

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 358 Session of  
1995

INTRODUCED BY GAMBLE, E. Z. TAYLOR, TRELLO, GEIST, BELARDI,  
FARGO, OLASZ, LEH, TIGUE, CLARK, VAN HORNE, KING, COY,  
HENNESSEY, JAROLIN, LYNCH, McCALL, SATHER, PRESTON, STERN,  
STABACK, WAUGH, CORRIGAN, BISHOP, LAUGHLIN, PESCI, HALUSKA,  
YOUNGBLOOD AND CARONE, JANUARY 26, 1995

REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY,  
JANUARY 26, 1995

AN ACT

1 Amending the act of July 6, 1989 (P.L.169, No.32), entitled "An  
2 act providing for the regulation of storage tanks and tank  
3 facilities; imposing additional powers and duties on the  
4 Department of Environmental Resources and the Environmental  
5 Quality Board; and making an appropriation," providing for  
6 reimbursement for testing.

7 The General Assembly of the Commonwealth of Pennsylvania  
8 hereby enacts as follows:

9 Section 1. The act of July 6, 1989 (P.L.169, No.32), known  
10 as the Storage Tank and Spill Prevention Act, is amended by  
11 adding a section to read:

12 Section 507. Reimbursement for testing.

13 (a) Federal requirements.--The department shall reimburse  
14 the owners of underground storage tanks for the cost of routine  
15 testing and monitoring requirements which exceed the minimum  
16 routine testing and monitoring requirements established by the  
17 United States Environmental Protection Agency.

18 (b) No-fault testing.--The department shall reimburse the

1 owners of underground storage tanks for the cost of any testing,  
2 monitoring or hydrogeologic studies required to determine if a  
3 tank owner is responsible for the release of a regulated  
4 substance or contamination by a regulated substance where the  
5 results of the testing, monitoring and hydrogeologic studies  
6 show the tank owner was not the source of the release or  
7 contamination and where the tank owner cooperated fully with the  
8 department in the investigation.

9 (c) Fund.--The department shall use funds from the Storage  
10 Tank Fund established in section 702 to provide the  
11 reimbursements required by this section.

12 Section 2. This act shall take effect in 60 days.