

MAINE STATE LEGISLATURE

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Date: 3-14-08

(Filing No. S-465)

NATURAL RESOURCES

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STATE OF MAINE

SENATE

123RD LEGISLATURE

SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 765, L.D. 1971, Bill, "An Act Concerning Gasoline Station Vapor Recovery Requirements"

Amend the bill by inserting after the enacting clause and before section 1 the following:

'Sec. 1. 38 MRSA §585-E, sub-§3, as enacted by PL 1995, c. 493, §15, is repealed.

Sec. 2. 38 MRSA §585-E, sub-§4, as enacted by PL 1995, c. 493, §15, is repealed.

Sec. 3. 38 MRSA §585-E, sub-§5, as enacted by PL 1995, c. 493, §15, is repealed.'

Amend the bill in section 1 in the last line (page 1, line 6 in L.D.) by striking out the following: "August 1, 2008" and inserting the following: 'January 1, 2012'

Amend the bill by inserting after section 1 the following:

'Sec. 2. 38 MRSA §585-E, sub-§7 is enacted to read:

7. Exemptions. A gasoline station is exempt from the provisions of this section:

A. After January 1, 2008 if it has at least an annual throughput of 1,000,000 gallons of gasoline;

B. If, upon department verification and approval, excavation of one or more storage tanks is required in order to install or repair a below-ground component of the Stage II vapor recovery system; or

C. If it is constructed after the effective date of this subsection.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

COMMITTEE AMENDMENT

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SUMMARY

The amendment exempts from vapor recovery requirements gasoline stations that exceed an annual 1 million gallon gasoline throughput, that require excavation of underground storage tanks in order to repair or replace components of the Stage II vapor recovery system or that are constructed after the effective date of the amendment. The amendment also changes the repeal date of the Stage II vapor recovery system requirement to January 1, 2012.

The amendment also repeals sections of law that required a report by February 1, 1996, required the Governor to confer with the joint standing committee of the Legislature having jurisdiction over natural resources matters by March 1, 1996 and require the Board of Environmental Protection to adopt rules if the United States Environmental Protection Agency disapproves the State's 15% reduction plan and the department to confer with the joint standing committee of the Legislature having jurisdiction over natural resources matters before it proposes revision of a Stage II vapor recovery system rule.