

New York State's Natural Resource Damages Initiative 2008 Update

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THE GOAL OF NRD: Restoration of Injured Resources

Before



After



More Goals of NRD

- To “make the public whole” following release of hazardous substances or oil
- To *restore, rehabilitate, replace, and acquire the equivalent* of the injured resources and their services
- Compensatory, not punitive



The Typical NRDAR Process

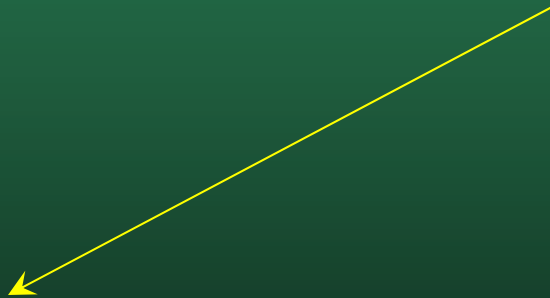


An Expedited NRDAR Process

Preassessment with Streamlined Assessment



Coordinated Restoration Planning



Implementation of Projects to
Resolve Liability



NYS NRD History and Current Initiative



Focus historically on large multi-year assessments

- Hudson River; Onondaga Lake; St. Lawrence Massena; Lake Ontario
- Commissioner's statewide NRD initiative
 - comprehensive review and pursuit of all appropriate sites: small, medium and large



More on Statewide NRD



- Commitment of Additional Resources
- Enhanced coordination within the Department
- Comprehensive Review – legal, scientific, economic
- Early approach to potentially responsible parties
 - Currently in active negotiations with PRP's



Coordination and Cooperation

- Benefits of early involvement with Responsible Parties
 - Expedited assessment to get to Restoration sooner
 - Cooperative Assessments
 - Coordinate with Remedial process
 - Tends to avoid litigation and high transaction costs (e.g. assessment, consultant and legal fees)



Restoration Planning



Restoration Implementation

