

Subcommittee Guidance

Subcommittee 4 Immediate Removal Actions

Scope: This subcommittee should evaluate the following:

Under the release-based cleanup program, releases may be discovered and reported that must or may be addressed swiftly through recognized mitigation and remediation efforts. Such subcommittee shall discuss the following:

For what types of releases should immediate action be required?

Should releases for which immediate action is required fall into a cleanup tier or exist outside the tiered releases?

For what types of releases should immediate action be an option? What incentives to undertake such action should be provided?

Whether there are differences between historical and contemporaneous releases or will characteristics of discovered release control?

Must an LEP close an immediate action?

What is role of emergency responders/spill contractors?

What time limit should apply to such an immediate action before a release is placed in a particular tier?

Whether an immediate action can be closed if additional monitoring is still required?

How will immediate actions and the existing Significant Environmental Hazard program will relate?

When immediate action is needed and required, what name should be used for such action? Should there be two names: one for immediate action that is required; and another for immediate action undertaken voluntarily?

Discuss the conceptual framework for which releases require immediate action and examine how to incentivize swift yet comprehensive/protective action for other releases.

Deliverable: A concept paper, or concept papers if consensus is not reached, that present concepts responsive to the questions identified above to advise the Department when drafting regulations concerning immediate removal actions.

First Meeting Tasks:

- DEEP will introduce staff assigned to assist subcommittee and explain their role.
- Subcommittee members select two (2) subcommittee leads.
- Verify accuracy of contact information for all subcommittee members.
- Discuss the scope provided, and identify any questions regarding the scope.
- Identify a process for presenting and discussing concepts to be included in concept paper(s).
- Set a schedule for future subcommittee meetings (subcommittee must meet at least monthly).
- Identify topics for discussion at the next subcommittee meeting.

Subcommittee Ground Rules

1. Subcommittee time belongs to the subcommittee.
2. Every member participates.
3. All ideas deserve discussion.
4. Listen and ask questions.
5. Be respectful and courteous.
6. Stay on topic.
7. Work to understand every team member's perspective in order to better comprehend the motivation behind each concept put forth.
8. Meet deadlines and commitments.
9. Let people finish – no interruptions.
10. Ensure that all ideas requiring further evaluation are tracked for future discussion.