

CHAPTER 539

(House Bill 374)

AN ACT concerning

Oil Spills — Methyl Tertiary Butyl Ether Oil Discharge - Groundwater Contamination - Notification

FOR the purpose of requiring the Maryland Department of the Environment to provide a certain notice to a certain local health department upon a finding by the Department of certain chemical contaminants at certain levels in certain groundwater samples; requiring a local health department to provide property owners located within a certain distance of a site found to be contaminated with a certain amount of methyl tertiary butyl ether amounts of certain chemicals with a certain notice; requiring a person responsible for a certain oil spillage discharge to be liable for the costs to the Department of providing a certain notice; defining a certain term; and generally relating to notifying the public of the presence of methyl tertiary butyl ether chemical contaminants in groundwater.

BY ~~repealing and reenacting, with amendments, adding to~~

Article - Environment

Section 4-400 ~~4-411.2~~

Annotated Code of Maryland

(1996 Replacement Volume and 2004 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Environment

~~4-400.~~

(a) ~~The person responsible for the oil spillage shall be liable [to]:~~

~~(1) TO any other person for any damage to his real or personal property directly caused by the spillage; AND~~

~~(2) TO THE DEPARTMENT FOR THE COSTS ASSOCIATED WITH PROVIDING THE NOTICE REQUIRED UNDER SUBSECTION (C) OF THIS SECTION.~~

(b) ~~(1) In this subsection, "owner of an underground oil storage tank" includes any person who:~~

~~(i) Causes an underground oil storage tank to be installed; or~~

~~(ii) Acquires, other than through a lease or rental, and uses an underground oil storage tank.~~