

(v) For residential owners of heating oil tanks, a deductible of ~~[\$1,000]~~ \$500; and

(2) The maximum amount to be reimbursed from the Fund shall be:

- (i) \$125,000 for underground oil storage tanks per occurrence; and
- (ii) ~~[\$10,000]~~ \$20,000 for heating oil tanks per occurrence.

~~[(e)]~~ (D) To be eligible for reimbursement from the Fund, an owner or operator shall:

(1) Certify that the discharge is not the result of a willful or deliberate act;

(2) Submit a corrective action plan, schedule, and cost estimate to the Department that shall include provisions for the environmentally sound treatment or disposal of contaminated soils that meet all federal and State requirements and standards; and

(3) Except for heating oil tanks, certify that the discharge is from a tank registered under § 4-411.1 of this title.

~~[(f)]~~ (E) If the owner or operator knowingly submits a false certification under subsection (e) of this section, that owner or operator is not eligible for reimbursement under this subtitle.

~~[(g)]~~ (F) Only expenses that are cost-effective, reasonable, and consistent with a corrective action plan approved by the Department may be eligible for reimbursement from the Fund.

~~[(h)]~~ (G) The cost for replacement or retrofitting of underground oil storage tanks or heating oil tanks and associated piping is not eligible for reimbursement, and the Department may not incur these costs or expend moneys from the Fund for these purposes.

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(b) The per occurrence deductible or limitation provided under ~~[(d)]~~ § 4-705(d) § 4-705(C) of this subtitle does not apply to the reimbursement or guarantee to a contractor under this section.

SECTION 2. AND BE IT FURTHER ENACTED, That the Secretary of the Environment shall convene a work group consisting of representatives of the various sectors of the petroleum marketing industry and representatives from appropriate public and private entities to review and assess long-term funding needs of the oil pollution programs in the State. Subject to § 2-1246 of the State Government Article, the Department of the Environment shall report the findings and recommendations of the work group to the Legislative Policy Committee, the House Environmental Matters Committee, and the Senate Education, Health, and Environmental Affairs Committee on or before December 31, 2009.