

111TH CONGRESS
1ST SESSION

H. R. 3052

To limit liability under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 for service station dealers with respect to the release or threatened release of recycled oil.

IN THE HOUSE OF REPRESENTATIVES

JUNE 25, 2009

Mr. CAPUANO (for himself, Mr. MCGOVERN, Mr. GONZALEZ, Mr. FRANK of Massachusetts, Mr. CLAY, Mr. DOYLE, and Mr. PASCRELL) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To limit liability under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 for service station dealers with respect to the release or threatened release of recycled oil.

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

3 **SECTION 1. AMENDMENT.**

4 Section 114(c) of the Comprehensive Environmental
5 Response, Compensation, and Liability Act of 1980 (42

1 U.S.C. 9614(c)) is amended by adding at the end the fol-
2 lowing new paragraph:

3 “(5) PRIOR TO EFFECTIVE DATE.—No person
4 (including the United States or any State) may re-
5 cover, under the authority of subsection (a) (3) or
6 (4) of section 107, from a service station dealer for
7 any response costs or damages resulting from a re-
8 lease or threatened release of recycled oil, or use the
9 authority of section 106 against a service station
10 dealer other than a person described in subsection
11 (a) (1) or (2) of section 107, with respect to any pe-
12 riod between November 8, 1986, and the effective
13 date described in paragraph (4), if the service sta-
14 tion dealer had complied with all applicable laws and
15 regulations relating to the disposal of such oil.”.

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