

(D) RECOVERIES COLLECTED UNDER SUBSECTION (C) OF THIS SECTION SHALL BE PAID INTO THE FUND.

~~4-709. 4-707.~~

(A) A PAYMENT MAY NOT BE MADE FROM THE FUND FOR A THIRD PARTY CLAIM.

(B) A PAYMENT MAY NOT BE MADE AS REIMBURSEMENT FOR COSTS INCURRED OR UNDER A GUARANTEE TO A CONTRACTOR UNLESS THE BALANCE IN THE FUND IS SUFFICIENT TO COVER THE PAYMENT REQUESTED AND ANY OTHER IMMINENT OBLIGATIONS OR EXPENSES OF THE FUND.

(C) REQUESTS FOR PAYMENT FROM THE FUND THAT ARE DENIED UNDER SUBSECTION (B) OF THIS SECTION SHALL BE PAID ONLY AS ADDITIONAL FUNDS BECOME AVAILABLE AND MAY NOT BE PAID FROM ANY OTHER FUND OF THE STATE.

~~4-710. 4-708.~~

(A) THE DEPARTMENT SHALL ADOPT REGULATIONS TO IMPLEMENT THE REQUIREMENTS OF THIS SUBTITLE NO LATER THAN SEPTEMBER 30, 1993 IN ORDER TO BEGIN MAKING DISBURSEMENTS FROM THE FUND NO LATER THAN JANUARY 1, 1994.

(B) BEGINNING JANUARY 1, 1995, THE DEPARTMENT SHALL ANNUALLY REPORT TO THE GENERAL ASSEMBLY, SUBJECT TO § 2-1312 OF THE STATE GOVERNMENT ARTICLE, ON THE STATUS OF THE FUND AND ON THE REVENUES TO AND EXPENDITURES FROM THE FUND.

~~SECTION 2. AND BE IT FURTHER ENACTED, That site rehabilitation costs incurred after January 1, 1993 but before the effective date of the Act shall be eligible for reimbursement from the Oil Contaminated Site Environmental Cleanup Fund.~~

SECTION 2. AND BE IT FURTHER ENACTED, That the General Assembly recognizes the need for the cleanup of sites contaminated by oil from underground storage tanks, which threaten the health and welfare of our citizens. The level of funding is indeed paramount to the success of such an undertaking. However, any decision on the specific source and level of funding should be contingent on a comprehensive review and assessment of alternative and innovative funding mechanisms.

The Department of ~~Budget and Fiscal Planning~~ *the Environment*, in conjunction with the Department of ~~the Environment Budget and Fiscal Planning~~, the Department of Fiscal Services, representatives of the various sectors of petroleum marketing, and other appropriate public and private entities, shall undertake a comprehensive review and assessment of potential funding mechanisms for cleanup of sites contaminated by oil from underground storage tanks, and shall report its findings and recommendations to the Legislative Policy Committee, the House Environmental Matters Committee, and the Senate Economic and Environmental Affairs Committee no later than November 1, 1993.