

# MAINE STATE LEGISLATURE

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H. 868

L.D. 923

DATE: 3/18/94

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ENERGY & NATURAL RESOURCES

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
116TH LEGISLATURE  
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 681, L.D. 923, Bill, "An Act to Amend the Underground Oil Storage Tank Replacement Fund"

Amend the bill by inserting after the enacting clause the following:

'Sec. 1. 10 MRSA §963-A, sub-§§1-A and 1-B are enacted to read:

1-A. Aboveground oil storage facility. "Aboveground oil storage facility," also referred to as a "facility," means any aboveground oil storage tank or tanks, together with associated piping, and transfer and dispensing facilities located over land or water of the State at a single location for more than 4 months per year and used or intended to be used for the storage or supply of oil. Oil terminal facilities, as defined in Title 38, section 542, subsection 7, and propane facilities are not included in this definition.

1-B. Aboveground oil storage tank. "Aboveground oil storage tank," also referred to as "tank," means any aboveground container, less than 10% of the capacity of which is beneath the surface of the ground, that is used or intended to be used for the storage or supply of oil. Included in this definition are any tanks situated upon or above the surface of a floor in such a manner that they may be readily inspected.'

COMMITTEE AMENDMENT

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2 Further amend the bill in section 1 in subsection 3 in the  
first paragraph by striking out all of the last underlined  
4 sentence (page 1, lines 28 to 32 in L.D.) and inserting in its  
place the following: 'Money in the fund may be used for direct  
6 loans or grants for all or part of underground oil storage  
facility replacement projects, underground oil storage tank  
8 replacement projects, aboveground oil storage tank or facility  
construction or replacement projects or gasoline service station  
10 vapor control or petroleum liquids transfer vapor recovery  
projects as described in paragraph A when the authority  
determines that:'

12  
14 Further amend the bill in section 1 in subsection 3 in  
paragraph C in the first line (page 2, line 5 in L.D.) by  
16 striking out the following: "There" and inserting in its place  
the following: 'If the assistance includes a loan, there'

18 Further amend the bill in section 1 in subsection 3 in the  
first blocked paragraph in the 3rd line (page 2, line 10 in L.D.)  
20 by inserting after the following: "stations," the following: 'and  
who are not able to repay a loan,'

22  
24 Further amend the bill in section 2 in that part designated  
"§1026-F." in subsection 1 in the 7th line (page 2, line 44 in  
L.D.) by striking out the following: "installation of equipment  
26 related to the"

28 Further amend the bill by renumbering the sections to read  
consecutively.

30  
32 Further amend the bill by inserting at the end before the  
statement of fact the following:

34  
36 **FISCAL NOTE**

38 This bill broadens the underground tank loan program  
administered by the Finance Authority of Maine to include  
40 aboveground oil storage tank or facility construction or  
replacement projects. The costs associated with administrating  
42 the program can be absorbed within existing resources of the  
authority.'

44  
46 **STATEMENT OF FACT**

48 The amendment adds definitions for aboveground oil storage  
facility and tank, provides that an applicant for assistance with  
a vapor recovery or control project must be given a grant only if  
50 the person is not able to repay a loan, and makes other technical

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changes to the bill. The amendment also adds a fiscal note to the bill.

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**COMMITTEE AMENDMENT**