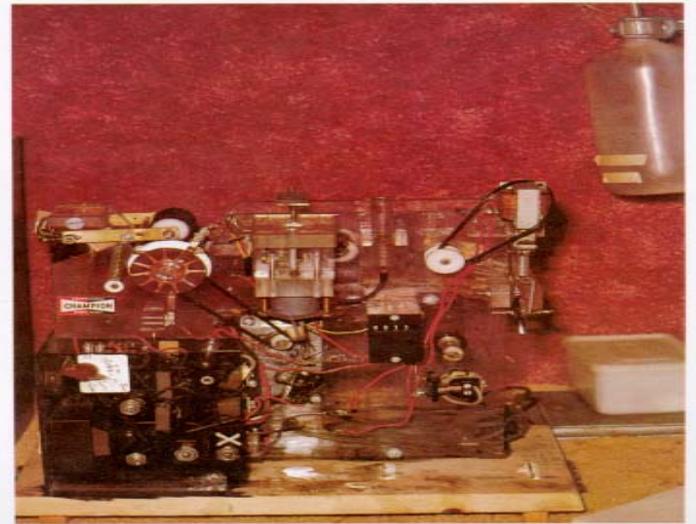


ILLEGAL DRUG OPERATIONS SITE REPORTING AND DECONTAMINATION ACT

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Presented by Bill Rees, P.G.
Utah Department of Environmental Quality



BACKGROUND



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- Methamphetamine labs are present in Utah.
 - Approximately 80 suspected labs reported to SLVHD in 2003
- Labs have the potential to impact the environment due to improper management of chemicals.
- Many Local Health Departments have worked to address this issue, but there have been no state standards for cleanup.

STATUTORY OVERVIEW

- The Illegal Drug Operations Site Reporting and Decontamination Act was enacted in April 2004.
- Requires local law enforcement to report properties suspected to be contaminated to LHDs.
- Requires LHDs to create/maintain a list of impacted properties and provide the owner of record with requirements necessary to cleanup the property, obtain certification and remove property from the contamination list.

STATUTORY OVERVIEW

- Directs UDOH to make rules establishing sampling and decontamination standards.
- Requires the UDEQ to develop certification standards for any private person, firm or entity involved in the decontamination of contaminated property.
- Provides a mechanism for cleanup of contamination and certification that a contaminated property has been decontaminated to established standards.

UDOH RULES

- Establishes procedures for a preliminary assessment prior to decontamination.
 - Information regarding the source of the contamination is necessary to develop an effective strategy to remediate the property
- Defines cleanup requirements.
 - Requires removal of porous materials from areas that are highly suggestive of contamination
 - Allows for cleaning of materials on-site that can reasonably be cleaned

UDOH RULES

- Requires confirmatory sampling to verify the effectiveness of the decontamination process.
 - Outlines where testing for contamination may be necessary
 - Defines sampling procedures
- Creates decontamination standards.
 - Methamphetamine 0.1 ug/100 cm²

UDEQ RULES

- Defines a process for the certification of a “Decontamination Specialist”.
- Establishes minimum training requirements.
- Requires testing to verify knowledge of cleanup criteria.
- Includes procedures to revoke the certification.

CERTIFICATION PROCESS

- UDEQ receives and processes application.
- Contractor must meet eligibility criteria and pass an exam.
- Initial certification is good for two years.
- Contractor may renew certification through application and additional testing.

RULEMAKING CHALLENGES

- Uncertainties regarding contaminant distribution from site to site.
- Important to understand the most effective sampling and cleanup techniques.
- Better understanding of the potential health effects associated with exposure to low levels of methamphetamine.
- No standard laboratory analytical procedures.

RULEMAKING CHALLENGES



FUTURE ACTIVITIES/TIMELINE

- Proceed with drafting of rules and include additional stakeholders to provide input on the rules.
- Finalize rules through rulemaking process.
- Implement certification program and cleanup rules as soon as possible after rules have been finalized.

SUMMARY

- Drug labs may create public health and environmental concerns.
- Legislation has been passed in Utah providing a mechanism to address environmental issues associated with drug labs.
- UDOH and UDEQ are currently participating in an active stakeholder committee. Rules are being drafted to implement the Illegal Drug Operations Site Reporting and Decontamination Act.