

WEST VIRGINIA LEGISLATURE

2019 REGULAR SESSION

Introduced

Senate Bill 469

BY SENATOR MAYNARD

[Introduced January 30, 2019; Referred

to the Committee on the Judiciary]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
 2 designated §22-30-27, relating to requiring the Secretary of the Department of
 3 Environmental Protection to prepare guidelines for small gas stations that have small
 4 volume aboveground storage tanks; and requiring rulemaking.

Be it enacted by the Legislature of West Virginia:

ARTICLE 30. THE ABOVEGROUND STORAGE TANK ACT.

§22-30-27. Inventory and registration of small volume existing above-ground storage tanks; guidelines; rulemaking.

1 (a) The Legislature finds that due to restrictions in the retail gas industry over the last few
 2 decades, the secretary shall prepare a step-by-step above-ground storage tank instruction
 3 guidelines for small gas stations that have one or more above-ground storage tanks holding 1,320
 4 gallons or less per tank. At a minimum, the guidelines shall cover the minimum regulatory
 5 requirements on those tanks, minimum requirements on dykes, and minimum requirements on
 6 pipng and minimum insurance requirements.

7 (b) The secretary shall propose rules for legislative approval in accordance with §29A-3-
 8 1 et seq. of this code to implement this section.

NOTE: The purpose of this bill is to require the Secretary of the Department of Environmental Protection to prepare guidelines for small gas stations that have small volume above-ground storage tanks. The bill requires rulemaking.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.