

NR 700.11 SUBMITTALS

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2017

Consultants' Day | April 20 | Pewaukee

Where Your Path to Closure Begins



Key Points

- Responsible parties are required to submit to DNR specific reports – NR 700.11
- How to submit information – NR 700.11(3g) and updated Publication RR-690. IMPROVEMENTS!
- Required qualifications and signatures – Ch. NR 712



NR 700 Refresher

NR 700 is self-implementing



Required Submittals for Each Site

Changes to NR 700 clarified required submittals:

- Spill notifications – NR 706
- Semi-annual reports – NR 700.11
- Site Investigation (SI) scope of work – NR 716.09



Required Submittals for Each Site

Changes to NR 700 clarified required submittals:

- SI Report – NR 716.15
- Remedial Action Options Report – NR 722.13*
 - *Except DERF sites
- Other NR 700 documents required depending actions taken



Submittals Required if ...

Submittals Required if These Response Actions Taken:

- Immediate Action – NR 708
- Interim Action – NR 708 & 724
- NR 718 Exemption: soil storage, land spreading, soil management, etc.
- NR 724 reports
- NR 725 and 726 reports
- NR 727 reports



Timeframes

Changes to NR 700 Clarified the Timeframes for Required Submittals:

- NR 700.11 lays out timeframes for required submittals
- Vary depending if fee paid or not
- Other NR 700 chapters clarify timeframes
- See publication: RR-967



Timeframes



DNR Publication RR-967 (Updated and in your folder)

Required Hazardous Substance Notification

NR 706 notification:

- Requires "immediate" notification by responsible party
- Use of the hotline versus spill notification form
- **Do not** wait until you complete the Phase I and II environmental assessment to notify the state – that is *not* considered "immediate"

Required Semi-annual Reports

NR 700.11 semi-annual report:

- *Required* semi-annually
- Applies to all open sites
- Summarize completed work
- Summarize additional work planned

2017

January	February	March
1	1	1
2	2	2
3	3	3
4	4	4
5	5	5
6	6	6
7	7	7
8	8	8
9	9	9
10	10	10
11	11	11
12	12	12
13	13	13
14	14	14
15	15	15
16	16	16
17	17	17
18	18	18
19	19	19
20	20	20
21	21	21
22	22	22
23	23	23
24	24	24
25	25	25
26	26	26
27	27	27
28	28	28
29	29	29
30	30	30
31	31	31
31	31	31

April	May	June
1	1	1
2	2	2
3	3	3
4	4	4
5	5	5
6	6	6
7	7	7
8	8	8
9	9	9
10	10	10
11	11	11
12	12	12
13	13	13
14	14	14
15	15	15
16	16	16
17	17	17
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19	19	19
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23	23	23
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26	26	26
27	27	27
28	28	28
29	29	29
30	30	30
31	31	31
31	31	31

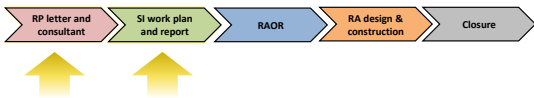
July	August	September
1	1	1
2	2	2
3	3	3
4	4	4
5	5	5
6	6	6
7	7	7
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9	9	9
10	10	10
11	11	11
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29	29	29
30	30	30
31	31	31
31	31	31

October	November	December
1	1	1
2	2	2
3	3	3
4	4	4
5	5	5
6	6	6
7	7	7
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9	9	9
10	10	10
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31	31	31
31	31	31

Required SI Scope of Work

Responsible party letter requires:

- Notification that consultant hired within 30 days
- Submission of SI scope of work within 60 days of RP letter
- Next steps depend on whether a fee was included



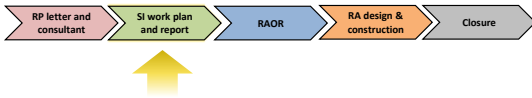
DNR's Response – NR 706.09

No fee provided and within 30 days of submittal:

- DNR instructs RP to proceed without review
- DNR may approve or conditionally approve
- RP must wait for 30 days prior to proceeding if no DNR action

Fee provided:

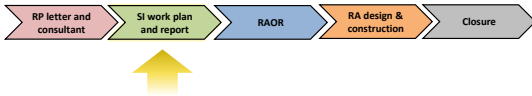
- RP shall wait to implement field investigation for 60 days or until DNR approves/disapproves, whichever is first



Field Investigation

Conduct Field Investigation (FI) – NR 716.11

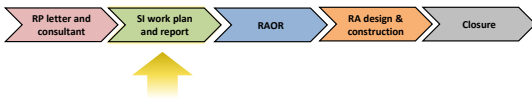
- No fee: RP initiates FI within 90 days of SIWP submittal
- Fee: RP initiates FI within 60 days of DNR approval



Required Site Investigation Report

Site Investigation Report – NR 716.15

- Report due within 60 days after completion of field investigation and receipt of lab data
- NEW: Submit narrative and lab data in two separate PDFs
- Fee review – 60 days for DNR review/comments
- No fee – continue to submit ROAR within 60 days of SI Report



Requesting a Fee Review for SI

Requesting an SI report technical review by DNR may be the best \$1,050 your client spends on the entire cleanup project

- Gives assurances
- Focuses client's resources
- Expedites case closure

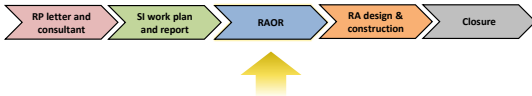


Required Remedial Actions Options Report

Remedial Actions Options Report submitted – NR 722

Unless otherwise required by the DNR:

- Due within 60 days after submission of SI Report
- May be combined with SI Report
- Not required for sites in DERF Program



DNR Response – REQUIRED RAOR

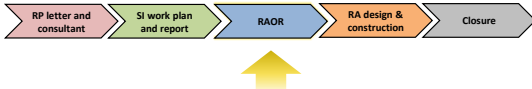
DNR response on RAOR – NR 722

No fee

- DNR may direct RP to submit all other NR 722 reports and to implement selected remedy without DNR input
- DNR may direct RP that review and approval of RAOR is necessary

Fee

- DNR will provide technical comments on the RAOR and direct whether the RP need submit the other reports required in NR 722



Other Reports in NR 700

Other reports in NR 700 required as applicable to situation

Remember to submit all of them in the format required by NR 700.11 and recommended by DNR guidance RR-690



How to Submit Documents

How to submit documents – NR 700.11(3g)

- Program encourages email or ftp submittal versus CD - See NEW and IMPROVED publication RR-690
- FTP site and email submittals are now recommended
- Applies to all submittals, fee or not
- Submittal is not "complete" until both copies (and fee, if applicable) are received by the Department

Reminder: Everything submitted is public record. Please do not submit any personally identifiable information (i.e. SSN, health info, etc.) unless directed to do so by code.



Why are E-Submittals Important?

- ❖ RR program is undertaking major effort to digitize (i.e., scan) all historic records.
- ❖ Significantly expedite simple, open records requests.
- ❖ You can help us help you and your client by sending us ALL submittals both in paper and electronically.



REQUIRED Consultant Qualifications

What do all these professions have in common?

- Perfusionist
- Sign Language Interpreter
- Tattoo and Body Piercing Practitioner
- Art Therapist
- Cosmetologist
- Crematory Authority



REQUIRED Consultant Qualifications

NR 700 is self-implementing rule

NR 712 went into effect in 1995, after 1-year delay

Consultant Qualifications and Signatures

- NR 712 establishes qualifications for professionals doing NR 700 work
- Establishes minimum requirements for who is qualified to conduct and oversee work: sampling, groundwater assessment, remedial actions
- Requires code certification and signatures by NR 712-qualified individuals
- July 1, 2017 – statewide consistency



Environmental Professionals

Environmental Professionals – NR 712.03

- Hydrogeologist
- Professional Engineer
- Supervision

These licenses are for Wisconsin



NR 712 Signatures

NR 712 Signatures

- NR 712.09 Submittal certification. (1) Submittals prepared by, or under the supervision of, a professional engineer, a hydrogeologist or a scientist shall be dated and certified by the professional engineer, hydrogeologist or scientist using the appropriate certification set forth in sub. (3). The responsibility for signing the certification may not be delegated to others.

DNR will review submittals based on NR 712 to determine compliance with NR 700



Takeaways

- Required by law to submit specific documents
- Timeframes apply to progress thru NR 700
- Submittals must come in two forms: paper and electronic
- Submittals need proper signatures and people signing off on them
- DNR will apply these minimum standards statewide

NR 700.11 Submittals

Questions
