

CERCLA Section 128(a) State and Tribal Response Program Funding Request Template

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The optional, sample form below for requesting Section 128(a) funding is provided for convenience, and CARs who do not use this form will not be penalized for providing the information in a different format. EPA Regions and CARs should work together to be sure CARs are providing sufficient information for their funding request and may alter this sample form to memorialize those communications. EPA may request additional information, if it is deemed appropriate to fully understand a CAR's funding request.

SAMPLE SECTION 128(a) FUNDING REQUEST FORM

The optional, sample form below for requesting FY2X Section 128(a) funding is provided for convenience, and CARs who do not use this form will not be penalized for providing the information in a different format.

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**FUNDING REQUEST
CERCLA Section 128(a) State and Tribal Response Program
CFDA: 66.817**

**Federal Fiscal Year (FY) 2025 Request for funding
Period of Performance: [Month, Day, Year] through [Month, Day, Year]
Specify New or Extension of Existing CA# _____**

- 1. State or Tribal Response Program to which the funds will be applied:**
- 2. Response Program Point of Contact:**
- 3. Total Amount Requested (fill out 1.a. and 1.b., OR just 1.c.):**
 - a. Annual Appropriation Funding Request:**
 - b. BIL Funding Request:**
 - c. Unspecified Funding Request:**
- 4. Do you plan to include CERCLA Section 128(a) funding in Performance Partnership Grant? Yes**
No
 - a. If yes, you must provide a specified request above in fields 1.a. and 1.b.**
- 5. Provide an overall basis for this funding request, including, if applicable, any planned collaborative projects with other federal agencies, new activities, or enhancements to the response program. CARs who do not have a MOA with EPA should provide an explanation of how your program includes, or is taking reasonable steps to include, the four elements described in Section V of the funding guidance. As noted in Section VII.H., this demonstration of the four elements will be part of the final work plan negotiation process:**

6. **How will the requested funding affect underserved communities and/or disadvantaged communities? If appropriate, provide names and locations of sites, information about the communities, etc., to support your request. If known, provide the percentage of site-specific work that will benefit underserved communities and/or disadvantaged communities.**

7. **Demonstration of significant utilization of prior years' funding.** CARs that received Section 128(a) funds prior to FY24 must provide an explanation and justification of funds (from FY23 or older) that remain unspent:

8. **Programmatic Capability – [Only Include if Specifically Requested by Region]:**

9. **Please update the table to provide enough detail to inform EPA how the CAR proposes to spend FY25 Section 128(a) funds:**

FUNDING USE	FY25 REQUEST	DETAILED SUMMARY OF INTENDED USE <i>(Example activities included below for reference; CARs are expected to edit this column prior to submitting their request.)</i>
<p>Establish or enhance the four elements:</p> <ol style="list-style-type: none"> 1. Timely survey and inventory of brownfields sites. 2. Oversight and enforcement authorities or other mechanisms. 3. Mechanisms and resources to provide meaningful opportunities for public participation. 4. Mechanisms or approval of a cleanup plan and verification and certification that cleanup is complete. 	<p>\$XX,XXX</p>	<ol style="list-style-type: none"> 1. Examples: <ul style="list-style-type: none"> • inventory and prioritize brownfield sites • develop or improve Institutional Controls/Engineering Controls tracking and SOPs 2. Examples: <ul style="list-style-type: none"> • develop/enhance ordinances, regulations, and procedures for response programs 3. Examples: <ul style="list-style-type: none"> • develop a community involvement process • build up community outreach and participation • issue public notices of site activities • develop a process to seek public input from local communities, especially communities with environmental justice concerns,

		<p>communities with a health risk related to exposure to hazardous waste or other public health concerns, economically disadvantaged or remote areas, and communities with limited experience working with government agencies to prioritize sites to be addressed</p> <ul style="list-style-type: none"> • digitize response program records for easier public access <p>4. Examples:</p> <ul style="list-style-type: none"> • develop/update cleanup standards • review cleanup plans and verify completed actions • build the capacity and process to verify that an assessment or cleanup was done properly and include documentation in the public record
<p>Establish and maintain the public record</p>	<p>\$XX,XXX</p>	<p>Examples:</p> <ul style="list-style-type: none"> • maintain public record • create web site for public record • disseminate public information on how to access the public record
<p>Enhance the response program</p>	<p>\$XX,XXX</p>	<p>Examples:</p> <ul style="list-style-type: none"> • provide oversight of site assessments and cleanups • attend training and conferences on brownfields cleanup technologies & other brownfields topics • update and enhance program management activities • negotiate/oversee contracts for response programs • enhance program management & tracking systems • Brownfields mentoring and training / succession-planning • develop or improve electronic document management system • <i>[even if response programs have MOAs with EPA, examples provided above in the 4 elements section may also be helpful if those aspects of the program need enhancing]</i>

<p>Site-specific activities</p> <p><i>[CAR may conduct assessments or cleanups at sites that meet the definition of a brownfield site at CERCLA Section 101(39)].</i></p>	<p>\$XX,XXX</p> <p><i>[Amount requested for site-specific assessments and cleanups may not exceed 75% of the total amount of Section 128(a) funding awarded to the CAR during FY 2024. Oversight of assessment and cleanup activities performed by responsible parties (other than the state or tribe) does not count toward the 75% limit. The 75% cap also does not include personnel or supplies/equipment purchased in support of site-specific work.]</i></p>	<p>Examples:</p> <ul style="list-style-type: none"> • perform site assessments and cleanups • develop QAPPs • establish eligibility of target sites • prepare Property Profile Forms/input data into ACRES database for these sites
<p>Total funding</p>	<p>\$XXX,XXX</p>	