

1301:7-9-05

1

APPENDIX A

Note: All references in this Appendix to federal regulations found in Title 40 of the Code of Federal Regulations are as those regulations were amended as of the effective date of rule 1301:7-9-05 of the Administrative Code.

LETTER FROM CHIEF FINANCIAL OFFICER

I am the chief financial officer of [insert: name and address of the owner or operator]. This letter is in support of the use of the financial test of self-insurance to demonstrate financial responsibility for taking corrective action and compensating third parties for bodily injury and property damage caused by accidental releases in the amount of at least [insert: applicable dollar amount from paragraph (H)(1) of rule 1301:7-9-05 of the Ohio Administrative Code] per occurrence and [insert: applicable dollar amount from paragraph (J)(1) of rule 1301:7-9-05 of the Ohio Administrative Code] annual aggregate arising from operating (an) underground storage tank(s).

Underground storage tanks at the following facilities are assured by this financial test by this [insert: "owner" or "operator,"]: [list for each facility: the name and address of the facility where tanks assured by this financial test are located. If separate mechanisms are being used to assure any of the tanks at this facility, describe each tank assured by this financial test.]

A [insert: "financial test " and/or "guarantee"] is also used by this [insert: "owner" or "operator"] to demonstrate evidence of financial responsibility in the following amounts under United States Environmental Protection Agency regulations or state programs authorized by the United States Environmental Protection Agency under 40 C. F. R. Parts 281, 271, and 145:

--

Appropriate aggregate amount required for USTs in other states by the United States Environmental Protection Agency under 40 C.F.R. 280.93	\$_____
Appropriate aggregate amount required for USTs in other states by another state implementing program authorized by the United States Environmental Protection Agency under 40 C.F.R. Part 281	\$_____
Closure amounts required by the United States Environmental Protection Agency under 40 C.F.R. 264.143 and 265.143	\$_____

Post-closure care amounts required by the United States Environmental Protection Agency under 40 C.F.R. 264.145 and 265.145	\$_____
Liability coverage amounts required by the United States Environmental Protection Agency under 40 C.F.R. 264.147 and 265.147	\$_____
Corrective action amounts required by the United States Environmental Protection Agency under 40 C.F.R. 264.101(b)	\$_____
Plugging and abandonment amounts required by the United States Environmental Protection Agency under 40 C.F.R. 144.63	\$_____
Closure amounts required by all state implementing agencies under state programs authorized by the United States Environmental Protection Agency under 40 C.F.R. Part 271	\$_____
Post-closure care amounts required by all state implementing agencies under state programs authorized by the United States Environmental Protection Agency under 40 C.F.R. Part 271	\$_____
Liability coverage amounts required by all state implementing agencies under state programs authorized by the United States Environmental Protection Agency under 40 C.F.R. Part 271	\$_____
Corrective action amounts required by all state implementing agencies under state programs authorized by the United States Environmental Protection Agency under 40 C.F.R. Part 271	\$_____
Plugging and abandonment amounts required by all state implementing agencies under state programs authorized by the United States Environmental Protection Agency under 40 C.F.R. Part 145	\$_____
Total	\$_____

This [insert: "owner" or "operator,"] has not received an adverse opinion, a disclaimer of opinion, or a "going concern" qualification from an independent auditor on his financial statements for the latest completed fiscal year.

[Fill in the applicable information below.]

1.	Amount of annual UST aggregate coverage being assured in Ohio by a financial test	\$_____
2.	Amount of corrective action, closure and post-closure care costs, liability coverage, plugging and abandonment costs, and UST financial responsibility liabilities in all other states	\$_____
3.	Sum of lines 1 and 2	\$_____
4.	Total tangible assets	\$_____

5.	Total liabilities [if any of the amount reported on line 3 is included in total liabilities, you may deduct that amount from this line and add that amount to line 6]	\$_____
6.	Tangible net worth [subtract line 5 from line 4]	\$_____

--

		Yes	No
7.	Is line 6 at least ten times line 3?	_____	_____
8.	Have financial statements for the latest fiscal year been filed with the United States Securities and Exchange Commission?	_____	_____
9.	Have financial statements for the latest fiscal year been filed with the United States Energy Information Administration?	_____	_____
10.	Have financial statements for the latest fiscal year been filed with the United States Rural Utilities Service?	_____	_____
11.	Has financial information been provided to Dun and Bradstreet, and has Dun and Bradstreet provided a financial strength rating of 4A or 5A? [Answer "yes" only if both criteria have been met.]	_____	_____
12.	Have financial statements for the latest fiscal year been filed with the Ohio Department of Commerce?	_____	_____

[If lines 8 through 12 are all answered "no", please attach the report from an independent certified public accountant certifying that there are no material differences between the data as reported in lines 4 through 7 above and the financial statements for the latest fiscal year.]

[Complete the certification with this statement.]

I hereby certify that the wording of this letter is identical to the wording specified in Appendix A of rule 1301:7-9-05 of the Ohio Administrative Code as such regulation was constituted on the date shown immediately below.

[Signature]

[Name]

[Title]

[Date]