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The Energy Policy Act of 2005 requires states to promulgate Delivery Prohibition (Red Tag) regulations, requiring underground storage tank systems that are found to be out of compliance with certain regulations to have fuel deliveries prohibited, or "Red Tagged".

The Delivery Prohibition for USTs regulations (LAC 33:XI.Chapter 4) have become final and are available for review at the following website:

<http://www.deq.louisiana.gov/portal/tabid/1674/Default.aspx>

Once the LDEQ Delivery Prohibition procedures are in place, LDEQ will begin classifying certain underground storage tanks as ineligible for delivery, deposit, or acceptance of product by means of "Red Tagging". LDEQ will immediately "Red Tag" underground storage tanks that are not registered, that do not meet the 1998 upgrade requirements (no corrosion protection, no spill prevention, or no overfill protection), that have no established release detection method, and tanks that have released product and the release has not been addressed. LDEQ will also "Red Tag" tanks with other violations (deficiencies in the operation and maintenance of release detection, corrosion protection, or spill and overfill prevention, or no financial responsibility) if the deficiencies are not corrected within 30 days. Physical red tags will be tied around the affected tank fill ports. LDEQ will allow the facility to sell the remaining fuel in the affected tank(s), but no fuel deliveries will be allowed into the affected tank(s) until the tank/tank system has returned into compliance with the regulations.

In order to provide adequate notification to product deliverers, LDEQ will publish a list of Red Tagged facilities on the LDEQ website (www.deq.louisiana.gov). This list will be updated whenever facilities are added and removed from the list.

LDEQ will also email, fax, or call all identified active bulk distributors every time a UST facility is Red Tagged, and also when a Red Tag is removed.

Once all of the LDEQ UST Delivery Prohibition process procedures are finalized, all UST facilities and identified bulk distributors will be notified.

If you have received this document by fax and/or email, your company has been identified by LDEQ-UST Division as a bulk fuel distributor. If your facility does not deliver fuel to underground storage tanks in Louisiana, please notify Sam Broussard, UST Division, at 337-262-5744 to be removed from this notification list.

If you would like LDEQ to email or fax these notifications to a different email address or fax number, please notify Sam Broussard, UST Division, at 337-262-5744 or samuel.broussard@la.gov via email.