

106TH CONGRESS  
1ST SESSION

# S. 1886

To amend the Clean Air Act to permit the Governor of a State to waive the oxygen content requirement for reformulated gasoline, to encourage development of voluntary standards to prevent and control releases of methyl tertiary butyl ether from underground storage tanks, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

NOVEMBER 9, 1999

Mr. INHOFE (for himself, Mrs. FEINSTEIN, and Mr. SMITH of New Hampshire) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

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## A BILL

To amend the Clean Air Act to permit the Governor of a State to waive the oxygen content requirement for reformulated gasoline, to encourage development of voluntary standards to prevent and control releases of methyl tertiary butyl ether from underground storage tanks, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. WAIVER OF OXYGEN CONTENT REQUIREMENT**  
2 **FOR REFORMULATED GASOLINE.**

3 Section 211(k)(1) of the Clean Air Act (42 U.S.C.  
4 7545(k)(1)) is amended—

5 (1) by striking “Within 1 year after the enact-  
6 ment of the Clean Air Act Amendments of 1990,”  
7 and inserting the following:

8 “(A) IN GENERAL.—Not later than No-  
9 vember 15, 1991,”; and

10 (2) by adding at the end the following:

11 “(B) WAIVER OF OXYGEN CONTENT RE-  
12 QUIREMENT.—

13 “(i) IN GENERAL.—Notwithstanding  
14 any other provision of this subsection,  
15 upon notification by the Governor of a  
16 State to the Administrator, a Governor  
17 may waive paragraphs (2)(B) and  
18 (3)(A)(v) with respect to gasoline sold or  
19 dispensed in the State.

20 “(ii) TREATMENT AS REFORMULATED  
21 GASOLINE.—In the case of a State for  
22 which the Governor invokes the waiver de-  
23 scribed in clause (i), gasoline that complies  
24 with all provisions of this subsection other  
25 than paragraphs (2)(B) and (3)(A)(v) shall

1                   be considered to be reformulated gasoline  
2                   for the purposes of this subsection.”.

3 **SEC. 2. DEVELOPMENT OF VOLUNTARY STANDARDS TO**  
4 **CONTROL RELEASES OF MTBE FROM UNDER-**  
5 **GROUND STORAGE TANKS.**

6       (a) STUDY.—Not later than 2 years after the date  
7 of enactment of this Act, the Administrator of the Envi-  
8 ronmental Protection Agency shall conduct a study and  
9 submit to Congress a report on whether voluntary stand-  
10 ards to prevent and control releases of methyl tertiary  
11 butyl ether from underground storage tanks are necessary.

12       (b) DEVELOPMENT OF VOLUNTARY STANDARDS.—  
13 Beginning on the date of submission of the report, the  
14 Administrator may work with members of affected indus-  
15 tries to develop voluntary standards described in sub-  
16 section (a).

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