

1 Department of Commerce

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3 Adopted Permanent Rules Relating to Petrofund; Ineligible Costs

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5 Rules as Adopted

6 2890.0080 INELIGIBLE COSTS.

7 All costs associated with actions that do not minimize,
8 eliminate, or clean up a release to protect the public health
9 and welfare or the environment are ineligible costs. Ineligible
10 costs include, but are not limited to, any costs related to the
11 permanent repair or replacement of a tank, upgrading tanks,
12 removal of tanks, loss of income, attorney's fees, permanent
13 relocation of residents, decreased property values,
14 reimbursement for the responsible person's own time spent in
15 planning and administering a corrective action plan, aesthetic
16 improvements, or any work performed that is not in compliance
17 with safety codes including but not limited to Occupational
18 Safety and Health Administration requirements, well codes, and
19 fire codes. Other ineligible costs include corrective action
20 costs which are covered under an insurance or other contract for
21 initial and supplemental applications received by the board
22 after the effective date of this part.