

Working Group members,

We look forward to seeing you tomorrow afternoon, for our monthly Working Group meeting. Please remember to use the link send via email from Zoom to join this webinar.

In advance of our meeting, I wanted to share a draft charge for the requested Ad Hoc Team on guidance and forms. The Working Group has pointed out that it is vital to have non-regulatory aspects of the future program as ready as possible when the transition to the new program begins. Please take a look at the attached charge, as we will discuss this tomorrow.

In addition, you will find that DEEP has added a new section to the [Release-Based Clean Up Program Regulatory Development webpage](#) dedicated to issues raised by the Working Group that may require additional evaluation. This has been categorized as [Additional Issues for Review](#).

That page catalogues feedback from the Transition Advisory Group and some common themes voiced to DEEP and DECD during this process. Written feedback provided by DEEP is also included. One of the items we've added in the memo shared last month on risk assessments. DEEP plans on discussing method 3-type risk assessment issues tomorrow, including some clarifications on this memo.

Best and be well,
Graham

Release-Based Cleanup Program Ad Hoc Team

Review of Need for Guidance Documents and Forms

While Chapter 445b of the General Statutes charges the Working Group with providing advice and feedback for regulations to be adopted by DEEP to implement a release-based cleanup program, it is recognized that other work is needed to ready the regulated community and the regulators for this change. In light of this need, the Working Group has requested to participate in an effort to catalog needed guidance documents and forms for the implementation of the release-based cleanup program.

There are multiple guidance documents that are considered prevailing standards and guidelines for the implementation of the Transfer Act, that provide guidance on provisions of the remediation standards regulations, and other relevant topics. In addition, there are numerous forms that are prescribed by the Commissioner of DEEP to implement the Transfer Act and cleanup to the remediation standards regulations. The Working Group and DEEP agree that an understanding of new or modified guidance needs, so that the development of such guidance can occur timely with implementing the new regulations, is critical to a smooth transition to the release-based cleanup program. Similarly, it will be critical to have needed forms developed timely to the effective date of the regulations that will implement a release-based cleanup program. This Ad Hoc Team should perform the following tasks:

- identify concepts that are likely to be covered by the release-based cleanup regulation that may require guidance
- identify forms and content that are likely to be necessary as part of the efficient operation of the release-based cleanup program
- evaluate existing guidance documents in place now that could be used or adapted for the release-based cleanup program and identify topics that may require adjustment for a release-based cleanup program
- develop the purpose of forms identified as prudent to create or update for the efficient operation of a release-based cleanup program

In completing its work, the Ad Hoc Team should ensure it is familiar with the concept papers previously completed by Subcommittees of the Working Group and current Subcommittee discussions.

The Ad Hoc Team shall prepare its information and recommendations and submit such to the Working Group, DEEP and DECD by April 30, 2022.