

Agricultural Chemical Cleanup Program (ACCP)

- Creation of the ACCP occurred in 1993 and is managed by DATCP
 - (94.73, Wis. Stats. / ATCP 35 Wis. Admin. Code).
- ACCP has two distinct functions:
 - Identify and cleanup sites having pesticide and fertilizer contamination
 - Provide reimbursements for costs incurred

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- How do sites enter the ACCP?
 - DATCP facility inspections
 - Spills
 - Contamination discovered during real estate transactions

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- Once contamination has been identified environmental consultants are hired to:
 - prepare work plans
 - perform site investigations
 - oversee site remediation
 - prepare report(s) for responsible persons
- Consultants submit work plans and reports to DATCP.

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- DATCP hydrogeologist / case manager reviews and approves work plan(s) and cost estimates for investigation and corrective action.
- Upon completion of the approved work, applications for reimbursement are submitted to DATCP and reviewed by the ACCP financial coordinator.
- All environmental work must follow NR 700 rules.
- ATCP 35 was written to ensure corrective actions are performed cost effectively and in a timely manner.

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How the Reimbursement Process Works

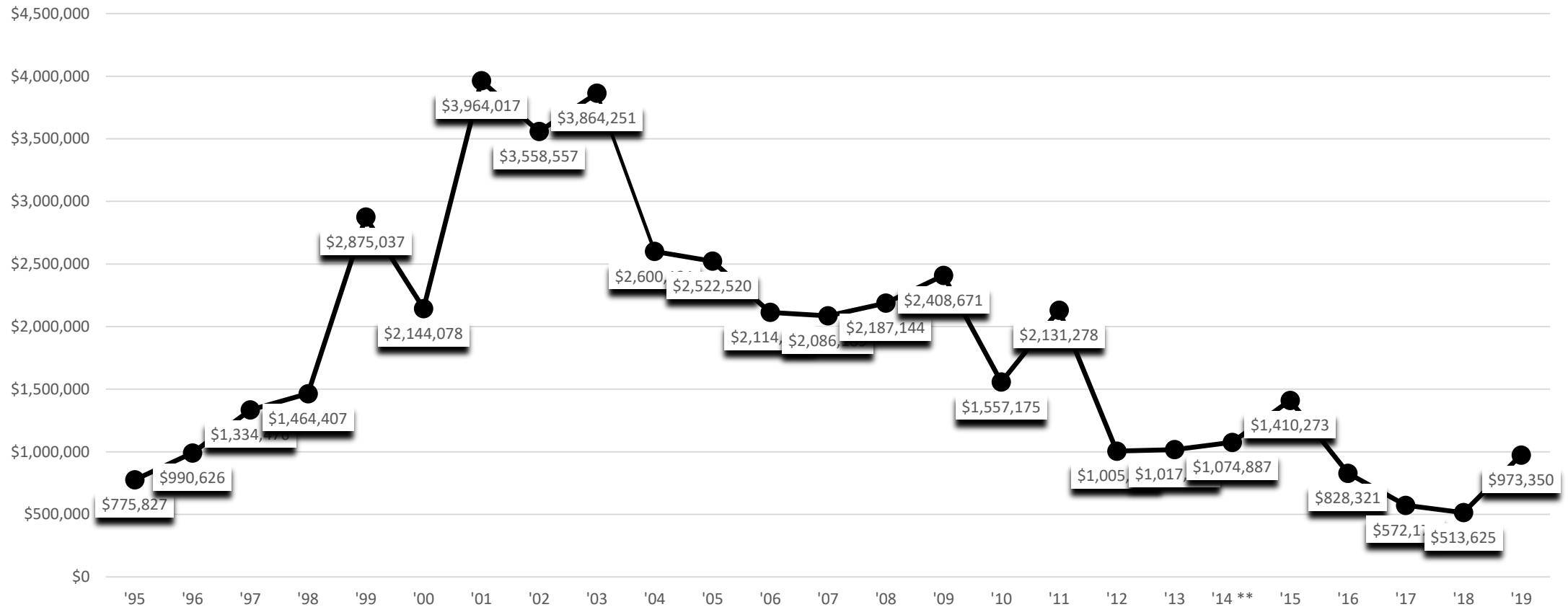
- DATCP's recommendation for reimbursement are approved by ACCP Council. Council comprised of:
 - 2 farmers
 - 2 pesticide dealers or commercial applicators
 - 1 environmental consultant, and
 - 1 agrichemical manufacturer or wholesaler.
- ACCP Council meets quarterly

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- Since 1995 approximately \$45.9 M has been reimbursed to responsible parties at 447 discharge sites (out of \$62.2 M in eligible costs spent).
- 645 cases have been closed – most with continuing obligations for residual soil and/or groundwater (i.e. some residual contamination left in place).
- 124 active cases remain (most for long-term monitoring).

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TOTAL PAYMENTS BY FISCAL YEAR
AS OF 06/25/19



** In FY 2014, there were \$131,542.98 in payments that were forgone as part of the \$774,000 settlement reached between the State of Wisconsin vs. Agro Distribution, et al. on 9/13/13. Total payments for FY 2014 would have been \$1,206,429.51.

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- Environmental benefits from the program:
 - Most of the agrichemical sites have been identified, evaluated for contamination, or investigated.
 - Better management practices by industry (mix / load pads)
 - Better containment rules (ATCP 33) for bulk fertilizer and pesticides

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Future Trends

- In 2017 changes were made to increase the lifetime cap for eligible costs, and decrease the revenues to the ACCP fund.
- There will be continuing needs for the fund because of spills, continuing obligations and property transfers.
- Additional corrective action costs may be incurred at closure sites as facilities upgrade or land use changes (i.e. contamination left in place to be removed at future date when building or containment structure is removed).
- DATCP maintains case files for all active and closed cases, which are available through open records requests.

- Questions?