

**SENATE
STATE OF MINNESOTA
NINETY-FIRST SESSION**

S.F. No. 4355

(SENATE AUTHORS: DAHMS)

DATE
03/16/2020

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OFFICIAL STATUS
Introduction and first reading
Referred to Environment and Natural Resources Policy and Legacy Finance

1.1 A bill for an act
1.2 relating to environment; modifying Petroleum Tank Release Cleanup Act; amending
1.3 Minnesota Statutes 2018, section 115C.09, by adding a subdivision.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2018, section 115C.09, is amended by adding a subdivision
1.6 to read:

1.7 Subd. 31. PVC piping at residential locations. (a) This subdivision is to assist
1.8 homeowners who have installed PVC fill piping as part of the heating-oil system at their
1.9 residences. Replacing PVC piping with metal piping is intended to avoid the catastrophic
1.10 release of heating oil, as well as the ensuing cleanup costs, that can occur at residences
1.11 where PVC piping fails.

1.12 (b) As used in this subdivision:

1.13 (1) "residential locations" means a storage tank and appurtenances for heating oil that
1.14 are used to heat a single-family residence; and

1.15 (2) "qualified person" means someone who is registered as a contractor under section
1.16 115C.11 and, as part of the person's trade or business, installs or repairs nonpressure piping,
1.17 heating systems, air conditioning systems, or storage tank systems.

1.18 (c) Notwithstanding any other provision of this chapter or any rules adopted under this
1.19 chapter, the board must reimburse a qualified person for 90 percent of the cost of replacing
1.20 PVC fill piping with metal piping at residential locations between May 1, 2020, and
1.21 September 1, 2023, if the board determines that the costs were incurred and reasonable.

- 2.1 Reimbursement may not exceed \$500 per residential location. The maximum expenditure
2.2 from the fund may not exceed \$1,500,000.
- 2.3 (d) A heating-oil vendor is not a responsible person for a heating-oil spill inside a
2.4 residential location if the spill was caused solely by the failure of a tank or appurtenance to
2.5 a tank owned by the homeowner.