

MAINE STATE LEGISLATURE

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Date: 3/11/08

L.D. 2072
(Filing No. H-743)

NATURAL RESOURCES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
123RD LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1456, L.D. 2072, Bill, "An Act To Conform the Laws Governing Underground Oil Storage Tanks to the Requirements of the Federal Energy Policy Act"

Amend the bill in section 3 in §565-A in subsection 1 in the 7th line (page 2, line 27 in L.D.) by inserting after the following: "to the tank and" the following: ', if a threat of release is imminent,'

Amend the bill in section 3 in §565-A in subsection 4 in the 3rd to 6th lines (page 3, lines 17 to 20 in L.D.) by striking out the following: "or provide the tank owner or operator with a red tag for that purpose. Immediately upon receipt of a red tag from the department, the owner or operator shall affix the tag, in plain view, to the tank fill pipe"

SUMMARY

This amendment requires a threat of release to be imminent in order for the Commissioner of Environmental Protection to issue an administrative order to cease operation of an underground oil storage tank. It also removes the authority of the Department of Environmental Protection to allow a tank owner or operator to affix a red tag to a tank and instead requires department staff to affix the tag.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



Approved: 03/05/08 *MRC*

123rd MAINE LEGISLATURE

LD 2072

LR 3076(02)

An Act To Conform the Laws Governing Underground Oil Storage Tanks to the Requirements of the Federal Energy Policy Act

Fiscal Note for Bill as Amended by Committee Amendment "A"

Committee: Natural Resources

Fiscal Note Required: Yes

Fiscal Note

Current biennium cost increase - Federal Expenditures Fund

Fiscal Detail and Notes

This legislation adds certain training and certification requirements for owners and operators of underground oil storage tanks. The United States Environmental Protection Agency has awarded the Department of Environmental Protection a federal grant of \$188,000 to implement this program. The Department of Environmental Protection will use approximately \$21,000 of the federal grant for personal services by allowing current staff paid by the Groundwater Oil Clean-Up Fund to journal the cost of time spent on this project to the grant. The remainder of the grant will be used for contractual services and other miscellaneous expenses.