

# MAINE STATE LEGISLATURE

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# 121st MAINE LEGISLATURE

## SECOND SPECIAL SESSION-2004

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Legislative Document

No. 1870

H.P. 1390

House of Representatives, February 25, 2004

### An Act To Prohibit the Sale of Gasoline Containing MTBE

(AFTER DEADLINE)

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Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Reference to the Committee on Natural Resources suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative RINES of Wiscasset.  
Cosponsored by Senator HALL of Lincoln and  
Representatives: BERRY of Belmont, BLISS of South Portland, CLOUGH of Scarborough,  
FLETCHER of Winslow, GROSE of Woolwich, HUTTON of Bowdoinham, McLAUGHLIN  
of Cape Elizabeth, PERRY of Bangor.

2 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 10 MRSA §1453, sub-§§7-A and 7-B** are enacted to read:

6 7-A. Motor fuel dispenser. "Motor fuel dispenser" means a commercial motor fuel dispenser that dispenses automobile gasoline for retail sale;

8 7-B. MTBE. "MTBE" means the gasoline oxygenate methyl tertiary butyl ether;

10 **Sec. 2. 10 MRSA §1459** is enacted to read:

12 **§1459. Prohibition on sale of MTBE**

14 A person may not own or operate a motor fuel dispenser in this State that dispenses automobile gasoline containing MTBE in a measurable quantity.

16 **Sec. 3. 10 MRSA §2413**, as enacted by PL 1999, c. 709, §1, is repealed.

18 **Sec. 4. 38 MRSA §585-H**, as enacted by PL 1999, c. 709, §2, is repealed.

20 **SUMMARY**

22 Current law requires the Department of Environmental Protection to work towards the goal of the elimination of MTBE, the gasoline oxygenate methyl tertiary butyl ether, in gasoline sold in Maine by January 1, 2003.

24 This bill prohibits the retail sale of automobile gasoline containing MTBE.