

WILLIAM DONALD SCHAEFER, Governor

(3) DEVELOPMENT OF CONTAINMENT AND CLEANUP EQUIPMENT, PLANS, AND PROCEDURES IN ACCORDANCE WITH THE PURPOSES OF § 4-411.1 OF THIS SUBTITLE;

(4) PAYMENT OF INSURANCE COSTS BY THE STATE TO EXTEND OR IMPLEMENT THE BENEFITS OF THE UST FUND; AND

(5) PROVISION OF MATCHING FUNDS REQUIRED UNDER § 9003(H) OF THE SOLID WASTE DISPOSAL ACT FOR THE FEDERAL LEAKING UNDERGROUND STORAGE TANK PROGRAM.

(I) THE SECRETARY OF THE ENVIRONMENT SHALL DETERMINE THE PROPER ALLOCATION OF THE MONEYS CREDITED TO THE FUND ONLY FOR THE FOLLOWING PURPOSES:

(1) RESPONSE TO, PREVENTION, CONTROL, CONTAINMENT, CLEANUP, AND REMOVAL FROM THE LAND AND WATERS OF THE STATE AND RESTORATION OF NATURAL RESOURCE DAMAGES FROM DISCHARGES OF OIL NOT SUBJECT TO § 4-411.1 OF THIS SUBTITLE;

(2) ADMINISTRATIVE EXPENSES, PERSONNEL EXPENSES, AND EQUIPMENT COSTS OF THE DEPARTMENT RELATED TO THE PURPOSES OF THIS SECTION, OTHER THAN § 4-411.1 OF THIS SUBTITLE;

(3) DEVELOPMENT OF CONTAINMENT AND CLEANUP EQUIPMENT, PLANS, AND PROCEDURES IN ACCORDANCE WITH THE PURPOSES OF THIS SECTION; AND

(4) PAYMENT OF INSURANCE COSTS BY THE STATE TO EXTEND OR IMPLEMENT THE BENEFITS OF THE FUND.

~~(5) REIMBURSEMENT TO AN OWNER OR OPERATOR OF A PETROLEUM STORAGE TANK SYSTEM, UNDER § 4-411.1 OF THIS SUBTITLE.~~

{h} (J) The Department shall provide the standing committees of the Maryland General Assembly with primary jurisdiction over this section with a status report on the Fund AND THE UST FUND on or before July 1 of each year.

4-411.1.

~~{A} FOR PURPOSES OF THIS SECTION, IF THE ACTUAL OWNERSHIP OF A STORAGE TANK IS UNCERTAIN, UNKNOWN, OR IN DISPUTE, THE FEE SIMPLE OWNER OF THE STORAGE TANK FACILITY SHALL BE CONSIDERED THE STORAGE TANK SYSTEM OWNER UNLESS THE OWNER CAN DEMONSTRATE BY APPROPRIATE DOCUMENTATION THAT THE PETROLEUM STORAGE TANK SYSTEM IS OWNED BY ANOTHER PERSON.~~

(A) IN THIS SUBSECTION, "UNDERGROUND OIL STORAGE TANK" MEANS ANY TANK SUBJECT TO THE FINANCIAL ASSURANCE REQUIREMENTS OF 40 CFR PART 280.90 ET SEQ.