MAINE STATE LEGISLATURE

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2	L.D. 857
2	DATE: 4/30/01 (Filing No. H-209)
4	
6	NATURAL RESOURCES
8	
10	Reproduced and distributed under the direction of the Clerk of the House.
12	STATE OF MAINE
14	HOUSE OF REPRESENTATIVES 120TH LEGISLATURE
16	FIRST REGULAR SESSION
18	COMMITTEE AMENDMENT "A" to H.P. 657, L.D. 857, Bill, "Ar
20	Act to Strengthen the Ground Water Oil Clean-up Fund"
22	Amend the bill by inserting after the enacting clause and before section 1 the following:
24	'Sec. 1. 38 MRSA §568-A, sub-§1, ¶E, as enacted by PL 1989, c.
26	865, §15 and affected by §§24 and 25, is amended to read:
28	E. An applicant is not eligible for coverage under this section if the applicant has any one or combination of the
30	following relationships with an entity that owns or operates an oil refinery:
32	-
34	(1) Is owned directly by or directly owns that entity;
36	(2) Is a franchisee of that entity;
30	(3) Is a member of a partnership or limited
38	partnership that includes that entity;
40	(4) Is a subsidiary of that entity; or

Page 1-LR1553(2)

(5) Is a parent corporation of that entity.

An applicant is not subject to this exclusion from coverage

for discharges discovered after September 30, 2001 or if its

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 657, L.D. 857

2	to	e relationship with the purchase oil from the en	ntity exclusively	
4		for the applicant's const	-	a b br 1000 a
6		. 2. 38 MRSA §568-A, sub- A, §1 and affected by §3		
8	A. <u>bas</u>	Standard deductibles ar ed on the number of unde		
10	<u>cap</u> fac	acity of gallons owne ility owner at the	ed by the above time the covere	veground storage ed discharge is
12	dis	covered. Standard deduct	cibles are as fol	lows.
14		(1) For expenses relations to the storage facility, the	deductible amou	nt is determined
16		in accordance with the	following schedu	1e:
18		Number of underground storage facilities		Deductible
20		owned by the facility	owner	
22		1 2 to 5		\$2,500 5,000
24		6 to 10 11 to 20		10,000 25,000
26		21 to 30 over 30		40,000 62,500
28				
30		(2) For expenses rela storage facility, the in accordance with the	deductible amou	nt is determined
32		Takal abangguang ail	- t	Deductible
34		Total aboveground oil a capacity in gallons own the facility owner		Deduccible
36		_		# 500
38		Less than 1,320 1,321 to 50,000 50,001 to 250,000		\$500 2,500 5,000
40		250,001 to 500,000 500,001 to 1,000,000		10,000 25,000
42		1,000,001 to 1,500,000 greater than 1,500,000		40,000 62,500
44		-		
46		(3) For facilities underground tanks when not be determined or	the source of t	
48		types of tanks, th		luctible is the
50		whichever is greater.'	saskaradrah	(2, 02 (2),

Page 2-LR1553(2)

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 657, L.D. 857

2	Further amend the bill in section 1 in paragraph E in the
4	3rd line (page 1, line 8 in L.D.) by striking out the following: " 10ϕ " and inserting in its place the following: ' 10ϕ 20 ϕ '
6	Further amend the bill in section 1 in paragraph E in the 4th line (page 1, line 9 in L.D.) by striking out the following:
8	"5¢" and inserting in its place the following: '5¢ $10¢$ '
10	Further amend the bill by inserting after section 1 the following:
12	'Sec. 2. Allocation. The following funds are allocated from
14	Other Special Revenue funds to carry out the purposes of this Act.
16	2001-02 2002-03
18	ENVIRONMENTAL PROTECTION, DEPARTMENT OF
20	
22	Remediation and Waste Management
24	All Other \$18,750 \$18,750
26	Allocates additional funds from the Ground Water Oil
28	Clean-up Fund to cover previously exempted clean-up
30	costs.'
32	Further amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read
34	consecutively.
36	Further amend the bill by inserting at the end before the summary the following:
38	
40	'FISCAL NOTE
42	2001-02 2002-03
	APPROPRIATIONS/ALLOCATIONS
44	Other Funds \$18,750 \$18,750
46	REVENUES
48	Other Funds \$1,945,000 \$1,945,000

Page 3-LR1553(2)

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 657, L.D. 857

2	Increasing the allowable surcharge and the threshold by
	which surcharge fees can be collected for the Ground Water Oil
4	Clean-up Fund will increase fee collections. The estimated
_	annual increase of dedicated revenue to the Department of
6	Environmental Protection is \$1,945,000 beginning in fiscal year 2001-02.
8	
	This bill includes annual Other Special Revenue funds
10	allocations of \$18,750 beginning in fiscal year 2001-02 for the
10	
	Ground Water Oil Clean-up Fund administered by the Department of
12	Environmental Protection to cover previously exempted clean-up costs.'
14	
16	SUMMARY
18	The amendment clarifies that the amount of the standard
	deductibles applicable under the Ground Water Oil Clean-up Fund
20	are based on the number of underground storage facilities or the
	capacity of gallons owned by the aboveground oil storage facility
22	owner at the time a discharge is discovered.
	onnot de discussió a discondige is discoverda.
24	The amendment also removes an exemption from coverage under
	the Ground Water Oil Clean-up Fund for applicants having certain
26	_
20	relationships with entities that own or operate an oil refinery
	as long as the discharge is discovered after September 30, 2001.
28	
	The amendment also increases the limit on the surcharge that
30	may be assessed on gasoline and other petroloum products from 10%

may be assessed on gasoline and other petroleum products from 10 ¢ to 20 ¢ per barrel for gasoline and from 5 ¢ to 10 ¢ per barrel for other petroleum products.

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The amendment also adds an allocation section and a fiscal note to the bill.