

- (i) Is unconstitutional;
- (ii) Exceeds the statutory authority or jurisdiction of the Department;
- (iii) Results from an unlawful procedure;
- (iv) Is affected by any other error of law;
- (v) Is unsupported by competent, material, and substantial evidence in light of the entire record as submitted; or
- (vi) Is arbitrary or capricious.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2007.

Approved by the Governor, May 8, 2007.

CHAPTER 367

(Senate Bill 975)

AN ACT concerning

Oil Pollution and Tank Management

FOR the purpose of altering the definition of oil to include ethanol and ~~any edible oils intended to be used as a motor fuel or fuel source~~ biodiesel fuel; requiring an underground storage facility to be in substantial compliance with Maryland law and regulations before selling oil to the facility or receiving oil at the facility; and generally relating to oil pollution and tank management.

BY repealing and reenacting, with amendments,

Article – Environment

Section 4-401(g) and 4-411.1

Annotated Code of Maryland

(1996 Replacement Volume and 2006 Supplement)

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