

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)
)
 PROPOSED AMENDMENTS TO:) R04-022
 REGULATION OF PETROLEUM) (UST Rulemaking)
 LEAKING UNDERGROUND STORAGE)
 TANKS (35 ILL.ADM.CODE 732))
)
 IN THE MATTER OF:)
)
 PROPOSED AMENDMENTS TO:) R04-023
 REGULATION OF PETROLEUM) (UST Rulemaking)
 LEAKING UNDERGROUND STORAGE) Consolidated
 TANKS (35 ILL.ADM.CODE 734))

TESTIMONY OF UNITED SCIENCE INDUSTRIES, INC. TO ALTER THE ILLINOIS
 ENVIRONMENTAL PROTECTION AGENCY'S PROPOSAL TO AMEND 35 ILL.
 ADM. CODE 732 AND 35 ILL. ADM. CODE 734

My name is Becky Canty. I am the Superintendent of Elverado Unit #196 Schools in Elkhartsville, IL. Our school district in Elkhartsville is a single incident PRP and therefore an interested party in the above rulemaking and I would like to offer the following testimony as it pertains to these rulemakings and the upcoming hearing on July 27, 2005.

Elverado Unit #196 School district is currently involved in a single incident clean up and the following are my observations, comments and testimony regarding our experience with the LUST Fund and the IEPA.

1. Trying to make all kinds of specifications from generalizations is never a good process. As educators we know that children are not the same either academically, physically, emotionally, and we don't or shouldn't educate them that way. That's why No Child Left Behind doesn't work; one size doesn't fit all. This analogy can

also be applied to the proposed rulemakings and their apparent number of conceptual flaws in the rules as currently presented in the First Opinion and Order.

2. The money from this LUST fund tremendously assists those of us who are already forced to function within stretched and strained budgets. The loser in an inflexible and flawed system will be the individual tank owners who's liability will be jeopardized.

3. This process (LUST) is an incredibly complicated issue for those who own individual tanks. The assistance of expert consultant/contractors who take over this responsibility is critical to the effectiveness and success of a proper clean-up. Changing this system could result in chaos and ignoring of the problem until our valuable water and eco-systems are destroyed.

4. Because there are public dollars involved, and all owners and operators of underground storage tanks are taxed-- Underground storage tank owners and the companies that clean-up should not be held hostage to an inflexible system.

Thank you for allowing me the opportunity to voice my opinions and observations. I trust that the Pollution Control Board will be vigilant in hearing, listening and understanding the needs of the small owner/operator in protecting our future and our environment.

Sincerley,
Elverado Unit #196 Schools

Becky Canty
Superintendent