

(E) 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.

~~(E) (F) THE COST FOR REPLACEMENT OR RETROFITTING OF UNDERGROUND OIL STORAGE TANKS AND ASSOCIATED PIPING IS NOT ELIGIBLE FOR REIMBURSEMENT OR GUARANTEE TO A CONTRACTOR, AND THE DEPARTMENT MAY NOT INCUR THESE COSTS OR EXPEND MONEYS FROM THE FUND FOR THESE PURPOSES.~~

4-707.

~~(A) TO ENCOURAGE EARLY DETECTION AND SITE REHABILITATION AT CONTAMINATED UNDERGROUND OIL STORAGE TANK SITES, THE DEPARTMENT SHALL ESTABLISH AN EARLY DETECTION INCENTIVE PROGRAM IN ACCORDANCE WITH THIS SECTION.~~

~~(B) REIMBURSEMENT FOR COSTS INCURRED OR A GUARANTEE TO A CONTRACTOR FOR SITE REHABILITATION ACTIVITIES OCCURRING BETWEEN JANUARY 1, 1993 AND DECEMBER 31, 1995 SHALL BE SUBJECT TO A DEDUCTIBLE OF \$25,000 PER OCCURRENCE.~~

4-708. 4-706.

(A) IF THE DEPARTMENT HAS ASSUMED CONTROL OF AN OIL SPILL SITUATION INVOLVING AN UNDERGROUND OIL STORAGE TANK UNDER ~~§ 4-415.1~~ OF THIS TITLE, THE DEPARTMENT MAY OBTAIN FROM THE FUND, ON OR AFTER JANUARY 1, 1994 OCTOBER 1, 1993:

(1) REIMBURSEMENT FOR USUAL, CUSTOMARY, AND REASONABLE COSTS INCURRED IN PERFORMING SITE REHABILITATION; ~~OR~~

(2) A GUARANTEE OF PAYMENT TO A QUALIFIED CONTRACTOR FOR THE USUAL, CUSTOMARY, AND REASONABLE COSTS OF PERFORMING SITE REHABILITATION; OR

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

(B) THE PER OCCURRENCE DEDUCTIBLE OR LIMITATION PROVIDED UNDER ~~§ 4-706(B)~~ § 4-705(B) OF THIS SUBTITLE DOES NOT APPLY TO THE REIMBURSEMENT OR GUARANTEE TO A CONTRACTOR UNDER THIS SECTION.

(C) IN ORDER TO ENCOURAGE THAT SITE REHABILITATION ACTIVITIES BE UNDERTAKEN BY AN OWNER, OPERATOR, OR OTHER PERSON RESPONSIBLE FOR A DISCHARGE FROM AN UNDERGROUND OIL STORAGE TANK, ANY SITE REHABILITATION COSTS INCURRED BY THE DEPARTMENT OR THE FUND UNDER THIS SECTION SHALL BE RECOVERABLE FROM THE RESPONSIBLE PARTY TO THE FUND.