

**HOUSE . . . . . No. 624**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Jennifer E. Benson***

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

**An Act Relative to Prevention of Hazardous Material Release.**

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Jennifer E. Benson</i>	<i>37th Middlesex</i>
<i>Carolyn C. Dykema</i>	<i>8th Middlesex</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>
<i>Brian M. Ashe</i>	<i>2nd Hampden</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>

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By Ms. Benson of Lunenburg, a petition (accompanied by bill, House, No. 624) of Jennifer E. Benson and others relative to the prevention of hazardous material release through underground tanks. Environment, Natural Resources and Agriculture.

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Eighty-Ninth General Court  
(2015-2016)**  
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An Act Relative to Prevention of Hazardous Material Release.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1           SECTION 1. Chapter 21E of the General Laws is hereby amended by inserting, after  
2 section 7, the following section:-

3           Section 7A. Notwithstanding any general or special law or rule or regulation to the  
4 contrary, the department of environmental protection shall, upon receipt of permission to enter  
5 upon or access commercial or non-residential property by the owner of said property or by the  
6 municipality if the owner refuses, perform containment actions as defined by section 2 of this  
7 chapter, and recover costs of same from the owner or operator of said property or the Federal  
8 Leaking Underground Storage Tank Program, as determined to be reasonable and proper by the  
9 department.