



Idaho Department  
of Environmental Quality

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# Strategic Plan

for

## Fiscal Years 2012-2015



## A Vision for the Future

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## Message from the Director

As expected, the Idaho Department of Environmental Quality (DEQ) will face another lean budget year in Fiscal Year (FY) 2012. As a result, the agency will continue to focus on core services and mandated functions while remaining watchful of and engaged in emerging issues and opportunities.

Since FY2009, DEQ has experienced a reduction of about 22% in general fund support, resulting in the elimination of certain agency programs and functions and reductions and redistributions of others, curtailed funding for various advisory groups and commissions, long-term unfilled staff vacancies, and required furlough days for remaining staff. FY2012 marks the fourth year in a row we've had to make do with fewer general fund dollars. By reducing expectations and focusing on our core services and mandated functions, however, we continue to work hard to meet our statutory obligations.

Although our total budget for FY2012 is down almost 12% from FY2011, the majority of the reduction is in federal stimulus funds. We've successfully performed most of the work those funds were designed to accomplish, so those dollars have been drawn down as planned. We expect to use up almost all the remaining American Resource and Recovery Act (ARRA) funds in FY2012.

I'm pleased to report that we'll be able to renew our Beneficial Use Reconnaissance Program (BURP) water quality monitoring activities this summer. This program is key to the protection of water quality in our state's lakes, rivers, and streams. BURP monitoring activities have been suspended for the past two years as a result of cutbacks in our general fund appropriations. Although we did not receive general funds to reinstate the program this year, the legislature authorized us to use some federal and dedicated



**Toni Hardesty**

funds on a one-time basis to conduct the program in FY2012. This will help ensure we continue to meet our monitoring and reporting requirements under the Clean Water Act for the time-being. Long-term funding remains a concern, however.

Another area of concern is our ability to continue to meet the federally mandated level of effort required to support air quality monitoring and protection programs. To qualify for continued federal support for air quality, we must provide a certain amount of matching state dollars which have come from the general fund in previous years. Although we fell short of the required match in FY2011, we are working to secure a reduced state match commitment for future years. If we are successful in reducing the state match requirement, we will avoid losing federal support for air quality programs. The bottom line, however, is that we will have fewer resources overall to devote to air quality in the future.

More than half of our agency's funding (about 58%) in FY2012 will come from the federal government, which has remained fairly reliable over the years, despite the economic downturn. With all the talk of reducing the federal deficit, however, we may not be able to rely as heavily on federal funding in the future, particularly for funding of drinking water and wastewater infrastructure improvement projects. We will continue to closely monitor what happens on the federal level.

The past several years have been challenging, and we can expect challenges to continue in future years. Fortunately, we're a resourceful agency with a creative and dedicated staff that remains committed to achieving our public health and environmental protection goals. I expect us to continue to meet the challenges ahead.

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# Introduction

## DEQ's Mission

**To protect human health and preserve the quality of Idaho's air, land, and water for use and enjoyment today and in the future.**

The Idaho Department of Environmental Quality (DEQ) was established by the Environmental Protection and Health Act, Chapter 1, Title 39, of the Idaho Code, to protect human health and the environment.

As the state's environmental regulatory agency, DEQ is responsible for implementing and enforcing delegated federal programs under the Clean Air, Clean Water, Safe Drinking Water, and the Resource Conservation and Recovery Act, as well as many state environmental laws and rules. This regulatory responsibility covers a broad range of activities to ensure Idaho's air, water, and land and the health of our citizens are protected from the adverse impacts of pollution.

Overall, our primary activities involve monitoring, permitting, conducting inspections, performing remediation, and providing oversight and technical assistance.

- Environmental monitoring is performed to assess conditions and ensure health-based standards are met.
- Permits are issued to facilities that manage wastes or release pollutants in order to limit the amounts to safe levels.

- Inspections of pollution sources and response to complaints are performed to ensure compliance with environmental regulations and standards.
- When necessary, enforcement action is taken.
- Oversight can include many different projects such as cleanups, pollution reduction, and drinking water and wastewater infrastructure improvements.
- Finally, assistance is provided through outreach and education to facilitate compliance with environmental requirements.

DEQ works closely and collaboratively with a wide range of public and private partners, including federal and state agencies; the Board of Environmental Quality; city, county, and tribal governments; businesses; community organizations; and Idaho citizens. These partnerships are critical to accomplishing our environmental and human health protection mission.

## Our Vision

**DEQ envisions a future for the citizens of Idaho where the quality of life is enhanced by the quality of the environment. In partnership with communities and businesses, we will assess, sustain, preserve, and enhance the quality of the environment while recognizing the need for maintaining the economic vitality of the state.**

# Purpose and Structure of the Strategic Plan

Idaho statute requires each state agency to develop a strategic plan that is the foundation for establishing performance commitments and assessing progress toward achieving agency goals (Idaho Code 67-1903). Plans are based on the state fiscal year (July 1 through June 30), cover a four-year horizon into the future, including the year in which they are developed, and are updated annually.

The purpose of the strategic plan is to provide planning and performance information to the legislature, which oversees and assesses performance, taking into account the statutory authority granted to the agency and the agency's appropriated annual budget.

The FY2011 strategic plan has been designed to mirror DEQ's organizational structure (Figure 1). The agency headquarters in Boise is organized into divisions that focus on developing and administering programs and policies.

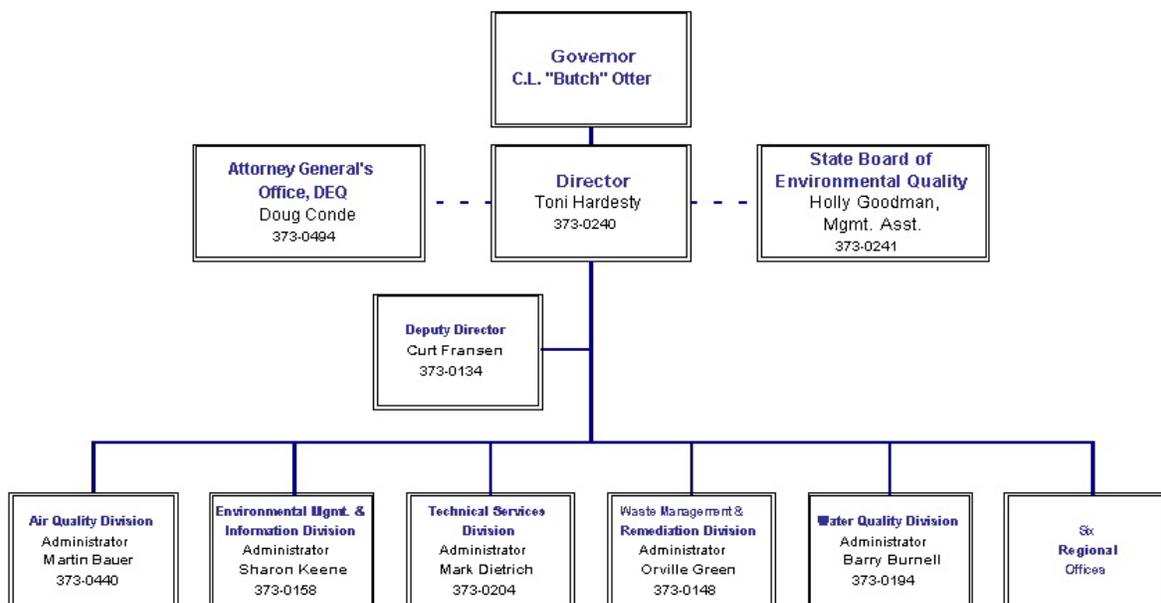


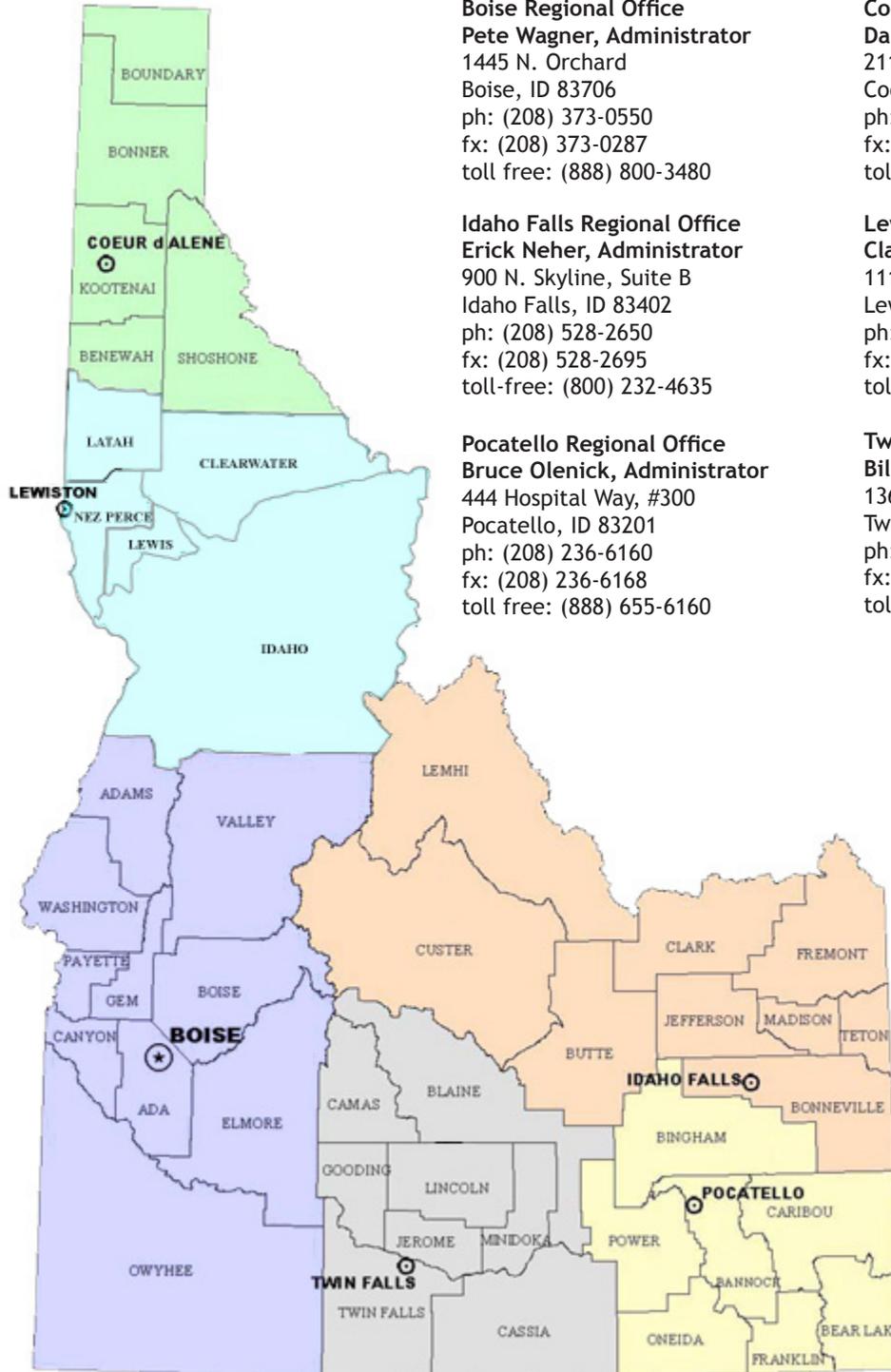
Figure 1: DEQ Organizational Chart

**Goals, objectives, and strategies** are identified in the plan for each programmatic division—Air Quality, Waste Management and Remediation, Water Quality, and Environmental Management and Information—and the Idaho National Laboratory Oversight Program.

- The **goals** describe the broad environmental and/or human health conditions the agency is trying to achieve.
- These are followed by **objectives**, which are the incremental steps that will be taken to achieve each goal.
- **Strategies**, which are the specific actions necessary to achieve the objectives, follow.

The day-to-day, on-the-ground services of the agency are provided locally by six regional offices (Figure 2). The regional offices are charged with implementing statewide programs and policies and they perform many similar ongoing functions and services. Individual regions,

however, sometimes face challenges that are unique to their specific geographic areas. Regional initiatives are identified in the strategic plan, consistent with corresponding goals and objectives.



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Figure 2: DEQ Regional Offices

# Agency Goals, Objectives, and Strategies

## Air Quality Goal

**Manage air quality in Idaho airsheds to ensure compliance with National Ambient Air Quality Standards.**

National Ambient Air Quality Standards (NAAQS) are federal standards established by the U.S. Environmental Protection Agency (EPA) that all states are required to meet. Standards have been established for seven pollutants (known as criteria pollutants): nitrogen dioxide, carbon monoxide, ozone, sulfur dioxide, lead, and two sizes of particulate matter (PM<sub>10</sub> and PM<sub>2.5</sub>, 10 microns and 2.5 microns in diameter).

These numeric standards establish the health-based thresholds below which DEQ strives to control air pollution in the various airsheds throughout Idaho. An *airshed* is defined as a volume of air that has similar characteristics and is separated from other volumes of air by weather patterns and topography. An airshed is therefore mostly confined to a specific and definable geographic area.

EPA requires all states to monitor ambient air quality for the seven criteria pollutants. DEQ maintains and operates a comprehensive statewide air quality monitoring network in selected cities to track compliance with the NAAQS and to report on the effectiveness of various actions taken to control air pollution and protect public health.

The overriding agency goal for air quality is to meet and maintain compliance with the NAAQS. If the NAAQS are exceeded in a geographic area, EPA has responsibility to designate these geographic areas as “nonattainment areas,” and DEQ is responsible for developing plans for controlling pollution to meet the NAAQS.

DEQ is committed to working with local communities to meet these national standards and to developing the best state and local solutions for controlling pollution and protecting air quality. To meet this goal, the Air Quality Division has five objectives, described below.

### ***Objective 1. Work with communities proactively and voluntarily to protect public health from air pollution and meet the NAAQS.***

DEQ uses an “airshed management” approach in working with communities to protect public health from the impacts of air pollution. Airshed management is based on active citizen involvement in a collaborative process for charting the future and the necessary actions to avoid violations of air quality standards.

This approach is based on:

- Collection and understanding of good scientific data
- Community involvement in establishing a vision for local air quality and goals for the future
- Community selection and implementation of strategies to address threats to air quality

Vehicle emissions are among the top contributors to ozone air pollution in Idaho airsheds, particularly in urban areas. To address ozone pollution, legislation was passed in 2008 requiring establishment of a vehicle emission and maintenance program or equivalent strategy in areas of the state that meet specific conditions. This legislation applies to metropolitan statistical areas (defined as areas with a central city with a population of 50,000 or more and a regional population of 100,000 or more) where ozone concentrations are at or above 85% of a NAAQS and motor vehicle emissions constitute one of the top two contributing sources. Currently, the Treasure Valley airshed is the only airshed in the state that meets these conditions.

### Strategies for working with communities to prevent violations of NAAQS:

- Identify areas at risk for exceeding NAAQS by evaluating ambient air monitoring data and utilizing air quality models to predict conditions.
- Develop and implement air pollution control strategies for maintaining or reducing ambient concentrations of air pollutants.
- Evaluate effectiveness of control strategies to maintain or reduce air pollutants using predictive air quality models.
- Compile comprehensive inventories of pollutant sources and their emissions to use with air quality models and to support airshed management activities.

- Manage the Idaho Vehicle Emission and Maintenance Program in the Treasure Valley airshed.



Vehicle emissions testing equipment

### Air Quality Performance Measures

- ✓ In FY2012, finalize details on the Sandpoint Limited Maintenance Plan and submit to EPA for formal approval.
- ✓ In FY2012, complete interim steps toward development of the Cache Valley Nonattainment Plan, which include implementation of emissions inventory and preliminary modeling. By FY2013, finalize and submit the plan to EPA for approval.
- ✓ In FYs2012-14, annually review the results of the Idaho Inspection and Maintenance Program in the Treasure Valley airshed. In FY2014, review air quality data and determine whether the program should be continued, modified, or terminated.
- ✓ In FY2012, complete renewals of the Treasure Valley Carbon Monoxide (CO) and PM<sub>10</sub> Maintenance Plans and submit to EPA for approval.

### ***Objective 2. Issue and modify pollution control permits to ensure NAAQS and federal requirements for Hazardous and Toxic Air Pollutants are met in Idaho airsheds.***

DEQ issues air quality permits that can be facility-specific or for categories of industrial activities. Facility-specific permits are issued for construction, modification, and operation of stationary pollution sources to control the emissions of pollutants into the atmosphere. Permit limits, monitoring requirements, and operational requirements are specified to ensure increases in emissions will not cause or contribute to violations of air quality standards. In some instances, general permits for specific categories of industrial activity, such as aggregate processing operations, are also issued.

### Strategies for controlling air pollution from stationary pollution sources:

- Perform stationary source modeling to ensure permits contain limits necessary for controlling pollution to meet the NAAQS.
- Issue construction permits within improved timeframes (99 days, on average).
- Keep operating permit requirements up-to-date to comply with changes to NAAQS and reflect standards applicable to emerging pollutants.
- Develop general permits for selected industrial source categories.

### Air Quality Performance Measures

- ✓ In FY2012, issue air quality permits to construct in 99 days, on average. (This is a benchmark performance measure; see the *Performance Accountability* section.)
- ✓ In FY2012, finalize general permits for hot-mix asphalt plants and concrete batch plants.
- ✓ In FY2012, implement a federal greenhouse gas (GHG) permitting program for major sources in Idaho.

#### **Objective 3. Ensure air pollution sources in airsheds are in compliance with permit conditions and regulatory requirements.**

Once permits are issued, it is important to make sure facilities comply with their provisions. DEQ conducts several types of inspections to ensure regulatory requirements and permit conditions are met. Routine compliance inspections, technical assistance inspections, and complaint response inspections are all performed to promote compliance with applicable requirements.

#### **Strategies to ensure compliance with air quality permits and regulations:**

- Inspect air pollution sources to verify compliance with permits and regulations, and when necessary, take enforcement actions in a consistent and timely manner.
- Provide outreach and technical assistance to help facilities comply with permits and regulatory requirements.

### Air Quality Performance Measures

- ✓ In FY2012, conduct 84 inspections of stationary and portable air pollution sources.
- ✓ In FY2012, submit to the Idaho Legislature for final action a proposed rule to streamline Idaho's Rules for Control of Kraft Pulp Mills by removing requirements that are either obsolete or covered by existing federal rules and by clarifying reporting requirements.

#### **Objective 4. Protect public health from the impacts of crop residue burning.**

DEQ is the state agency designated by the Idaho Legislature since fall 2008 to manage the crop residue burning program on lands other than the five Indian reservations in Idaho. The program is designed to protect public health, particularly among sensitive populations, from the impacts of smoke while enabling growers to burn crop residue from their fields.

Growers must be trained in the rules, smoke management requirements, and proper burning techniques. Atmospheric conditions and the potential for smoke to disperse must be considered before DEQ authorizes growers to conduct crop residue burning.

In the 2010 spring and fall burn seasons, approximately 64,165 acres were burned in Idaho under DEQ's program. Of acreage burned, 64% were in southern Idaho and 36% in northern Idaho.

As the program has developed, DEQ has implemented various improvements, including a more flexible burn decision process, best management practices for burning, enhanced documentation procedures, and new fire and public roadway safety measures. Negotiated rulemaking has been conducted to address small-scale spot and hay bale burns in addition to propane flaming, or blanching, of crops.

Efforts are underway to improve coordination with other burn permitting entities, expand public outreach, and address small-scale crop residue burns.



### Strategies for protecting public health from the impacts of crop residue burning:

- Conduct the program in an efficient, effective, and transparent manner.
- Make daily burn decisions by considering air quality, meteorology, field conditions, and safety factors.
- Facilitate grower compliance with program requirements through training, timely communication, and outreach activities.
- When necessary, take enforcement actions in a consistent and timely manner.
- Ensure public access to up-to-date crop residue burning information through DEQ's website and other outreach activities.
- Modify the program as appropriate to accommodate grower and public concerns.

### Air Quality Performance Measures

- ✓ In FY2012, ensure approved crop residue burns do not adversely impact the Air Quality Index on 100% of burn days.
- ✓ In FY2012, ensure approved crop residue burns do not adversely impact institutions with sensitive populations.
- ✓ In FY2012, revise the State Implementation Plan to address the unique aspects of small-scale burns.

### ***Objective 5. Maintain the statewide air monitoring network to determine compliance with the NAAQS, to assess the progress of pollution control efforts, and to reconcile the accuracy of mathematical air quality models.***

Monitoring for ambient air quality conditions and modeling to predict air quality impacts are required under the federal Clean Air Act. The use of these tools, in conjunction with emission inventory information, gives DEQ the ability to assess compliance with the NAAQS, to forecast future compliance, and to assess the effectiveness of specific measures to control emissions, reduce levels of pollution, or both.

DEQ provides daily forecasts of air quality conditions to the public for pollutants of concern (such as ozone, particulates, carbon monoxide, sulfur dioxide, and nitrogen dioxide), using an Air Quality Index, in selected cities throughout Idaho. The forecasted Air Quality Index considers monitoring data, the NAAQS, which are health-based, and meteorological conditions and is reported on a scale of good, moderate, unhealthy for sensitive groups, unhealthy, very unhealthy, and hazardous. The index provides the public a tool to gauge the severity of pollution and potential health effects. DEQ also provides advice on precautionary measures to minimize exposure and reduce air pollution.

### Strategies for assessing compliance with the NAAQS and protecting public health during air quality episodes in real time:

- Maintain a statewide network of meteorological monitoring stations and provide staff access to real-time pollutant and meteorological data for modeling, air quality forecasting, and other air quality management decisions.
- Evaluate airsheds annually for compliance with the NAAQS and submit recommendations to EPA for redesignations and reclassifications.
- Make air monitoring and meteorological data available to the public and stakeholders for permit applications, crop residue burning, and other uses.
- Report air quality information to the public daily and inform the public of actions to help reduce air pollution and protect public health.
- Assist local communities in responding to the smoke impacts of wildfires by providing timely information.

### Air Quality Performance Measure

- ✓ In FY2012, achieve Air Quality Index levels in the “good” or “moderate” category for 98% of the days. (This is a benchmark performance measure; see the *Performance Accountability* section.)
- ✓ In FY2012, establish and begin monitoring for near-road nitrogen dioxide (NO<sub>2</sub>) as required by the 2010 NO<sub>2</sub> NAAQS final rule.

Know Before You Go! Air Quality Index		
Category	Index Value	Level of Health Concerns
Green	0-50	Good
Yellow	51-100	Moderate
Orange	101-150	Unhealthy for sensitive groups
Red	151-200	Unhealthy
Purple	201-300	Very unhealthy
Maroon	301-500	Hazardous

[www.deq.idaho.gov/air/aqindex.cfm](http://www.deq.idaho.gov/air/aqindex.cfm)

### Emerging Issues and Opportunities in Air Quality

**New ozone standard.** EPA will be announcing a new, more stringent standard for ozone in July 2011. If enacted as proposed, it could push some areas of Idaho into violating the standard and being designated as nonattainment areas. The Treasure Valley and Kootenai County are at risk. Concurrent with the new ozone standard may be a new requirement to extend ozone monitoring to lesser-populated areas where monitoring has not been conducted. New monitoring requirements, if any, will likely be implemented in 2012 or 2013. Tighter standards for various other pollutants are expected to be implemented over the next several years as well.

**Biomass for energy production.** Biomass is any plant material or animal waste used to produce energy. The potential for increased use of biomass, while providing an alternative source of energy, could have a significant impact on local airsheds. The additional emissions of particulate matter from facilities producing energy with biomass could put more areas at risk for impaired air quality, should these facilities materialize. DEQ will need to work closely with communities in permitting these facilities.



Air quality monitoring station

## Waste Management and Remediation Goal 1

**Through proper waste and product management, prevent and protect soil and water from contamination resulting from solid and hazardous waste, petroleum products, and mining-related activities.**

DEQ is responsible for monitoring and controlling the generation, treatment, storage, and disposal of wastes and for regulating the management of petroleum products in underground storage tanks in Idaho. When contaminants are released into the environment, DEQ is also responsible for responding to the release and ensuring proper cleanup actions are taken to protect human health and the environment.

Several kinds of wastes and products that DEQ regulates have the potential to pose risks to human health and the environment, if not handled correctly.

**Solid waste** is a broad term that includes garbage, refuse, sludges, or other discarded material. It also includes discarded liquids and containerized gases. In general, DEQ's solid waste program deals with municipal and nonmunicipal solid waste at transfer stations, certain composting operations, and landfills. While the term "solid waste" technically includes hazardous and mining waste, DEQ has other specific programs to address these wastes.

**Hazardous wastes** are wastes with properties that make the waste dangerous or potentially harmful to human health or the environment. In regulatory terms, a hazardous waste is either a "listed" waste (a waste that appears on one of four federal hazardous waste lists due to its potential inherent dangers) or a waste that exhibits at least one of four characteristics: ignitability, corrosivity, reactivity, or toxicity.

**Mining wastes** are solid or hazardous wastes that are associated with mining operations. Special regulations in Idaho govern mining operations that use cyanide.

**Petroleum products** are not wastes. However, when stored in underground storage tanks with their associated piping systems, they can leak and contaminate the environment, or present the potential to leak if the tanks are not properly installed, operated, and inspected.

Overall, DEQ's waste management and remediation activities focus on preventing the release of contaminants to the environment and ensuring cleanup of contamination, once it is identified.

### **Objective. Minimize the threat of releases of hazardous, solid, and mining wastes and petroleum products to the environment.**

DEQ issues permits and other approvals, conducts inspections, and provides training and compliance assistance to facilities that generate, dispose of, treat, or store wastes to ensure that those wastes do not adversely impact the environment or pose a public health risk.

DEQ also manages the state's Underground Storage Tank (UST) Program, which is aimed at preventing and detecting leaks of petroleum products and hazardous substances to the environment. State rules governing underground storage tank systems have been implemented. In FY2011, the legislature promulgated statutory changes to clear the way for formal EPA authorization of the state program,

and DEQ submitted to EPA a draft application for state program approval to operate the UST Program in lieu of EPA in Idaho.



**Strategies for minimizing the release of contaminants:**

- Update state regulations as necessary to ensure consistency and compliance with state and federal laws and to address directives from the Board of Environmental Quality.
- Issue siting licenses for new or expanded commercial solid waste landfills or commercial facilities that treat, store, or dispose of hazardous waste.
- Issue and enforce permits for hazardous waste facilities, municipal and nonmunicipal solid waste management facilities, and cyanidation (mine/mining) operations.
- Inspect facilities that manage solid or hazardous waste, store petroleum products or hazardous substances in underground storage tanks, or conduct mining operations using cyanide.
- Complete site assessments of historic mine and mill sites to evaluate human health and ecological risks, and recommend risk management strategies for those found to exist.
- Issue inspection reports and, when necessary, initiate enforcement actions upon regulated facilities in a consistent and timely manner.
- Ensure that solid waste and hazardous waste facilities meet applicable financial assurance requirements.
- Issue certifications or permits for closure and post-closure of solid waste and hazardous waste facilities.
- Provide site-specific training to owners, operators, and employees on safe and compliant operation of underground storage tank systems.
- Provide Internet access to an underground storage tank database detailing the status of all regulated petroleum underground storage tank systems in Idaho.
- Provide technical and compliance assistance to regulated facilities.

**Waste and Remediation Performance Measures**

- ✓ In FY2012, conduct at least 131 inspections of facilities that manage or generate hazardous waste.
- ✓ In FY2012, complete all time-critical or scheduled hazardous waste permits and reviews within established time frames. (This is a benchmark performance measure; see the *Performance Accountability* section.)
- ✓ In FY2012, submit a final application for state program approval to operate the Underground Storage Tank program in Idaho to EPA for approval.
- ✓ In FY2012, effectively manage ARRA-funded assessment and cleanup of sites contaminated or potentially contaminated by leakages from underground storage tank systems.
- ✓ In FY2012, conduct 95 site assessments of inactive or abandoned mine and/or mill sites.
- ✓ By the end of FY2013, provide site-specific training on equipment and applicable regulations for 100% of the 1,208 facilities in Idaho that have registered petroleum underground storage tank systems.

**Waste Management and Remediation Goal 2**

**Protect human health and the environment through proper waste management, mitigation, and remediation of contaminated areas.**

DEQ learns about contaminated land or water from facility inspections, site investigations, complaints, or emergency response activities. The contamination can be the result of a variety of activities such as improper practices at existing facilities, accidental spills, or leaks from underground storage tank systems. Information is also often obtained about suspected contamination due to abandoned mines, rural airfields that have served as bases for aerial spraying, old landfills, illegal dumps, and abandoned industrial facilities.

DEQ oversees the investigation and remediation of sites that have been or are suspected to have been contaminated by metals, chemicals, petroleum, or other waste products. DEQ also maintains a database inventory of contaminated sites that are identified. To meet this goal, the Waste Division has three objectives.

### **Objective 1. Assess and remediate contaminated sites.**

When environmental contamination is discovered, the site must be assessed to determine what contaminants are present, the concentrations, and the pathways that exist for contaminants to affect human health or the surrounding environment. Once assessed, the risk to the public and the environment is determined, and appropriate cleanup activities are initiated. Contamination is removed or controlled to ensure human health and the environment are protected for current and future land uses.

#### **Strategies for assessing and remediating contaminated sites:**

- Assess contaminated sites and determine the threat to human health and the environment using risk-based targets to establish site cleanup goals.
- Provide ongoing oversight for long-term cleanup sites such as the Burlington Northern Refueling Depot, Broadway Cleaners, Deming, and LD McFarland.
- Fund and conduct environmental assessments of “Brownfield” sites, which are vacant or underutilized properties where redevelopment or reuse is complicated by actual or perceived environmental contamination. These sites have the unique characteristic of high redevelopment potential and community value.
- Assist eligible entities in applying for federal grants to clean up contaminated Brownfield sites.
- Provide oversight for seven Community Reinvestment Pilot Sites (Brownfields) in progress. This pilot program was funded by the legislature to provide partial reimbursement to 10 private or nonprofit entities for completing DEQ-approved cleanups of pilot Brownfields sites. Upon completion of the cleanup, DEQ issues the pilot participant a rebate equal to 70% of the eligible cost, up to a maximum of \$150,000 per pilot site.
- Work with willing responsible parties to manage or abate risks from contamination through DEQ’s Voluntary Cleanup Program, which was created by the Idaho Land Remediation Act. As an alternative to enforcement action, a party may enter into a voluntary agreement with DEQ to clean up contaminated property to DEQ standards. Once the property is cleaned up, DEQ may provide the party a covenant not to sue.
- Initiate enforcement action, when necessary, by issuing the responsible party a notice of violation, consistent with the Hazardous Waste Management Act or Environmental Protection and Health Act. After issuing a notice of violation, DEQ will seek to alleviate the existing threat and may pursue penalties for violations of state law, as well as seek cost recovery.
- Issue an emergency declaration when there is an imminent and substantial threat to human health or the environment and no responsible party can be identified. This declaration allows DEQ to use emergency response funding to hire remediation specialists to clean up the site. Emergency response funds are drawn from penalties imposed on responsible parties who have violated the Hazardous Waste Management Act.
- Assist local governments and the public by maintaining and providing Internet access to the database of contaminated sites in Idaho.

### **Waste and Remediation Performance Measures**

- ✓ In FY2012, remediate 15 leaking underground storage tank sites for safe reuse.
- ✓ In FY2012, oversee completion of 12 Brownfield site assessments. (This is a benchmark performance measure; see the *Performance Accountability* section.)
- ✓ In FY2012, continue oversight of 7 Community Reinvestment Pilot sites in the Voluntary Cleanup Program and collect economic impact data on sites that receive state rebates.

**Objective 2. Complete risk assessments and determine necessary action to prevent and control the release of past mining contamination to the environment.**

More than 8,500 inactive and abandoned mines, mineral locations, and mineral discoveries are located in Idaho. DEQ offers assistance to private owners of these properties to help evaluate and manage human health and ecological risks on their properties.

At the owner's request, DEQ assesses privately owned mine sites as part of the Preliminary Assessment Program. Priority is given to areas where multiple sites, ownerships, and/or claims can be assessed in a "watershed" scope to maximize efficiencies in staff field time. Consideration is also given to areas with high potential for human health and ecological impacts and high potential for future development and reuse.

The completion of a preliminary assessment can result in three potential conclusions:

- 1) Request for additional information to fully understand site conditions

- 2) Recommendations for voluntary site remediation or use of other cleanup or clean water authorities
- 3) Determination that no further action is necessary

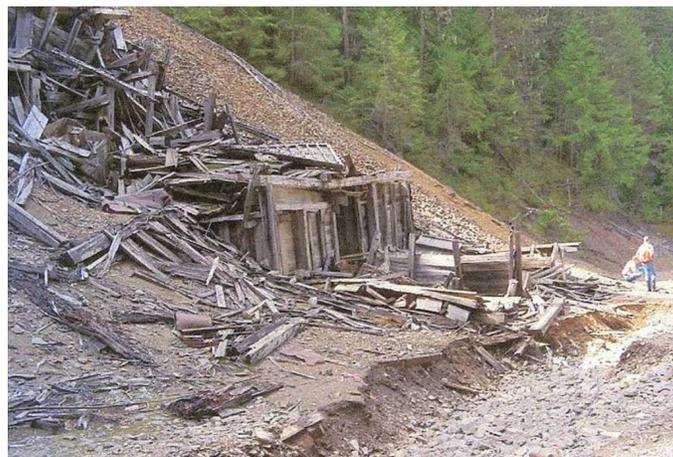
Since the inception of this program, DEQ has worked with property owners to conduct 392 mine site assessments.

**Strategies to prevent and control contamination from mining:**

- Work with state and federal land management agencies to identify, assess, and prioritize potentially contaminated mine sites and with property owners to determine remediation options.
- Evaluate potential impacts of new mine sites to soil, ground water, and surface water resources and collaborate with federal agencies in the development of Best Management Practices as new mines are permitted.

### Waste and Remediation Performance Measures

- ✓ In FY2012, work with landowners to complete problem assessments and implement measures that will result in 10 mine sites getting no further action determinations.
- ✓ In FY2012, work with the U.S. Forest Service and other federal land managers to complete remediation on the Idora Mill site in northern Idaho through ARRA-authorized funding.



Idora Mill Site and associated tailings

### ***Objective 3. Implement major long-term cleanup actions for historic releases of mining-related contamination to the environment.***

DEQ is working with EPA and other federal, state, tribal, and local agencies and stakeholders to implement two major mining cleanup projects. These projects are at opposite ends of the state—one in the phosphate mining area of southeast Idaho and the other in the Silver Valley of the Idaho Panhandle.

**Selenium Contamination in Southeast Idaho.** In 1996, isolated livestock deaths associated with excessive selenium uptake in the vicinity of historic phosphate mines in southeast Idaho prompted concerns over potential human health and ecological effects from past mining operations. In response to these concerns, primary mine operators in the region formed the Idaho Mining Association (IMA) Selenium Committee to investigate and address mining-related environmental and public health issues associated with past operations. Similarly, an Interagency/Phosphate Industry Selenium Working Group (SeWG), consisting of voluntary participants from federal, state, and tribal agencies and other stakeholder groups, was established to collaborate on these efforts.

Through the voluntary efforts of the IMA Selenium Committee and SeWG participants, investigators were able to confirm the release of selenium and other related metals in localized areas. Existing data indicate selenium contamination is currently focused on approximately 75 square miles of active and historic mine lease areas within the approximate 2,500 square mile resource area.

For the past several years, DEQ has been working with private industry, federal and support agencies, and special interest groups to remediate several selenium contamination areas. DEQ has made considerable progress in completing assessments and cleanup of sites that are under state leadership and continues to support work on other cleanup sites led by federal agencies throughout the region. In all, DEQ is involved in nearly 20 selenium-related remediation sites in southeast Idaho.

**Metals Contamination in the Coeur d'Alene Basin.** In 1983 EPA listed the Bunker Hill Mining and Metallurgical Complex as a Superfund site. This listing was in large part due to high levels of metals (including lead, arsenic, cadmium, and zinc) in the local environment and elevated blood lead levels in children.

DEQ works with the Basin Environmental Improvement Project Commission and its member agencies, including EPA, to plan and oversee implementation of the cleanup for the Coeur d'Alene Basin.

Cleanup of residential and commercial properties to address human health exposures has been the primary focus of work to date. It is projected that this project will be largely completed by the end of the 2013 or 2014 construction season. After that, cleanup will focus on protecting the human health remedy by providing flood control in side drainages, improving water quality in the South Fork of the Coeur d'Alene River, reclaiming abandoned mine and mill sites, and restoring habitat for fish, terrestrial wildlife, and birds.

DEQ's role has been to implement the property cleanup program to protect human health. DEQ will also implement portions of the remedy identified for the original Superfund Site called the "Box" that may include remedy protection and water quality improvement work. DEQ will also provide oversight for work performed by other entities including the Coeur d'Alene Trust that was created as a result of the ASARCO bankruptcy settlement. The Trust will be the primary implementer and financier of work outside of the "Box" and for the out-years of the cleanup. DEQ will continue as the lead for repository siting and design.

#### **Strategies for long-term mining cleanups:**

- Work with industry, state, federal, and tribal agencies to conduct site-specific assessments, interim actions, and remediation activities to address selenium contamination resulting from phosphate mining in southeast Idaho.
- Implement projects to protect the human health remedy and address water quality through source control and other strategies. Implement natural resource restoration projects as a member of the Coeur d'Alene Trust. Site and design repositories to isolate contaminated materials so they are not released into the environment.
- Support the Basin Environmental Improvement Project Commission with its task of addressing heavy metal contamination in the Coeur d'Alene Basin.

## Waste and Remediation Performance Measures

- ✓ In FY2012, meet all milestones, deliverables, and deadlines for state-led phosphate mine remediation activities, consistent with agreements in place to assess and remediate selenium contamination in southeast Idaho.
- ✓ In FY2012, seek agreements to prevent continued selenium releases at the Georgetown Canyon, South Rasmussen Ridge, and Lanes Creek Mines in southeastern Idaho.
- ✓ During the 2011 construction season, remediate 350 metals-contaminated individual properties in the Coeur d'Alene Basin, achieving remediation of a total of 3,238 properties by the end of the construction season.



Soil remediation in the Coeur d'Alene Basin

## Emerging Issues and Opportunities in Waste Management and Remediation

**Potential contamination of shallow injection wells.** EPA has banned the use of motor vehicle disposal wells nationwide. The Idaho Transportation Department has some 90 of these wells around the state. Others may be located at garages, truck stops, gas stations, and other facilities that receive vehicle waste. The Idaho Department of Water Resources (IDWR) is responsible for formally closing the wells. In the process of closing these wells, IDWR has discovered some that are potentially contaminated and has requested that DEQ evaluate the need for remediation. DEQ will be tracking the level of effort required to implement this new function.

**Bioreactor landfills.** Legislation was approved in 2010 allowing DEQ to issue permits to landfills that want to research and develop new bioreactor landfills. These landfills use liquid and air to rapidly transform and degrade organic waste, which can extend the useful life of the landfills and increase landfill gas generation that can be used to produce energy. It is anticipated that this legislation will spark interest in the use of this technology in Idaho, which will require DEQ to issue new permits.

**Flood control in the Coeur d'Alene Basin to protect human health and the environment.** Flooding in the Coeur d'Alene Basin would lead to the release and deposition of contaminated soils and sediments in developed and undeveloped areas, resulting in exposure to humans and the environment. DEQ is working with EPA and state and federal flood control agencies to develop plans and implement flood control projects. This is a multi-year, multi-agency effort. Flood control projects are complex and costly; however, the costs associated with cleaning up contamination after a flood and the risk to public safety make the Coeur d'Alene Basin project a top priority.

## Idaho National Laboratory Goal

### Protect human health and the environment on and around the Idaho National Laboratory.

DEQ works with the U.S. Department of Energy (DOE), EPA, and other agencies to ensure the Idaho National Laboratory (INL) is operated in a manner that protects public health and the environment while continuing work to address national energy, engineering, and environmental challenges. The agencies ensure the INL complies with legal agreements for waste treatment and remediation and with all applicable environmental regulations. DEQ has two objectives to meet this goal.

#### ***Objective 1. Monitor environmental conditions to ensure the INL and surrounding area meet air, radiation, and water quality standards, and keep the public informed.***

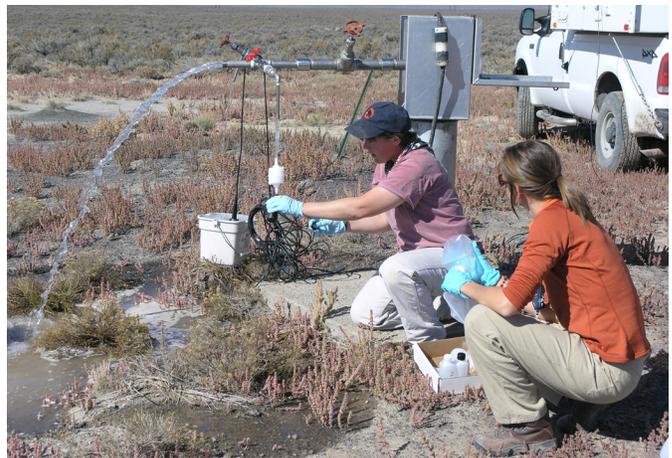
DEQ maintains an environmental monitoring program around the INL designed to verify and supplement monitoring activities carried out by DOE. A database of monitoring results covering more than a decade has been developed. This information allows DEQ to better understand background radiation, track emissions from site facilities, and track contamination in the aquifer.

Environmental monitoring data are analyzed annually to determine changes over time. Reports are prepared and released regularly to keep the public informed.

#### **Strategies for INL monitoring and public information:**

- Operate 10 continuous air monitoring stations and 11 real-time radiation monitoring stations.
- Collect samples and analyze the data from 105 ground water sampling locations.
- Analyze ground water data obtained from wells drilled by the U.S. Geological Survey and DOE.
- Analyze sample results from 3 wastewater sites.

- Conduct milk sampling of dairy animals to indirectly verify the presence or absence of atmospheric radioiodine deposited in the terrestrial environment.
- Conduct soil sampling and analyze the data to evaluate the long-term deposition and migration of contaminants in the environment.
- Ensure the public is kept informed of how activities at the INL affect public health and the environment, through quarterly and annual monitoring reports published on the DEQ website.



### INL Oversight Performance Measure

- ✓ **In FY2012, ensure continuous air monitoring stations and real-time radiation monitoring stations are operational 97% of the time. (This is a benchmark performance measure; see the *Performance Accountability* section.)**

***Objective 2. Review and evaluate the effectiveness of cleanup agreements in achieving remediation of hazardous and radiological contamination at sites at the INL.***

Under the federal Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), Records of Decision (RODs) have been completed for all 10 Waste Area Groups designated under the Federal Facility Agreement and Consent Order (FFA/CO). All ROD and other FFA/CO designated soil and ground water sites identified for remediation to achieve acceptable risk thresholds have been completed or are undergoing remediation.

The final ROD at INL, Operable Unit 10-08, is now in place to monitor the Snake River Plain Aquifer beneath the INL and to address the investigation and remediation, if necessary, of new sites discovered as a result of facility decontamination and decommission or other CERCLA activities.

**Strategies for reviewing and evaluating cleanup agreements:**

- Review ongoing remediation, monitoring, and long-term institutional controls for existing CERCLA sites.
- Review and approve plans for investigation and remediation of newly designated CERCLA sites.
- Prepare documents for public presentation, comment, and resolution as necessary to support CERCLA actions at the INL.

## Water Quality Goal 1

### Maintain and improve surface and ground water quality in Idaho.

Two primary state statutes direct DEQ's overall efforts to maintain and improve surface and ground water quality. Under Idaho Code §§39-3601 to 3623, DEQ works with six basin advisory groups (BAGs) across the state for advice on surface water quality protection. BAGs provide input on water quality improvement plans (known as total maximum daily loads or TMDLs), monitoring priorities, designation of beneficial uses, and the biennial report to EPA on state water quality (Integrated Report). In addition, they review and prioritize water quality improvement projects that address nonpoint source pollution impacts on surface and ground water. The law also requires DEQ to form and work with individual watershed advisory groups for the development and implementation of specific TMDLs.

Idaho Code §§39-120 to 127 designates DEQ as the primary state agency to coordinate and administer ground water quality protection programs. Rules have been promulgated under this statute to ensure DEQ maintains and protects the existing high quality of the state's ground water and the existing and projected future beneficial uses of ground water and interconnected surface water. DEQ also works more informally with lake protection associations and ground water protection groups who share a common interest in protecting the quality of state water resources and public health.

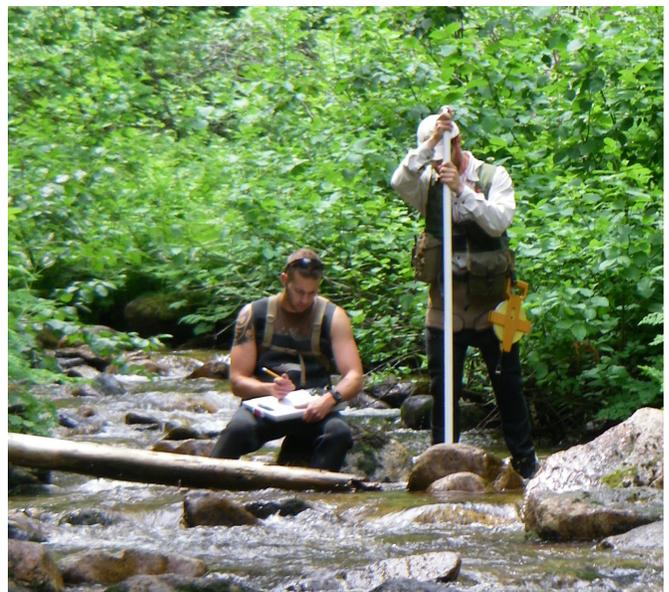
Finally, DEQ has delegated authorities under Section 401 of the federal Clean Water Act to issue water quality certifications for other agency permits. These certifications include provisions that must be met to ensure compliance of wastewater discharge permits (known as National Pollutant Discharge Elimination System [NPDES] permits), dredge and fill permits (covered under the Clean Water Act Section 404), and hydropower license permits (granted by the Federal Energy Regulatory Commission [FERC]) with state water quality standards. To meet the goal of protecting and improving the quality of surface and ground water in Idaho, the Water Quality Division has three objectives, described below.

#### ***Objective 1. Monitor and assess water quality conditions to determine compliance with standards and support of beneficial uses.***

In cooperation with other state and federal agencies, DEQ conducts monitoring for surface water and ground water trends, reconnaissance, special projects, and priority areas to assess conditions, prepare reports, and update standards.

Surface water trend monitoring is a core DEQ responsibility and key to our understanding of water quality conditions in the state. In FY2012, DEQ will use state-funded support for surface water trend monitoring under the Beneficial Use Reconnaissance Program (BURP).

Federal funds will enable DEQ to conduct randomized sampling of lakes, reservoirs, and wetlands in summer 2011. DEQ's ability to meet its overall responsibility for protecting water quality will be met in FY2012, but will be in jeopardy again without state support for surface water trend monitoring in FY2013. The agency will seek restoration of long-term BURP funding in FY2013.



BURP Crew

### Strategies for determining compliance with water quality standards and support of beneficial uses:

- Collaborate with other agencies to monitor ground water quality in nitrate priority areas to develop improvement plans and evaluate the effectiveness of plans being implemented.
- Conduct appropriate follow-up monitoring when constituents of concern are detected through the IDWR Statewide Ambient Ground Water Quality Monitoring Network.
- Every five years evaluate ground water data for trends in nitrate concentrations and update the nitrate priority areas.
- Include monitoring and reporting requirements in all wastewater reuse permits to ensure surface and ground water quality are protected.
- Collect and evaluate information from contractors and subgrantees in implementing nonpoint source projects to determine progress in reducing water quality impacts from agriculture, forest practices, mining, urban development, and other activities.
- Conduct on-site evaluations of 30 active nonpoint source projects and three legacy projects to assess the effectiveness of ongoing project maintenance.
- Under agreement with EPA, inspect facilities with NPDES permits and review monthly discharge monitoring reports to determine compliance with permit requirements.
- Collect surface water quality data (biological, chemical, and physical) as part of TMDL subbasin assessments or specific surface water quality investigations to determine compliance with state surface water quality standards.
- Compile, analyze, and interpret surface water quality data and maintain DEQ's Assessment Database.
- Submit to EPA the biennial Integrated Report on state water quality, as required under sections 305(b) and 303d of the federal Clean Water Act.

### Water Quality Performance Measures

- ✓ In FY2012, complete 50 inspections of NPDES-permitted facilities, under agreement with EPA.
- ✓ In FY2012, complete 20 annual report reviews for permitted wastewater reuse facilities.
- ✓ In FY2012, complete 20 inspections of permitted wastewater reuse facilities.
- ✓ In FY2012, complete Annual Ground Water Quality Monitoring Summary Report for calendar year 2011.
- ✓ In FY2012, conduct water quality monitoring in 240 waddable streams following BURP protocols.
- ✓ In FY2011, complete and submit the Regional Environmental Monitoring and Assessment Program (REMAP) Wetlands Report to EPA.
- ✓ In FY2012, begin the call for surface water quality data to develop the 2012 Integrated Report to EPA.

### *Objective 2. Complete reviews, guidance, and plans for improving and maintaining water quality.*

DEQ performs a variety of functions designed to improve and maintain surface and ground water quality. We develop technical guidance to help consultants, businesses, permittees, and citizens comply with environmental requirements. We perform reviews and evaluations of environmental analyses to ensure proposed activities will comply with applicable requirements.

DEQ completes several types of statewide and local water quality plans designed to improve and protect water quality. Examples include the statewide Nonpoint Source (NPS) Management Plan, ground water quality improvement plans for nitrate priority areas, and TMDLs for impaired surface waters. The environmental reviews and guidance are designed to prevent impacts to water quality, while the various plans address how to improve and maintain water quality.

### Strategies for improving and maintaining water quality:

- Work with other state and federal partners to rewrite the NPS Management Plan and related memorandum of understanding to protect water quality from the impacts of nonpoint source activities.
- Work with local stakeholders to continue to develop and implement ground water quality improvement plans in localized nitrate priority areas.
- Develop guidance to facilitate implementation of the Idaho Ground Water Quality Rule in a consistent manner on a statewide basis.
- Provide ground water quality data to the public through web-based applications.
- Work with watershed advisory groups (WAGs) to complete assessment unit/pollutant combination TMDLs that remain under the 2002 TMDL settlement agreement and submit to EPA for approval.
- Work with WAGs to complete TMDL reviews at five-year intervals.
- Work with WAGs to complete assessment unit/pollutant combination TMDLs for impaired water bodies identified in the 2008 Integrated Report and submit to EPA for approval. (See discussion of external factors below.)
- Work with the stakeholder committee to update the Wastewater Reuse Guidance for use by DEQ staff, the public, and permittees and their consultants.
- Use the DEQ Wastewater Reuse Guidance as an outreach tool for working with customers to improve design, testing, and other wastewater-related activities and assist customers in complying with requirements.
- Provide guidance to consultants for completing evaluations of nutrient-pathogen impacts on water quality from subsurface sewage disposal systems.
- Review nutrient-pathogen evaluations written by consultants to ensure proposed developments meet applicable water quality standards.



### Water Quality Performance Measures

- ✓ In FY2012, work with stakeholders to arrive at a current understanding of what constitutes the Designated Management Universe and to lay the groundwork for cooperatively updating the NPS Management Plan.
- ✓ In FY2012, continue to develop and implement ground water quality improvement plans for nitrate priority areas.
- ✓ In FY2012, complete 230 assessment unit/pollutant combination TMDLs. (This is a benchmark performance measure; see the *Performance Accountability* section.)
- ✓ In FY2012, complete 3 TMDL five-year reviews.
- ✓ In FY2012, finalize ARRA-funded study of the phosphorus content of septic system effluent to determine whether modifications to current requirements for surface water setbacks of drainfields are needed.

**External factors affecting performance success.** Continued reductions in DEQ's state general fund budget have required the agency to set priorities for completing TMDL work required under the 2002 Settlement Agreement and state statute. The priorities are 1) complete 2002 settlement agreement TMDLs, 2) complete TMDL five-year reviews, and 3) complete TMDLs for newly-listed water bodies in the 2008 Integrated Report.

### ***Objective 3. Implement pollution reduction actions needed to meet water quality standards and support beneficial uses.***

DEQ implements pollution reduction actions in many ways, including permitting, water quality certifications of other agency permits, wastewater facility inspections, engineering reviews of wastewater systems, funding for nonpoint source pollution reduction grants, and wastewater facility improvement grants and loans.

Appropriate design and engineering can prevent pollution. Permit and certification conditions are included to limit pollutants to levels that meet applicable water quality standards. Facility inspections ensure compliance with permit requirements and can trigger corrective action, if necessary. Finally, grant/loan funding provides direct support for implementation of actual pollution reduction actions.

#### **Strategies for reducing surface and ground water pollution:**

- Provide technical and regulatory assistance to local governments to help them protect ground water quality in accordance with their statutory responsibilities.
- Provide implementation support to communities as identified in completed ground water quality improvement plans.
- Promote reuse of treated wastewater, thereby eliminating surface water discharges and making good use of recycled wastewater.
- Complete annual wastewater reuse facility inspections and report reviews to ensure compliance with permit requirements and optimize treatment efficiencies and energy costs.
- Issue water quality certifications (Clean Water Act Section 401) for FERC hydropower permits, U.S. Army Corps of Engineers dredge and fill permits (Clean Water Act Section 404), and EPA NPDES permits for wastewater discharges.
- Include performance measures, mitigation steps, and enhancement plans in certification conditions for FERC license applications to offset or correct short-term water quality impacts. Review and approve mitigation and enhancement implementation plans for compliance with 401 certification and FERC license requirements.
- Work with border states and EPA Regions 8, 9, and 10 to address interstate water quality issues such as TMDLs, NPDES permits, and FERC relicensures.
- Promote pollutant trading as a cost-effective tool to implement pollutant reduction in watersheds with approved TMDLs.
- Work with the various permitting agencies in developing an administrative record for water quality certifications documenting compliance with state water quality standards.
- Implement the Coeur d'Alene Lake Management Plan to control metals in lake bottom sediments in coordination with the Coeur d'Alene Tribe, three counties, and other watershed partners.
- Provide loan fee-funded grant assistance to eligible communities to complete the planning phase of wastewater treatment system projects to protect public health and reduce water pollution impacts.
- Provide loan assistance (Clean Water State Revolving Fund Loans) to eligible communities for the design and construction of wastewater treatment systems to protect public health and reduce water pollution.
- Provide federal grant funding and technical oversight for implementing projects to reduce nonpoint source pollutants.
- Complete reviews of wastewater engineering plans and specifications within 42 days, as required by statute, to ensure designs meet rule requirements, protect public health, and protect surface and ground waters from contamination.
- Provide technical information, guidance, and training on various wastewater issues of interest such as microconstituents, specific reuse topics, lagoon seepage, and handling of biosolids and septage.

## Water Quality Performance Measures

- ✓ In FY2012, obligate 100% of available wastewater and nonpoint source grant and loan funds.
- ✓ In FY2012, complete reviews of engineering plans and specifications for wastewater systems within the statutory deadline of 42 days. (This is a benchmark performance measure; see the *Performance Accountability* section.)
- ✓ In FY2012, issue 26 permits for wastewater reuse facilities.
- ✓ In FY2012, reduce the processing time for wastewater reuse permits by 20%.



## Water Quality Goal 2

### Protect human health through the delivery of safe and reliable drinking water from public water systems.

DEQ recognizes that economic health and public health are closely related. Economically viable and sustainable communities and the health and well-being of Idaho citizens are dependent upon safe and reliable sources of drinking water. To meet this goal, the Water Quality Division has three objectives, described below.

#### ***Objective 1. Ensure customers served by regulated public water systems are receiving safe and reliable drinking water.***

DEQ provides technical assistance, training, and support to public water systems so they are able to produce and deliver safe and reliable drinking water. This is accomplished by ensuring that public water systems are located, designed, constructed, operated, maintained, and protected to reliably meet health-based drinking water standards.

#### **Strategies to ensure safe and reliable drinking water:**

- Provide technical assistance and training to owners and operators of public water systems to help them comply with drinking water quality standards.
- Respond immediately to all acute contamination events at public water systems and assist with timely diagnosis and resolution of the problem.
- Assist public water systems in the prevention of waterborne disease outbreaks by requiring compliance with health-based standards and the Idaho Rules for Public Drinking Water Systems.
- Provide the public and public water system operators with real-time access to information on the quality of their drinking water, monitoring requirements and schedules, and other regulatory requirements through the web-based Public Water System Switchboard ([www.deq.idaho.gov/pws-switchboard](http://www.deq.idaho.gov/pws-switchboard)).
- Encourage mutual assistance between water utilities and provide opportunities by hosting and maintaining the Idaho Water Area Response Network (IDWARN) Website and the Operator Search Tool Website for finding qualified operators.
- Complete reviews of engineering plans and specifications for public drinking water systems within the 42 days required by statute to ensure systems are properly located, designed, and constructed.

- Conduct comprehensive sanitary survey inspections at public water systems to ensure they are properly maintained and operated.
- Provide timely response to violations and require compliance with health-based standards and rules through enforcement action, after exhausting technical assistance and educational opportunities.
- Complete source water assessments on new drinking water sources and assist communities in using the information to develop and implement drinking water source protection strategies.



## Water Quality Performance Measures

- ✓ In FY2012, obligate 100% of available drinking water grant and loan funds.
- ✓ In FY2012, complete reviews of engineering plans and specifications for drinking water systems within the statutory deadline of 42 days. (This is a benchmark performance measure; see the *Performance Accountability* section.)
- ✓ In FY2012, work with owners of public water systems to ensure that 90% of the people served by community water systems receive water that meets all health-based standards. (This is a benchmark performance measure; see the *Performance Accountability* section.)

**External factors affecting performance success.** EPA promulgation of new or more stringent standards for drinking water has resulted in a decrease in the percentage of people served by safe drinking water. It is important to note that drinking water is of the same relative quality as it has been, but the additional treatment needed to comply with more stringent standards for disinfection by-products (2008), arsenic (2006), and radionuclides (2003) has proven difficult, slow, and expensive to achieve, resulting in lower compliance rates over the last several years. DEQ has entered into compliance agreement schedules with public drinking water systems to provide additional time to meet the new, more stringent drinking water standards.

### **Objective 2. Assist public water systems in protecting their drinking water sources from contamination.**

Communities depend on clean drinking water supplies to ensure public health, economic development, sound financing, and the quality of life of residents. Drinking water protection is focused on preventing contamination of the aquifers and surface water bodies that are the source of drinking water supplies.

Keeping contaminants from entering a public water system can benefit a community by reducing the risk to public health, saving on costs of monitoring, and preventing the need for additional water treatment.

Drinking water source protection is a voluntary program a community can undertake to help prevent its public water supply from becoming contaminated.

#### **Strategies for protecting drinking water sources:**

- Work with local governments to protect drinking water sources by including ground water and source water protection as a component in their comprehensive plans.
- Provide assistance to local governments interested in source water protection in developing tools such as ordinances, overlay zones, riparian buffers, and land use planning.
- Work with public water systems and local governments to develop regional plans, drinking water source protection plans, and aquifer protection plans, and to re-certify existing drinking water protection plans.

## Water Quality Performance Measure

- ✓ In FY2012, increase the percentage of Idaho's population utilizing source water protection strategies to protect drinking water.

### **Objective 3. Provide financial assistance to public water systems for facility improvements and source water protection.**

The cost of compliance with the Safe Drinking Water Act provisions can be a difficult burden for many drinking water systems, especially those with small population bases. DEQ provides financial assistance to communities to

prevent contamination of drinking water supply sources and to make facility improvements needed to comply with regulatory requirements.

The source water protection grant program makes funding available to help communities with projects that mitigate or prevent degradation of ground water or surface water sources that supply their systems. The DEQ grant and loan program provides funding to communities to help them make the system improvements needed to provide affordable, safe drinking water.

- Provide loan fee-funded grants to eligible systems for completion of facility plans in preparation for obtaining DEQ loans for design and construction of drinking water treatment systems.
- Provide state and federal-funded low-interest loan assistance to eligible communities for the design and construction of safe drinking water systems.

#### Strategies for funding protection and improvements:

- Provide funding to public water systems, local governments, and nonprofit entities through the source water protection grant program to implement strategies to protect drinking water sources.

### Water Quality Performance Measure

- ✓ In FY2012, provide \$200,000 in source water protection grants.

### Emerging Issues and Opportunities in Water Quality

**Drinking water and wastewater system loan requirements.** Various new requirements have been imposed on State Revolving Fund infrastructure loans. These include payment of Davis-Bacon wages, subsidy requirements, and a minimum quota of projects considered “green” infrastructure. Managing these loans will require rule changes and significant continuing oversight by DEQ.

**Antidegradation implementation.** The Clean Water Act requires Idaho to protect the existing uses of all state waters and to protect high-quality waters from degradation. Federal law requires states to have both an antidegradation policy and methods to implement the policy. Idaho now has an antidegradation policy and implementation procedures in state statute and the water quality rules. Rulemaking is underway this year to incorporate state statute components into the water quality rules. Procedures to limit degradation of Idaho water bodies rely upon the 2008 Integrated Report to classify Idaho’s surface waters into tiers for protection.

**Interstate water quality initiatives.** There are several significant interstate water quality initiatives that are regional priorities and long-term endeavors.

- **Coeur d’Alene Region.** Work with EPA and Washington Department of Ecology on federally issued NPDES permits for dischargers to the Spokane River. These permits could result in a precedent for low phosphorus concentration effluent limits. DEQ will coordinate with the Washington Department of Ecology on developing a framework for pollutant trading for the Spokane River that provides opportunities for interstate trading of nutrients.
- **Boise Region.** Idaho DEQ and Oregon DEQ are working cooperatively on Clean Water Act water quality certifications and a settlement agreement for the Snake River Hells Canyon FERC relicensing application. Through this process, there will be increased opportunities for water quality improvements needed to meet the Snake River-Hells Canyon TMDL.
- **Pocatello Region.** Idaho, Wyoming, Utah, and EPA Regions 8 and 10 are working collaboratively to address interstate water quality issues in the Bear River Basin. Under the Bear River Compact, the Water Quality Sub-Committee and Bear River Commission are coordinating interstate work to implement water quality improvements through TMDLs, pollutant trading, and other measures.

## Emergency Preparedness and Response Goal

### Prevent, prepare, and respond to public health and environmental emergencies.

DEQ maintains the resources and readiness to quickly and effectively support local emergency response personnel and communities when an environmental or public health emergency occurs. This is accomplished by training alongside regional response teams; state agencies such as the Idaho Transportation Department, Department of Fish and Game, and Idaho Bureau of Homeland Security (BHS); and federal agencies such as EPA, DOE, and the Federal Emergency Management Agency (FEMA). Additionally, DEQ maintains expertise in handling hazardous and radioactive materials by participating in advanced-level courses and exercises. To meet the emergency preparedness and response goal, DEQ has two objectives, described below.

#### ***Objective 1. Provide training and technical expertise for emergency planning and preparedness.***

DEQ works with BHS and DOE to train and prepare local communities and regional response teams to respond to emergencies involving hazardous and radiological materials.

##### **Strategies for emergency planning and preparedness:**

- Provide specific training and technical support to cities, counties, hospitals, tribes, and other state agencies in responding to hazardous and radiological emergencies, natural disasters, and terrorist acts.
- Work with other state and federal agencies to develop predictive air dispersion and water transport models to use as tools in responding to and minimizing impacts from spills of hazardous materials.
- Work with federal, state, and local agencies to develop plans for responding to incidents occurring along transportation routes.

- Maintain expertise with the National Incident Management System and Incident Command System by participating in exercises and advanced training.
- Review the Idaho Fixed Facilities Emergency Plan annually to ensure compliance with state regulatory requirements and federal guidance.
- When there is an INL emergency involving the potential or actual release of radioactive materials, DEQ-INL Oversight Program, DOE-Idaho Operations Office, and affected INL facilities and counties will activate their respective emergency plans as necessary to protect public health.
- Participate in DOE and BHS emergency response exercises.

#### ***Objective 2. Respond to public health and environmental emergencies.***

DEQ is one of many agencies that participates in the State Emergency Management Program, operated under the leadership of BHS. When an emergency occurs, DEQ participates in the BHS communication center bridge calls for planning and coordinating incident responses. DEQ provides personnel support on-scene to assess environmental and human health risks, suggest approaches for minimizing impacts, coordinate environmental investigations, and characterize and oversee cleanup.

In the event of a state or federally declared disaster, DEQ provides personnel to work in the State Emergency

Operations Center in Boise, in support offices, or both. DEQ is also authorized to implement procedures to address public health emergencies. In the event of an air pollution emergency, DEQ may implement a series of increasingly stringent pollution control measures while keeping the public informed of efforts that are underway and advised of actions to safeguard health. In the event of a release that may threaten drinking water supplies, DEQ works with public water systems to ensure plans are in place to protect supplies and, in the event of contamination, keep the public informed and advised of necessary precautions.

**Strategies for emergency response:**

- Provide technical advice to on-scene incident commanders for responding to chemical and radiological emergencies.
- Provide or help identify resources needed for emergency response actions.
- Provide pertinent emergency information to the public.
- Collaborate with the Idaho Department of Health and Welfare's Division of Public Health to provide appropriate public health information.
- Provide immediate response to public drinking water contamination incidents that pose an acute public

## Emerging Issues and Opportunities in Emergency Preparedness and Response

**Building emergency response depth.** As Idaho moves toward full integration with the National Incident Management System and the Incident Command System for responding to local and regional emergencies, DEQ will need to build emergency response depth within the organization. Over the next few years, DEQ will train multiple levels of management as well as key staff in the Air Quality, Waste Management and Remediation, and Water Quality Divisions in the Incident Command System.

## Environmental Outreach and Education Goal

**Encourage and empower Idaho citizens, businesses, and communities to engage in behaviors to protect public health and preserve Idaho's environment.**

Education and outreach are effective tools for raising public awareness and promoting environmentally responsible behaviors. Although agency budget cutbacks have led to reductions in focused resources to support these activities, DEQ remains committed to integrating education and outreach into staff activities agency-wide within existing budgetary capabilities.

### ***Objective 1. Employ public outreach to increase awareness and understanding of environmental and related health issues impacting Idaho citizens, schools, businesses, and communities.***

Idaho's environmental laws, rules, and programs can be complex and difficult to understand. DEQ's public outreach efforts are aimed at helping citizens, schools, businesses, and communities learn about required as well as recommended actions to protect the environment and public health and encouraging them to make healthy, sustainable choices.

#### **Strategies for increasing environmental and public health awareness:**

- Integrate outreach and education into agency regulatory activities.
- Develop high-quality, accurate, and understandable publications, web content, displays, and other outreach materials designed to inform stakeholders about key environmental issues and agency initiatives.
- Provide timely public access to information on environmental issues and agency activities via the news media, DEQ's website, workshops, and events sponsored by DEQ and stakeholders.
- Participate in community events to interact with citizens and share information on environmental issues and best practices.
- Encourage participation in the agency's anti-idling program, Clean Air Zone Idaho, among schools, businesses, and communities to reduce tailpipe emissions.
- Seek opportunities to work with schools over the Rathdrum Prairie Aquifer to share information on aquifer protection with children.
- Collaborate with other state agencies and public health districts to raise awareness in schools and communities of mercury spill prevention and proper disposal.

- Encourage schools to responsibly dispose of hazardous chemicals and prevent pollution through DEQ's Chemical Round-up Program.
- Train local elected and solid waste officials on how to conduct hazardous waste collection events in their communities.
- Encourage businesses to adopt pollution prevention methods as part of their everyday operations through the Economy, Energy, and the Environment (E3) sustainable manufacturing program.
- Actively engage community leaders to develop locally tailored solutions for the collection of hazardous wastes, electronic waste, and other materials.
- Train local organizations to safely and effectively collect mercury from recreational suction dredgers.

#### **What is E3?**

E3 is a multi-agency, interdisciplinary technical assistance program aimed at increasing the economic, energy, and environmental efficiency and sustainability of manufacturers.

- E3 seeks to increase the efficiency and competitiveness of the manufacturing industry through Lean Manufacturing.
- E3 seeks to increase the energy efficiency of the manufacturing industry through a comprehensive energy audit designed to reduce energy consumption without decreasing value added in the production process.
- E3 seeks to reduce the manufacturing industry's impact on the environment through pollution prevention.

**Objective 2. Build the capabilities of Idaho citizens to incorporate pollution prevention practices into the workplace and their daily lives.**

Pollution prevention (P2) is any activity—including the use of materials, processes, or practices—that reduces or eliminates the creation of pollutants or waste at the source. Instead of trying to manage the wastes or pollutants through treatment or disposal methods, P2 aims to prevent the initial generation or reduce the toxicity of wastes and pollutants such as hazardous waste, air pollutants, solid waste, and wastewater.

P2 also includes any activity that reduces the toxicity of materials purchased or reduces the consumption of resources such as raw materials, water, energy, or fuel. By employing P2 practices, stakeholders can enhance productivity, save money, improve workplace safety, reduce liability, and conserve natural resources.

**Strategies for building P2 capabilities:**

- Plan, develop, and implement projects that provide stakeholders with effective tools to prevent pollution, minimize waste, and conserve energy and resources.
- Partner with the Idaho TechHelp Program, the Idaho Office of Energy Resources, and other agencies to incorporate P2 techniques into technical assistance visits with Idaho businesses.
- Provide technical assistance to avert potential violations of environmental laws, rules, and programs; enhance compliance; and encourage above-and-beyond compliance actions to protect public health and preserve the environment.
- Recognize the P2 achievements of stakeholders, with an eye toward encouraging others to replicate these successes.

**Objective 3. Lead by example to demonstrate DEQ's commitment to the benefits of modeling environmentally responsible behaviors.**

As the state agency responsible for ensuring clean air, water, and land in the state and protecting Idaho citizens from the adverse health impacts of pollution, it is incumbent upon DEQ to model environmentally responsible behaviors and demonstrate the benefits of those behaviors to public health and the environment.

**Strategies for leading by example:**

- Encourage and facilitate staff participation in environmentally responsible behaviors such as the use of alternative transportation, recycling, and energy conservation.
- Develop and practice internal policies and procedures to prevent pollution, conserve resources, and mentor stakeholders on how to pursue and achieve similar results.
- Publish documented efforts of P2 and alternative transportation on DEQ's website.



### Outreach and Education Performance Measures

- ✓ In FY2012, provide 5,000 Idaho citizens with information on simple and effective actions they can take to help protect public health and preserve Idaho's environment.
- ✓ In FY2012, target one school district for participation in Chemical Round-up Pilot Project to promote long-term, sustainable P2.
- ✓ In FY2012, extend household hazardous waste event training completed in DEQ's Boise Region in FY2010 to communities in the remaining DEQ regions.
- ✓ In FY2012, promote safe and effective voluntary collection of mercury from recreational suction dredgers in a minimum of one DEQ region.

### Emerging Opportunity in Education and Outreach

**e-Learning.** e-Learning is the use of technology to enable people to learn anytime and anywhere. It is a cost-effective and efficient means of sharing information with the agency's internal and external customers. In these days of limited time and resources and tight budgets, DEQ anticipates a growing reliance upon e-Learning as an education, outreach, and communication tool.

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## Performance Accountability

DEQ has established two sets of performance measures to track progress toward meeting agency goals and to maintain readiness for the challenges of the future: 1) program performance measures and 2) benchmark performance measures.

The ***program performance measures*** address ongoing agency functions and services to protect human health and the environment. Each division has identified and tracks measures important to managing internal program performance, meeting performance agreements with EPA, and meeting grant conditions for external sources of funding. These performance commitments have been included throughout this plan to provide a more complete picture of the ongoing functions and services the agency performs.

The ***benchmark performance measures*** are how the agency reports performance accountability to the state legislature, which is the main purpose of the strategic plan. DEQ has chosen eight benchmark performance measures to track and report progress in meeting the overall agency goal of protecting public health and the environment. We have focused on these same measures for several years to ensure consistency in assessing progress over time. These performance measures were purposefully chosen because each reflects an actual environmental or public health outcome (result) of many different actions that, when taken together, indicate progress toward achieving overall agency goals. A definition of each benchmark measure is given below, followed by the agency performance commitments for FY2012 (Table 1).

## Definitions of Benchmark Performance Measures

- 1. Air Quality Index “Good” or “Moderate” 98% of days.** The Air Quality Index is a tool to help citizens understand the severity of air pollution and potential health implications so they can take steps to protect their health and reduce their contribution to air pollution. The index is calculated using actual monitoring data compared to health-based standards. It is reported daily in selected cities on a scale of increasing pollution and health concerns, according to the following six categories: good, moderate, unhealthy for sensitive groups, unhealthy, very unhealthy, and hazardous.
- 2. Permits to construct issued, on average, in 99 days.** DEQ recognizes the importance of issuing timely permits to construct so facilities that require permits can plan and make strategic business decisions. State statute requires permits to construct to be issued within 120 days. DEQ streamlined its permitting process in 2007 and tracks the amount of time it takes to issue a permit to construct on a two-year, monthly rolling average. DEQ can now issue a permit to construct, on average, in 99 days and reports annually the actual two-year rolling average number of days to issue these permits.
- 3. Hazardous waste permits and reviews.** Permits and reviews associated with hazardous wastes are completed annually according to established schedules. Time frames are established from a variety of sources, including federal regulations, project schedules, construction seasons, and company requests.
- 4. Brownfields site assessments.** A Brownfields site is a vacant or underutilized property where redevelopment or reuse is complicated by actual or perceived environmental contamination. Site assessments are completed to provide environmental information that is necessary for proceeding with redevelopment or reuse. This information is used to guide site cleanup to minimize public health risks and bolster the community’s economic vitality.
- 5. Monitoring of INL conditions.** Continuous air quality monitors and real-time radiation monitors on and around the INL track environmental conditions and must be operational 97% or more of the time.
- 6. TMDLs.** DEQ is required to complete TMDLs, or water quality improvement plans, for water bodies that are not meeting water quality standards or supporting beneficial uses. TMDLs are completed for streams/rivers based on the number of assessment units they contain and the number of individual pollutants that are impairing water quality. Idaho’s streams and rivers have been categorized into 5,200 assessment units based on hydrologic catalog units (watersheds) and stream order. These units encompass approximately 92,000 miles of streams and rivers. As an example, if a stream is made up of 3 assessment units and has 4 pollutants identified as impairing water quality, there would be 12 assessment unit/pollutant combination TMDLs to complete for that stream.
- 7. Reviews of drinking water and wastewater engineering plans and specifications.** In 2005 the legislature established a 42-day time frame for DEQ to review and act on engineering plans and specifications. This establishes a reasonable window to complete thorough evaluations while at the same time being responsive to business planning needs.
- 8. Regulating community water systems to provide safe drinking water.** The total population of Idaho is 1,567,582. Idaho has 746 community water systems, serving a total of 1,100,426 people. Rigorous monitoring requirements for community water systems must be met to ensure safe drinking water is provided and public health is protected.

**Table 1. DEQ Performance Commitments for FY2012**

<b>Benchmark Performance Measure</b>	<b>Performance Commitment FY 2012</b>
1) Percentage of days that the Air Quality Index is in the “good” or “moderate” category	98%
2) Number of days, on a two-year rolling average, to issue a permit to construct	99 days
3) Percentage of scheduled hazardous waste permits or reviews completed within established time frames	100%
4) Number of Brownfields site assessments completed	12
5) Percentage of time that air monitoring and radiation monitoring stations are operational to monitor INL conditions	97%
6) Number of TMDLs completed for assessment unit/pollutant combinations	230
7) Percentage of drinking water and wastewater plan and specification reviews completed within 42 days of receipt	100%
8) Percentage of people on community water systems served by drinking water that meets health-based standards	90%

While the focus of this strategic plan is primarily on agency performance commitments for the FY2011 budget appropriation, it is also forward-looking through FY 2014. Emerging issues and opportunities have been identified and described throughout this plan and are summarized in Table 2. Looking forward on a four-year horizon, these initiatives may be short-term or they may lead to a shift in agency focus and become the ongoing priorities of the future. Anticipating the opportunities and challenges of the future will better position the agency to make adjustments, if needed, while at the same time remaining focused on core functions and services.

**Table 2. Emerging Issues and Opportunities for 2011-2014.**

<b>Emerging Issue/Opportunity</b>	<b>Timeframe</b>
1) New ozone standard	FY2012
2) Biomass for energy production	FY2012 and beyond
3) Potential contamination of shallow injection wells	FY2012 and beyond
4) Bioreactor landfills	FY2012 and beyond
5) Flood control in the Coeur d’Alene Basin	FY2012 and beyond
6) Drinking water and wastewater system loan requirements	FY2012 and beyond
7) Antidegradation implementation	FY2012 and beyond
8) Interstate water quality initiatives	FY2012 and beyond
9) Building emergency response depth	FY2012 and beyond
10) e-Learning	FY2012 and beyond

Like all state agencies, DEQ has continued to refine its focus for FY2012 due to the economic challenges of the times. We have done so by ongoing careful examination of our core functions and services. Outputs of virtually all programs and functions continue to operate at reduced levels in FY2012. While this approach may impact the time required to achieve our goals and objectives, it in no way reflects a diminished commitment on DEQ's part to achieving them. In fact, our commitment to fulfilling our mission of protecting public health and the environment remains as strong as ever.



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