

[(5) A limit of \$125,000 per occurrence.]

(V) FOR RESIDENTIAL OWNERS OF HEATING OIL TANKS, A DEDUCTIBLE OF \$1,000; 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 FOR HEATING OIL TANKS PER OCCURRENCE.

[(c)] (E) 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) [Certify] EXCEPT FOR HEATING OIL TANKS, CERTIFY that the discharge is from a tank registered under § 4-411.1 of this title.

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

[(e)] (G) 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.

[(f)] (H) 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.

4-706.

(a) If the Department has assumed control of an oil spill situation involving an underground oil storage tank OR HEATING OIL TANK under this title, the Department may obtain from the Fund, for site rehabilitations that meet the same cleanup priority as those site rehabilitations reimbursed under § 4-705 of this subtitle:

(1) Reimbursement for usual, customary, and reasonable costs incurred in performing site rehabilitation;

(2) A guarantee of payment to a qualified contractor for the usual, customary, and reasonable costs of performing site rehabilitation; or