

CHAPTER 294

(House Bill 190)

AN ACT concerning

Underground Storage Tanks – Oil – Definitions

FOR the purpose of clarifying certain definitions relating to oil, the storage of oil, and responsibility of certain persons concerning the discharge of oil; clarifying certain responsibilities for certain persons with respect to the storage of or responsibility for the discharge of oil in certain circumstances; providing for the effective date of this Act; defining a certain term; and generally relating to the storage of and responsibility for the discharge of oil.

BY repealing and reenacting, with amendments,

Article – Environment

Section 4-401, 4-409, and 4-410

Annotated Code of Maryland

(1987 Replacement Volume and 1991 Supplement)

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

Article – Environment

4-401.

(a) In this subtitle, the following words have the meanings indicated.

(b) “Discharge” means the addition, introduction, leaking, spilling, or emitting any oil to State waters or the placing of any oil in a location where it is likely to reach State waters.

(C) (1) “MANAGEMENT” MEANS DIRECTING OR CONTROLLING OPERATIONS AT A SITE OR FACILITY RELATED TO THE STORAGE OR DISCHARGE OF OIL.

(2) “MANAGEMENT” DOES NOT INCLUDE RENDERING ADVICE ON FINANCIAL MATTERS, RENDERING FINANCIAL ASSISTANCE, OR ACTIONS TAKEN TO PROTECT OR SECURE A SITE OR FACILITY OR PROPERTY LOCATED ON THE SITE OR AT THE FACILITY, IF THE ADVICE, ASSISTANCE, OR ACTIONS DO NOT INVOLVE THE STORAGE, DISPOSAL, OR REMEDIATION OF DISCHARGED OIL.

(e) (D) (1) “Oil” means oil of any kind and in any liquid form, including:

- (i) Petroleum;
- (ii) Petroleum by-products;