

HOUSE No. 794

The Commonwealth of Massachusetts

PRESENTED BY:

Danielle W. Gregoire

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 underground storage tank remediation.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | DATE ADDED: |
|---------------------------------|-----------------------|------------------|
| <i>Danielle W. Gregoire</i> | <i>4th Middlesex</i> | <i>1/7/2019</i> |
| <i>Carmine Lawrence Gentile</i> | <i>13th Middlesex</i> | <i>1/22/2019</i> |

HOUSE No. 794

By Miss Gregoire of Marlborough, a petition (accompanied by bill, House, No. 794) of Danielle W. Gregoire and Carmine Lawrence Gentile relative to the payment of damages caused by the release of petroleum from underground storage tanks. Environment, Natural Resources and Agriculture.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 429 OF 2017-2018.]

The Commonwealth of Massachusetts

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**In the One Hundred and Ninety-First General Court
(2019-2020)**
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An Act relative to underground storage tank remediation.

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. Notwithstanding any provision of the General or Special Laws or
2 Administrative Regulations, citizens of the Commonwealth subject to damage caused by the
3 release of petroleum from an underground storage tank shall be eligible to recover funds
4 remediating personal and legal expenses and loss of property value. Said funds shall be
5 recovered with proof of assessable financial damage and shall not be subject to the requirement
6 of the judgment of a court of law. Said funds shall be paid from the fund enumerated in Mass
7 General Laws Chapter 21J.

8 SECTION 2. This legislation shall pertain to any and all properties undergoing
9 remediation through the 21J fund at the time of enactment.