

**SUMMARY OF REASONS/CHANGES PROPOSED FOR DIVISION 15
(VOLUNTARY CLEANUP PROGRAM) OF THE ALABAMA DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT ADMINISTRATIVE CODE**

Revisions to the Division 15 Administrative Code are being proposed to enhance job creation and economic development in the State of Alabama along with complying with updated/revised state law. This rulemaking provides a mechanism to implement a cleanup program which encourages applicants to voluntarily assess, cleanup, remediate, and provide for the productive reuse of brownfield sites in Alabama. New rules are developed for implementation and reimbursement from the Brownfield Remediation Reserve Fund.

CHAPTER	COMMENTS/REASONS FOR CHANGE
335-15-1	Updates are made to the Purpose. Definitions are revised to include “Brownfield Remediation Reserve Fund”, “Brownfield Remediation Reserve Fund Contribution”, “Cleanup Standard”, “Letter of Concurrence with Conditions”, “Post-Remediation Costs”, “Remediation”, “Remediation Costs”, “Responsible Person Applicant” and “Voluntary Cleanup Properties Inventory”. Other definitions are amended to update and provide clarification from the revised state law.
335-15-2	Revisions to the Variance Conditions and Withdrawals are made from the revised state law. Other needed general updates are made throughout the Chapter
335-15-4	State law updates are made to amend the Limitation of Liability Qualifications to add “Release Reporting Obligations” and to include new language for “Preexisting and New Release Liability” and “Regulatory Compliance and Limitation of Liability”. “Voluntary Property Assessment Plans” and “Voluntary Cleanup Work Plans” requirements are modified to include responsible party applicants and their

	obligations. Other rules are amended to reflect revised state law.
335-15-8	State law requires the addition of this new chapter which establishes the administrative guidelines and procedures for reimbursement from the Brownfield Remediation Reserve Fund. Included rules outline the “Purpose”, “Applicability”, “Criteria for Eligibility and Reimbursement”, “Use of Brownfield Remediation Reserve Funds”, “Application of Payment”, and “Fund Payment Procedures”.