



Contra  
Costa  
County

To: Board of Supervisors  
From: Anna Roth, Health Services Director  
Date: June 26, 2018

Subject: Support Position on AB 1980 (Quirk) – Change to the Statute of Limitations for the Aboveground Petroleum Storage Act

**RECOMMENDATION(S):**

Adopt a "Support" position on Assembly Bill 1980 (Quirk) to change the statute of limitations for the Aboveground Petroleum Storage Act (APSA) from one year to five years.

**FISCAL IMPACT:**

No impact.

**BACKGROUND:**

Contra Costa County is the Certified Unified Program Agency (CUPA) for all of Contra Costa County and the requirements of the CUPA are administered by the Health Services Hazardous Materials Program. The CUPA programs include six hazardous material programs, including the Aboveground Petroleum Storage Act (APSA) Program. Businesses that handle petroleum in aboveground storage tanks are subject to the APSA Program.

Existing law requires that actions for civil penalties or punitive damages under specified provisions relating to the five CUPA programs be commenced within 5 years after the discovery by the agency bringing the action of the facts constituting the grounds for

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY

☐ RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **06/26/2018** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

AYE: John Gioia, District I Supervisor  
Candace Andersen, District II Supervisor  
Diane Burgis, District III Supervisor  
Karen Mitchoff, District IV Supervisor  
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: June 26, 2018

David Twa, County Administrator and Clerk of the Board of Supervisors

By: June McHuen, Deputy

Contact: Randy Sawyer,  
925-335-3210

commencing the action. Existing APSA Program law requires that actions for civil penalties or punitive damage under the APSA

BACKGROUND: (CONT'D)

program be commenced within 1 year.

This bill would include actions relating to aboveground storage of petroleum within the 5-year limitations period.

ATTACHMENTS

Letter of Support