

(VI) DAMAGES EQUAL TO THE LOSS OF PROFITS OR IMPAIRMENT OF EARNING CAPACITY DUE TO THE INJURY, DESTRUCTION, OR LOSS OF REAL PROPERTY, PERSONAL PROPERTY, OR NATURAL RESOURCES, THAT SHALL BE RECOVERABLE BY ANY CLAIMANT; AND

(VII) DAMAGES FOR NET COSTS OF PROVIDING INCREASED OR ADDITIONAL PUBLIC SERVICES DURING OR AFTER REMOVAL ACTIVITIES, INCLUDING PROTECTION FROM FIRE, SAFETY, OR HEALTH HAZARDS CAUSED BY A DISCHARGE OF OIL, THAT SHALL BE RECOVERABLE BY THE STATE OR A POLITICAL SUBDIVISION OF THE STATE.

[(b)](D) "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)](E) (1) "Oil" means oil of any kind and in any liquid form including:

- (i) Petroleum;
- (ii) Petroleum by-products;
- (iii) Fuel oil;
- (iv) Sludge containing oil or oil residues;
- (v) Oil refuse;
- (vi) Oil mixed with waste;
- (vii) Crude oils;
- (viii) Aviation fuel;
- (ix) Gasoline;
- (x) Kerosene;
- (xi) Light and heavy fuel oils;
- (xii) Diesel motor fuels;
- (xiii) Asphalt; and

(xiv) Regardless of specific gravity, every other nonedible, nonsubstituted liquid petroleum fraction unless that fraction is specifically identified as a hazardous substance under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. § 9601 et seq.

(2) "Oil" does not include:

- (i) Liquefied propane;