**Session 8: Exercise**

**PRP Search Documentation**

For each question listed below, click next to the correct letter, or letters, that best represents the answer.

**1. What two deliverables should a baseline PRP search report include?**

 **A** Site history and title deed search

 **B** Site chronology and enforcement history

 **C** Site history and PRP synopsis

 **D** PRP Identification and type of release

 **E** Ownership history and PRP Identification

**2. Which guidance(s) was/were issued in response to an Office of Inspector General Investigation?**

 **A** The Preliminary PRP Search Completion Measure

 **B** The EPA’s Continued Efforts to Enhance CERCLA Cost Recovery

 **C** The PRP Search Documentation Summary Requirements for Decision Documents to Not Pursue Cost Recovery

 **D** Both A and C

 **E** None of the Above

**3. Which type of Notice should only be given if your Region has the practice of issuing it?**

 **A** Special

 **B** Verbal

 **C** General

 **D** Both A and B

 **E** None of the Above

**4. Which two statements are false?**

 **A** Ability to Pay Determinations are done for most PRPs at Superfund Sites to determine what amount would be fair for the PRP to pay.

 **B** Follow-up PRP search reports are done when new evidence, sale of property, or additional information from a 104(e) information request is received, or before milestone cleanup activities begin.

 **C** All Regions do a baseline PRP search report.

 **D** Waste Stream Analysis is when the contaminants at a site are compared to those at an arranger’s facility to determine if the arranger is liable for the contamination at the site.

 **E** PRP Search Activities should be tracked in the Superfund Enterprise Management System (SEMS) by the start and completion date of the PRP Search being entered.

**5. For a site in southeastern Georgia, a removal action is completed in May 2003, a remedial investigation begins in June 2008 with a record of decision which is signed in April 2011, then a remedial design is completed in January 2013, and finally the remedial action begins in December 2015. For what actions and by when could EPA recover their costs?**

 **A** EPA could recover all their costs for the site no later than December 2021.

 **B** EPA could recover the remedial investigation, remedial design, and remedial action costs no later than December 2018.

 **C** EPA could recover the record of decision, remedial design, and remedial action costs no later than December 2018.

 **D** EPA could recover the removal, remedial design, and remedial action costs no later than December 2021.

 **E** EPA could recover the remedial investigation, remedial design, and remedial action costs for the site no later than December 2021.

**Session 8: Exercise Answers**

**PRP Search Documentation**

For each question listed below, click next to the correct letter, or letters, that best represents the answer.

 C **1. What two deliverables should a baseline PRP search report include?**

 **Site History and PRP Synopsis**

 Each PRP Search should include a site history and PRP synopsis. Although there is no definition of what constitutes a completed baseline PRP search report, the Enforcement Officer/Investigator may not have a complete understanding of the PRPs at the site without both the site history and PRP synopsis.

 D  **2. Which guidance(s) was/were issued in response to an Office of Inspector General Investigation?**

 **Both A and B**

 Both guidances referenced in Session 8, the Preliminary PRP Search Completion Measure and the PRP Search Documentation Summary Requirements for Decision Documents to Not Pursue Cost Recovery, were issued in response to the 2009 EPA OIG report entitled EPA Needs to Improve Internal Controls to Increase Cost Recovery, Report No. 09-P-0144.

 B **3. Which type of Notice should only be given if your Region has the practice of issuing it?**

 **Verbal**

 Some Regions do have a practice of issuing verbal notice to PRPs, while other Regions only issue written notice to PRPs.

 A & C **4. Which two statements are false?**

 **Ability to Pay Determinations are done for most PRPs at Superfund Sites to determine what amount would be fair for the PRP to pay. (A)**

 **All Regions do a baseline PRP search report. (C)**

Ability to Pay Determinations are done when a PRP claims they may have an inability to pay the entire amount of the cleanup, not for all PRPs.

 Not all Regions do a baseline PRP search report, but many Regions do have a report format that is used at some point in the PRP search.

 E **5. For a site in southeastern Georgia, a removal action is completed in May 2003, a remedial investigation begins in June 2008 with a record of decision which is signed in April 2011, then a remedial design is completed in January 2013, and finally the remedial action begins in December 2015. For what actions and by when could EPA recover their costs?**

 **EPA could recover the remedial investigation, remedial design, and remedial action costs for the site no later than December 2021.**

Since the removal action was completed in May 2003 and the remedial investigation did not begin until June 2008, the removal costs cannot be recovered. With the record of decision being signed in April 2011, the remedial design being completed in January 2013, and finally the remedial action beginning in December 2015, all the remedial costs are able to be recovered. All the remedial activities took place within three years of the completion of each activity, therefore Region 4 has until December 2021 to recover those costs.