

## Program Overview

**Program Name:** Indiana Finance Authority (IFA) /Indiana Brownfields Program (IBP) and Indiana Department of Environmental Management (IDEM) Voluntary Remediation Program (VRP)

**Summary:** State of Indiana Voluntary Response Programs include the Indiana Brownfields Program (IBP) under the Indiana Finance Authority (IFA) and the Indiana Department of Environmental Management (IDEM) Voluntary Remediation Program (VRP).

The State of Indiana has an MOA with U.S. EPA through IDEM's VRP. The IBP's technical staff is partly comprised of IDEM staff, and like VRP, the IBP operates in cooperation with IDEM's Office of Land Quality Remediation Services Branch and has complete access to technical/science services support and all enforcement authorities.

Indiana Brownfields Program (IBP) under IFA - This voluntary program is a resource for public and private brownfield stakeholders and a mechanism for the state to partner with communities and eligible private entities to address environmental concerns to facilitate brownfield redevelopment. The main goal is to help communities identify and mitigate environmental barriers that impede local economic growth by offering government assistance primarily for site assessment and/or cleanup activities as an incentive for redevelopment or reuse of brownfield properties to revitalize communities.

Voluntary Remediation Program (VRP) under IDEM - The main goal of this program is to provide government approval for privately funded remediation projects, some of which may be considered brownfields.

**Website:** <http://www.in.gov/ifa/brownfields/>

**Funding Source(s) for the Program:** IBP: State General Fund, IDEM Excess Liability Trust Fund (ELTF), and U.S. EPA grants/ cooperative agreements (competitive and noncompetitive). VRP: fee-based.

**Cost to enter program or fees for service:** The IBP is free (though 2007 state legislation allows for fees), and costs for services are currently not recovered from program participants. Effective

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**Website:** <https://www.in.gov/idem/cleanups/investigation-and-cleanup-programs/voluntary-remediation-program/>

## Assessment and Cleanup Funding

The Indiana Brownfields Program offers a variety of federal and state financial assistance (e.g., in the form of loans, subgrants, professional services) to eligible public and private stakeholders to address environmental issues for brownfield reuse projects. Funding is not retroactive. <https://www.in.gov/ifa/brownfields/financial-assistance/>

## Methods/Standards/Controls

- ▶ The Indiana Brownfields Program offers Comfort Letters and Site Status Letters to address environmental liability issues, the highest forms of "comfort" and/or "closure" offered at this time. Requests for Comfort and/or Site Status Letters can be submitted outside of any financial assistance provided through the Indiana Brownfields Program. Sites assessed/remediated with federal and/or state brownfield funds may enter the IDEM VRP for a Certificate of Completion (COC) or Covenant Not to Sue (CNTS) as desired. The two state programs work cooperatively together to meet stakeholder needs.
- ▶ The IDEM VRP offers the highest form of liability protection (release) through a COC issued by IDEM, followed by a CNTS from the Governor's office;

November 8, 2015, the VRP billing rate for cost recovery increased from \$69.11 to \$75.00 per hr.

**Sites Enrolled in VCP:** IBP total sites enrolled 2597. VRP total projects enrolled 8898.

**Sites Completed under VCP:** IBP total liability interpretation/closure letters (Comfort Letters, Site Status Letters, NFA Letters) issued over 870.

contaminated sites that are not subject to enforcement action or considered an imminent threat to human health are eligible.

## Contaminants Managed

Generally, both IBP and VRP address most contaminants categorized as hazardous substances and/or petroleum. Both IBP and VRP address Vapor Intrusion. And IBP is beginning to address some emerging contaminants (e.g., PFAS).

**Asbestos:** Yes

**Lead:** Yes

**PCBs:** Yes

**Petroleum and Fuels:** Yes

**Other Contaminants:** Yes - Metals, PAHs, VOCs, SVOCs, PFAS (with limitations by the Indiana Brownfields Program)

## Institutional Controls

IDEM maintains an Institutional Controls Registry which tracks recorded ERCs and other ICs for all IDEM remediation program sites, which IBP utilizes as well. The Institutional Controls Registry equips IDEM to monitor and enforce institutional controls, as well as enables IDEM to make institutional controls information available to the public.

**IC Tracking:** For IBP and VRP, ICs are tracked through a registry that can be found at <https://www.in.gov/idem/cleanups/2358.htm>

**IC Oversight:** All closure documents, including those with ICs, are reviewed by legal staff to ensure that adequate provisions are made to allow IDEM to take action against responsible parties if site conditions do not protect human health and the environment. If a site is not adequately addressed through the IBP and presents a threat to human health and the environment, then it will be forwarded through the state's enforcement mechanisms for hazardous waste, leaking tanks, and petroleum and hazardous substance response authorities, as appropriate. IBP maintains and updates the public record system, Web page information, merging IDEM's and IFA's databases and site files, etc. for public view; this increases public awareness of IBP activities, including sites with ICs, to encourage cleanups and redevelopment.

**IC Monitoring:** At present, IDEM is developing inspection/monitoring requirements for ERCs required through its remediation programs. IBP does not perform audits, inspections, or reviews of ICs. The IBP currently requires parties receiving Brownfields Comfort, Site Status or No Further Action Letters including an ERC to return a certified copy of the recorded ERC to the IBP to demonstrate it was in fact recorded.

## Related Programs

**IDEM Excess Liability Trust Fund (ELTF) Program**

<https://www.in.gov/idem/tanks/underground-storage-tanks/financial-responsibility/excess-liability-trust-fund/>

**IDEM Leaking Underground Storage Tanks (LUST) Program**

<https://www.in.gov/idem/tanks/underground-storage-tanks/leaking-underground-storage-tanks/>

**IDEM State Cleanup Program**

<https://www.in.gov/idem/cleanups/investigation-and-cleanup-programs/state-cleanup-program/>

## **Additional Resources**

**IFA State Revolving Fund (SRF) Loans Programs**

<https://www.in.gov/ifa/srf/>