

Enrolled
Senate Bill 106

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CHAPTER

AN ACT

Relating to heating oil tanks; creating new provisions; amending ORS 466.872; and declaring an emergency.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 466.872 is amended to read:

466.872. (1) In establishing the requirements to certify a voluntary decommissioning or to approve corrective action on the basis of a certification received from a heating oil tank service provider, the Department of Environmental Quality shall include:

(a) A process for conducting inspections of sites where a heating oil tank has been decommissioned or where a heating oil tank service provider certifies corrective action is complete;

(b) The specific information that a person must submit to certify that corrective action is complete;

(c) Provisions that allow the department to reject certification and require additional corrective action prior to approval by the department that the certification is complete and complies with the standard set forth in ORS 465.315; and

(d) Provisions to require additional information about a decommissioning before certifying the decommissioning.

(2) Any person requesting certification of a heating oil tank decommissioning under subsection (1) of this section shall file a request with the department accompanied by a filing fee of [~~\$50~~] **\$75**.

(3) Any person requesting certification of a heating oil tank corrective action under subsection (1) of this section shall file a request with the department accompanied by a filing fee of [~~\$125~~] **\$200**.

SECTION 2. The amendments to ORS 466.872 by section 1 of this 2007 Act apply only to requests made on or after September 1, 2007, or on or after the first day of the second calendar month following the effective date of this 2007 Act, whichever is later.

SECTION 3. This 2007 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect on its passage.

Passed by Senate March 19, 2007

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Secretary of Senate

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President of Senate

Passed by House April 16, 2007

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Speaker of House

Received by Governor:

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Approved:

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Governor

Filed in Office of Secretary of State:

.....M,....., 2007

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Secretary of State