



## **Application for 128(a) Bipartisan Infrastructure Law (BIL) Funding**

Please complete this form when applying for 128(a) BIL funding from the Indiana Brownfields Program (Program) for sites requiring assessment and/or cleanup activities. Criteria for funding eligibility are listed below:

- Section 128(a) BIL funds can only be used for assessments or cleanups at sites that meet the definition of a Brownfield as defined in CERCLA Section 101(39)
- No more than \$250,000 per site assessment and no more than \$250,000 per site cleanup can be funded with Section 128(a) BIL funds
  - The per-site cap includes any funding that has already been allocated from FY22 Section 128(a) Annual Appropriation funds. The BIL does not add an additional \$250,000 on top of the previous \$200,000 cap. If the previous \$200,000 cap has been reached, an additional \$50,000 may be awarded.
- Funds may not be used to assess and/or clean up sites owned or operated by the State or where the State is a Potentially Responsible Party.

If you are unable to provide the information necessary for funding qualification, please state why the information is unavailable and provide any available information that may be relevant to potential liability or site ownership history.

Funding requests and/or questions should be directed to:

Andrea Robertson Habeck  
 Indiana Brownfields Program  
 Technical Staff Coordinator  
 aroberts@ifa.IN.gov / 317-234-0968

The Program will provide an email response pertaining to 128(a) BIL funding eligibility within 30 days.

Indicate type of assistance:     **ASSESSMENT**                       **CLEANUP** (provide copy of deed)

### **Applicant Information**

Date	
Name of Applicant	
Organization/Affiliation	
Street Address	
City, Zip, County	
Phone	
Email	

**Site Information**

Site Name(s)	
Street Address	
City, Zip, County*	
Site Acreage*	
IDEM FID # or Incident #	
Operational History of Site	
Current Use	
Environmental Concerns*	
Redevelopment Plans	
Is the Applicant a potentially responsible party that has caused or contributed to the contamination of the Site or did the Applicant own the Site at the time the contamination occurred?	
Prior EPA Grant Funding (please include the grantee, grant type and amount)	

\*Attach maps or photos, if available.

**Site Ownership Information**

Current Owner Name(s)	
Acquisition Date	
Type of Acquisition (e.g., tax deed)	
Did the current owner cause or exacerbate contamination?	
If the Applicant is not the Owner, does the Applicant have or can it obtain access to 100% of the Site for the Indiana Brownfields Program and its agents? (please attach any executed access agreement)	

### Eligibility Determination Criteria

Does the property meet the following eligibility criteria?	
yes <input type="checkbox"/> no <input type="checkbox"/>	The Property is not listed or proposed for listing on the National Priorities List (NPL).
yes <input type="checkbox"/> no <input type="checkbox"/>	The Property is not subject to unilateral administrative orders, court orders, administrative orders on consent, or judicial consent decrees issued to or entered into the parties under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA).
yes <input type="checkbox"/> no <input type="checkbox"/>	The Property is not subject to the jurisdiction, custody, or control of the United States government.

### Property Specific Exclusions

Does the property fall into any of the following exclusions from eligibility? (If yes, it will be necessary for the Program to obtain a property-specific determination from U.S. EPA to approve eligibility)	
yes <input type="checkbox"/> no <input type="checkbox"/>	The property is the subject of a planned or ongoing removal under Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA).
yes <input type="checkbox"/> no <input type="checkbox"/>	The property is a site listed or proposed for listing on the U. S. Environmental Protection Agency's (EPA) National Priority List (NPL), a portion of an NPL Site, or associated with an NPL Site.
yes <input type="checkbox"/> no <input type="checkbox"/>	The facility is the subject of a unilateral administrative order, a court order, an administrative order on consent or judicial consent decrees issued to or entered into by the parties under CERCLA, the Solid Waste Disposal Act, the Federal Water Pollution Act, the Toxic Substances Control Act, or the Safe Drinking Water Act
yes <input type="checkbox"/> no <input type="checkbox"/>	The property is subject to the jurisdiction, custody or control of a department, agency or instrumentality of the United States, except for land held in trust by the United States for an Indian tribe.
yes <input type="checkbox"/> no <input type="checkbox"/>	The property, or a portion of the property has had a release of polychlorinated biphenyls (PCBs) and the release is subject to remediation under the Toxic Substances Control Act (TSCA).
yes <input type="checkbox"/> no <input type="checkbox"/>	The property is a land disposal unit where a closure notification under subtitle C of the Solid Waste Disposal Act has been submitted and closure requirements have been specified in a closure plan or permit

### Previous Environmental Assessments

List Environmental Assessment Reports with completion dates and consultant, if known (or list IDEM Virtual File Cabinet document numbers, if available)

**Areas of Concern, if Known**

1. Explain how the site became contaminated, if known, and describe current site conditions.
2. Nature and extent of contamination, if known

**Judgements, Orders, or Third Party Suits**

Has a responsible party(ies) been identified through any of the following? (check one)	
1. Judgment rendered	yes <input type="checkbox"/> no <input type="checkbox"/>
2. Enforcement action pending	yes <input type="checkbox"/> no <input type="checkbox"/>
3. Citizen suit or third party claim filed	yes <input type="checkbox"/> no <input type="checkbox"/>

**Responsible Parties**

Identify the party(ies) responsible for the contamination, if known, and the time period during which activities resulting in contamination were conducted at the site.