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LEGISLATIVE ACTION

| Senate | . | House |
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| Comm: RCS | . | |
| 04/06/2009 | . | |
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The Committee on Community Affairs (Altman) recommended the
following:

1    **Senate Amendment**

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3        Delete lines 658 - 688

4    and insert:

5    failure to timely recover free product as required by department

6    rule; for failure to submit a complete site assessment report;

7    or for failure to conduct remediation or monitoring activities

8    until a no-further-action or site-rehabilitation completion

9    order has been issued. ~~The department shall assess~~

10       2. A penalty of $3,000 for failure to timely upgrade a

11   storage tank system or to timely assess or remediate petroleum

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12 contamination as required by department rule. ~~The department~~
13 ~~shall assess~~
14      3. A penalty of $2,000 for failure to conduct or maintain
15 required release detection; failure to timely investigate a
16 suspected release from a storage system as required by
17 department rule; depositing motor fuel into an unregistered
18 storage tank system; ~~failure to timely assess or remediate~~
19 ~~petroleum contamination;~~ or failure to properly install a
20 storage tank system. ~~The department shall assess~~
21      4. A penalty of $1,000 for failure to properly operate,
22 maintain, repair, or close a storage tank system.
23      (h) For waste cleanup violations, the department shall
24 assess:
25      1. A penalty of $5,000 for failure to submit a complete
26 site assessment report; for failure to provide notice of
27 contamination beyond property boundaries or complete an offsite
28 well survey; for the use or injection of substances or materials
29 to surface water or groundwater for remediation purposes without
30 prior department approval; or for operation of a remedial
31 treatment system without prior approval by the department.
32      2. A penalty of $3,000 for failure to timely assess or
33 remediate contamination as required by department rule.
34