

MAINE STATE LEGISLATURE

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126th MAINE LEGISLATURE

SECOND REGULAR SESSION-2014

Legislative Document

No. 1796

S.P. 718

In Senate, February 27, 2014

An Act To Delay Implementation of Reformulated Gasoline Requirements in Maine

(EMERGENCY)

Reported by Senator BOYLE of Cumberland for the Joint Standing Committee on Environment and Natural Resources pursuant to Public Law 2013, chapter 221, section 3.

Reference to the Committee on Environment and Natural Resources suggested and ordered printed pursuant to Joint Rule 218.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

1 **Emergency preamble. Whereas,** acts and resolves of the Legislature do not
2 become effective until 90 days after adjournment unless enacted as emergencies; and

3 **Whereas,** current law requires the sale of reformulated gasoline in 7 southern
4 counties in the State beginning on May 1, 2014; and

5 **Whereas,** due to recent developments in the gasoline supply network, gasoline
6 distributors in the State are unable to meet this requirement without significant expense,
7 which could impact pricing across the State; and

8 **Whereas,** in order to meet federal Clean Air Act requirements, from May 1st to
9 September 15th, retailers who sell gasoline in 7 southern counties in the State may sell
10 only gasoline that has a Reid vapor pressure no greater than 7.8 psi; and

11 **Whereas,** before the State can require the 7 counties to sell only reformulated
12 gasoline during the summer months, the Department of Environmental Protection must
13 submit a request to the United States Environmental Protection Agency; and

14 **Whereas,** sufficient lead time is necessary for submission of the State's request by
15 the Department of Environmental Protection and review of the State's request by the
16 United States Environmental Protection Agency prior to the 2015 summer season; and

17 **Whereas,** in the judgment of the Legislature, these facts create an emergency within
18 the meaning of the Constitution of Maine and require the following legislation as
19 immediately necessary for the preservation of the public peace, health and safety; now,
20 therefore,

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

22 **Sec. 1. 38 MRSA §585-N,** as enacted by PL 2013, c. 221, §2, is amended to read:

23 **§585-N. Reformulated gasoline**

24 Beginning ~~May 1, 2014~~ June 1, 2015, a retailer who sells gasoline in York,
25 Cumberland, Sagadahoc, Androscoggin, Kennebec, Knox or Lincoln County may sell
26 only reformulated gasoline in those counties.

27 **Sec. 2. Report.** The Department of Environmental Protection shall study the
28 feasibility of easing the multiple gasoline requirements in this State and achieving the use
29 of a single type of gasoline for all of the State. The Department of Environmental
30 Protection shall submit a report and implementing legislation directing the State to use a
31 single type of gasoline to the joint standing committee of the Legislature having
32 jurisdiction over environment and natural resources matters by January 30, 2015. The
33 joint standing committee may report out a bill on the subject matter of the department's
34 report to the First Regular Session of the 127th Legislature.

35 **Emergency clause.** In view of the emergency cited in the preamble, this
36 legislation takes effect when approved.

1

SUMMARY

2 This bill is reported out by the Joint Standing Committee on Environment and
3 Natural Resources pursuant to Public Law 2013, chapter 221, section 3. This bill extends
4 by one year and one month the implementation date for reformulated gasoline to be the
5 only gasoline sold in 7 southern counties in the State. The bill also requires the
6 Department of Environmental Protection to study the feasibility of easing the multiple
7 gasoline requirements in this State and achieving the use of a single type of gasoline for
8 all of the State and to submit a report and implementing legislation directing the State to
9 use a single type of gasoline to the joint standing committee of the Legislature having
10 jurisdiction over environment and natural resources matters by January 30, 2015. The
11 joint standing committee is authorized to report out a bill on the subject matter of the
12 department's report to the First Regular Session of the 127th Legislature.



126th MAINE LEGISLATURE

LD

LR 2803(01)

An Act To Delay Implementation of Reformulated Gasoline Requirements in Maine

Fiscal Note for Original Bill
Committee: Environment and Natural Resources
Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - Other Special Revenue Funds

Fiscal Detail and Notes

This bill requires the Department of Environmental Protection (DEP) to submit a report and implementing legislation to the Legislature by January 30, 2015 directing the State to use a single type of gasoline. Any additional costs to the DEP to study the feasibility of easing multiple gasoline requirements and using a single type of gasoline are expected to be minor and can be absorbed within existing budgeted resources.