

State Water Resources Control Board

October 28, 2026

To: Unified Program Agencies and Other Interested Parties

UNDERGROUND STORAGE TANK STATUTORY PROVISIONS OF ASSEMBLY BILL 2776 AND SENATE BILL 795

Effective January 1, 2027, Assembly Bill (AB) 2776 and Senate Bill (SB) 795 amend Health and Safety Code, chapter 6.7 (H&SC) provisions related to underground storage tank (UST) compliance timelines, monitoring, and compatibility requirements for gasoline containing ethanol up to 15 percent (E15).

AB 2776

AB 2776 amends H&SC, sections 25288(d) and 25290.1(e), modifying compliance timeframes and vacuum, pressure, or hydrostatic (VPH) monitoring requirements.

H&SC section 25288(d) currently requires owners and operators to submit a work plan to return to compliance within 60 days of receiving an inspection report. AB 2776 amends section 25288(d) to require owners and operators with violations to return to compliance within 30 days of receiving the inspection report. The Unified Program Agency (UPA) may approve an extension for the return to compliance if the owner or operator submits a plan to the UPA within 30 days of receiving the inspection report.

H&SC section 25290.1(e) currently requires VPH monitoring of the interstitial space of the underground storage tank. AB 2776 amends this section to specify that the buried portions of a UST must be constantly vacuum, pressure, or hydrostatically monitored. For owners and operators with facilities that have unburied product piping, VPH monitoring will not be required after January 1, 2027.

The complete text of AB 2776 can be found at:

https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202520260AB2776

SB 795

SB 795 adds section 25299.9 to H&SC, which requires enhanced vapor control system equipment manufacturers to submit a statement of compatibility for suitable for gasoline containing up to 10 percent (E10) to be deemed certified for use with E15. The manufacturer's statement must indicate that the equipment has been determined to be safe for use with gasoline containing up to 15 percent ethanol. Owners and operators still are required to demonstrate compatibility of the UST system with the substance stored. As a reminder, fiberglass tanks manufactured before 1990, and some UST

components such as piping, turbines, and line leak detectors only are compatible with ethanol blends up to E10 based on the manufacturer's statement of compatibility.

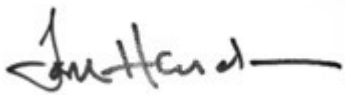
SB 795 also requires the Office of the State Fire Marshal (OSFM) to adopt regulations governing labeling for E10 through E15 compatible vapor control systems and components. Owners and operators can continue to use their manufacturer's E10 statement of compatibility to apply for a two-year certification for E15 through OSFM until January 1, 2029. H&SC section 25299.9 will be repealed on January 1, 2029. OSFM likely will require phase 1 and 2 EVR compatibility certification through UL for E15.

The complete text of SB can be found at:

https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202520260SB795

For questions regarding the UST provisions of AB 2776 and SB 795, please contact me at (916) 319-9128 or Tom.Henderson@waterboards.ca.gov.

Sincerely,



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