show you history in  
13 the past several years of what we've  
14 transferred. And the \$2,068,000 is in  
15 line with average of the last several  
16 years.

17 **MR. GAUBERT:**

18 Okay. Thank you for -- does that  
19 conclude your report?

20 **MS. STAFFORD:**

21 Yes, it does.

22 **MR. GAUBERT:**

23 Okay. Thank you. One question on  
24 the transfer of the money from the trust  
25 fund to the environmental trust fund,

1           there's a concern about the transparency  
2           of that, and what encompasses the -- that  
3           money. What --

4           **MS. STAFFORD:**

5                     How did we calculate it?

6           **MR. GAUBERT:**

7                     Yes. How did you calculate the  
8           \$2,068,000? What -- the \$2,068,000 is  
9           improvement last year. It's a lesser  
10          amount of money. Maybe we can have maybe  
11          just a little discussion about the --  
12          what encompasses the \$2.68 million.

13          **MS. STAFFORD:**

14                    Sure. What we do is, we calculate  
15          the revenues coming in on UST related  
16          activities. So that's the environmental  
17          trust fund fees on registrations is the  
18          first line, which is roughly \$700,000 a  
19          year. We also collect federal grants.  
20          And those are totaling, we expect, \$3.3  
21          million this year so far. For a total  
22          revenue of \$4,074,000. And I'm falling  
23          down -- just if you look at the third  
24          column, I'm going line by line. So what  
25          we do is, we calculate the revenue coming

1 in. And then we analyze the expected  
2 expenditures for the year. And  
3 encompassed in those expenditures is all  
4 the tank type activities that the  
5 employees are charging where they do tank  
6 activity work, both in motor fuel trust  
7 fund, staff that's in financial services,  
8 as well as the UST remediation staff that  
9 work on tank sites and tank inspections.  
10 So all those are getting charged.

11 Grant work is the next expenditure.  
12 Any activities related to those grants  
13 are charged to a grant tracking code.  
14 And that's what those expenditures are,  
15 \$3.5 million.

16 We also calculate a 30 percent  
17 indirect rate to cover things that are  
18 related to, but not charged directly to,  
19 the tank program like my time. I don't  
20 charge out. But I do work with the motor  
21 fuel trust fund. Legal staff, other  
22 support services, IT support services in  
23 the department. That is an average  
24 indirect rate.

25 **MR. SAGNIBENE:**

1                   What is EPA's indirect rate?

2           **MS. STAFFORD:**

3                   46.

4           **MR. SAGNIBENE:**

5                   So we're charging less.

6           **MS. STAFFORD:**

7                   Yes. And that's historically what  
8 we charge.

9           **MR. GAUBERT:**

10                   What was --

11           **MR. SAGNIBENE:**

12                   I asked her what was EPA's indirect  
13 rate. And it's 46 percent. And we  
14 charge them what, 30?

15           **MS. STAFFORD:**

16                   Yes.

17           **MR. GAUBERT:**

18                   So 46 percent.

19           **MR. SAGNIBENE:**

20                   That's EPA's rate..

21           **MR. GAUBERT:**

22                   And we're 30. --

23           **MR. SAGNIBENE:**

24                   Right.

25           **MS. STAFFORD:**

1           And then there's a small amount of  
2           UST site specific expenditures. Those  
3           would be specific sites that we code out  
4           to that we're tracking their activities.

5           So anyway, we total the revenue and  
6           the expenditures and get a difference.  
7           So where the revenue does not cover the  
8           program expenditures, that's the amount  
9           by statute that can be transferred from  
10          the motor fuel trust fund to the  
11          environmental trust fund. So we  
12          calculate it based on actual revenue and  
13          actual expenditures. Complete  
14          transparency, we can give any  
15          documentation anyone would ask for, for  
16          those costs and revenues.

17          **MR. SAGNIBENE:**

18                 We have (inaudible) numbers for all  
19                 that stuff, right?

20          **MS. STAFFORD:**

21                 Yes. We --

22          **MR. SAGNIBENE:**

23                 Time --

24          **MS. STAFFORD:**

25                 Employees code out on their time



1 sheets specifically to the activity  
2 they're working on.

3 **MR. SAGNIBENE:**

4 So basically, just tell us what you  
5 want and we can get it for you.

6 **MR. GAUBERT:**

7 Yes, sir. I understand. The one  
8 question I think that I would ask is  
9 that, do you see any issues with the way  
10 it's calculated at this time changing  
11 into the future? You know, there's some  
12 other activity going on with, you know,  
13 the legislature trying to get into, you  
14 know, sweeping, you know, the ETF, I  
15 think we'll talk about a little bit  
16 later. But as far as the way this is  
17 calculated, any significant change that  
18 you foresee into the future? Maybe -- I  
19 think this question may be directed more  
20 toward, to Vince, that to where we, you  
21 know, we're about \$2 million per year.

22 **MR. SAGNIBENE:**

23 Yes.

24 **MR. GAUBERT:**

25 Anything that would substantially

1           affect the \$2 million per year?

2           **MR. SAGNIBENE:**

3                   No.

4           **MR. GAUBERT:**

5                   Any other costs associated with it?

6           **MR. SAGNIBENE:**

7                   No. The sweeps wouldn't affect that  
8           because they can't sweep ya'll's program  
9           to start off with, because UST is  
10          protected by statute.

11          **MR. GAUBERT:**

12                   Just to get that on the record. We  
13          wanted to make that clear that in lieu of  
14          what we're going to talk about in a  
15          little while, the HB822, that that part  
16          of it is an inner department transfer.  
17          And we want it to be clear that that  
18          would remain intact.

19          **MR. SAGNIBENE:**

20                   His concern is not going to be 1.9  
21          plus 2. The answer is no.

22          **MS. STAFFORD:**

23                   No.

24          **MR. GAUBERT:**

25                   Right. Okay. Any other questions

1 for Ms. Denise? Comments?

2 (No response.)

3 **MR. GAUBERT:**

4 Thank you very much, Ms. Denise, for  
5 that report.

6 **MS. STAFFORD:**

7 You're welcome.

8 **MR. GAUBERT:**

9 Mr. Jeff Baker will give us the  
10 trust fund status report. And I think  
11 also he's going to talk about the  
12 guidance document revision. Jeff, before  
13 we let you go into that, I would just  
14 like to thank all of the people that were  
15 involved in putting this revision  
16 together. I think it's a great  
17 accomplishment in the history of the  
18 trust fund. The RACs worked together.  
19 The department worked together. There  
20 was a lot of input, a lot of time spent,  
21 a lot of voluntary time. And I would  
22 just like to thank all the people that  
23 were involved to get to this point. And  
24 I think it's been a little over a year  
25 probably that we've been working on it.

1           It was in your predecessor's time and  
2           then the ball was handed off to you. And  
3           you kept it going, which we appreciate.  
4           So with that, if you could give us the  
5           report, please.

6           **MR. JEFF BAKER:**

7                     Sure. Okay. Let's start with the  
8           trust fund control document. The revised  
9           trust fund control document was  
10          distributed via email to the board and  
11          the work group on May 4, 2012. The email  
12          also included a proposal for the guidance  
13          document's implementation date of April  
14          1, 2012. One comment was received and  
15          addressed, correcting the document  
16          relating to the work group agreed upon  
17          one-year warranty period for trenches and  
18          wells. A revised version was sent to the  
19          board and the work group on May 21, 2012.  
20          Subsequently, minimal comments have been  
21          received relating to the document. And  
22          all of these have been addressed, most  
23          typos and issues of that nature.

24                     Also, no comments have been received  
25          relating to the -- related to the

1 proposed implementation date of April 1,  
2 2012. Thus, the department recommends  
3 the adoption of the new cost control  
4 guidance document with an implementation  
5 date relating to all work done after  
6 April 1, 2012.

7 **MR. GAUBERT:**

8 Okay.

9 **MR. JEFF BAKER:**

10 So we're making that proposal to the  
11 board.

12 **MR. SAGNIBENE:**

13 Can I say something?

14 **MR. GAUBERT:**

15 Yes.

16 **MR. SAGNIBENE:**

17 We just -- you know, we tried to get  
18 this out to everybody. We've sent out  
19 several emails. We want to make sure  
20 everybody's okay with this because we  
21 believe in work groups. Ya'll give us  
22 different perspectives. And we use it  
23 for not only UST, we use it for waste  
24 tires also. But we want to make sure  
25 everybody's okay. Because we don't want

1 to go forward with this, then somebody's  
2 going to raise their hand and say, "Well,  
3 I didn't get to comment or I didn't get  
4 to," you know, "to input." But we did  
5 everything we can, you know, to  
6 communicate that. I mean, have ya'll  
7 heard any different?

8 **MR. GAUBERT:**

9 The discussions that we've had, you  
10 know, not on record --

11 **MR. SAGNIBENE:**

12 Yes.

13 **MR. GAUBERT:**

14 -- just off the record with the  
15 interested parties, the consensus that  
16 I've got is that I think the document is  
17 acceptable. I don't know -- I'm not  
18 sure, somebody else may be able to, you  
19 know, say if it will be okay retroactive  
20 to April 1st or if it needs anything  
21 else. I mean, we can take a vote from  
22 the board if it's okay to make it  
23 retroactive. Is that your question?

24 **MR. JEFF BAKER:**

25 Yes, sir.

1           **MR. GAUBERT:**

2                    To make it retroactive back to April  
3           1st. Do we need a vote on that? I think  
4           we need to vote on that.

5           **MR. JEFF BAKER:**

6                    Yes, sir.

7           **MR. SAGNIBENE:**

8                    Let me ask Jeff. Jeff, tell them  
9           why you want it retroactive back to April  
10          1st.

11          **MR. JEFF BAKER:**

12                    Well, we felt that we were delaying  
13          the process. And we wanted to go ahead  
14          and give everybody the opportunity to  
15          have comments. But also, we didn't want  
16          to delay the implementation of some of  
17          the new unit prices and whatnot. The  
18          applications for this period won't start  
19          coming in until after July 1st anyway.  
20          So this is -- the work that's being done  
21          after April 1st, we won't start getting  
22          applications for until July 1st. So we  
23          felt it was okay to go back to April 1st.

24          **MR. GAUBERT:**

25                    Okay. And does that give you enough

1 time to let the RAC community know that  
2 the -- you know, their invoicing and so  
3 forth would be under the new guidance  
4 document, which went into effect on April  
5 1st?

6 **MR. JEFF BAKER:**

7 Well, our goal is to go ahead and  
8 post this on the website this afternoon,  
9 if the board agrees. And we will  
10 announce the dates and the times. Now,  
11 we can send emails out to the entire RAC  
12 community, if the board wishes.

13 **MR. GAUBERT:**

14 I'd like to maybe get input from the  
15 RAC community even from the audience, if  
16 anybody with the RAC has any opposition  
17 to that, or if it's acceptable. If you  
18 understand it; or you have any questions  
19 about it.

20 **MR. IVEY:**

21 I went through it with a fine-  
22 toothed comb and looked at it as far as  
23 our invoicing goes to see is there any  
24 problem with it going back to April 1st,  
25 and I don't see any issues with it at



1 all. I'd say implement it as is.

2 MR. GAUBERT:

3 Retroactive to April 1st?

4 MR. IVEY:

5 Yes.

6 MR. BRIGHT:

7 I'd agree.

8 MR. GAUBERT:

9 Okay.

10 MR. BRIGHT:

11 I think an email, though, to the  
12 RACs would be good.

13 MR. JEFF BAKER:

14 Okay.

15 MR. BRIGHT:

16 That way it's, you know, making sure  
17 it's in everybody's face out there.

18 MR. SAGNIBENE:

19 And we'll post it on the website,  
20 too.

21 MR. JEFF BAKER:

22 Yes, it'll be posted this afternoon  
23 or first thing in the morning. And we  
24 will send out an email to the RAC  
25 community.

1           **MR. SAGNIBENE:**

2                     Jeff, isn't the RACs expecting this?

3           **MR. JEFF BAKER:**

4                     Yes, sir.

5           **MR. SAGNIBENE:**

6                     I mean, wasn't it kind of their idea  
7                     to go back to April on some of the  
8                     things?

9           **MR. JEFF BAKER:**

10                    No. It was kind of a consensus of  
11                    the group.

12           **MR. SAGNIBENE:**

13                    Of the group? Okay.

14           **MR. GAUBERT:**

15                    Can I get an official vote on that?  
16                    The vote would be to implement the new  
17                    guidelines retroactive to April 1st. All  
18                    in favor?

19                    (All responded "Aye".)

---

20           **MR. GAUBERT:**

21                    Any opposed?

22                    (No response.)

23           **MR. GAUBERT:**

24                    I think it's unanimous that we go  
25                    back to April 1st and implement the

---

1 revisions to the guidance document.

2 **MR. JEFF BAKER:**

3 Okay. As to the status, beginning  
4 in the third quarter, a number of quality  
5 control queries were written and created  
6 and run to determine the active trust  
7 fund sites that were potentially NFA'd or  
8 otherwise closed. The trust fund staff  
9 had begun to use these reports to review  
10 these sites in our electronic document  
11 management system to determine their  
12 current status. This effort is helping  
13 the trust fund to locate and close a  
14 number of NFA'd sites or closed sites  
15 that have been active in our data system.  
16 These efforts are ongoing and should be  
17 completed in the next few months. This  
18 will have an impact on the reported  
19 number of active sites in our database,  
20 and will also have an impact on the  
21 estimated potential liability calculation  
22 for the active sites without caps.

23 **MR. GAUBERT:**

24 Can you go over that one more time  
25 for me. I missed it.

1 MR. JEFF BAKER:

2 Okay.

3 MR. SAGNIBENE:

4 Explain it a little bit simpler.

5 MR. GAUBERT:

6 Yes.

7 MR. JEFF BAKER:

8 Yes, right. We started in the third  
9 quarter writing some data queries,  
10 looking for potential sites in our  
11 system, our database, that were actually  
12 closed and NFA'd. An example of one of  
13 the reports would be active sites that we  
14 haven't received an application for in  
15 the last five years, or more. Some of  
16 these were five, eight, seven years old  
17 where we had not received an application.  
18 That list was given to the staff. And  
19 they've been going through our document  
20 records to determine whether NFAs had  
21 been done on them or whether they've been  
22 closed in some other manner. Often the  
23 -- what we often key off of is the last  
24 application. They'll check off the last  
25 app. But often, that doesn't get done.

1           They won't check it off, because they  
2           think there might be another application  
3           coming down the line. So this was a way  
4           for us to kind of go through and check  
5           and see sites that were actually closed  
6           that were active in our system. And a  
7           number of them were ones that were deemed  
8           active without caps. Because an  
9           investigation had been done and they've  
10          been recapped out, or some other  
11          mechanism. So this is just us cleaning  
12          up our database.

13         **MR. GAUBERT:**

14                 Okay. I got it this time. Okay.  
15                 So that was a cleanup?

16         **MR. JEFF BAKER:**

17                 Yes, sir. That's kind of where we  
18                 are.

19         **MR. GAUBERT:**

20                 Okay. And how will it affect some  
21                 funding?

22         **MR. JEFF BAKER:**

23                 Well, it's going to affect the  
24                 liability calculation for the active  
25                 without caps. Right now what we're doing

1 is, we're taking the total number of  
2 those sites, estimating what an average  
3 site would cost, and using that to  
4 develop a liability cost estimate for the  
5 obligation.

6 **MR. SAGNIBENE:**

7 So, Jeff, this forces them into  
8 giving us a plan basically, right?

9 **MR. JEFF BAKER:**

10 Sir?

11 **MR. SAGNIBENE:**

12 This forces them into giving us a  
13 plan for cleanup?

14 **MR. JEFF BAKER:**

15 Not this aspect of it. No, sir.  
16 What we're doing right now, this is a  
17 data cleanup. What you're talking about  
18 is the other issue we were dealing with  
19 with the --

20 **MR. SAGNIBENE:**

21 Yes. Sorry, I was confused.

22 **MR. JEFF BAKER:**

23 But what this does is, it helps us  
24 to give a more accurate depiction of what  
25 our obligation is to the legislature.

1           **MS. STAFFORD:**

2                   Do you remember in the last couple  
3 of quarters, we have reported additional  
4 liabilities? You know, they went up  
5 drastically because we had not been  
6 counting a liability on the sites without  
7 caps. And we started adding that  
8 calculation in. So what this is going to  
9 result in is a change as we pull sites  
10 out of that because they're NFA'd. It'll  
11 reduce the liabilities.

12           **MR. GAUBERT:**

13                   Okay. So it'll reduce our  
14 liabilities, right?

15           **MS. STAFFORD:**

16                   Yes.

17           **MR. GAUBERT:**

18                   Do you have an idea or estimate of  
19 what that amount would be?

20           **MR. JEFF BAKER:**

21                   Not right now. We're --

22           **MR. SAGNIBENE:**

23                   Well, how many sites, Jeff? Do you  
24 know how many sites have fallen?

25           **MS. STAFFORD:**

1                   How many so far? We're not done  
2                   with our data cleanup, but --

3                   **MR. JEFF BAKER:**

4                   We're still in the process of the  
5                   data cleanup. But we've so far knocked  
6                   it from somewhere around 330 plus sites  
7                   to around 170 plus sites.

8                   **MR. GAUBERT:**

9                   About half. About almost 50  
10                  percent.

11                  **MS. STAFFORD:**

12                  Yes.

13                  **MR. JEFF BAKER:**

14                  It's about 50 percent of that  
15                  particular classification, yes, sir.

16                  **MR. GAUBERT:**

17                  You have about 170 sites left to go?

18                  **MR. JEFF BAKER:**

19                  That are currently in our system  
20                  that are active without caps.

21                  **MR. GAUBERT:**

22                  And that continues to be worked on?

23                  **MR. JEFF BAKER:**

24                  We're continuing to work on that  
25                  list. The other aspect of this



1           determination is a lot of -- right now,  
2           it's not active in our system until we  
3           receive the first application. However,  
4           there are sites that have been deemed  
5           eligible, but we haven't received an  
6           application on yet. So we're also  
7           looking at ways of bringing them into  
8           this determination as well.

9           **MR. GAUBERT:**

10                    Are any of these considered slow  
11           sites, or is that something separate?

12           **MR. JEFF BAKER:**

13                    No, sir. Those sites are in this  
14           batch.

15           **MR. GAUBERT:**

16                    That'd be slow to close beyond  
17           acceptable --

18           **MR. JEFF BAKER:**

19                    Yes, sir.

20           **MR. GAUBERT:**

21                    -- means, sites that are within --

22           **MR. BAKER:**

23                    Right. But that was one of the  
24           reasons we wanted to do this was to help  
25           us isolate those sites and not bring in

1 sites that have actually already been  
2 closed or NFA'd. We didn't want to  
3 confuse the issue.

4 **MR. GAUBERT:**

5 Okay. Vince, are we going to -- you  
6 know, I know there's an issue about slow  
7 sites that I think we want to get to in  
8 maybe the other business.

9 **MR. SAGNIBENE:**

10 Yes. I think that's the next thing  
11 he was going to talk about. What he did  
12 is, he did a data pull and pulled a bunch  
13 of sites that basically we were spending  
14 a lot of money on and we didn't have a  
15 plan yet, you know. And we require four  
16 quarters of information. And what we're  
17 going to do is on those sites -- I mean,  
18 some of them stick out. Basically, if  
19 you have four quarters of information and  
20 you don't have a plan or an extenuating  
21 circumstance, we're going to hold the  
22 money. No more evaluations, you know.  
23 Because, I mean, if you want to just  
24 study something and study something, you  
25 can chew into the budget, you know.

1           **MR. GAUBERT:**

2                     Right.

3           **MR. SAGNIBENE:**

4                     And I think Tom's people -- I don't  
5                     know if he knows this or not -- but he's  
6                     going to take the lead on that.

7           **MR. HARRIS:**

8                     Okay.

9           **MR. SAGNIBENE:**

10                    Because Tom was -- we talked to Tom  
11                    about it. He was very gracious to jump  
12                    into this thing.

13           **MR. GAUBERT:**

14                    Is it something that we want to talk  
15                    about right now, Jeff, the slow sites, or  
16                    you want to continue on with your report.

17           **MR. SAGNIBENE:**

18                    It doesn't make a difference.

19           **MR. GAUBERT:**

20                    Okay.

21           **MR. JEFF BAKER:**

22                    Well, I mean, at this point what we  
23                    were trying to do is develop some  
24                    protocols for how to deal with that. So  
25                    we actually weren't prepared to speak on

1           that today. But we can.

2           **MR. SAGNIBENE:**

3                     Well, we're going in that direction  
4           is what we're going to do with the slow  
5           sites.

6           **MR. GAUBERT:**

7                     Yes. Let's let you finish your  
8           report, and then let's have a discussion  
9           maybe around that.

10          **MR. SAGNIBENE:**

11                     Okay.

12          **MR. JEFF BAKER:**

13                     Actually, that's finishing up the  
14          status report and the guidance document  
15          revision. We can go into the balance  
16          explanation now, if you'd like.

17          **MR. GAUBERT:**

18                     Okay. Any questions on that part of  
19          it from anybody?

20                     (No response.)

21          **MR. GAUBERT:**

22                     Let's go into the balance.

23          **MR. JEFF BAKER:**

24                     Let's refer to tab six of your  
25          packets. These are the figures for the

1           third quarter of the fiscal year 2012.  
2           At the end of March of 2012, the trust  
3           fund had 138 pending applications to  
4           process. The trust fund received 318  
5           applications during this period, totaling  
6           \$3,570,067. During that period, 38  
7           applications were returned with  
8           deficiencies. The trust fund processed  
9           220 applications for payment during the  
10          fiscal quarter, totaling \$3,164,783. The  
11          outstanding corrective action plan budget  
12          and estimated cost to reach closure for  
13          all the sites in the corrective action  
14          phase at the end of March was  
15          \$32,099,153. The additional obligation  
16          recognized for the non-capped sites at  
17          that time was \$52,804,811. The total  
18          amount requested for the 138 pending  
19          applications was \$1,624,514. The total  
20          amount of the corrective action plans and  
21          the pending applications was \$1,032,612.

22                 If you'll note the legal sized page,  
23          the last page of your packet, the total  
24          number of trust fund sites that have  
25          received a no further action status

1           during this period is 26. The number of  
2           potential trust fund sites that were  
3           reviewed and made eligible in this period  
4           was two.

5           **MR. GAUBERT:**

6                    Okay. Any questions?

7                    (No response.)

8           **MR. GAUBERT:**

9                    Okay. Thank you for that report,  
10           Jeff. Any comments on any other -- does  
11           that complete your report?

12           **MR. JEFF BAKER:**

13                    Yes, sir. It sure does.

14           **MR. GAUBERT:**

15                    Okay. Thank you very much. I was  
16           notified a little earlier that when we  
17           get to Mr. Theriot's part, we're going to  
18           have to go into executive session for  
19           about five minutes and we would have to  
20           ask non-board members or non, I guess,  
21           department personnel that are pertaining  
22           to this to leave the room for about five  
23           minutes while we go into executive  
24           session. And then we'll come get you in  
25           a few minutes. So I think that would be

1 ya'll guys out in the audience.

2 (A brief recess followed.)

3 **MR. THERIOT:**

4 All right. And as the last part of  
5 our report that doesn't have to be in  
6 executive session, we've received no new  
7 third party claims, since our last  
8 meeting.

9 **MR. GAUBERT:**

10 Okay. Very good. Did we lose  
11 Vince?

12 **MS. ISAACKS:**

13 He's talking to Todd.

14 **MR. GAUBERT:**

15 Okay. I think the next -- I thought  
16 we lost you there for a minute, Vince.

17 **MR. SAGNIBENE:**

18 Oh, no.

19 **MR. GAUBERT:**

20 Okay. Thank you, Perry, for your  
21 report. Moving to other business right  
22 now, there's a few items in other  
23 business I think we need to discuss and  
24 get on the record. And, Vince, if you  
25 could, I think this question would be for

1           you, is, if you could discuss HB822, the  
2           sweep fund into the ETF and so forth.

3           **MR. SAGNIBENE:**

4           Okay. They swept \$1.9 million from  
5           us. And that's part of the cuts. You  
6           know it was a very contentious session.  
7           Everybody took some big hits. Basically  
8           having some money, some cash fall that we  
9           had, okay. And a lot of people  
10          concerned, did they sweep the UST fund?  
11          They cannot sweep the UST fund. It's in  
12          statute. That eight-tenths of a cent  
13          ya'll pay per gallon goes in there. It  
14          cannot be -- it can't be touched. Now,  
15          they can sweep the ETF fund. But ya'll  
16          make up one percent of that. So ya'll's  
17          share would have been like \$1,900. So, I  
18          mean, it didn't affect ya'll. It didn't  
19          affect anyone actually because every  
20          expenditure has to go through Denise and  
21          I. Every contract goes through us. And  
22          we've saved over \$3 million in those cost  
23          saving measures, you know. We've cut --  
24          you know, we cut 70 vehicles. We cut  
25          folks. We've cut -- I mean, it's forced



1 us to be more efficient. So it didn't  
2 affect ya'll's fund at all.

3 **MR. GAUBERT:**

4 Are there any questions for Vince  
5 around HB822? And does everybody  
6 understand what HB822 is? It's a -- the  
7 legislature is sweeping the environmental  
8 trust fund and -- to the tune of, what,  
9 \$2.1 million and something. It was \$1.9,  
10 and then it was raised \$250,000. And,  
11 you know, the consensus is that it will  
12 not touch the underground storage tank  
13 trust fund.

14 **MR. SAGNIBENE:**

15 No, it won't.

16 **MR. GAUBERT:**

17 All right.. It's only coming out of  
18 the environmental trust fund?

19 **MR. SAGNIBENE:**

20 Well, actually it's cash balance  
21 brought forward.

22 **MR. GAUBERT:**

23 And there was some concern that that  
24 was a round about way for the legislature  
25 to get to the trust fund by sweeping the

1 environmental trust fund, and then the  
2 environmental trust fund reimbursing --  
3 the underground storage tank trust fund  
4 reimbursing the environmental trust fund.  
5 And your opinion is that's not the case  
6 at all?

7 **MR. SAGNIBENE:**

8 That is not the case at all. And  
9 we've had several discussions about our  
10 (inaudible) funds. And the commissioner  
11 and everyone knows they can't sweep that  
12 fund.

13 **MR. GAUBERT:**

14 Right. It's protected.

15 **MR. SAGNIBENE:**

16 They've been pretty generous to us  
17 on the sweeps. I must admit. Because we  
18 -- you know, in the environmental trust  
19 fund, we get about \$55 million. That's  
20 where all our fees go. And the only  
21 thing that ya'll contribute is the  
22 registration, which is about \$670,000.

23 **MR. GAUBERT:**

24 Right.

25 **MR. SAGNIBENE:**

1                   Eight-tenths of a cent goes into the  
2                   UST fund, which is protected.

3                   **MR. GAUBERT:**

4                   It's not our deal when the  
5                   legislators would sweep the environmental  
6                   trust fund. But, you know, again our  
7                   concern is the underground storage tank -  
8                   -

9                   **MR. SAGNIBENE:**

10                  And I explained it to them. I  
11                  explained it to them like this. I said  
12                  this is an insurance policy for the tank  
13                  owners. If something happens, they pull  
14                  on this policy.

15                  **MR. GAUBERT:**

16                  Right.

17                  **MR. SAGNIBENE:**

18                  And I turned the question around. I  
19                  said, if you pay your insurance premiums  
20                  and you get in a wreck and you get sued,  
21                  and they said you don't have any  
22                  insurance, how would you feel? And  
23                  everybody understands that.

24                  **MR. GAUBERT:**

25                  Right. We wanted to get that clear.

1           Okay. Any questions for Vince around  
2           822?

3           (No response.)

4           **MR. GAUBERT:**

5                     Okay. Another issue we had in other  
6           business is what we talked about earlier,  
7           the slow sites, you know. So we can have  
8           a little discussion around that. My  
9           understanding is that there's some sites  
10          that are just sitting out there with just  
11          -- you know, with no -- not -- not no  
12          further action. That's the wrong term to  
13          use. But there's no action happening on  
14          the sites. And they're just continuing,  
15          to draw funds out of the trust fund. And  
16          I think you are looking for ways or means  
17          to help to speed up that process.

18          **MR. SAGNIBENE:**

19                     And that's what -- Jeff likes to do  
20          data pulls, which is a good thing. He  
21          pulled up five pages of sites like that  
22          ranging from \$298,000 to \$289 that we  
23          didn't think was moving fast enough.  
24          And, Tom, you can correct me if I'm  
25          wrong, but I think in the past what we've

1 done, we got four quarters of information  
2 and then we wanted a plan. And if that  
3 hadn't happened, or if there's no  
4 extenuating circumstances, we're not  
5 going to pay anymore until you come up  
6 with some sort of corrective action. And  
7 I think we're going to charge the team  
8 leader in looking that over. And Tom --  
9 we talked it over with Tom. And Tom  
10 thought it was a good idea, too. So he's  
11 into it also.

12 **MR. HARRIS:**

13 And right now, we're just at the  
14 point of exactly how we trigger that and  
15 how we track it. You know, provisions  
16 for extenuating circumstances, and a  
17 little common sense where it applies.

18 **MR. SAGNIBENE:**

19 And we'll listen to anybody. You  
20 know, we'll listen to anybody, you know,  
21 that has a good -- some good  
22 circumstances. But we thought the best  
23 way, I guess, to make everybody  
24 compliant, to push them along, was just  
25 to basically say we're not going to pay

1           anymore, you know, unless ya'll can come  
2           up with something else.

3           **MR. IVEY:**

4                     Can we get a list of those sites?

5           **MR. SAGNIBENE:**

6                     Yes.

7           **MR. GAUBERT:**

8                     Does the guidance document have a  
9           provision in there to address that?

10          **MR. JEFF BAKER:**

11                     No.

12          **MR. SAGNIBENE:**

13                     Jeff is saying no.

14          **MR. THERIOT:**

15                     One of the concerns you have about  
16          the slow sites, as you talked about, is a  
17          legal basis for telling people that look,  
18          you're taking too long to get this job  
19          going. This statute does have a  
20          provision in it that requires us to pay  
21          people for work they've done on an  
22          eligible site: So the question legally  
23          is whether you can tell someone who's  
24          done work on an eligible site, look,  
25          we're not going to pay you because you've

1           waited too long to do this. There is a  
2           provision in the law that says that the  
3           department approves the most efficient  
4           and cost-effective manner of cleaning up  
5           the site. Generally, if the site sits  
6           too long, you get the contamination plume  
7           spreads larger, and it can become more  
8           expensive to clean up. So we could look  
9           at some of those things for speeding up,  
10          like because we can say that this isn't  
11          the most efficient or cost-effective way,  
12          so you don't get paid for that. It's --  
13          we're looking at those things now.

14          **MR. IVEY:**

15                 Well, isn't there a provision in the  
16          guidance document that was just added  
17          that if the site is slow and something is  
18          requested by the department and not  
19          received that it might not pay for money  
20          passed that. It's on the first page, new  
21          edition to the new guidance document.

22          **MR. JEFF BAKER:**

23                 I don't recall that. I'll have to

24          --

25          **MR. IVEY:**

1 It kind of addresses the slow sites.

2 MR. JEFF BAKER:

3 I'll have to go back and research --

4 MR. THERIOT:

5 We may've made statements like that.

6 MR. IVEY:

7 Yes.

8 MR. THERIOT:

9 The enforceability of those  
10 statements though is --

11 MR. IVEY:

12 It's in there. It's in the guidance  
13 document.

14 MR. BAKER:

15 I think what you're referring to is  
16 this paragraph. It says, "Because there  
17 is a limited amount of funds available to  
18 perform cleanups, it is necessary to  
19 control costs for investigation/  
20 remediation activities. The purpose of  
21 this guidance document is to provide  
22 members of the regulated community and  
23 those involved in providing service to  
24 them with general information concerning  
25 the trust fund, as well as specific



1 information regarding allowable and non-  
2 allowable costs acceptable rates." I'm  
3 not --

4 MR. IVEY:

5 No. It was on the first page.

6 MR. JEFF BAKER:

7 All right. I got you. Here it is.  
8 "Time is of an essence. Releases shall  
9 be assessed and moved to remediation as  
10 soon as possible to stop the spread of  
11 contamination. Extension requests for  
12 required submittal shall not be granted  
13 unless for reasons such as force  
14 (inaudible) events, e.g. hurricanes,  
15 tornadoes, floods, fires, et cetera, or  
16 for the department's request for further  
17 investigation and/or data evaluation.  
18 Failure to meet submittal deadlines may  
19 result in increased costs incurred to the  
20 trust fund and diminish the cost  
21 effectiveness of the corrective action.  
22 Therefore, failure to timely submit the  
23 required report may result in enforcement  
24 action and/or determination by the  
25 department to disallow the work for the

1 trust fund reimbursement."

2 **MR. IVEY:**

3 That kind of addresses the slow  
4 sites.

5 **MR. FRANKLIN:**

6 And we're looking at putting that  
7 language in some of our form letters that  
8 go out to responsible parties.

9 **MR. THERIOT:**

10 Right.

11 **MR. GAUBERT:**

12 But it would be difficult to  
13 pinpoint to four quarters of activity and  
14 with no correction plan in place. You  
15 know, the statement is -- it's an  
16 ambiguous statement. It's open-ended.  
17 It doesn't, you know, drill down to say  
18 it's four quarters and then we're going  
19 to stop. And I think that would be  
20 really difficult to do. So that would  
21 seem more of an enforcement or  
22 encouragement type process to the RAC  
23 community.

24 **MR. SAGNIBENE:**

25 We don't want to do an enforcement.

1 We want to do an encouragement.

2 MR. IVEY:

3 Well, it's going to be in the site  
4 investigation request with a cap request  
5 letter. It's going to tell you if you  
6 don't get this in by this date, we're not  
7 going to pay you.

8 MR. SAGNIBENE:

9 And the team leader should be on top  
10 of that. Whomever the team leader is  
11 knows how many quarters of information we  
12 have on what site.

13 MR. GAUBERT:

14 Yes.

15 MR. IVEY:

16 When can we get a list that you  
17 have?

18 MR. JEFF BAKER:

19 We can send it to ya'll tomorrow.

20 MR. SAGNIBENE:

21 We have a partial list now.

22 MR. GAUBERT:

23 So the action will be to keep the  
24 slow sites that you have, you know, to  
25 get that out to the RAC community to help

1 speed that along, and with an  
2 encouragement.

3 **MR. JEFF BAKER:**

4 Are you asking us to send it to the  
5 board members or --

6 **MR. SAGNIBENE:**

7 You want a list of facilities or a  
8 list of who the RAC is?

9 **MR. IVEY:**

10 Just a list of the facilities.

11 **MR. SAGNIBENE:**

12 Okay. We got that. We have a  
13 partial list. We can get you that.

14 **MR. JEFF BAKER:**

15 So what you're asking us -- for us  
16 to create this list and send it to the  
17 board members?

18 **MR. GAUBERT:**

19 No. To the RAC -- to all RACs, or  
20 to the board? What did you request?

21 **MR. IVEY:**

22 I would say to all RACs.

23 **MR. BRIGHT:**

24 I mean, at least they know that  
25 they're on the list.

1           **MR. GAUBERT:**

2                   Okay. The entire RAC community is  
3                   not an issue. The entire RAC community  
4                   -- you know, one of the sites would be  
5                   the RAC that's assigned to that site  
6                   would see that their site is on that list  
7                   and do something to speed it up.

8           **MR. IVEY:**

9                   Right. They would need to contact  
10                  their team leader and get something done.

11          **MR. GAUBERT:**

12                  Okay. Thank you for that. The  
13                  legislative -- there was a question  
14                  brought up about the legislative audit.  
15                  And I think we missed a little earlier.  
16                  Is that ongoing?

17          **MS. STAFFORD:**

18                  Actually, we have had the exit  
19                  conference, the exit meeting with the  
20                  legislative auditors. We're finalizing a  
21                  few documents. It should be released  
22                  fairly soon. They have the distribution  
23                  list. The board will be getting it. The  
24                  board that served for the fiscal year  
25                  ending June 30, 2011, the current board

1 as well. So all members will be getting  
2 that document. It hasn't been released  
3 yet. I will get a -- an email when it  
4 is. But I expect it very soon. Probably  
5 a couple of weeks.

6 **MR. GAUBERT:**

7 Okay. Thank you.

8 **MS. STAFFORD:**

9 Oh, and there were no findings. It  
10 was a clean audit. So you'll know that.

11 **MR. GAUBERT:**

12 Okay. Great. Yes. Any other  
13 business that anybody would like to bring  
14 in front of the board today?

15 (No response.)

16 **MR. GAUBERT:**

17 If I'm not mistaken, I think there  
18 was a meeting after this meeting on the  
19 stage two program. Is that still on, or  
20 is that --

21 **MS. STAFFORD:**

22 Yes.

23 **MR. GAUBERT:**

24 Okay. Is that in this room?

25 **MR. PROCHASKA:**

1                   Yes.

2           **MS. STAFFORD:**

3                   If you have questions.

4           **MR. GAUBERT:**

5                   Informal meeting after this.

6                   Interested parties for stage two will be  
7                   after this.

8                   If there's no other business to  
9                   bring before the board, I'll ask for  
10                   somebody to make a motion to adjourn.

11           **MR. HARRIS:**

12                   Motion to adjourn.

13           **MR. GAUBERT:**

14                   Mr. Tom.

15           **MR. KEITH BAKER:**

16                   Second.

17           **MR. GAUBERT:**

18                   We stand adjourned. Thank you.

19                   **THE MEETING ADJOURNED AT 1:52 P.M.**


20                                   \* \* \* \* \*

1 REPORTER'S PAGE

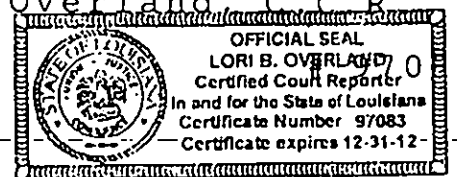
2 I, Lori B. Overland, Certified Court  
3 Reporter, in and for the State of Louisiana,  
4 the officer, as defined in Rule 28 of the  
5 Federal Rules of Civil Procedure and/or  
6 Article 1434(b) of the Louisiana code of  
7 Civil Procedure, before whom this sworn  
8 testimony was taken, do hereby state on the  
9 Record

10 That due to the interaction in the  
11 spontaneous discourse of this proceeding,  
12 dashes (--) have been used to indicate  
13 pauses, changes in thought, and/or talk  
14 overs; that same is the proper method for a  
15 Court Reporters's transcription of  
16 proceeding, and that the dashes (--) do not  
17 indicated that words or phrases have been  
18 left out of this transcript;

19 That any words and/or names which could  
20 not be verified through reference material  
21 have been denoted with the phrase  
22 "(inaudible)."

23 

24 Lori Overland, C. C. R.





1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

C E R T I F I C A T I O N

I, the undersigned reporter, do hereby certify that the above and foregoing is a true and correct transcription of the stenomask tape of the proceedings had herein, taken down by me and transcribed under my supervision, to the best of my ability and understanding, at the time and place hereinbefore noted, in the above entitled cause.

I further certify that the witness was duly sworn by me in my capacity as a Certified Court Reporter pursuant to the provisions of R.S. 37:2551 et seq. in and for the state of Louisiana; that I am not of counsel nor related to any of the counsel of any of the parties, nor in the employ of any of the parties, and that I have no interest in the outcome of this action.

I further certify that my license is in good standing as a court reporter in and for the state of Louisiana.



Lori Overland, C.C.R.



**In The Matter Of:**  
*MOTOR FUELS UNDERGROUND STORAGE  
TANK TRUST FUND ADVISORY BOARD*

---

*DEPARTMENT OF ENVIRONMENTAL QUALITY  
June 7, 2012*

---

*Associated Reporters Inc.  
2431 South Acadian Thruway  
Suite 550  
Baton Rouge, LA 70808  
(225) 216-2036 Fax (225) 216-2220*

**MOTOR FUELS UNDERGROUND STORAGE  
TANK TRUST FUND ADVISORY BOARD**

	\$9,064,751.84 (1) 9:11			
\$		4	added (1) 45:16	26:14,17,24;27:2; 31:3,6
\$1,032,612 (1) 35:21	1	4 (1) 18:11	adding (1) 29:7	applications (8) 21:18,22;35:3,5,7, 9,19,21
\$1,624,514 (1) 35:19	1 (3) 18:14;19:1,6	46 (3) 13:3,13,18	additional (2) 29:3;35:15	applies (1) 43:17
\$1,900 (1) 38:17	1.9 (1) 16:20		address (1) 44:9	appreciate (1) 18:3
\$1.9 (2) 38:4;39:9	1:00 (1) 4:4	5	addressed (2) 18:15,22	approves (1) 45:3
\$2 (2) 15:21;16:1	1:52 (1) 53:19	50 (2) 30:9,14	addresses (2) 46:1;48:3	April (14) 18:13;19:1,6; 20:20;21:2,9,21,23; 22:4,24;23:3;24:7, 17,25
\$2,068,000 (3) 10:14;11:8,8	11 (1) 9:9	7	adjourn (2) 53:10,12	around (7) 30:6,7;34:9;39:5; 41:18;42:1,8
\$2,068,673.93 (1) 10:11	12 (1) 9:7	70 (1) 38:24	adjourned (2) 53:18,19	Article (1) 54:6
\$2.1 (1) 39:9	138 (2) 35:3,18	8	admit (1) 40:17	aspect (2) 28:15;30:25
\$2.68 (1) 11:12	1434b (1) 54:6	822 (1) 42:2	adoption (2) 6:14;19:3	assessed (1) 47:9
\$24,962,706.44 (1) 9:15	170 (2) 30:7,17	9	affect (7) 16:1,7;27:20,23; 38:18,19;39:2	assigned (1) 51:5
\$250,000 (1) 39:10	19 (1) 7:21	97083 (1) 54:25	afternoon (2) 22:8;23:22	associated (1) 16:5
\$289 (1) 42:22	1st (12) 20:20;21:3,10,19, 21,22,23;22:5,24; 23:3;24:17,25	A	again (2) 10:4;41:6	audience (2) 22:15;37:1
\$298,000 (1) 42:22	2	abandoned (1) 9:21	agree (1) 23:7	Audit (4) 4:17;7:6;51:14; 52:10
\$3 (1) 38:22	2 (1) 16:21	able (1) 20:18	agreed (1) 18:16	auditors (1) 51:20
\$3,164,783 (1) 35:10	2011 (1) 51:25	accept (1) 6:16	agrees (1) 22:9	audits (5) 7:19,20;8:1,10,13
\$3,570,067 (1) 35:6	2012 (7) 18:11,14,19;19:2, 6;35:1,2	acceptable (4) 20:17;22:17; 31:17;47:2	ahead (3) 4:4;21:13;22:7	available (2) 9:25;46:17
\$3.3 (1) 11:20	21 (1) 18:19	accomplishment (1) 17:17	Alex (1) 5:21	average (3) 10:15;12:23;28:2
\$3.5 (1) 12:15	220 (1) 35:9	accurate (1) 28:24	allowable (2) 47:1,2	Aye (2) 6:25;24:19
\$32,099,153 (1) 35:15	26 (1) 36:1	action (10) 35:11,13,20,25; 42:12,13;43:6;47:21, 24;49:23	almost (1) 30:9	
\$35,000 (1) 8:6	28 (1) 54:4	active (10) 25:6,15,19,22; 26:13;27:6,8,24; 30:20;31:2	along (2) 43:24;50:1	
\$35,712.34 (2) 8:4,8	3	activities (5) 11:16;12:4,12; 14:4;46:20	ambiguous (1) 48:16	
\$4,074,000 (1) 11:22	30 (4) 12:16;13:14,22; 51:25	activity (4) 12:6;15:1,12; 48:13	amount (7) 11:10;14:1,8; 29:19;35:18,20; 46:17	
\$5,117,149.52 (1) 9:25	318 (1) 35:4	actual (3) 10:9;14:12,13	analyze (1) 12:1	
\$52,804,811 (1) 35:17	31st (2) 9:10,14	actually (8) 26:11;27:5;32:1; 33:25;34:13;38:19; 39:20;51:18	and/or (5) 47:17,24;54:5,13, 19	
\$52,966,514.78 (1) 9:9	330 (1) 30:6		Andrea (1) 6:10	
\$55 (1) 40:19	38 (1) 35:6		announce (1) 22:10	
\$60,533,159.56 (1) 9:13			anymore (2) 43:5;44:1	
\$670,000 (1) 40:22			app (1) 26:25	
\$700,000 (1) 11:18			application (6)	
\$84,495,866 (1) 9:14				

develop (2) 28:4;33:23	4:23	18;40:1,2,4,18;41:5		47:15
difference (2) 14:6;33:18	<b>E</b>	EPA's (3) 13:1,12,20	<b>F</b>	folks (1) 38:25
different (2) 19:22;20:7	earlier (3) 36:16;42:6;51:15	essence (1) 47:8	face (1) 23:17	followed (1) 37:2
difficult (2) 48:12,20	edition (1) 45:21	estimate (2) 28:4;29:18	facilities (2) 50:7,10	force (1) 47:13
diminish (1) 47:20	effect (1) 22:4	estimated (2) 25:21;35:12	Failure (2) 47:18,22	forced (1) 38:25
directed (1) 15:19	effectiveness (1) 47:21	estimating (1) 28:2	fairly (1) 51:22	forces (2) 28:7,12
direction (1) 34:3	EFFERSON (2) 6:7,8	et (1) 47:15	fall (1) 38:8	foresee (1) 15:18
directly (1) 12:18	efficient (3) 39:1;45:3,11	ETF (3) 15:14;38:2,15	fallen (1) 29:24	form (1) 48:7
disallow (1) 47:25	effort (1) 25:12	evaluation (1) 47:17	falling (1) 11:22	forth (3) 7:24;22:3;38:2
discourse (1) 54:11	efforts (1) 25:16	evaluations (1) 32:22	far (6) 10:1;11:21;15:16; 22:22;30:1,5	forward (2) 20:1;39:21
discuss (2) 37:23;38:1	eg (1) 47:14	even (1) 22:15	fast (1) 42:23	four (5) 32:15,19;43:1; 48:13,18
discussion (4) 7:25;11:11;34:8; 42:8	Eight (3) 7:21,22;26:16	events (1) 47:14	favor (2) 6:24;24:18	FRANKLIN (3) 4:22,23;48:5
discussions (2) 20:9;40:9	eight-tenths (2) 38:12;41:1	everybody (6) 19:18;21:14;38:7; 39:5;41:23;43:23	federal (2) 11:19;54:5	front (1) 52:14
distributed (1) 18:10	electronic (1) 25:10	everybody's (3) 19:20,25;23:17	feel (1) 41:22	fuel (4) 10:6;12:6,21; 14:10
distribution (1) 51:22	eligible (4) 31:5;36:3;44:22, 24	everyone (1) 40:11	fees (2) 11:17;40:20	Fund (47) 4:19,23,25;6:8,10; 10:6,7,25,25;11:17; 12:7,21;14:10,11; 17:10,18;18:8,9; 25:7,8,13;35:3,4,8, 24;36:2;38:2,10,11, 15;39:2,8,13,18,25; 40:1,2,3,4,12,19; 41:2,6;42:15;46:25; 47:20;48:1
distributors (1) 7:25	else (3) 20:18,21;44:2	exactly (1) 43:14	felt (2) 21:12,23	funding (1) 27:21
document (18) 17:12;18:8,9,15, 21;19:4;20:16;22:4; 25:1,10;26:19;34:14; 44:8;45:16,21;46:13, 21;52:2	email (5) 18:10,11;23:11,24; 52:3	example (1) 26:12	few (5) 8:15;25:17;36:25; 37:22;51:21	funds (3) 40:10;42:15;46:17
documentation (1) 14:15	emails (2) 19:19;22:11	executive (3) 36:18,23;37:6	figures (1) 34:25	further (3) 35:25;42:12;47:16
documents (1) 51:21	employees (2) 12:5;14:25	exit (2) 51:18,19	files (1) 7:20	future (2) 15:11,18
document's (1) 18:13	encompassed (1) 12:3	expect (3) 10:5;11:20;52:4	finalizing (1) 51:20	
done (10) 19:5;21:20;26:21, 25;27:9;30:1;43:1; 44:21,24;51:10	encompasses (2) 11:2,12	expected (1) 12:1	Financial (3) 4:12;9:4;12:7	<b>G</b>
down (4) 7:12;11:23;27:3; 48:17	encouragement (3) 48:22;49:1;50:2	expecting (1) 24:2	findings (1) 52:9	gallon (1) 38:13
drastically (1) 29:5	encumbrances (1) 9:12	expenditure (2) 12:11;38:20	fine- (1) 22:21	GAUBERT (89) 4:2;5:8,9;6:11,19, 23;7:1,4,10,16;8:5,9, 14,19,23;9:2;10:17, 22;11:6;13:9,17,21; 15:6,24;16:4,11,24; 17:3,8;19:7,14;20:8, 13;21:1,24;22:13; 23:2,8;24:14,20,23; 25:23;26:5;27:13,19;
draw (1) 42:15	end (3) 10:8;35:2,14	expenditures (7) 12:2,3,14;14:2,6,8, 13	finish (1) 34:7	
drill (1) 48:17	ending (3) 9:11,14;51:25	expensive (1) 45:8	finishing (1) 34:13	
due (1) 54:10	enforceability (1) 46:9	Explain (1) 26:4	fires (1) 47:15	
during (4) 35:5,6,9;36:1	enforcement (3) 47:23;48:21,25	explained (2) 41:10,11	first (5) 11:18;23:23;31:3; 45:20;47:5	
Durwood (1)	enough (2) 21:25;42:23	explanation (1) 34:16	fiscal (7) 8:2,9;7:8;10:8; 35:1,10;51:24	
	entire (3) 22:11;51:2,3	Extension (1) 47:11	five (6) 9:6;26:15,16; 36:19,22;42:21	
	Environmental (14) 5:5,23;6:1;10:7, 25;11:16;14:11;39:7,	extenuating (3) 32:20;43:4,16	floods (1)	

36:16;42:8;43:17; 51:15	meeting (7) 4:5;37:8;51:19; 52:18,18;53:5,19	must (1) 40:17	officer (1) 54:4	packets (2) 9:7;34:25
locate (1) 25:13	meetings (1) 6:15	N	official (1) 24:15	page (8) 9:18,19,23;10:4; 35:22,23;45:20;47:5
long (3) 44:18;45:1,6	Melissa (1) 4:19	name (2) 7:12,14	Often (3) 26:22,23,25	pages (1) 42:21
look (4) 11:23;44:17,24; 45:8	members (5) 36:20;46:22;50:5, 17:52:1	names (1) 54:19	Oil (3) 4:9;5:9,16	paid (1) 45:12
looked (1) 22:22	method (1) 54:14	Natalie (1) 5:16	old (1) 26:16	paragraph (1) 46:16
looking (6) 26:10;31:7;42:16; 43:8;45:13;48:6	Michael (1) 5:25	nature (1) 18:23	one (10) 7:23;10:23;15:7; 18:14;25:24;26:12; 31:23;38:16;44:15; 51:4	part (5) 16:15;34:18; 36:17;37:4;38:5
Lori (2) 54:2,24	middle (1) 9:23	necessary (1) 46:18	ones (1) 27:7	partial (2) 49:21;50:13
lose (1) 37:10	might (2) 27:2;45:19	need (6) 6:16,20;21:3,4; 37:23;51:9	one-year (1) 18:17	particular (1) 30:15
lost (1) 37:16	million (9) 11:12,21;12:15; 15:21;16:1;38:4,22; 39:9;40:19	needs (1) 20:20	ongoing (2) 25:16;51:16	parties (3) 20:15;48:8;53:6
lot (6) 17:20,20,21;31:1; 32:14;38:9	minimal (1) 18:20	negative (1) 9:15	only (4) 9:20;19:23;39:17; 40:20	party (1) 37:7
Louisiana (5) 4:9;5:9,16;54:3,6	minute (1) 37:16	new (7) 19:3;21:17;22:3; 24:16;37:6;45:20,21	open (1) 7:20	passed (1) 45:20
M	minutes (5) 6:15,16;36:19,23, 25	next (5) 6:13;12:11;25:17; 32:10;37:15	open-ended (1) 48:16	past (2) 10:13;42:25
making (2) 19:10;23:16	missed (2) 25:25;51:15	NFA'd (5) 25:7,14;26:12; 29:10;32:2	opinion (1) 40:5	pauses (1) 54:13
management (1) 25:11	mistaken (1) 52:17	NFAs (1) 26:20	opportunity (1) 21:14	pay (9) 9:25;38:13;41:19; 43:5,25;44:20,25; 45:19;49:7
manner (2) 26:22;45:4	money (8) 9:20;10:24;11:3, 10:32;14,22;38:8; 45:19	non (1) 36:20	opposed (2) 7:2;24:21	payment (1) 35:9
many (4) 29:23,24;30:1; 49:11	month (1) 9:14	non- (1) 47:1	opposition (1) 22:16	payments (2) 9:10,17
March (4) 9:10,13;35:2,14	monthly (1) 9:16	non-board (1) 36:20	order (2) 4:5;6:13	pending (3) 35:3,18,21
Marketers (3) 4:10;5:10,17	months (1) 25:17	non-capped (1) 35:16	otherwise (1) 25:8	people (6) 17:14,22;33:4; 38:9;44:17,21
material (1) 54:20	more (9) 8:15;15:19;25:24; 26:15;28:24;32:22; 39:1;45:7;48:21	note (1) 35:22	out (18) 12:20;14:3,25; 19:18,18;22:11; 23:17,24;27:10; 29:10;32:18;37:1; 39:17;42:10,15;48:8; 49:25;54:18	per (3) 15:21;16:1;38:13
may (6) 15:19;18:11,19; 20:18;47:18,23	morning (1) 23:23	notified (1) 36:16	outstanding (1) 35:11	percent (6) 12:16;13:13,18; 30:10,14;38:16
maybe (6) 11:10,10;15:18; 22:14;32:8;34:9	most (3) 18:22;45:3,11	number (8) 7:20;25:4,14,19; 27:7;28:1;35:24; 36:1	over (5) 17:24;25:24; 38:22;43:8,9	perform (1) 46:18
may've (1) 46:5	motion (5) 6:16,18,20;53:10, 12	numbers (1) 14:18	Overland (2) 54:2,24	period (6) 18:17;21:18;35:5, 6;36:1,3
mean (9) 20:6,21;24:6; 32:17,23;33:22; 38:18,25;50:24	motor (4) 10:6;12:6,20; 14:10	O	overs (1) 54:14	Perry (2) 4:21;37:20
means (2) 31:21;42:16	moved (1) 47:9	obligation (3) 28:5,25;35:15	owners (1) 41:13	personnel (1) 36:21
measures (1) 38:23	Moving (2) 37:21;42:23	obligations (1) 9:12	P	perspectives (1) 19:22
mechanism (1) 27:11	much (2) 17:4;36:15	o'clock (1) 4:4	packet (1) 35:23	pertaining (1) 36:21
meet (1) 47:18		off (6) 16:9;18:2;20:14; 26:23,24;27:1		phase (1) 35:14
				phrase (1) 54:21

saying (1) 44:13	sits (1) 45:5	start (5) 4:6;16:9;18:7; 21:18,21	T	42:24;43:8,9,9;53:14
second (4) 6:20,22,24;53:16	sitting (1) 42:10	started (2) 26:8;29:7	tab (2) 9:6;34:24	tomorrow (1) 49:19
secretary (1) 4:15	six (1) 34:24	State (2) 54:3,8	talk (6) 15:15;16:14; 17:11;32:11;33:14; 54:13	Tom's (1) 33:4
seem (1) 48:21	sized (1) 35:22	statement (2) 48:15,16	talked (4) 33:10;42:6;43:9; 44:16	took (1) 38:7
SEMS (1) 6:6	slow (11) 31:10,16;32:6; 33:15;34:4;42:7; 44:16;45:17;46:1; 48:3;49:24	statements (2) 46:5,10	talking (2) 28:17;37:13	toothed (1) 22:22
send (5) 22:11;23:24; 49:19;50:4,16	small (1) 14:1	status (6) 7:6;17:10;25:3,12; 34:14;35:25	Tank (10) 5:2;12:4,5,9,9,19; 39:12;40:3;41:7,12	top (1) 49:9
sense (1) 43:17	somebody (2) 20:18;53:10	statute (4) 14:9;16:10;38:12; 44:19	tanks (1) 9:21	tornadoes (1) 47:15
sent (2) 18:18;19:18	somebody's (1) 20:1	stick (1) 32:18	team (4) 43:7;49:9,10; 51:10	total (8) 7:19;10:9;11:21; 14:5;28:1;35:17,19, 23
separate (1) 31:11	someone (1) 44:23	still (3) 7:23;30:4;52:19	Tegan (1) 5:19	totaling (3) 11:20;35:5,10
served (1) 51:24	somewhere (1) 30:6	stop (2) 47:10;48:19	telling (1) 44:17	touch (1) 39:12
service (1) 46:23	soon (3) 47:10;51:22;52:4	Storage (4) 5:2;39:12;40:3; 41:7	term (1) 42:12	touched (1) 38:14
Services (6) 4:13,17;9:4;12:7, 22,22	Sorry (1) 28:21	study (2) 32:24,24	testimony (1) 54:8	toward (1) 15:20
session (4) 36:18,24;37:6; 38:6	sort (1) 43:6	stuff (1) 14:19	That'd (1) 31:16	track (1) 43:15
seven (1) 26:16	speak (2) 8:16;33:25	submit (1) 47:22	Therefore (1) 47:22	tracking (2) 12:13;14:4
several (4) 10:13,15;19:19; 40:9	specific (3) 14:2,3;46:25	submittal (2) 47:12,18	THERIOT (7) 4:20,21;37:3; 44:14;46:4,8;48:9	TRAMMEL (2) 5:24,25
shall (2) 47:8,12	specifically (1) 15:1	Subsequently (1) 18:20	Theriot's (1) 36:17	transcript (1) 54:18
share (1) 38:17	speed (3) 42:17;50:1;51:7	substantially (1) 15:25	third (6) 10:8;11:23;25:4; 26:8;35:1;37:7	transcription (1) 54:15
Shawn (2) 5:7,23	speeding (1) 45:9	sued (1) 41:20	thought (2) 23:11;46:10	transfer (4) 10:6,11,24;16:16
sheets (1) 15:1	spending (1) 32:13	summary (1) 10:5	thought (4) 37:15;43:10,22; 54:13	transferred (3) 9:8;10:14;14:9
show (1) 10:12	spent (1) 17:20	support (2) 12:22,22	Thus (1) 19:2	transparency (2) 11:1;14:14
significant (1) 15:17	spontaneous (1) 54:11	Sure (7) 11:14;18:7;19:19, 24;20:18;23:16; 36:13	timely (1) 47:22	TREADAWAY (2) 5:18,19
simpler (1) 26:4	spread (1) 47:10	sweep (7) 16:8;38:2,10,11, 15;40:11;41:5	times (1) 22:10	trenches (1) 18:17
site (11) 14:2;28:3;44:22, 24;45:5,5,17;49:3, 12;51:5,6	spreads (1) 45:7	sweeping (3) 15:14;39:7,25	tires (1) 19:24	tried (1) 19:17
sites (45) 10:1;12:9;14:3; 25:7,10,14,14,19,22; 26:10,13;27:5;28:2; 29:6,9,23,24;30:6,7, 17;31:4;11;13;21;25; 32:1,7,13,17;33:15; 34:5;35:13,16,24; 36:2;42:7,9,14,21; 44:4,16;46:1;48:4; 49:24;51:4	STAFFORD (23) 4:11,12;9:5;10:3, 20;11:4,13;13:2,6, 15,25;14:20,24; 16:22;17:6;29:1,15, 25;30:11;51:17;52:8, 21;53:2	sweeps (2) 16:7;40:17	today (2) 34:1;52:14	trigger (1) 43:14
	staff (5) 12:7,8,21;25:8; 26:18	swept (1) 38:4	Todd (1) 37:13	Trust (40) 4:19,23,25;6:8,10; 10:6,7,24,25;11:17; 12:6,21;14:10,11; 17:10,18;18:8,9; 25:6,8,13;35:2,4,8, 24;36:2;39:8,13,18, 25;40:1,2,3,4,18; 41:6;42:15;46:25; 47:20;48:1
	stage (2) 52:19;53:6	sworn (1) 54:7	together (3) 17:16,18,19	trying (2) 15:13;33:23
	stand (1) 53:18	system (6) 25:11,15;26:11; 27:6;30:19;31:2	Tom (9) 5:2;6:20;33:10,10;	tune (1) 39:8

**In The Matter Of:**  
*MOTOR FUELS UNDERGROUND STORAGE  
TANK TRUST FUND ADVISORY BOARD*

---

*DEPARTMENT OF ENVIRONMENTAL QUALITY*  
*June 7, 2012*

---

*Associated Reporters Inc.*  
*2431 South Acadian Thruway*  
*Suite 550*  
*Baton Rouge, LA 70808*  
*(225) 216-2036 Fax (225) 216-2220*

Original File TRUST.txt  
**Min-U-Script® with Word Index**

Page 1

1  
2  
3 STATE OF LOUISIANA  
4 DEPARTMENT OF ENVIRONMENTAL QUALITY  
5 MOTOR FUELS UNDERGROUND STORAGE TANK TRUST  
6 FUND ADVISORY BOARD  
7  
8  
9  
10  
11  
12 The above-entitled meeting was held at  
13 the LDEQ, Galvez Building, Conference  
14 Center, 602 North 5th Street, Baton Rouge,  
15 Louisiana, beginning at 1:02 p.m., on June  
16 7, 2012.  
17  
18  
19  
20 BEFORE:  
21 Lori B. Overland  
22 Certified Court Reporter  
23 In and For the State of  
24 Louisiana  
25

Page 2

1 APPEARANCES  
2  
3 Grady Gaubert  
4 Chairman  
5  
6 Durwood Franklin  
7 Keith Baker  
8 Tom Harris  
9 Roger Bright  
10 Denise Stafford  
11 Jeanne Weston  
12 Alex Prochaska  
13 Shawn Ivey  
14 Jeff Baker  
15 Perry Theriot  
16 Vince Sagnibene  
17  
18 Melissa Vizinat  
19 Andrea Huval  
20 Shawn King  
21 Rhonda Cook  
22 Jennifer Boudreaux  
23 Heather Pruett  
24 Natalie Isaacks  
25 Linda Hicks  
Jason Efferson  
Michael Trammel  
Tegan Treadaway  
Todd Perry  
\* \* \* \* \*

Page 3

I N D E X

1  
2  
3 EXAMINATION: PAGE (S):  
4 None  
5  
6 EXHIBITS:  
7 None  
8 REPORTER'S PAGE 54  
9 REPORTER'S CERTIFICATE 55  
10  
11 \* \* \* \* \*  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

Page 4

1 \* \* \* \* \*  
2 MR. GAUBERT:  
3 Okay, Ladies and Gentlemen, it's  
4 1:00 o'clock, so we're going to go ahead  
5 and call the meeting to order. Can I get  
6 a roll call, please. We'll start with  
7 Keith.  
8 MR. KEITH BAKER:  
9 Keith Baker, Louisiana Oil  
10 Marketers.  
11 MS. STAFFORD:  
12 Denise Stafford, DEQ Financial  
13 Services.  
14 MR. SAGNIBENE:  
15 Vince Sagnibene. I'm the secretary.  
16 MS. WESTON:  
17 Jeanne Weston, Audit Services.  
18 MS. VIZINAT:  
19 Melissa Vizinat, DEQ Trust Fund.  
20 MR. THERIOT:  
21 Perry Theriot, DEQ Legal.  
22 MR. FRANKLIN:  
23 Durwood Franklin, DEQ Trust Fund.  
24 MR. JEFF BAKER:  
25 Jeff Baker, DEQ Trust Fund.



Page 5

1 MR. HARRIS:  
2 Tom Harris, Underground Storage Tank  
3 and Remediation.  
4 MR. BRIGHT:  
5 Roger Bright, Jones Environmental.  
6 MR. IVEY:  
7 Shawn Ivey, PPM Consultants.  
8 MR. GAUBERT:  
9 Grady Gaubert, Louisiana Oil  
10 Marketers.  
11 MS. HICKS:  
12 Linda Hicks, PPM.  
13 MS. COOK:  
14 Rhonda Cook, PPM Consultants.  
15 MS. ISAACKS:  
16 Natalie Isaacks, Louisiana Oil  
17 Marketers.  
18 MS. TREADAWAY:  
19 Tegan Treadaway, DEQ.  
20 MR. PROCHASKA:  
21 Alex Prochaska, DEQ.  
22 MR. KING:  
23 Shawn King, Jones Environmental.  
24 MR. TRAMMEL:  
25 Michael Trammel, Jones

Page 7

1 MR. GAUBERT:  
2 Any opposed, or any comments?  
3 (No response.)  
4 MR. GAUBERT:  
5 Okay. Mr. Vince, you have the  
6 audit status report, is that right? Is  
7 that you?  
8 MR. SAGNIBENE:  
9 That's Jeanne.  
10 MR. GAUBERT:  
11 Ms. Jeanne Weston. They had your  
12 name down here for some reason.  
13 MR. SAGNIBENE:  
14 They've got my name on everything  
15 probably.  
16 MR. GAUBERT:  
17 Yes. Ms. Jeanne?  
18 MS. WESTON:  
19 Okay. For the audits, the total  
20 number of audits that are open files, we  
21 have 19. Eight of those are in legal.  
22 Eight of them are complete, and they have  
23 to be closed. We still have one RAC  
24 report that's kind of back and forth  
25 discussion. And we have two distributors

Page 6

1 Environmental.  
2 MS. BOUDREAUX:  
3 Jennifer Boudreaux, UST and  
4 Remediation.  
5 MS. PRUETT:  
6 Heather Pruett, SEMS.  
7 MR. EFFERSON:  
8 Jason Efferson, DEQ Trust Fund.  
9 MS. HUVAL:  
10 Andrea Huval, DEQ Trust Fund.  
11 MR. GAUBERT:  
12 Thank all of you for being here.  
13 The next order of business is the  
14 consideration and adoption of our  
15 previous meetings minutes. I think I'll  
16 need a motion to accept those minutes.  
17 MR. HARRIS:  
18 I make a motion.  
19 MR. GAUBERT:  
20 Tom made a motion. I need a second.  
21 MR. BRIGHT:  
22 Second.  
23 MR. GAUBERT:  
24 Second. All in favor?  
25 (All responded "Aye".)

Page 8

1 that have audits that are in progress.  
2 And for the fiscal year, I was going  
3 to tell you that we've collected  
4 \$35,712.34 as of this time.  
5 MR. GAUBERT:  
6 That's \$35,000 -  
7 MS. WESTON:  
8 \$35,712.34.  
9 MR. GAUBERT:  
10 And that's because of the audits?  
11 MS. WESTON:  
12 That's what we collected on our  
13 audits as of this week.  
14 MR. GAUBERT:  
15 Okay. And there's a few more going  
16 on as we speak?  
17 MS. WESTON:  
18 Right.  
19 MR. GAUBERT:  
20 Any other?  
21 MS. WESTON:  
22 That's it.  
23 MR. GAUBERT:  
24 Okay. Thank you for that. Any  
25 questions or comments for Ms. Jeanne?

Page 9

1 No response.)  
2 MR. GAUBERT:  
3 Okay. Ms. Denise, can we have the  
4 financial services report, please?  
5 MS. STAFFORD:  
6 Yes, we can. Turn to tab five in  
7 your packets. For the fiscal year '12,  
8 we've transferred in from fiscal year  
9 '11, \$52,966,514.78. Year to date, we've  
10 warranted for payments as of March 31st,  
11 \$9,064,751.84. The ending balance before  
12 encumbrances and obligations is  
13 \$60,533,159.56. Liabilities at March  
14 31st is \$84,495,866, with an ending month  
15 balance of a negative \$24,962,706.44.  
16 Detailed information about the monthly  
17 reimbursement payments is at the bottom  
18 of the page.  
19 If you turn the page, we have the  
20 update on the interest only money that  
21 covers inactive and abandoned tanks.  
22 Currently, if you'll - right in the  
23 middle of the page, those are balances  
24 with reimbursements. And it's currently  
25 at \$5,117,149.52 available to pay on

Page 10

1 those sites. Any questions so far?  
2 (No response.)  
3 MS. STAFFORD:  
4 Turn the page again. This is the  
5 quarterly summary of what we expect to  
6 transfer from the motor fuel trust fund  
7 to the environmental trust fund at the  
8 end of this fiscal year. The third  
9 column gives you a total of actual and  
10 projected. And we're projecting  
11 \$2,068,673.93 for the transfer this year.  
12 The remaining columns show you history in  
13 the past several years of what we've  
14 transferred. And the \$2,068,000 is in  
15 line with average of the last several  
16 years.  
17 MR. GAUBERT:  
18 Okay. Thank you for -- does that  
19 conclude your report?  
20 MS. STAFFORD:  
21 Yes, it does.  
22 MR. GAUBERT:  
23 Okay. Thank you. One question on  
24 the transfer of the money from the trust  
25 fund to the environmental trust fund,

Page 11

1 there's a concern about the transparency  
2 of that, and what encompasses the - that  
3 money. What -  
4 MS. STAFFORD:  
5 How did we calculate it?  
6 MR. GAUBERT:  
7 Yes. How did you calculate the  
8 \$2,068,000? What - the \$2,068,000 is  
9 improvement last year. It's a lesser  
10 amount of money. Maybe we can have maybe  
11 just a little discussion about the -  
12 what encompasses the \$2.68 million.  
13 MS. STAFFORD:  
14 Sure. What we do is, we calculate  
15 the revenues coming in on UST related  
16 activities. So that's the environmental  
17 trust fund fees on registrations is the  
18 first line, which is roughly \$700,000 a  
19 year. We also collect federal grants.  
20 And those are totaling, we expect, \$3.3  
21 million this year so far. For a total  
22 revenue of \$4,074,000. And I'm falling  
23 down - just if you look at the third  
24 column, I'm going line by line. So what  
25 we do is, we calculate the revenue coming

Page 12

1 in. And then we analyze the expected  
2 expenditures for the year. And  
3 encompassed in those expenditures is all  
4 the tank type activities that the  
5 employees are charging where they do tank  
6 activity work, both in motor fuel trust  
7 fund, staff that's in financial services,  
8 as well as the UST remediation staff that  
9 work on tank sites and tank inspections.  
10 So all those are getting charged.  
11 Grant work is the next expenditure.  
12 Any activities related to those grants  
13 are charged to a grant tracking code.  
14 And that's what those expenditures are,  
15 \$3.5 million.  
16 We also calculate a 30 percent  
17 indirect rate to cover things that are  
18 related to, but not charged directly to,  
19 the tank program like my time. I don't  
20 charge out. But I do work with the motor  
21 fuel trust fund. Legal staff, other  
22 support services, IT support services in  
23 the department. That is an average  
24 indirect rate.  
25 MR. SAGNIBENE:

1 What is EPA's indirect rate?  
 2 MS. STAFFORD:  
 3 46.  
 4 MR. SAGNIBENE:  
 5 So we're charging less.  
 6 MS. STAFFORD:  
 7 Yes. And that's historically what  
 8 we charge.  
 9 MR. GAUBERT:  
 10 What was -  
 11 MR. SAGNIBENE:  
 12 I asked her what was EPA's indirect  
 13 rate. And it's 46 percent. And we  
 14 charge them what, 30?  
 15 MS. STAFFORD:  
 16 Yes.  
 17 MR. GAUBERT:  
 18 So 46 percent.  
 19 MR. SAGNIBENE:  
 20 That's EPA's rate.  
 21 MR. GAUBERT:  
 22 And we're 30 --  
 23 MR. SAGNIBENE:  
 24 Right.  
 25 MS. STAFFORD:

1 sheets specifically to the activity  
 2 they're working on.  
 3 MR. SAGNIBENE:  
 4 So basically, just tell us what you  
 5 want and we can get it for you.  
 6 MR. GAUBERT:  
 7 Yes, sir. I understand. The one  
 8 question I think that I would ask is,  
 9 that, do you see any issues with the way  
 10 it's calculated at this time changing  
 11 into the future? You know, there's some  
 12 other activity going on with, you know,  
 13 the legislature trying to get into, you  
 14 know, sweeping, you know, the ETF, I  
 15 think we'll talk about a little bit  
 16 later. But as far as the way this is  
 17 calculated, any significant change that  
 18 you foresee into the future? Maybe - I  
 19 think this question may be directed more  
 20 toward, to Vince, that to where we, you  
 21 know, we're about \$2 million per year.  
 22 MR. SAGNIBENE:  
 23 Yes.  
 24 MR. GAUBERT:  
 25 Anything that would substantially

1 And then there's a small amount of  
 2 UST site specific expenditures. Those  
 3 would be specific sites that we code out  
 4 to that we're tracking their activities.  
 5 So anyway, we total the revenue and  
 6 the expenditures and get a difference.  
 7 So where the revenue does not cover the  
 8 program expenditures, that's the amount  
 9 by statute that can be transferred from  
 10 the motor fuel trust fund to the  
 11 environmental trust fund. So we  
 12 calculate it based on actual revenue and  
 13 actual expenditures. Complete  
 14 transparency, we can give any  
 15 documentation anyone would ask for, for  
 16 those costs and revenues.  
 17 MR. SAGNIBENE:  
 18 We have (inaudible) numbers for all  
 19 that stuff, right?  
 20 MS. STAFFORD:  
 21 Yes. We -  
 22 MR. SAGNIBENE:  
 23 Time -  
 24 MS. STAFFORD:  
 25 Employees code out on their time

1 affect the \$2 million per year?  
 2 MR. SAGNIBENE:  
 3 No.  
 4 MR. GAUBERT:  
 5 Any other costs associated with it?  
 6 MR. SAGNIBENE:  
 7 No. The sweeps wouldn't affect that  
 8 because they can't sweep ya'll's program  
 9 to start off with, because UST is  
 10 protected by statute.  
 11 MR. GAUBERT:  
 12 Just to get that on the record. We  
 13 wanted to make that clear that in lieu of  
 14 what we're going to talk about in a  
 15 little while, the HB822, that that part  
 16 of it is an inner department transfer.  
 17 And we want it to be clear that that  
 18 would remain intact.  
 19 MR. SAGNIBENE:  
 20 His concern is not going to be 1.9  
 21 plus 2. The answer is no.  
 22 MS. STAFFORD:  
 23 No.  
 24 MR. GAUBERT:  
 25 Right. Okay. Any other questions

1 for Ms. Denise? Comments?  
2 (No response.)  
3 MR. GAUBERT:  
4 Thank you very much, Ms. Denise, for  
5 that report.  
6 MS. STAFFORD:  
7 You're welcome.  
8 MR. GAUBERT:  
9 Mr. Jeff Baker will give us the  
10 trust fund status report. And I think  
11 also he's going to talk about the  
12 guidance document revision. Jeff, before  
13 we let you go into that, I would just  
14 like to thank all of the people that were  
15 involved in putting this revision  
16 together. I think it's a great  
17 accomplishment in the history of the  
18 trust fund. The RACs worked together.  
19 The department worked together. There  
20 was a lot of input, a lot of time spent,  
21 a lot of voluntary time. And I would  
22 just like to thank all the people that  
23 were involved to get to this point. And  
24 I think it's been a little over a year  
25 probably that we've been working on it.

1 proposed implementation date of April 1,  
2 2012. Thus, the department recommends  
3 the adoption of the new cost control  
4 guidance document with an implementation  
5 date relating to all work done after  
6 April 1, 2012.  
7 MR. GAUBERT:  
8 Okay.  
9 MR. JEFF BAKER:  
10 So we're making that proposal to the  
11 board.  
12 MR. SAGNIBENE:  
13 Can I say something?  
14 MR. GAUBERT:  
15 Yes.  
16 MR. SAGNIBENE:  
17 We just - you know, we tried to get  
18 this out to everybody. We've sent out  
19 several emails. We want to make sure  
20 everybody's okay with this because we  
21 believe in work groups. Ya'll give us  
22 different perspectives. And we use it  
23 for not only UST, we use it for waste  
24 tires also. But we want to make sure  
25 everybody's okay. Because we don't want

1 It was in your predecessor's time and  
2 then the ball was handed off to you. And  
3 you kept it going, which we appreciate.  
4 So with that, if you could give us the  
5 report, please.  
6 MR. JEFF BAKER:  
7 Sure. Okay. Let's start with the  
8 trust fund control document. The revised  
9 trust fund control document was  
10 distributed via email to the board and  
11 the work group on May 4, 2012. The email  
12 also included a proposal for the guidance  
13 document's implementation date of April  
14 1, 2012. One comment was received and  
15 addressed, correcting the document  
16 relating to the work group agreed upon  
17 one-year warranty period for trenches and  
18 wells. A revised version was sent to the  
19 board and the work group on May 21, 2012.  
20 Subsequently, minimal comments have been  
21 received relating to the document. And  
22 all of these have been addressed, most  
23 typos and issues of that nature.  
24 Also, no comments have been received  
25 relating to the - related to the

1 to go forward with this, then somebody's  
2 going to raise their hand and say, "Well,  
3 I didn't get to comment or I didn't get  
4 to," you know, "to input." But we did  
5 everything we can, you know, to  
6 communicate that. I mean, have ya'll  
7 heard any different?  
8 MR. GAUBERT:  
9 The discussions that we've had, you  
10 know, not on record -  
11 MR. SAGNIBENE:  
12 Yes.  
13 MR. GAUBERT:  
14 -- just off the record with the  
15 interested parties, the consensus that  
16 I've got is that I think the document is  
17 acceptable. I don't know - I'm not  
18 sure, somebody else may be able to, you  
19 know, say if it will be okay retroactive  
20 to April 1st or if it needs anything  
21 else. I mean, we can take a vote from  
22 the board if it's okay to make it  
23 retroactive. Is that your question?  
24 MR. JEFF BAKER:  
25 Yes, sir.

1 MR. GAUBERT:  
 2 To make it retroactive back to April  
 3 1st. Do we need a vote on that? I think  
 4 we need to vote on that.  
 5 MR. JEFF BAKER:  
 6 Yes, sir.  
 7 MR. SAGNIBENE:  
 8 Let me ask Jeff. Jeff, tell them  
 9 why you want it retroactive back to April  
 10 1st.  
 11 MR. JEFF BAKER:  
 12 Well, we felt that we were delaying  
 13 the process. And we wanted to go ahead  
 14 and give everybody the opportunity to  
 15 have comments. But also, we didn't want  
 16 to delay the implementation of some of -  
 17 the new unit prices and whatnot. The  
 18 applications for this period won't start  
 19 coming in until after July 1st anyway.  
 20 So this is - the work that's being done  
 21 after April 1st, we won't start getting  
 22 applications for until July 1st. So we  
 23 felt it was okay to go back to April 1st.  
 24 MR. GAUBERT:  
 25 Okay. And does that give you enough

1 all. I'd say implement it as is.  
 2 MR. GAUBERT:  
 3 Retroactive to April 1st?  
 4 MR. IVEY:  
 5 Yes.  
 6 MR. BRIGHT:  
 7 I'd agree.  
 8 MR. GAUBERT:  
 9 Okay.  
 10 MR. BRIGHT:  
 11 I think an email, though, to the  
 12 RACs would be good.  
 13 MR. JEFF BAKER:  
 14 Okay.  
 15 MR. BRIGHT:  
 16 That way it's, you know, making sure  
 17 it's in everybody's face out there.  
 18 MR. SAGNIBENE:  
 19 And we'll post it on the website,  
 20 too.  
 21 MR. JEFF BAKER:  
 22 Yes, it'll be posted this afternoon  
 23 or first thing in the morning. And we  
 24 will send out an email to the RAC  
 25 community.

1 time to let the RAC community know that  
 2 the - you know, their invoicing and so  
 3 forth would be under the new guidance  
 4 document, which went into effect on April  
 5 1st?  
 6 MR. JEFF BAKER:  
 7 Well, our goal is to go ahead and  
 8 post this on the website this afternoon,  
 9 if the board agrees. And we will  
 10 announce the dates and the times. Now,  
 11 we can send emails out to the entire RAC  
 12 community, if the board wishes.  
 13 MR. GAUBERT:  
 14 I'd like to maybe get input from the  
 15 RAC community even from the audience, if  
 16 anybody with the RAC has any opposition  
 17 to that, or if it's acceptable. If you  
 18 understand it, or you have any questions  
 19 about it.  
 20 MR. IVEY:  
 21 I went through it with a fine-  
 22 toothed comb and looked at it as far as  
 23 our invoicing goes to see is there any  
 24 problem with it going back to April 1st,  
 25 and I don't see any issues with it at

1 MR. SAGNIBENE:  
 2 Jeff, isn't the RACs expecting this?  
 3 MR. JEFF BAKER:  
 4 Yes, sir.  
 5 MR. SAGNIBENE:  
 6 I mean, wasn't it kind of their idea  
 7 to go back to April on some of the  
 8 things?  
 9 MR. JEFF BAKER:  
 10 No. It was kind of a consensus of  
 11 the group.  
 12 MR. SAGNIBENE:  
 13 Of the group? Okay.  
 14 MR. GAUBERT:  
 15 Can I get an official vote on that?  
 16 The vote would be to implement the new  
 17 guidelines retroactive to April 1st. All  
 18 in favor?  
 19 (All responded "Aye".)  
 20 MR. GAUBERT:  
 21 Any opposed?  
 22 (No response.)  
 23 MR. GAUBERT:  
 24 I think it's unanimous that we go  
 25 back to April 1st and implement the

Page 25

1 revisions to the guidance document.  
2 MR. JEFF BAKER:  
3 Okay. As to the status, beginning  
4 in the third quarter, a number of quality  
5 control queries were written and created  
6 and run to determine the active trust  
7 fund sites that were potentially NFA'd or  
8 otherwise closed. The trust fund staff  
9 had begun to use these reports to review  
10 these sites in our electronic document  
11 management system to determine their  
12 current status. This effort is helping  
13 the trust fund to locate and close a  
14 number of NFA'd sites or closed sites  
15 that have been active in our data system.  
16 These efforts are ongoing and should be  
17 completed in the next few months. This  
18 will have an impact on the reported  
19 number of active sites in our database,  
20 and will also have an impact on the  
21 estimated potential liability calculation  
22 for the active sites without caps.  
23 MR. GAUBERT:  
24 Can you go over that one more time  
25 for me. I missed it.

Page 26

1 MR. JEFF BAKER:  
2 Okay.  
3 MR. SAGNIBENE:  
4 Explain it a little bit simpler.  
5 MR. GAUBERT:  
6 Yes.  
7 MR. JEFF BAKER:  
8 Yes, right. We started in the third  
9 quarter writing some data queries,  
10 looking for potential sites in our  
11 system, our database, that were actually  
12 closed and NFA'd. An example of one of  
13 the reports would be active sites that we  
14 haven't received an application for in  
15 the last five years, or more. Some of  
16 these were five, eight, seven years old  
17 where we had not received an application.  
18 That list was given to the staff. And  
19 they've been going through our document  
20 records to determine whether NFAs had  
21 been done on them or whether they've been  
22 closed in some other manner. Often the  
23 - what we often key off of is the last  
24 application. They'll check off the last  
25 app. But often, that doesn't get done.

Page 27

1 They won't check it off, because they  
2 think there might be another application  
3 coming down the line. So this was a way  
4 for us to kind of go through and check  
5 and see sites that were actually closed  
6 that were active in our system. And a  
7 number of them were ones that were deemed  
8 active without caps. Because an  
9 investigation had been done and they've  
10 been recapped out, or some other  
11 mechanism. So this is just us cleaning  
12 up our database.  
13 MR. GAUBERT:  
14 Okay. I got it this time. Okay.  
15 So that was a cleanup?  
16 MR. JEFF BAKER:  
17 Yes, sir. That's kind of where we  
18 are.  
19 MR. GAUBERT:  
20 Okay. And how will it affect some  
21 funding?  
22 MR. JEFF BAKER:  
23 Well, it's going to affect the  
24 liability calculation for the active  
25 without caps. Right now what we're doing

Page 28

1 is, we're taking the total number of  
2 those sites, estimating what an average  
3 site would cost, and using that to  
4 develop a liability cost estimate for the  
5 obligation.  
6 MR. SAGNIBENE:  
7 So, Jeff, this forces them into  
8 giving us a plan basically, right?  
9 MR. JEFF BAKER:  
10 Sir?  
11 MR. SAGNIBENE:  
12 This forces them into giving us a  
13 plan for cleanup?  
14 MR. JEFF BAKER:  
15 Not this aspect of it. No, sir.  
16 What we're doing right now, this is a  
17 data cleanup. What you're talking about  
18 is the other issue we were dealing with  
19 with the -  
20 MR. SAGNIBENE:  
21 Yes. Sorry, I was confused.  
22 MR. JEFF BAKER:  
23 But what this does is, it helps us  
24 to give a more accurate depiction of what  
25 our obligation is to the legislature.

1 MS. STAFFORD:  
2 Do you remember in the last couple  
3 of quarters, we have reported additional  
4 liabilities? You know, they went up  
5 drastically because we had not been  
6 counting a liability on the sites without  
7 caps. And we started adding that  
8 calculation in. So what this is going to  
9 result in is a change as we pull sites  
10 out of that because they're NFA'd. It'll  
11 reduce the liabilities.

12 MR. GAUBERT:  
13 Okay. So it'll reduce our  
14 liabilities, right?

15 MS. STAFFORD:  
16 Yes.

17 MR. GAUBERT:  
18 Do you have an idea or estimate of  
19 what that amount would be?

20 MR. JEFF BAKER:  
21 Not right now. We're -

22 MR. SAGNIBENE:  
23 Well, how many sites, Jeff? Do you  
24 know how many sites have fallen?

25 MS. STAFFORD:

1 determination is a lot of - right now,  
2 it's not active in our system until we  
3 receive the first application. However,  
4 there are sites that have been deemed  
5 eligible, but we haven't received an  
6 application on yet. So we're also  
7 looking at ways of bringing them into  
8 this determination as well.

9 MR. GAUBERT:  
10 Are any of these considered slow  
11 sites, or is that something separate?

12 MR. JEFF BAKER:  
13 No, sir. Those sites are in this  
14 batch.

15 MR. GAUBERT:  
16 That'd be slow to close beyond  
17 acceptable --

18 MR. JEFF BAKER:  
19 Yes, sir.

20 MR. GAUBERT:  
21 -- means, sites that are within --

22 MR. BAKER:  
23 Right. But that was one of the  
24 reasons we wanted to do this was to help  
25 us isolate those sites and not bring in

1 How many so far? We're not done  
2 with our data cleanup, but -  
3 MR. JEFF BAKER:  
4 We're still in the process of the  
5 data cleanup. But we've so far knocked  
6 it from somewhere around 330 plus sites  
7 to around 170 plus sites.

8 MR. GAUBERT:  
9 About half. About almost 50  
10 percent.

11 MS. STAFFORD:  
12 Yes.

13 MR. JEFF BAKER:  
14 It's about 50 percent of that  
15 particular classification, yes, sir.

16 MR. GAUBERT:  
17 You have about 170 sites left to go?

18 MR. JEFF BAKER:  
19 That are currently in our system  
20 that are active without caps.

21 MR. GAUBERT:  
22 And that continues to be worked on?

23 MR. JEFF BAKER:  
24 We're continuing to work on that  
25 list. The other aspect of this

1 sites that have actually already been  
2 closed or NFA'd. We didn't want to  
3 confuse the issue.

4 MR. GAUBERT:  
5 Okay. Vince, are we going to - you  
6 know, I know there's an issue about slow  
7 sites that I think we want to get to in  
8 maybe the other business.

9 MR. SAGNIBENE:  
10 Yes. I think that's the next thing  
11 he was going to talk about. What he did  
12 is, he did a data pull and pulled a bunch  
13 of sites that basically we were spending  
14 a lot of money on and we didn't have a  
15 plan yet, you know. And we require four  
16 quarters of information. And what we're  
17 going to do is on those sites - I mean,  
18 some of them stick out. Basically, if  
19 you have four quarters of information and  
20 you don't have a plan or an extenuating  
21 circumstance, we're going to hold the  
22 money. No more evaluations, you know.  
23 Because, I mean, if you want to just  
24 study something and study something, you  
25 can chew into the budget, you know.

1 MR. GAUBERT:  
2 Right.  
3 MR. SAGNIBENE:  
4 And I think Tom's people - I don't  
5 know if he knows this or not - but he's  
6 going to take the lead on that.  
7 MR. HARRIS:  
8 Okay.  
9 MR. SAGNIBENE:  
10 Because Tom was - we talked to Tom  
11 about it. He was very gracious to jump  
12 into this thing.  
13 MR. GAUBERT:  
14 Is it something that we want to talk  
15 about right now, Jeff, the slow sites, or  
16 you want to continue on with your report.  
17 MR. SAGNIBENE:  
18 It doesn't make a difference.  
19 MR. GAUBERT:  
20 Okay.  
21 MR. JEFF BAKER:  
22 Well, I mean, at this point what we  
23 were trying to do is develop some  
24 protocols for how to deal with that. So  
25 we actually weren't prepared to speak on

1 third quarter of the fiscal year 2012.  
2 At the end of March of 2012, the trust  
3 fund had 138 pending applications to  
4 process. The trust fund received 318  
5 applications during this period, totaling  
6 \$3,570,067. During that period, 38  
7 applications were returned with  
8 deficiencies. The trust fund processed  
9 220 applications for payment during the  
10 fiscal quarter, totaling \$3,164,783. The  
11 outstanding corrective action plan budget  
12 and estimated cost to reach closure for  
13 all the sites in the corrective action  
14 phase at the end of March was  
15 \$32,099,153. The additional obligation  
16 recognized for the non-capped sites at  
17 that time was \$52,804,811. The total  
18 amount requested for the 138 pending  
19 applications was \$1,624,514. The total  
20 amount of the corrective action plans and  
21 the pending applications was \$1,032,612.  
22 If you'll note the legal sized page,  
23 the last page of your packet, the total  
24 number of trust fund sites that have  
25 received a no further action status

1 that today. But we can.  
2 MR. SAGNIBENE:  
3 Well, we're going in that direction  
4 is what we're going to do with the slow  
5 sites.  
6 MR. GAUBERT:  
7 Yes. Let's let you finish your  
8 report, and then let's have a discussion  
9 maybe around that.  
10 MR. SAGNIBENE:  
11 Okay.  
12 MR. JEFF BAKER:  
13 Actually, that's finishing up the  
14 status report and the guidance document  
15 revision. We can go into the balance  
16 explanation now, if you'd like.  
17 MR. GAUBERT:  
18 Okay. Any questions on that part of  
19 it from anybody?  
20 (No response.)  
21 MR. GAUBERT:  
22 Let's go into the balance.  
23 MR. JEFF BAKER:  
24 Let's refer to tab six of your  
25 packets. These are the figures for the

1 during this period is 26. The number of  
2 potential trust fund sites that were  
3 reviewed and made eligible in this period  
4 was two.  
5 MR. GAUBERT:  
6 Okay. Any questions?  
7 (No response.)  
8 MR. GAUBERT:  
9 Okay. Thank you for that report,  
10 Jeff. Any comments on any other - does  
11 that complete your report?  
12 MR. JEFF BAKER:  
13 Yes, sir. It sure does.  
14 MR. GAUBERT:  
15 Okay. Thank you very much. I was  
16 notified a little earlier that when we  
17 get to Mr. Theriot's part, we're going to  
18 have to go into executive session for  
19 about five minutes and we would have to  
20 ask non-board members or non, I guess,  
21 department personnel that are pertaining  
22 to this to leave the room for about five  
23 minutes while we go into executive  
24 session. And then we'll come get you in  
25 a few minutes. So I think that would be



1 ya'll guys out in the audience.  
2 (A brief recess followed.)  
3 MR. THERIOT:  
4 All right. And as the last part of  
5 our report that doesn't have to be in  
6 executive session, we've received no new  
7 third party claims, since our last  
8 meeting.  
9 MR. GAUBERT:  
10 Okay. Very good. Did we lose  
11 Vince?  
12 MS. ISAACKS:  
13 He's talking to Todd.  
14 MR. GAUBERT:  
15 Okay. I think the next -- I thought  
16 we lost you there for a minute, Vince.  
17 MR. SAGNIBENE:  
18 Oh, no.  
19 MR. GAUBERT:  
20 Okay. Thank you, Perry, for your  
21 report. Moving to other business right  
22 now, there's a few items in other  
23 business I think we need to discuss and  
24 get on the record. And, Vince, if you  
25 could, I think this question would be for

1 us to be more efficient. So it didn't  
2 affect ya'll's fund at all.  
3 MR. GAUBERT:  
4 Are there any questions for Vince  
5 around HB822? And does everybody  
6 understand what HB822 is? It's a - the  
7 legislature is sweeping the environmental  
8 trust fund and -- to the tune of, what,  
9 \$2.1 million and something. It was \$1.9,  
10 and then it was raised \$250,000. And,  
11 you know, the consensus is that it will  
12 not touch the underground storage tank  
13 trust fund.  
14 MR. SAGNIBENE:  
15 No, it won't.  
16 MR. GAUBERT:  
17 All right. It's only coming out of  
18 the environmental trust fund?  
19 MR. SAGNIBENE:  
20 Well, actually it's cash balance  
21 brought forward.  
22 MR. GAUBERT:  
23 And there was some concern that that  
24 was a round about way for the legislature  
25 to get to the trust fund by sweeping the

1 you, is, if you could discuss HB822, the  
2 sweep fund into the ETF and so forth.  
3 MR. SAGNIBENE:  
4 Okay. They swept \$1.9 million from  
5 us. And that's part of the cuts. You  
6 know it was a very contentious session.  
7 Everybody took some big hits. Basically  
8 having some money, some cash fall that we  
9 had, okay. And a lot of people  
10 concerned, did they sweep the UST fund?  
11 They cannot sweep the UST fund. It's in  
12 statute. That eight-tenths of a cent  
13 ya'll pay per gallon goes in there. It  
14 cannot be - it can't be touched. Now,  
15 they can sweep the ETF fund. But ya'll  
16 make up one percent of that. So ya'll's  
17 share would have been like \$1,900. So, I  
18 mean, it didn't affect ya'll. It didn't  
19 affect anyone actually because every  
20 expenditure has to go through Denise and  
21 I. Every contract goes through us. And  
22 we've saved over \$3 million in those cost  
23 saving measures, you know. We've cut -  
24 you know, we cut 70 vehicles. We cut  
25 folks. We've cut - I mean, it's forced

1 environmental trust fund, and then the  
2 environmental trust fund reimbursing --  
3 the underground storage tank trust fund  
4 reimbursing the environmental trust fund.  
5 And your opinion is that's not the case  
6 at all?  
7 MR. SAGNIBENE:  
8 That is not the case at all. And  
9 we've had several discussions about our  
10 (inaudible) funds. And the commissioner  
11 and everyone knows they can't sweep that  
12 fund.  
13 MR. GAUBERT:  
14 Right. It's protected.  
15 MR. SAGNIBENE:  
16 They've been pretty generous to us  
17 on the sweeps. I must admit. Because we  
18 - you know, in the environmental trust  
19 fund, we get about \$55 million. That's  
20 where all our fees go. And the only  
21 thing that ya'll contribute is the  
22 registration, which is about \$670,000.  
23 MR. GAUBERT:  
24 Right.  
25 MR. SAGNIBENE:

Page 41

1 Eight-tenths of a cent goes into the  
2 UST fund, which is protected.  
3 MR. GAUBERT:  
4 It's not our deal when the  
5 legislators would sweep the environmental  
6 trust fund. But, you know, again our  
7 concern is the underground storage tank -  
8 -  
9 MR. SAGNIBENE:  
10 And I explained it to them. I  
11 explained it to them like this. I said  
12 this is an insurance policy for the tank  
13 owners. If something happens, they pull  
14 on this policy.  
15 MR. GAUBERT:  
16 Right.  
17 MR. SAGNIBENE:  
18 And I turned the question around. I  
19 said, if you pay your insurance premiums  
20 and you get in a wreck and you get sued,  
21 and they said you don't have any  
22 insurance, how would you feel? And  
23 everybody understands that.  
24 MR. GAUBERT:  
25 Right. We wanted to get that clear.

Page 42

1 Okay. Any questions for Vince around  
2 822?  
3 (No response.)  
4 MR. GAUBERT:  
5 Okay. Another issue we had in other  
6 business is what we talked about earlier,  
7 the slow sites, you know. So we can have  
8 a little discussion around that. My  
9 understanding is that there's some sites  
10 that are just sitting out there with just  
11 - you know, with no - not - not no  
12 further action. That's the wrong term to  
13 use. But there's no action happening on  
14 the sites. And they're just continuing  
15 to draw funds out of the trust fund. And  
16 I think you are looking for ways or means  
17 to help to speed up that process.  
18 MR. SAGNIBENE:  
19 And that's what - Jeff likes to do  
20 data pulls, which is a good thing. He  
21 pulled up five pages of sites like that  
22 ranging from \$298,000 to \$289 that we  
23 didn't think was moving fast enough.  
24 And, Tom, you can correct me if I'm  
25 wrong, but I think in the past what we've

Page 43

1 done, we got four quarters of information  
2 and then we wanted a plan. And if that  
3 hadn't happened, or if there's no  
4 extenuating circumstances, we're not  
5 going to pay anymore until you come up  
6 with some sort of corrective action. And  
7 I think we're going to charge the team  
8 leader in looking that over. And Tom --  
9 we talked it over with Tom. And Tom  
10 thought it was a good idea, too. So he's  
11 into it also.  
12 MR. HARRIS:  
13 And right now, we're just at the  
14 point of exactly how we trigger that and  
15 how we track it. You know, provisions  
16 for extenuating circumstances, and a  
17 little common sense where it applies.  
18 MR. SAGNIBENE:  
19 And we'll listen to anybody. You  
20 know, we'll listen to anybody, you know,  
21 that has a good - some good  
22 circumstances. But we thought the best  
23 way, I guess, to make everybody  
24 compliant, to push them along, was just  
25 to basically say we're not going to pay

Page 44

1 anymore, you know, unless ya'll can come  
2 up with something else.  
3 MR. IVEY:  
4 Can we get a list of those sites?  
5 MR. SAGNIBENE:  
6 Yes.  
7 MR. GAUBERT:  
8 Does the guidance document have a  
9 provision in there to address that?  
10 MR. JEFF BAKER:  
11 No.  
12 MR. SAGNIBENE:  
13 Jeff is saying no.  
14 MR. THERIOT:  
15 One of the concerns you have about  
16 the slow sites, as you talked about, is a  
17 legal basis for telling people that look,  
18 you're taking too long to get this job  
19 going. This statute does have a  
20 provision in it that requires us to pay  
21 people for work they've done on an  
22 eligible site. So the question legally  
23 is whether you can tell someone who's  
24 done work on an eligible site, look,  
25 we're not going to pay you because you've

1 waited too long to do this. There is a  
2 provision in the law that says that the  
3 department approves the most efficient  
4 and cost-effective manner of cleaning up  
5 the site. Generally, if the site sits  
6 too long, you get the contamination plume  
7 spreads larger, and it can become more  
8 expensive to clean up. So we could look  
9 at some of those things for speeding up,  
10 like because we can say that this isn't  
11 the most efficient or cost-effective way,  
12 so you don't get paid for that. It's --  
13 we're looking at those things now.

14 MR. IVEY:

15 Well, isn't there a provision in the  
16 guidance document that was just added  
17 that if the site is slow and something is  
18 requested by the department and not  
19 received that it might not pay for money  
20 passed that. It's on the first page, new  
21 edition to the new guidance document.

22 MR. JEFF BAKER:

23 I don't recall that. I'll have to

24 -

25 MR. IVEY:

1 information regarding allowable and non-  
2 allowable costs acceptable rates." I'm  
3 not --

4 MR. IVEY:

5 No. It was on the first page.

6 MR. JEFF BAKER:

7 All right. I got you. Here it is.  
8 "Time is of an essence. Releases shall  
9 be assessed and moved to remediation as  
10 soon as possible to stop the spread of  
11 contamination. Extension requests for  
12 required submittal shall not be granted  
13 unless for reasons such as force  
14 (inaudible) events, e.g. hurricanes,  
15 tornadoes, floods, fires, et cetera, or  
16 for the department's request for further  
17 investigation and/or data evaluation.  
18 Failure to meet submittal deadlines may  
19 result in increased costs incurred to the  
20 trust fund and diminish the cost  
21 effectiveness of the corrective action.  
22 Therefore, failure to timely submit the  
23 required report may result in enforcement  
24 action and/or determination by the  
25 department to disallow the work for the

1 It kind of addresses the slow sites.

2 MR. JEFF BAKER:

3 I'll have to go back and research -

4 MR. THERJOT:

5 We may've made statements like that.

6 MR. IVEY:

7 Yes.

8 MR. THERJOT:

9 The enforceability of those  
10 statements though is -

11 MR. IVEY:

12 It's in there. It's in the guidance  
13 document.

14 MR. BAKER:

15 I think what you're referring to is  
16 this paragraph. It says, "Because there  
17 is a limited amount of funds available to  
18 perform cleanups, it is necessary to  
19 control costs for investigation/  
20 remediation activities. The purpose of  
21 this guidance document is to provide  
22 members of the regulated community and  
23 those involved in providing service to  
24 them with general information concerning  
25 the trust fund, as well as specific

1 trust fund reimbursement."

2 MR. IVEY:

3 That kind of addresses the slow  
4 sites.

5 MR. FRANKLIN:

6 And we're looking at putting that  
7 language in some of our form letters that  
8 go out to responsible parties.

9 MR. THERJOT:

10 Right.

11 MR. GAUBERT:

12 But it would be difficult to  
13 pinpoint to four quarters of activity and  
14 with no correction plan in place. You  
15 know, the statement is -- it's an  
16 ambiguous statement. It's open-ended.  
17 It doesn't, you know, drill down to say  
18 it's four quarters and then we're going  
19 to stop. And I think that would be  
20 really difficult to do. So that would  
21 seem more of an enforcement or  
22 encouragement type process to the RAC  
23 community.

24 MR. SAGNIBENE:

25 We don't want to do an enforcement.

Page 49

1 We want to do an encouragement.  
2 MR. IVEY:  
3 Well, it's going to be in the site  
4 investigation request with a cap request  
5 letter. It's going to tell you if you  
6 don't get this in by this date, we're not  
7 going to pay you.  
8 MR. SAGNIBENE:  
9 And the team leader should be on top  
10 of that. Whomever the team leader is  
11 knows how many quarters of information we  
12 have on what site.  
13 MR. GAUBERT:  
14 Yes.  
15 MR. IVEY:  
16 When can we get a list that you  
17 have?  
18 MR. JEFF BAKER:  
19 We can send it to ya'll tomorrow.  
20 MR. SAGNIBENE:  
21 We have a partial list now.  
22 MR. GAUBERT:  
23 So the action will be to keep the  
24 slow sites that you have, you know, to  
25 get that out to the RAC community to help

Page 50

1 speed that along, and with an  
2 encouragement.  
3 MR. JEFF BAKER:  
4 Are you asking us to send it to the  
5 board members or -  
6 MR. SAGNIBENE:  
7 You want a list of facilities or a  
8 list of who the RAC is?  
9 MR. IVEY:  
10 Just a list of the facilities.  
11 MR. SAGNIBENE:  
12 Okay. We got that. We have a  
13 partial list. We can get you that.  
14 MR. JEFF BAKER:  
15 So what you're asking us - for us  
16 to create this list and send it to the  
17 board members?  
18 MR. GAUBERT:  
19 No. To the RAC - to all RACs, or  
20 to the board? What did you request?  
21 MR. IVEY:  
22 I would say to all RACs.  
23 MR. BRIGHT:  
24 I mean, at least they know that  
25 they're on the list.

Page 51

1 MR. GAUBERT:  
2 Okay. The entire RAC community is  
3 not an issue. The entire RAC community  
4 - you know, one of the sites would be  
5 the RAC that's assigned to that site  
6 would see that their site is on that list  
7 and do something to speed it up.  
8 MR. IVEY:  
9 Right. They would need to contact  
10 their team leader and get something done.  
11 MR. GAUBERT:  
12 Okay. Thank you for that. The  
13 legislative - there was a question  
14 brought up about the legislative audit.  
15 And I think we missed a little earlier.  
16 Is that ongoing?  
17 MS. STAFFORD:  
18 Actually, we have had the exit  
19 conference, the exit meeting with the  
20 legislative auditors. We're finalizing a  
21 few documents. It should be released  
22 fairly soon. They have the distribution  
23 list. The board will be getting it. The  
24 board that served for the fiscal year  
25 ending June 30, 2011, the current board

Page 52

1 as well. So all members will be getting  
2 that document. It hasn't been released  
3 yet. I will get a - an email when it  
4 is. But I expect it very soon. Probably  
5 a couple of weeks.  
6 MR. GAUBERT:  
7 Okay. Thank you.  
8 MS. STAFFORD:  
9 Oh, and there were no findings. It  
10 was a clean audit. So you'll know that.  
11 MR. GAUBERT:  
12 Okay. Great. Yes. Any other  
13 business that anybody would like to bring  
14 in front of the board today?  
15 (No response.)  
16 MR. GAUBERT:  
17 If I'm not mistaken, I think there  
18 was a meeting after this meeting on the  
19 stage two program. Is that still on, or  
20 is that -  
21 MS. STAFFORD:  
22 Yes.  
23 MR. GAUBERT:  
24 Okay. Is that in this room?  
25 MR. PROCHASKA:

1 Yes.  
 2 MS. STAFFORD:  
 3 If you have questions.  
 4 MR. GAUBERT:  
 5 Informal meeting after this.  
 6 Interested parties for stage two will be  
 7 after this.  
 8 If there's no other business to  
 9 bring before the board, I'll ask for  
 10 somebody to make a motion to adjourn.  
 11 MR. HARRIS:  
 12 Motion to adjourn.  
 13 MR. GAUBERT:  
 14 Mr. Tom.  
 15 MR. KEITH BAKER:  
 16 Second.  
 17 MR. GAUBERT:  
 18 We stand adjourned. Thank you.  
 19 THE MEETING ADJOURNED AT 1:52 P.M.  
 20 \* \* \* \* \*  
 21  
 22  
 23  
 24  
 25

1 C E R T I F I C A T I O N  
 2 I, the undersigned reporter, do hereby  
 3 certify that the above and foregoing, is a  
 4 true and correct transcription of the  
 5 stenomask tape of the proceedings had  
 6 herein, taken down by me and transcribed  
 7 under my supervision, to the best of my  
 8 ability and understanding, at the time and  
 9 place hereinbefore noted, in the above  
 10 entitled cause.  
 11 I further certify that the witness was  
 12 duly sworn by me in my capacity as a  
 13 Certified Court Reporter pursuant to the  
 14 provisions of R.S. 37:2551 et seq. in and  
 15 for the state of Louisiana; that I am not of  
 16 counsel nor related to any of the counsel of  
 17 any of the parties, nor in the employ of any  
 18 of the parties, and that I have no interest  
 19 in the outcome of this action.  
 20 I further certify that my license is in  
 21 good standing as a court reporter in and for  
 22 the state of Louisiana.  
 23  
 24 \_\_\_\_\_  
 25 Lori Overland, C.C.R.  
 # 97083

1 REPORTER'S PAGE  
 2 I, Lori B. Overland, Certified Court  
 3 Reporter, in and for the State of Louisiana,  
 4 the officer, as defined in Rule 28 of the  
 5 Federal Rules of Civil Procedure and/or  
 6 Article 1434(b) of the Louisiana code of  
 7 Civil Procedure, before whom this sworn  
 8 testimony was taken, do hereby state on the  
 9 Record  
 10 That due to the interaction in the  
 11 spontaneous discourse of this proceeding,  
 12 dashes (--) have been used to indicate  
 13 pauses, changes in thought, and/or talk  
 14 overs; that same is the proper method for a  
 15 Court Reporters's transcription of  
 16 proceeding, and that the dashes (--) do not  
 17 indicated that words or phrases have been  
 18 left out of this transcript;  
 19 That any words and/or names which could  
 20 not be verified through reference material  
 21 have been denoted with the phrase  
 22 "(inaudible)."  
 23  
 24 \_\_\_\_\_  
 25 Lori Overland, C.C.R.  
 # 97083

	\$9,064,751.84 (1) 9:11			
\$		4	added (1) 45:16	26:14,17,24;27:2; 31:3,6
\$1,032,612 (1) 35:21	1	4 (1) 18:11	adding (1) 29:7	applications (8) 21:18,22;35:3,5,7, 9,19,21
\$1,624,514 (1) 35:19	1 (3) 18:14;19:1,6	46 (3) 13:3,13,18	additional (2) 29:3;35:15	applies (1) 43:17
\$1,900 (1) 38:17	1.9 (1) 16:20	5	address (1) 44:9	appreciate (1) 18:3
\$1.9 (2) 38:4;39:9	1:00 (1) 4:4	50 (2) 30:9,14	addressed (2) 18:15,22	approves (1) 45:3
\$2 (2) 15:21;16:1	1:52 (1) 53:19	7	addresses (2) 46:1;48:3	April (14) 18:13;19:1,6; 20:20;21:2,9,21,23; 22:4,24;23:3;24:7, 17,25
\$2,068,000 (3) 10:14;11:8,8	11 (1) 9:9	70 (1) 38:24	adjourn (2) 53:10,12	around (7) 30:6,7;34:9;39:5; 41:18;42:1,8
\$2,068,673.93 (1) 10:11	12 (1) 9:7	8	adjourned (2) 53:18,19	Article (1) 54:6
\$2.1 (1) 39:9	138 (2) 35:3,18	822 (1) 42:2	admit (1) 40:17	aspect (2) 28:15;30:25
\$2.68 (1) 11:12	1434b (1) 54:6	9	adoption (2) 6:14;19:3	assessed (1) 47:9
\$24,962,706.44 (1) 9:15	170 (2) 30:7,17	97083 (1) 54:25	affect (7) 16:1,7;27:20,23; 38:18,19;39:2	assigned (1) 51:5
\$250,000 (1) 39:10	19 (1) 7:21	A	afternoon (2) 22:8;23:22	associated (1) 16:5
\$289 (1) 42:22	1st (12) 20:20;21:3,10,19, 21,22,23;22:5,24; 23:3;24:17,25	abandoned (1) 9:21	again (2) 10:4;41:6	audience (2) 22:15;37:1
\$298,000 (1) 42:22	2	able (1) 20:18	agree (1) 23:7	Audit (4) 4:17;7:6;51:14; 52:10
\$3 (1) 38:22	2 (1) 16:21	accept (1) 6:16	agreed (1) 18:16	auditors (1) 51:20
\$3,164,783 (1) 35:10	2011 (1) 51:25	acceptable (4) 20:17;22:17; 31:17;47:2	agrees (1) 22:9	audits (5) 7:19,20;8:1,10,13
\$3,570,067 (1) 35:6	2012 (7) 18:11,14,19;19:2, 6;35:1,2	accomplishment (1) 17:17	ahead (3) 4:4;21:13;22:7	available (2) 9:25;46:17
\$3.3 (1) 11:20	21 (1) 18:19	accurate (1) 28:24	Alex (1) 5:21	average (3) 10:15;12:23;28:2
\$3.5 (1) 12:15	220 (1) 35:9	action (10) 35:11,13,20,25; 42:12,13;43:6;47:21, 24;49:23	allowable (2) 47:1,2	Aye (2) 6:25;24:19
\$32,099,153 (1) 35:15	26 (1) 36:1	active (10) 25:6,15,19,22; 26:13;27:6,8,24; 30:20;31:2	almost (1) 30:9	
\$35,000 (1) 8:6	28 (1) 54:4	activities (5) 11:16;12:4,12; 14:4;46:20	along (2) 43:24;50:1	
\$35,712.34 (2) 8:4,8	3	activity (4) 12:6;15:1,12; 48:13	ambiguous (1) 48:16	
\$4,074,000 (1) 11:22	30 (4) 12:16;13:14,22; 51:25	actual (3) 10:9;14:12,13	amount (7) 11:10;14:1,8; 29:19;35:18,20; 46:17	
\$5,117,149.52 (1) 9:25	318 (1) 35:4	actually (8) 26:11;27:5;32:1; 33:25;34:13;38:19; 39:20;51:18	analyze (1) 12:1	back (8) 7:24;21:2,9,23; 22:24;24:7,25;46:3
\$52,804,811 (1) 35:17	31st (2) 9:10,14		and/or (5) 47:17,24;54:5,13, 19	BAKER (44) 4:8,9,24,25;17:9; 18:6;19:9;20:24; 21:5,11;22:6;23:13, 21;24:3,9;25:2;26:1, 7;27:16,22;28:9,14, 22;29:20;30:3,13,18, 23;31:12,18,22; 33:21;34:12,23; 36:12;44:10;45:22; 46:2,14;47:6;49:18; 50:3,14;53:15
\$52,966,514.78 (1) 9:9	330 (1) 30:6		Andrea (1) 6:10	balance (5)
\$55 (1) 40:19	38 (1) 35:6		announce (1) 22:10	
\$60,533,159.56 (1) 9:13			anymore (2) 43:5;44:1	
\$670,000 (1) 40:22			app (1) 26:25	
\$700,000 (1) 11:18			application (6)	
\$84,495,866 (1) 9:14				

<p>9:11,15;34:15,22; 39:20 balances (1) 9:23 ball (1) 18:2 based (1) 14:12 basically (6) 15:4;28:8;32:13, 18;38:7,43:25 basis (1) 44:17 batch (1) 31:14 become (1) 45:7 beginning (1) 25:3 begun (1) 25:9 best (1) 43:22 beyond (1) 31:16 big (1) 38:7 bit (2) 15:15;26:4 board (14) 18:10,19;19:11; 20:22;22:9,12;50:5, 17,20;51:23,24,25; 52:14;53:9 both (1) 12:6 bottom (1) 9:17 BOUDREAUX (2) 6:2,3 brief (1) 37:2 BRIGHT (7) 5:4,5;6:21;23:6,10, 15;50:23 bring (3) 31:25;52:13;53:9 bringing (1) 31:7 brought (2) 39:21;51:14 budget (2) 32:25;35:11 bunch (1) 32:12 business (7) 6:13;32:8;37:21, 23;42:6;52:13;53:8</p>	<p>12:16;14:12 calculated (2) 15:10,17 calculation (3) 25:21;27:24;29:8 call (2) 4:5,6 Can (27) 4:5;9:3,6;11:10; 14:9,14;15:5;19:13; 20:5,21;22:11;24:15; 25:24;32:25;34:1,15; 38:15;42:7,24;44:1, 4,23;45:7,10;49:16, 19;50:13 cap (1) 49:4 caps (5) 25:22;27:8,25; 29:7;30:20 case (2) 40:5,8 cash (2) 38:8;39:20 CCR (1) 54:24 cent (2) 38:12;41:1 Certified (1) 54:2 cetera (1) 47:15 change (2) 15:17;29:9 changes (1) 54:13 changing (1) 15:10 charge (4) 12:20;13:8,14; 43:7 charged (3) 12:10,13,18 charging (2) 12:5;13:5 check (3) 26:24;27:1,4 chew (1) 32:25 circumstance (1) 32:21 circumstances (3) 43:4,16,22 Civil (2) 54:5,7 claims (1) 37:7 classification (1) 30:15 clean (2) 45:8;52:10 cleaning (2) 27:11;45:4</p>	<p>cleanup (5) 27:15;28:13,17; 30:2,5 cleanups (1) 46:18 clear (3) 16:13,17;41:25 close (2) 25:13;31:16 closed (7) 7:23;25:8,14; 26:12,22;27:5;32:2 closure (1) 35:12 code (4) 12:13;14:3,25; 54:6 collect (1) 11:19 collected (2) 8:3,12 column (2) 10:9;11:24 columns (1) 10:12 comb (1) 22:22 coming (5) 11:15,25;21:19; 27:3;39:17 comment (2) 18:14;20:3 comments (7) 7:2;8:25;17:1; 18:20,24;21:15; 36:10 commissioner (1) 40:10 common (1) 43:17 communicate (1) 20:6 community (9) 22:1,12,15;23:25; 46:22;48:23;49:25; 51:2,3 complete (3) 7:22;14:13;36:11 completed (1) 25:17 compliant (1) 43:24 concern (4) 11:1,16;20;39:23; 41:7 concerned (1) 38:10 concerning (1) 46:24 concerns (1) 44:15 conclude (1) 10:19</p>	<p>conference (1) 51:19 confuse (1) 32:3 confused (1) 28:21 consensus (3) 20:15;24:10;39:11 consideration (1) 6:14 considered (1) 31:10 Consultants (2) 5:7,14 contact (1) 51:9 contamination (2) 45:6;47:11 contentious (1) 38:6 continue (1) 33:16 continues (1) 30:22 continuing (2) 30:24;42:14 contract (1) 38:21 contribute (1) 40:21 control (5) 18:8,9;19:3;25:5; 46:19 COOK (2) 5:13,14 correcting (1) 18:15 correction (1) 48:14 corrective (5) 35:11,13,20;43:6; 47:21 cost (6) 19:3;28:3,4;35:12; 38:22;47:20 cost-effective (2) 45:4,11 costs (5) 14:16;16:5;46:19; 47:2,19 counting (1) 29:6 couple (2) 29:2;52:5 Court (2) 54:2,15 cover (2) 12:17;14:7 covers (1) 9:21 create (1) 50:16 created (1)</p>	<p>25:5 current (2) 25:12;51:25 Currently (3) 9:22,24;30:19 cut (4) 38:23,24,24,25 cuts (1) 38:5</p> <hr/> <p style="text-align: center;"><b>D</b></p> <hr/> <p>dashes (2) 54:12,16 data (8) 25:15;26:9;28:17; 30:2,5;32:12;42:20; 47:17 database (3) 25:19;26:11;27:12 date (5) 9:9;18:13;19:1,5; 49:6 dates (1) 22:10 deadlines (1) 47:18 deal (2) 33:24;41:4 dealing (1) 28:18 deemed (2) 27:7;31:4 deficiencies (1) 35:8 defined (1) 54:4 delay (1) 21:16 delaying (1) 21:12 Denise (5) 4:12;9:3;17:1,4; 38:20 denoted (1) 54:21 department (8) 12:23;16:16; 17:19;19:2;36:21; 45:3,18;47:25 department's (1) 47:16 depiction (1) 28:24 DEQ (9) 4:12,19,21,23,25; 5:19,21;6:8,10 Detailed (1) 9:16 determination (3) 31:1,8;47:24 determine (3) 25:6,11;26:20</p>
<b>C</b>				
<p>calculate (6) 11:5,7,14,25;</p>				

develop (2) 28:4;33:23	4:23	18;40:1,2,4,18;41:5		47:15
difference (2) 14:6;33:18	<b>E</b>	EPA's (3) 13:1,12,20	<b>F</b>	folks (1) 38:25
different (2) 19:22;20:7	earlier (3) 36:16;42:6;51:15	essence (1) 47:8	face (1) 23:17	followed (1) 37:2
difficult (2) 48:12,20	edition (1) 45:21	estimate (2) 28:4;29:18	facilities (2) 50:7,10	force (1) 47:13
diminish (1) 47:20	effect (1) 22:4	estimated (2) 25:21;35:12	Failure (2) 47:18,22	forced (1) 38:25
directed (1) 15:19	effectiveness (1) 47:21	estimating (1) 28:2	fairly (1) 51:22	forces (2) 28:7,12
direction (1) 34:3	EFFERSON (2) 6:7,8	et (1) 47:15	fall (1) 38:8	foresee (1) 15:18
directly (1) 12:18	efficient (3) 39:1;45:3,11	ETF (3) 15:14;38:2,15	fallen (1) 29:24	form (1) 48:7
disallow (1) 47:25	effort (1) 25:12	evaluation (1) 47:17	falling (1) 11:22	forth (3) 7:24;22:3;38:2
discourse (1) 54:11	efforts (1) 25:16	evaluations (1) 32:22	far (6) 10:1;11:21;15:16; 22:22;30:1,5	forward (2) 20:1;39:21
discuss (2) 37:23;38:1	eg (1) 47:14	even (1) 22:15	fast (1) 42:23	four (5) 32:15,19;43:1; 48:13,18
discussion (4) 7:25;11:11;34:8; 42:8	Eight (3) 7:21,22;26:16	events (1) 47:14	favor (2) 6:24;24:18	FRANKLIN (3) 4:22,23;48:5
discussions (2) 20:9;40:9	eight-tenths (2) 38:12;41:1	everybody (6) 19:18;21:14;38:7; 39:5;41:23;43:23	federal (2) 11:19;54:5	front (1) 52:14
distributed (1) 18:10	electronic (1) 25:10	everybody's (3) 19:20,25;23:17	feel (1) 41:22	fuel (4) 10:6;12:6,21; 14:10
distribution (1) 51:22	eligible (4) 31:5;36:3;44:22, 24	everyone (1) 40:11	fees (2) 11:17;40:20	Fund (47) 4:19,23,25;6:8,10; 10:6,7,25,25;11:17; 12:7,21;14:10,11; 17:10,18;18:8,9; 25:7,8,13;35:3,4,8, 24;36:2;38:2,10,11, 15;39:2,8,13,18,25; 40:1,2,3,4,12,19; 41:2,6;42:15;46:25; 47:20;48:1
distributors (1) 7:25	else (3) 20:18,21;44:2	exactly (1) 43:14	felt (2) 21:12,23	funding (1) 27:21
document (18) 17:12;18:8,9,15, 21;19:4;20:16;22:4; 25:1,10;26:19;34:14; 44:8;45:16,21;46:13, 21;52:2	email (5) 18:10,11;23:11,24; 52:3	example (1) 26:12	few (5) 8:15;25:17;36:25; 37:22;51:21	funds (3) 40:10;42:15;46:17
documentation (1) 14:15	emails (2) 19:19;22:11	executive (3) 36:18,23;37:6	figures (1) 34:25	further (3) 35:25;42:12;47:16
documents (1) 51:21	employees (2) 12:5;14:25	exit (2) 51:18,19	files (1) 7:20	future (2) 15:11,18
document's (1) 18:13	encompassed (1) 12:3	expect (3) 10:5;11:20;52:4	finalizing (1) 51:20	<b>G</b>
done (10) 19:5;21:20;26:21, 25;27:9;30:1;43:1; 44:21,24;51:10	encompasses (2) 11:2,12	expected (1) 12:1	Financial (3) 4:12;9:4;12:7	gallon (1) 38:13
down (4) 7:12;11:23;27:3; 48:17	encouragement (3) 48:22;49:1;50:2	expecting (1) 24:2	findings (1) 52:9	GAUBERT (89) 4:2;5:8,9;6:11,19, 23;7:1,4,10,16;8:5,9, 14,19,23;9:2;10:17, 22;11:6;13:9,17,21; 15:6,24;16:4,11,24; 17:3,8;19:7,14;20:8, 13;21:1,24;22:13; 23:2,8;24:14,20,23; 25:23;26:5;27:13,19;
drastically (1) 29:5	encumbrances (1) 9:12	expenditure (2) 12:11;38:20	fine- (1) 22:21	
draw (1) 42:15	end (3) 10:8;35:2,14	expenditures (7) 12:2,3,14;14:2,6,8, 13	finish (1) 34:7	
drill (1) 48:17	ending (3) 9:11,14;51:25	expensive (1) 45:8	finishing (1) 34:13	
due (1) 54:10	enforceability (1) 46:9	Explain (1) 26:4	fires (1) 47:15	
during (4) 35:5,6,9;36:1	enforcement (3) 47:23;48:21,25	explained (2) 41:10,11	first (5) 11:18;23:23;31:3; 45:20;47:5	
Durwood (1)	enough (2) 21:25;42:23	explanation (1) 34:16	fiscal (7) 8:2;9:7,8;10:8; 35:1,10;51:24	
	entire (3) 22:11;51:2,3	Extension (1) 47:11	five (6) 9:6;26:15,16; 36:19,22;42:21	
	Environmental (14) 5:5,23;6:1;10:7, 25;11:16;14:11;39:7,	extenuating (3) 32:20;43:4,16	floods (1)	



29:12,17,30:8,16,21; 31:9,15,20;32:4; 33:1,13,19;34:6,17, 21;36:5,8,14;37:9, 14,19;39:3,16,22; 40:13,23;41:3,15,24; 42:4,44:7;48:11; 49:13,22,50:18;51:1, 11;52:6,11,16,23; 53:4,13,17	half (1) 30:9 hand (1) 20:2 handed (1) 18:2 happened (1) 43:3 happening (1) 42:13 happens (1) 41:13 HARRIS (6) 5:1,2;6:17;33:7; 45:12;55:11 HB822 (4) 16:15;38:1;39:5,6 heard (1) 20:7 Heather (1) 6:6 help (3) 31:24;42:17;49:25 helping (1) 25:12 helps (1) 28:23 hereby (1) 54:8 HICKS (2) 5:11,12 historically (1) 13:7 history (2) 10:12;17:17 hits (1) 38:7 hold (1) 32:21 hurricanes (1) 47:14 HUVAL (2) 6:9,10	18:12 increased (1) 47:19 incurred (1) 47:19 indicate (1) 54:12 indicated (1) 54:17 indirect (4) 12:17,24;13:1,12 Informal (1) 53:5 information (7) 9:16;32:16,19; 43:1;46:24;47:1; 49:11 inner (1) 16:16 input (3) 17:20;20:4;22:14 inspections (1) 12:9 insurance (3) 41:12,19,22 intact (1) 16:18 interaction (1) 54:10 interest (1) 9:20 interested (2) 20:15;53:6 into (17) 15:11,13,18;17:13; 22:4;28:7,12;31:7; 32:25;33:12;34:15, 22;36:18,23;38:2; 41:1;43:11 investigation (3) 27:9;47:17;49:4 investigation/ (1) 46:19 invoicing (2) 22:2,23 involved (3) 17:15,23;46:23 ISAACKS (3) 5:15,16;37:12 isolate (1) 31:25 issue (5) 28:18;32:3,6;42:5; 51:3 issues (3) 15:9;18:23;22:25 items (1) 37:22 IVEY (16) 5:6,7;22:20;23:4; 44:3;45:14,25;46:6, 11;47:4;48:2;49:2, 15;50:9,21;51:8	<b>J</b> Jason (1) 6:8 Jeanne (5) 4:17;7:9,11,17; 8:25 JEFF (49) 4:24,25;17:9,12; 18:6;19:9;20:24; 21:5,8,8,11;22:6; 23:13,21;24:2,3,9; 25:2;26:1,7;27:16, 22;28:7,9,14,22; 29:20,23;30:3,13,18, 23;31:12,18;33:15, 21;34:12,23;36:10, 12;42:19;44:10,13; 45:22;46:2;47:6; 49:18,50:3,14 Jennifer (1) 6:3 job (1) 44:18 Jones (3) 5:5,23,25 July (2) 21:19,22 jump (1) 33:11 June (1) 51:25	10:15;11:9;26:15, 23,24;29:2;35:23; 37:4,7 later (1) 15:16 law (1) 45:2 lead (1) 33:6 leader (4) 43:8;49:9,10; 51:10 least (1) 50:24 leave (1) 36:22 left (2) 30:17;54:18 Legal (5) 4:21;7:21;12:21; 35:22;44:17 legally (1) 44:22 legislative (3) 51:13,14,20 legislators (1) 41:5 legislature (4) 15:13;28:25;39:7, 24 less (1) 13:5 lesser (1) 11:9 letter (1) 49:5 letters (1) 48:7 Liabilities (4) 9:13;29:4,11,14 liability (4) 25:21;27:24;28:4; 29:6 lieu (1) 16:13 likes (1) 42:19 limited (1) 46:17 Linda (1) 5:12 line (5) 10:15;11:18,24,24; 27:3 list (13) 26:18;30:25;44:4; 49:16,21;50:7,8,10, 13,16,25;51:6,23 listen (2) 43:19,20 little (9) 11:11;15:15; 16:15;17:24;26:4;
general (1) 46:24 Generally (1) 45:5 generous (1) 40:16 Gentlemen (1) 4:3 given (1) 26:18 gives (1) 10:9 giving (2) 28:8,12 goal (1) 22:7 goes (4) 22:23;38:13,21; 41:1 good (6) 23:12;37:10; 42:20;43:10,21,21 gracious (1) 33:11 Grady (1) 5:9 Grant (2) 12:11,13 granted (1) 47:12 grants (2) 11:19;12:12 great (2) 17:16;52:12 group (5) 18:11,16,19;24:11, 13 groups (1) 19:21 guess (2) 36:20;43:23 guidance (11) 17:12;18:12;19:4; 22:3;25:1;34:14; 44:8;45:16,21;46:12, 21 guidelines (1) 24:17 guys (1) 37:1	<b>I</b> idea (3) 24:6;29:18;43:10 impact (2) 25:18,20 implement (3) 23:1;24:16,25 implementation (4) 18:13;19:1,4; 21:16 improvement (1) 11:9 inactive (1) 9:21 inaudible (4) 14:18;40:10; 47:14;54:22 included (1)	<b>K</b> keep (1) 49:23 Keith (4) 4:7,8,9;53:15 kept (1) 18:3 key (1) 26:23 kind (7) 7:24;24:6,10;27:4, 17;46:1;48:3 KING (2) 5:22,23 knocked (1) 30:5 knows (3) 33:5;40:11;49:11	<b>L</b> Ladies (1) 4:3 language (1) 48:7 larger (1) 45:7 last (9)	
<b>H</b>				

36:16;42:8;43:17; 51:15 locate (1) 25:13 long (3) 44:18;45:1,6 look (4) 11:23;44:17,24; 45:8 looked (1) 22:22 looking (6) 26:10;31:7;42:16; 43:8;45:13;48:6 Lori (2) 54:2,24 lose (1) 37:10 lost (1) 37:16 lot (6) 17:20,20,21;31:1; 32:14;38:9 Louisiana (5) 4:9;5:9,16;54:3,6	meeting (7) 4:5;37:8;51:19; 52:18,18;53:5,19 meetings (1) 6:15 Melissa (1) 4:19 members (5) 36:20;46:22;50:5, 17:52:1 method (1) 54:14 Michael (1) 5:25 middle (1) 9:23 might (2) 27:2;45:19 million (9) 11:12,21;12:15; 15:21;16:1;38:4,22; 39:9;40:19 minimal (1) 18:20 minute (1) 37:16 minutes (5) 6:15,16;36:19,23, 25 missed (2) 25:25;51:15 mistaken (1) 52:17 money (8) 9:20;10:24;11:3, 10;32:14,22;38:8; 45:19 month (1) 9:14 monthly (1) 9:16 months (1) 25:17 more (9) 8:15;15:19;25:24; 26:15;28:24;32:22; 39:1;45:7;48:21 morning (1) 23:23 most (3) 18:22;45:3,11 motion (5) 6:16,18,20;53:10, 12 motor (4) 10:6;12:6,20; 14:10 moved (1) 47:9 Moving (2) 37:21;42:23 much (2) 17:4;36:15	must (1) 40:17  N  name (2) 7:12,14 names (1) 54:19 Natalie (1), 5:16 nature (1) 18:23 necessary (1) 46:18 need (6) 6:16,20;21:3,4; 37:23;51:9 needs (1) 20:20 negative (1) 9:15 new (7) 19:3;21:17;22:3; 24:16;37:6;45:20,21 next (5) 6:13;12:11;25:17; 32:10;37:15 NFA'd (5) 25:7,14;26:12; 29:10;32:2 NFAs (1) 26:20 non (1) 36:20 non- (1) 47:1 non-board (1) 36:20 non-capped (1) 35:16 note (1) 35:22 notified (1) 36:16 number (8) 7:20;25:4,14,19; 27:7;28:1;35:24; 36:1 numbers (1) 14:18  O  obligation (3) 28:5,25;35:15 obligations (1) 9:12 o'clock (1) 4:4 off (6) 16:9;18:2;20:14; 26:23,24;27:1	officer (1) 54:4 official (1) 24:15 Often (3) 26:22,23,25 Oil (3) 4:9;5:9,16 old (1) 26:16 one (10) 7:23;10:23;15:7; 18:14;25:24;26:12; 31:23;38:16;44:15; 51:4 ones (1) 27:7 one-year (1) 18:17 ongoing (2) 25:16;51:16 only (4) 9:20;19:23;39:17; 40:20 open (1) 7:20 open-ended (1) 48:16 opinion (1) 40:5 opportunity (1) 21:14 opposed (2) 7:2;24:21 opposition (1) 22:16 order (2) 4:5;6:13 otherwise (1) 25:8 out (18) 12:20;14:3,25; 19:18,18;22:11; 23:17,24;27:10; 29:10;32:18;37:1; 39:17;42:10,15;48:8; 49:25;54:18 outstanding (1) 35:11 over (5) 17:24;25:24; 38:22;43:8,9 Overland (2) 54:2,24 overs (1) 54:14 owners (1) 41:13  P  packet (1) 35:23	packets (2) 9:7;34:25 page (8) 9:18,19,23;10:4; 35:22,23;45:20;47:5 pages (1) 42:21 paid (1) 45:12 paragraph (1) 46:16 part (5) 16:15;34:18; 36:17;37:4;38:5 partial (2) 49:21;50:13 particular (1) 30:15 parties (3) 20:15;48:8;53:6 party (1) 37:7 passed (1) 45:20 past (2) 10:13;42:25 pauses (1) 54:13 pay (9) 9:25;38:13;41:19; 43:5,25;44:20,25; 45:19;49:7 payment (1) 35:9 payments (2) 9:10,17 pending (3) 35:3,18,21 people (6) 17:14,22;33:4; 38:9;44:17,21 per (3) 15:21;16:1;38:13 percent (6) 12:16;13:13,18; 30:10,14;38:16 perform (1) 46:18 period (6) 18:17;21:18;35:5, 6;36:1,3 Perry (2) 4:21;37:20 personnel (1) 36:21 perspectives (1) 19:22 pertaining (1) 36:21 phase (1) 35:14 phrase (1) 54:21
M				
making (2) 19:10;23:16 management (1) 25:11 manner (2) 26:22;45:4 many (4) 29:23,24;30:1; 49:11 March (4) 9:10,13;35:2,14 Marketers (3) 4:10;5:10,17 material (1) 54:20 may (6) 15:19;18:11,19; 20:18;47:18,23 maybe (6) 11:10,10;15:18; 22:14;32:8;34:9 may've (1) 46:5 mean (9) 20:6,21;24:6; 32:17,23;33:22; 38:18,25;50:24 means (2) 31:21;42:16 measures (1) 38:23 mechanism (1) 27:11 meet (1) 47:18				

phrases (1) 54:17	12:19;14:8;16:8; 52:19	17:18;23:12;24:2; 50:19,22	40:2,4 related (4) 11:15;12:12,18; 18:25	11:22,25;14:5,7,12 revenues (2) 11:15;14:16
pinpoint (1) 48:13	progress (1) 8:1	raise (1) 20:2	relating (4) 18:16,21,25;19:5	review (1) 25:9
place (1) 48:14	projected (1) 10:10	raised (1) 39:10	released (2) 51:21;52:2	reviewed (1) 36:3
plan (7) 28:8,13;32:15,20; 35:11;43:2;48:14	projecting (1) 10:10	ranging (1) 42:22	Releases (1) 47:8	revised (2) 18:8,18
plans (1) 35:20	proper (1) 54:14	rate (5) 12:17,24;13:1,13, 20	remain (1) 16:18	revision (3) 17:12,15;34:15
please (3) 4:6;9:4;18:5	proposal (2) 18:12,19;10	rates (4) 47:2	remaining (1) 10:12	revisions (1) 25:1
plume (1) 45:6	proposed (1) 19:1	reach (1) 35:12	Remediation (5) 5:3;6:4;12:8; 46:20;47:9	Rhonda (1) 5:14
plus (3) 16:21;30:6,7	protected (3) 16:10;40:14;41:2	really (1) 48:20	remember (1) 29:2	right (27) 7:6;8:18;9:22; 13:24;14:19;16:25; 26:8;27:25;28:8,16; 29:14,21,31;1:23; 33:2,15;37:4,21; 39:17;40:14,24; 41:16,25;43:13;47:7; 48:10;51:9
PM (1) 53:19	protocols (1) 33:24	reason (1) 7:12	report (15) 7:6,24;9:4;10:19; 17:5,10;18:5;33:16; 34:8,14;36:9,11; 37:5,21;47:23	Roger (1) 5:5
point (3) 17:23;33:22;43:14	provide (1) 46:21	reasons (2) 31:24;47:13	reported (2) 25:18;29:3	roll (1) 4:6
policy (2) 41:12,14	providing (1) 46:23	recall (1) 45:23	Reporter (1) 54:3	room (2) 36:22,52:24
possible (1) 47:10	provision (4) 44:9,20;45:2,15	recapped (1) 27:10	Reporters's (1) 54:15	roughly (1) 11:18
post (2) 22:8;23:19	provisions (1) 43:15	receive (1) 31:3	reports (2) 25:9;26:13	round (1) 39:24
posted (1) 23:22	PRUETT (2) 6:5,6	received (10) 18:14,21,24;26:14, 17;31:5;35:4,25; 37:6;45:19	request (4) 47:16;49:4,4; 50:20	Rule (1) 54:4
potential (3) 25:21;26:10;36:2	pull (3) 29:9;32:12;41:13	recess (1) 37:2	requested (2) 35:18;45:18	Rules (1) 54:5
potentially (1) 25:7	pulled (2) 32:12;42:21	recognized (1) 35:16	requests (1) 47:11	run (1) 25:6
PPM (3) 5:7,12,14	pulls (1) 42:20	recommends (1) 19:2	require (1) 32:15	
predecessor's (1) 18:1	purpose (1) 46:20	record (5) 16:12;20:10,14; 37:24;54:9	required (2) 47:12,23	S
premiums (1) 41:19	push (1) 43:24	records (1) 26:20	requires (1) 44:20	SAGNIBENE (53) 4:14,15;7:8,13; 12:25;13:4,11,19,23; 14:17,22;15:3,22; 16:2,6,19;19:12,16; 20:11;21:7,23;18; 24:1,5,12;26:3;28:6, 11,20;29:22;32:9; 33:3,9,17;34:2,10; 37:17;38:3;39:14,19; 40:7,15,25;41:9,17; 42:18;43:18;44:5,12; 48:24;49:8,20;50:6, 11
prepared (1) 33:25	putting (2) 17:15;48:6	reduce (2) 29:11,13	research (1) 46:3	same (1) 54:14
pretty (1) 40:16		refer (1) 34:24	responded (2) 6:25;24:19	saved (1) 38:22
previous (1) 6:15	Q	reference (1) 54:20	response (9) 7:3;9:1;10:2;17:2; 24:22;34:20;36:7; 42:3;52:15	saving (1) 38:23
prices (1) 21:17	quality (1) 25:4	referring (1) 46:15	result (3) 29:9;47:19,23	
probably (3) 7:15;17:25;52:4	quarter (4) 25:4;26:9;35:1,10	regarding (1) 47:1	retroactive (6) 20:19,23;21:2,9; 23:3;24:17	
problem (1) 22:24	quarterly (1) 10:5	registration (1) 40:22	returned (1) 35:7	
Procedure (2) 54:5,7	quarters (7) 29:3;32:16,19; 43:1;48:13,18;49:11	registrations (1) 11:17	revenue (5)	
proceeding (2) 54:11,16	queries (2) 25:5;26:9	regulated (1) 46:22		
process (5) 21:13;30:4;35:4; 42:17;48:22		reimbursement (2) 9:17;48:1		
processed (1) 35:8	R	reimbursements (1) 9:24		
PROCHASKA (3) 5:20,21;52:25	RAC (13) 7:23;22:1,11,15, 16,23;24:48;22; 49:25;50:8,19;51:2, 3,5	reimbursing (2)		
program (4)	RACs (5)			

saying (1) 44:13	sits (1) 45:5	start (5) 4:6;16:9;18:7; 21:18,21		42:24;43:8,9,9;53:14
second (4) 6:20,22,24;53:16	sitting (1) 42:10	started (2) 26:8;29:7	T	tomorrow (1) 49:19
secretary (1) 4:15	six (1) 34:24	State (2) 54:3,8	tab (2) 9:6;34:24	Tom's (1) 33:4
seem (1) 48:21	sized (1) 35:22	statement (2) 48:15,16	talk (6) 15:15;16:14; 17:11;32:11;33:14; 54:13	took (1) 38:7
SEMS (1) 6:6	slow (11) 31:10,16;32:6; 33:15;34:4;42:7; 44:16;45:17;46:1; 48:3;49:24	statements (2) 46:5,10	talked (4) 33:10;42:6;43:9; 44:16	toothed (1) 22:22
send (5) 22:11;23:24; 49:19;50:4,16	small (1) 14:1	status (6) 7:6;17:10;25:3,12; 34:14;35:25	talking (2) 28:17;37:13	top (1) 49:9
sense (1) 43:17	somebody (2) 20:18;53:10	statute (4) 14:9;16:10;38:12; 44:19	Tank (10) 5:2;12:4,5,9,9,19; 39:12;40:3;41:7,12	tornadoes (1) 47:15
sent (2) 18:18;19:18	somebody's (1) 20:1	stick (1) 32:18	tanks (1) 9:21	total (8) 7:19;10:9;11:21; 14:5;28:1;35:17,19, 23
separate (1) 31:11	someone (1) 44:23	still (3) 7:23;30:4;52:19	team (4) 43:7;49:9,10; 51:10	totaling (3) 11:20;35:5,10
served (1) 51:24	somewhere (1) 30:6	stop (2) 47:10;48:19	Tegan (1) 5:19	touch (1) 39:12
service (1) 46:23	soon (3) 47:10;51:22;52:4	Storage (4) 5:2;39:12;40:3; 41:7	telling (1) 44:17	touched (1) 38:14
Services (6) 4:13,17;9:4;12:7, 22,22	Sorry (1) 28:21	study (2) 32:24,24	term (1) 42:12	toward (1) 15:20
session (4) 36:18,24;37:6; 38:6	sort (1) 43:6	stuff (1) 14:19	testimony (1) 54:8	track (1) 43:15
seven (1) 26:16	speak (2) 8:16;33:25	submit (1) 47:22	That'd (1) 31:16	tracking (2) 12:13;14:4
several (4) 10:13,15;19:19; 40:9	specific (3) 14:2,3;46:25	submittal (2) 47:12,18	Therefore (1) 47:22	TRAMMEL (2) 5:24,25
shall (2) 47:8,12	specifically (1) 15:1	Subsequently (1) 18:20	THERIOT (7) 4:20,21;37:3; 44:14;46:4,8;48:9	transcript (1) 54:18
share (1) 38:17	speed (3) 42:17;50:1;51:7	substantially (1) 15:25	Theriot's (1) 36:17	transcription (1) 54:15
Shawn (2) 5:7,23	speeding (1) 45:9	sued (1) 41:20	third (6) 10:8;11:23;25:4; 26:8;35:1;37:7	transfer (4) 10:6,11,24;16:16
sheets (1) 15:1	spending (1) 32:13	summary (1) 10:5	though (2) 23:11;46:10	transferred (3) 9:8;10:14;14:9
show (1) 10:12	spent (1) 17:20	support (2) 12:22,22	thought (4) 37:15;43:10,22; 54:13	transparency (2) 11:1;14:14
significant (1) 15:17	spontaneous (1) 54:11	Sure (7) 11:14;18:7;19:19, 24;20:18;23:16; 36:13	Thus (1) 19:2	TREADAWAY (2) 5:18,19
simpler (1) 26:4	spread (1) 47:10	sweep (7) 16:8;38:2,10,11, 15;40:11;41:5	timely (1) 47:22	trenches (1) 18:17
site (11) 14:2;28:3;44:22, 24;45:5,5,17;49:3, 12;51:5,6	spreads (1) 45:7	sweeping (3) 15:14;39:7,25	times (1) 22:10	tried (1) 19:17
sites (45) 10:1;12:9;14:3; 25:7,10,14,14,19,22; 26:10,13;27:5;28:2; 29:6,9,23,24;30:6,7, 17;31:4,11,13,21,25; 32:1,7,13,17;33:15; 34:5;35:13,16,24; 36:2;42:7,9,14,21; 44:4,16;46:1;48:4; 49:24;51:4	STAFFORD (23) 4:11,12;9:5;10:3, 20;11:4,13;13:2,6, 15,25;14:20,24; 16:22;17:6;29:1,15, 25;30:11;51:17;52:8, 21;53:2	sweeps (2) 16:7;40:17	tires (1) 19:24	trigger (1) 43:14
	stage (2) 52:19;53:6	swept (1) 38:4	today (2) 34:1;52:14	Trust (40) 4:19,23,25;6:8,10; 10:6,7,24,25;11:17; 12:6,21;14:10,11; 17:10,18;18:8,9; 25:6,8,13;35:2,4,8, 24;36:2;39:8,13,18, 25;40:1,2,3,4,18; 41:6;42:15;46:25; 47:20;48:1
	stand (1) 53:18	sworn (1) 54:7	Todd (1) 37:13	trying (2) 15:13;33:23
		system (6) 25:11,15;26:11; 27:6;30:19;31:2	together (3) 17:16,18,19	tune (1) 39:8
			Tom (9) 5:2;6:20;33:10,10;	

Turn (3) 9:6,19;10:4	4:18,19 voluntary (1) 17:21	41:20 writing (1) 26:9		
turned (1) 41:18	vote (5) 20:21;21:3,4; 24:15,16	written (1) 25:5		
two (4) 7:25;36:4;52:19; 53:6		wrong (2) 42:12,25		
type (2) 12:4;48:22	<b>W</b>	<b>Y</b>		
typos (1) 18:23	waited (1) 45:1	Ya'll (9) 19:21;20:6;37:1; 38:13,15,18;40:21; 44:1;49:19		
<b>U</b>	warranted (1) 9:10	ya'll's (3) 16:8;38:16;39:2		
unanimous (1) 24:24	warranty (1) 18:17	year (15) 8:2;9:7,8,9;10:8, 11;11:9,19,21;12:2; 15:21;16:1;17:24; 35:1;51:24		
under (1) 22:3	waste (1) 19:23	years (4) 10:13,16;26:15,16		
Underground (4) 5:2;39:12;40:3; 41:7	way (7) 15:9,16;23:16; 27:3;39:24;43:23; 45:11			
understands (1) 41:23	ways (2) 31:7;42:16			
unit (1) 21:17	website (2) 22:8;23:19			
unless (2) 44:1;47:13	week (1) 8:13			
up (13) 27:12;29:4;34:13; 38:16;42:17,21;43:5; 44:2;45:4,8,9;51:7, 14	weeks (1) 52:5			
update (1) 9:20	welcome (1) 17:7			
upon (1) 18:16	wells (1) 18:18			
use (4) 19:22,23;25:9; 42:13	weren't (1) 33:25			
used (1) 54:12	WESTON (8) 4:16,17;7:11,18; 8:7,11,17,21			
using (1) 28:3	whatnot (1) 21:17			
UST (9) 6:3;11:15;12:8; 14:2;16:9;19:23; 38:10,11;41:2	Whomever (1) 49:10			
<b>V</b>	who's (1) 44:23			
vehicles (1) 38:24	wishes (1) 22:12			
verified (1) 54:20	within (1) 31:21			
version (1) 18:18	without (5) 25:22;27:8,25; 29:6;30:20			
via (1) 18:10	words (2) 54:17,19			
Vince (9) 4:15;7:5;15:20; 32:5;37:11,16,24; 39:4;42:1	work (14) 12:6,9,11,20; 18:11,16,19;19:5,21; 21:20;30:24;44:21, 24;47:25			
VIZINAT (2)	worked (3) 17:18,19;30:22			
	working (2) 15:2;17:25			
	wreck (1)			

**Underground Motor Fuels Trust Fund**

Prepared:

08-Aug-12

FY 2011-2012

File: MFTF

Report to the La. Motor Fuel Underground Storage Tank Trust Fund Advisory Board  
For Period Ending June 2012 (Final)

**REVENUE:**

Transfer from FY 11

47,949,801.26

	<u>DEPOSITS</u>	<u>TOTAL</u>	
<b>MONTHLY DEPOSITS</b>			
July, 2011	937,607.98	937,607.98	
August, 2011	1,856,694.03	1,856,694.03	
September, 2011	2,343,611.81	2,343,611.81	
October, 2011	2,247,600.05	2,247,600.05	
November, 2011	433,918.66	433,918.66	
December, 2011	1,374,822.38	1,374,822.38	
January, 2012	2,539,038.83	2,539,038.83	
February, 2012	2,511,269.28	2,511,269.28	
March, 2012	2,286,397.60	2,286,397.60	
April, 2012	1,378,550.85	1,378,550.85	
May, 2012	1,983,236.99	1,983,236.99	
June, 2012	2,216,368.59	2,216,368.59	
July, 2012 (Prior Year)	184,202.07	184,202.07	
	0.00	0.00	
	<u>22,293,319.12</u>	<u>22,293,319.12</u>	
LESS: Transfer to ETF for FY 12 expenditures			(2,095,005.37)
LESS: Warrants from Fund for Payments of Actual Expenditures			<u>(12,503,900.91)</u>
End of Month Cash Balance before Encumbrances			55,644,214.10
LESS: Liability on Current Sites			63,463,113.00
<u>Ending Month Balance</u>			<u>(7,818,898.90)</u>

**EXPENDITURES:**

	(Obj 3740, 3745)	(Obj 3650)	Totals	<b>BUDGETED</b>
July, 2011	0.00	633,281.50	633,281.50	25,000,000.00
August, 2011	0.00	1,458,688.37	1,458,688.37	
September, 2011	0.00	1,428,921.19	1,428,921.19	
October, 2011	211.65	678,718.29	678,929.94	
November, 2011	3,687.50	832,582.71	836,270.21	
December, 2011	0.00	722,669.58	722,669.58	
January, 2012	0.00	561,427.40	561,427.40	
February, 2012	0.00	1,554,980.80	1,554,980.80	
March, 2012	217.50	1,188,829.35	1,189,046.85	
April, 2012	0.00	944,014.38	944,014.38	
May, 2012	0.00	873,640.00	873,640.00	
June, 2012	92,308.76	486,520.61	578,829.37	
July, 2012 (Prior Year)	1,250.00	1,041,951.32	1,043,201.32	
Total Expenditures to Date:	97,675.41	12,406,225.50	12,503,900.91	
<u>Balance of Budget</u>				<u>12,496,099.09</u>

FY 2011-2012

Balance Sheet for Interest Revenue &amp; Abandoned Tank Expenses

For Period Ending June 2012 (Final)

**INTEREST REVENUE DESIGNATED FOR ABANDONED TANKS**

	INTEREST	ENCUMBRANCES	EXPENSES	TOTAL
FY 2001-2002	681,123.00	0.00	0.00	681,123.00
FY 2002-2003	341,892.00	0.00	28,835.00	313,057.00
FY 2003-2004	205,058.00	0.00	251,330.60	(46,272.60)
FY 2004-2005	390,174.00	0.00	67,825.70	322,348.30
FY 2005-2006	826,358.00	0.00	0.00	826,358.00
FY 2006-2007	1,330,647.00	0.00	474,000.00	856,647.00
FY 2007-2008	1,306,199.00	0.00	180,768.70	1,125,430.30
FY 2008-2009	647,852.00	0.00	153,876.86	493,975.14
FY 2009-2010	225,353.00	0.00	71,693.20	153,659.80
FY 2010-2011	172,866.00	0.00	0.00	172,866.00
FY 2011-2012	131,465.00	0.00	0.00	131,465.00
<b>Balances</b>	<b>6,258,987.00</b>	<b>0.00</b>	<b>1,228,330.06</b>	<b>5,030,656.94</b>
Reimbursement Received for Randazzo's Amoco Site Cost (3/1/11)	117,521.58			117,521.58
<b>Balances With Reimbursement</b>	<b>6,376,508.58</b>	<b>0.00</b>	<b>1,228,330.06</b>	<b>5,148,178.52</b>

**EXPENDITURE HISTORY**

	TOTAL CONTRACT AMT	ENCUMBRANCES AGAINST FUND SINCE INCEPTION	EXPENSES ON CONTRACT	BALANCE
Expenditures:				
Burt's Chevron Site	347,991.30	347,991.30	347,991.30	0.00
Burt's Chevron Site - Corrective Action*	652,008.70	652,008.70	652,008.70	0.00
Randazzo's Amoco Site	117,320.50	117,320.50	117,320.50	0.00
Whitney Food Store Site	69,793.20	0.00	69,793.20	0.00
Quick Silver Convenience Store Site	41,216.36	41,216.36	41,216.36	0.00
Former Amite City Ford Body Shop Site	0.00	0.00	0.00	0.00
<b>TOTAL EXPENDITURES</b>	<b>1,228,330.06</b>		<b>1,228,330.06</b>	

The contract for Burt's Chevron Site Corrective Action totals \$1,185,000. \$652,008.70 will be paid from the MFTF to reach the maximum of \$1,000,000 per site. The remaining \$532,991.30 will be paid from the HWSCF.

DEPARTMENT OF ENVIRONMENTAL QUALITY  
 ENVIRONMENTAL TRUST FUND  
 UNDERGROUND STORAGE TANKS  
 FY12 as of 6/30/12 (FY12 Final)

	2011-2012		
	Actual	Projected	Total
ETF Ending Balance - UST	0.00	0.00	0.00

	2010-2011	2009-2010	2008-2009	2007-08	2006-07	2005-06	2004-05
	Actual	Actual	Actual	Actual	Actual	Actual	Actual
	0.00	0.00	0.00	0.00	0.00	0.00	0.00

Revenues:

Environmental Trust Fund (Org 5800)	630,877.19	0.00	630,877.19
Federal	3,351,750.00	0.00	3,351,750.00

	674,697.04	712,508.61	667,955.26	833,183.42	710,296.24	693,303.41	706,691.11
	2,938,245.00	2,144,474.00	2,742,247.00	3,049,060.00	1,069,025.00	874,641.00	994,645.00

Revenue Available for Program

	3,982,627.19	0.00	3,982,627.19
--	--------------	------	--------------

	3,612,942.04	2,856,980.61	3,410,202.26	3,882,243.42	1,779,321.24	1,567,944.41	1,701,336.11
--	--------------	--------------	--------------	--------------	--------------	--------------	--------------

Expenditures:

Department Expenditures for UST (R.C. 0057)	2,296,929.08	0.00	2,296,929.08
UST Grant Expenditures	3,429,903.81	0.00	3,429,903.81
30% of collections to Indirect Cost	189,263.16	0.00	189,263.16
UST Site Specific Expenditures	161,536.51	0.00	161,536.51

	2,359,866.04	2,212,449.94	2,173,432.30	2,187,541.98	1,341,224.08	1,317,956.38	1,444,156.68
	3,189,565.85	2,534,540.58	3,085,637.74	3,686,425.65	1,690,550.31	1,819,117.41	1,681,635.77
	202,409.11	213,751.98	200,386.58	249,955.03	213,088.87	207,991.02	212,007.33
	5,311.78	101,108.23	554.01	0.00	1,384.01	577.96	2,554.46

Expenditures

	6,077,632.56	0.00	6,077,632.56
--	--------------	------	--------------

	5,757,152.78	5,061,850.73	5,460,010.63	6,123,922.66	3,246,247.27	3,345,642.77	3,340,354.24
--	--------------	--------------	--------------	--------------	--------------	--------------	--------------

Program Balance - End of Year

	(2,095,005.37)	0.00	(2,095,005.37)
--	----------------	------	----------------

	(2,144,210.74)	(2,204,870.12)	(2,049,808.37)	(2,241,679.24)	(1,486,926.03)	(1,777,698.36)	(1,639,018.13)
--	----------------	----------------	----------------	----------------	----------------	----------------	----------------

Differences from FY11 to FY12:

	Total	Hurricane	Net Operating
Fees (Down)	(43,819.85)	0.00	(43,819.85)
Federal (Up)	413,505.00	350,779.00	62,726.00
Total Revenue (Up)	369,685.15	350,779.00	18,906.15
Expenses (Up)	320,479.78	60,471.83	260,007.95
Net Difference	(49,205.37)	(290,307.17)	241,101.80

	(2,144,210.74)	(2,204,870.12)	(2,049,808.37)	(2,241,679.24)	(1,486,926.03)	(1,777,698.36)	(1,639,018.13)
--	----------------	----------------	----------------	----------------	----------------	----------------	----------------

FY11 Ending Balance

	(2,144,210.74)
--	----------------

	(2,144,210.74)
--	----------------

FY12 Ending Balance

	(2,095,005.37)
--	----------------

	(2,095,005.37)
--	----------------

Net Difference

	49,205.37
--	-----------

	49,205.37
--	-----------



**FINANCIAL SERVICES DIVISION**  
**JUNE 2012**  
**REPORT OF ACTIVITIES OF THE MOTOR FUELS TRUST FUND**  
**CURRENT ACTIVITIES**

Number of applications remaining to be processed	185
Number of sites currently reimbursed by Trust Fund	348
Number of sites with last application received	10

**ELIGIBILITIES**

Number of sites deemed eligible (full and partial eligible sites report)	6
--	---

**APPLICATIONS**

MONTH	APPLICATIONS RECEIVE		APPLICATIONS PROCESSED						
	NO.	AMOUNT REQUESTED	APPS RETURNED		APPS PROCESSED WITH PAYMENT				TOTAL AMOUNT PROCESSED
			NO.	AMOUNT REQUESTED	NO.	AMOUNT RECOM./PMT.	AMOUNT NOT PAID	DEDUCTIBLE AMOUNT	
Jul	62	\$1,390,243	17	\$225,620	94	\$1,670,858	\$46,875	\$75,000	\$2,018,353
Aug	112	\$1,463,295	17	\$224,189	98	\$1,586,530	\$29,377	\$40,131	\$1,880,227
Sep	99	\$1,342,608	13	\$157,753	73	\$1,259,694	\$42,768	\$10,000	\$1,470,215
Oct	72	\$1,411,261	19	\$150,482	76	\$566,987	\$11,565	\$35,015	\$764,049
Nov	128	\$1,598,973	10	\$115,643	64	\$959,967	\$14,155	\$20,000	\$1,109,764
Dec	74	\$790,467	17	\$337,285	89	\$849,545	\$14,152	\$0	\$1,200,982
Jan	95	\$1,180,723	7	\$91,202	50	\$972,054	\$63,052	\$20,000	\$1,146,308
Feb	94	\$1,146,188	20	\$182,501	62	\$1,057,293	\$14,271	\$21,055	\$1,275,121
Mar	129	\$1,250,767	11	\$116,268	108	\$1,135,436	\$52,860	\$97,302	\$1,401,866
Apr	110	\$907,992	16	\$314,617	90	\$783,127	\$26,759	\$16,474	\$1,140,977
May	108	\$1,442,863	14	\$107,914	49	\$858,734	\$42,528	\$0	\$1,009,176
Jun	104	\$1,611,286	15	\$117,901	91	\$495,224	\$32,887	\$62,372	\$708,384
<b>Total</b>	<b>1187</b>	<b>\$15,536,665</b>	<b>176</b>	<b>\$2,141,375</b>	<b>944</b>	<b>\$12,195,449</b>	<b>\$391,250</b>	<b>\$397,348</b>	<b>\$15,125,423</b>

\*\*\* Amount Not Paid - The sums shown in this column reflect ineligible costs shown in the applications.

Current sum of costs recovered FY 12	\$428
--------------------------------------	-------

**CURRENT OBLIGATED BALANCE OF TRUST FUND**

As specified by LA.R.S. 30:2195.3(A)(10)

Current Outstanding CAP Budgets and Estimated Costs to Close	\$29,829,931
Total Sum of Pending Applications	\$2,735,730
Total Sum of CAP Charges in Pending Applications	(\$1,748,001)
Non CAP obligations	\$32,645,453
<b>Current Obligated Balance of Trust Fund</b>	<b>\$63,463,113</b>

**CURRENT STATUS OF THIRD PARTY SUITS**

Number of New Suits Filed - Current Month	0
Number of Suits Currently Pending	5

## FINANCIAL SERVICES DIVISION JUNE 2012

### REPORT OF CUMULATIVE ACTIVITIES OF THE MOTOR FUELS TRUST FUND

#### APPLICATIONS

Number of applications received	30,414
Number of applications processed/paid	30,229
Total sum of claims requested to date*	\$424,832,063
Sum of claims recommended for payment **	\$310,777,607
Sum of deductibles, disallowed costs, ineligible claims, & returned claims	\$111,688,026
Total sum of costs recovered	\$814,182

\*Does not include 1% or 2% appl. prep. fee &amp; up front payment for treatment system.

\*\*Appl. prep. fee &amp; up front payment for treatment systems included here.

#### DISBURSEMENTS FROM THE TRUST FUND

TYPE OF DISBURSEMENT	FY 89-11	TO DATE FY 12	TOTALS
Sum of claims recommended for payment **(above)	\$298,582,158	\$12,195,449	\$310,777,607
Auditor fees	\$201,506	\$0	\$201,506
Transcription of board minutes (Associated Reporters & Pat Duke)	\$10,014	\$429	\$10,443
Third party claims paid	\$1,684,810	\$0	\$1,684,810
Application mediation fee	\$8,559	\$0	\$8,559
Storage fees & Other fees	\$14,690	\$0	\$14,690
<b>Total amount disbursed from Trust Fund</b>	<b>\$300,501,736</b>	<b>\$12,195,878</b>	<b>\$312,697,614</b>

#### CUMULATIVE REIMBURSEMENT CLAIM ACTIVITIES

FY	APPLICATIONS RECEIVED		APPLICATIONS PROCESSED					TOTAL AMOUNT PROCESSED
	NO.	AMOUNT REQUESTED	NO.	AMOUNT RETURNED	AMOUNT RECOM./PMT	AMOUNT NOT PAID	DEDUCTIBLE AMOUNT	
89	4	\$150,600	0		\$0	\$0	\$0	\$0
90	23	\$1,057,890	4		\$128,921	\$32,646	\$30,000	\$191,567
91	52	\$2,841,352	51		\$1,901,382	\$521,846	\$385,000	\$2,808,228
92	201	\$9,431,152	105		\$2,684,871	\$921,354	\$670,000	\$4,276,225
93	262	\$9,926,731	143		\$3,424,880	\$2,042,748	\$584,689	\$6,052,317
94	275	\$11,947,079	325		\$6,000,745	\$5,579,700	\$1,167,387	\$12,747,832
95	475	\$14,067,609	224		\$6,492,292	\$1,127,096	\$580,000	\$8,199,388
96	922	\$14,065,526	472		\$7,100,076	\$2,398,162	\$697,052	\$10,195,290
97	1533	\$23,339,530	2288		\$25,974,983	\$12,113,508	\$2,502,887	\$40,591,378
98	1469	\$20,720,719	1464		\$14,654,307	\$5,187,726	\$532,669	\$20,374,702
99	1300	\$20,056,130	1345		\$15,931,156	\$3,135,951	\$540,000	\$19,607,107
00	1505	\$22,292,073	1479		\$20,165,176	\$2,220,823	\$670,000	\$23,055,999
01	1599	\$21,681,944	1439		\$16,251,047	\$2,261,547	\$391,972	\$18,904,566
02	2011	\$30,596,361	2063		\$25,333,948	\$6,121,057	\$333,147	\$31,788,152
03	2339	\$32,508,548	2240	\$7,626,436	\$23,321,322	\$511,192	\$350,100	\$31,809,050
04	2084	\$26,581,671	2178	\$6,615,559	\$19,953,818	\$731,656	\$355,000	\$27,656,033
05	2192	\$24,835,603	2217	\$5,926,823	\$18,282,085	\$751,793	\$505,000	\$25,465,701
06	2094	\$22,006,509	2214	\$4,934,527	\$16,718,257	\$861,296	\$686,500	\$23,200,580
07	2484	\$24,487,544	2503	\$6,261,117	\$16,391,867	\$1,041,782	\$1,161,324	\$24,856,090
08	1959	\$21,816,560	1984	\$4,486,595	\$15,329,036	\$840,583	\$902,556	\$21,558,770
09	1523	\$16,862,623	1399	\$1,997,163	\$11,998,229	\$714,255	\$420,056	\$15,129,703
10	1451	\$18,613,108	1495	\$3,017,694	\$15,640,132	\$954,563	\$498,775	\$20,111,164
11	1470	\$19,408,536	1477	\$2,613,899	\$14,903,628	\$672,520	\$570,321	\$18,760,368
12	1187	\$15,536,665	1120	\$2,141,375	\$12,195,449	\$391,251	\$397,348	\$15,125,423
<b>Totals</b>	<b>30,414</b>	<b>\$424,832,063</b>	<b>30,229</b>	<b>\$45,621,188</b>	<b>\$310,777,607</b>	<b>\$51,135,055</b>	<b>\$14,931,783</b>	<b>\$422,465,633</b>

FY 90 and FY 91 - \$2,000,000 Budgeted

FY 96 - \$12,000,000 Budgeted

FY 02 thru FY 06 - \$30,000,000 Budgeted

FY 92 and FY 93 - \$3,000,000 Budgeted

FY 97 thru FY 00 - \$24,000,000 Budgeted

FY 07 thru FY 12 - \$25,000,000 Budgeted

FY 94 and FY 95 - \$6,000,000 Budgeted

FY 01 - \$20,000,000 Budgeted

#### COSTS ASSOCIATED WITH SETTLEMENT OF THIRD PARTY SUITS

FY	NUMBER OF SUITS FILED	SUITS SETTLED	AMOUNT PAID FROM TRUST	DEDUCTIBLE	FINAL JUDGMENTS
91-12	34	29	\$1,684,810	\$105,000	\$1,789,810

Sites Granted "No Further Action" Status  
07/01/2011 Through 06/30/2012

AIN	FY	FACILITY NAME	CITY	1st App Received	DATENFAD	Last Application	Total \$ Reimbursed	RAC AT NFA	TECHNOLOGYUSED
25875		2012 Mid-Town Exxon	Eunice	9/1/1999	7/21/2011	8/15/2011	\$874,422.68	Jesco	DPVE
40367		2012 Wheel's Gas and Diesel	Port Allen	7/16/1999	7/21/2011	10/27/2011	\$698,289.00	Jones Environmental, Inc.	groundwater recovery and treatment
20748		2012 Morvant's Exxon Country B	Thibodaux	3/31/2000	8/2/2011	5/18/2011	\$308,814.97	SEMS	excavation
72147		2012 Pel State Oil Company Stor	Shreveport	10/3/2007	8/8/2011	8/11/2011	\$55,727.48	Jones Environmental, Inc.	Recapped out
69587		2012 Kwik Pantry 203	Breaux Bridge	6/22/2007	8/25/2011	8/4/2011	\$221,286.43	Engineering Associates	excavation, in-situ inj.
4663		2012 Shell Branded Service Stati	Avondale	12/8/2003	8/25/2011	1/10/2011	\$119,951.53	Delta	recapped out
3381		2012 Bowman Transportation	New Orleans	1/3/1992	8/25/2011	10/26/2010	\$138,958.48	Materials Management	additional investigation, recap
73138		2012 Dalton's Service Station	Rayne	5/15/1996	9/7/2011	12/21/2011	\$690,122.61	Jesco	DPVE system and excavation
71532		2012 Shell Branded Service Stati	Mandevill	12/29/1999	9/7/2011	11/30/2011	\$190,628.61	Groundwater & Environme	Recap
69321		2012 Shell Station 137439	Harahan	11/20/2009	9/7/2011	11/22/2012	\$45,591.02	Delta	PSH recovery, bailing, and mobile
9205		2012 Jefferson Davis Electric Co	Jennings	11/8/2005	9/14/2011	9/27/2011	\$630,856.45	Jesco	dual phase extraction system
69123		2012 E-Z Serve 7001	Chalmette	7/30/2003	9/20/2011	4/10/2012	\$101,960.98	Cobb Environmental and J	Recap
70930		2012 Speedy G's	Sidell	5/15/2005	9/22/2011	1/20/2012	\$162,367.97	PPM	Recapped out
75381		2012 Red Sun Market	Des Allemand	7/30/1998	10/5/2011	3/9/2012	\$362,631.00	Burk-Kleinpeter	excavation
41824		2012 Iowa Texaco	Iowa	2/24/2005	10/5/2011	1/19/2012	\$363,154.04	Jones Environmental, Inc.	excavation
71908		2012 Cresswell Mobil	Opelousas	7/14/2000	10/5/2011	11/29/2011	\$516,559.18	Jesco	DPVE
74007		2012 Speedway Facility 9055	Sidell	8/26/2002	10/6/2011	6/22/2011	\$221,820.64	ATC	Recapped out
68701		2012 McLean's Grocery	Glencoe	5/6/2003	10/19/2011	1/18/2012	\$176,277.64	KourCo	Recapped Out
72435		2012 The Pantry Store 3744	Sidell	10/2/2008	10/21/2011	10/11/2011	\$34,334.37	PPM	Recapped Out
74909		2012 Cracker Barrel #302	Monroe	8/16/2001	11/29/2011	4/3/2007	\$222,333.90	PPM	excavation
15725		2012 Murray's Exxon	Coushatta	4/25/2011	12/5/2011	3/12/2012	\$5,913.49	Jones Environmental, Inc.	Recapped out
31056		2012 Williams Facility 3170	Henderson	11/17/1992	1/23/2012	4/19/2011	\$775,254.11	SEMS	Recapped out
78691		2012 Nick's Food Mart	Kaplan	9/18/2009	1/24/2012	2/16/2012	\$85,879.15	KourCo	Recapped Out
77184		2012 Shell Branded Service Stati	New Orleans	10/12/2006	2/2/2012	3/14/2012	\$40,082.32	Groundwater & Environme	Recapped Out
43033		2012 RPPMS # 100428	Montgomery	3/15/1994	3/1/2012	6/7/2007	\$985,000.00	SEMS	DPVE
73427		2012 Mae Mae's 203	Lake Charles	01/31/0991	3/8/2012	6/1/2012	\$526,658.21	Jones Environmental, Inc.	recovery wells with air stripper, vari
73883		2012 Domingue Motors, Inc.	Breaux Bridge	5/11/2005	3/26/2012	6/1/2012	\$240,767.76	Jones Environmental, Inc.	ex-situ treatment of soils, excavati
15956		2012 River Parish's Oil Bulk Plan	Norco	7/8/2010	4/14/2012	6/20/2012	\$28,382.28	Jones Environmental, Inc.	Recapped out
78534		2012 Big River Food and Fuel 14	LaPlace	12/14/2010	4/26/2012	6/7/2012	\$34,460.74	Jones Environmental, Inc.	Recapped Out
78619		2012 McFarland Center	Natchitoches	5/12/2008	4/26/2012	3/13/2012	\$17,134.31	PPM	Recapped Out
76366		2012 In & Out Food Store	Reserve	2/4/2003	4/26/2012	4/10/2012	\$197,438.76	ATC	Excavation
70388		2012 Big River Food & Fuel 4	Norco	9/19/2011	4/26/2012	6/1/2012	\$28,627.60	Jones Environmental, Inc.	recapped out
68924		2012 Coteau Exxon	Houma	11/17/2006	5/2/2012	6/1/2012	\$83,471.38	PPM	RECAP
77183		2012 Shell Branded Service Stati	New Orleans	9/13/2006	5/2/2012	6/7/2012	\$19,775.75	Groundwater & Environme	Recap