

HOUSE RESEARCH

Bill Summary

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Subject: Petroleum Tank Release Cleanup Reimbursement (Petrofund)

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Overview

This bill allows the department of commerce's Petrofund board to clean up the lists of consultants and contractors registered to provide Petrofund services. In addition, the bill provides an additional window of opportunity for certain entities to apply for reimbursement from the Petrofund under provisions of the Petrofund statutes that have expired.

Section

& 22 **Definitions; consultant and contractor.** Changes the definition of a petrofund "consultant" and "contractor" to from a "legal entity that provides" consulting or contracting services, to one that "actually performs" those services.

3 **Registration expiration.** Specifies that registration for consultants remains in effect until the expiration date of the required professional liability coverage, unless voluntarily terminated by the registrant or revoked by the commissioner of commerce. Specifies also that registration for contractors expires annually, and must be renewed on or before the expiration date.

4 **Extension of application date.**

Subd. 1. Reimbursements; small gasoline retailers. Authorizes the Petrofund board to reimburse costs to a "small gasoline retailer" that files an application between July 1, 2002 and June 30, 2003, even though the provision under which small gasoline retailers are reimbursable expired in January, 2000. Under the expired provision, a "small gasoline retailer" was generally defined as:

"a tank owner or operator who owns only one location in this state, and no locations in any other state, where motor fuel was dispensed to the public into motor vehicles, watercraft, or aircraft, and who dispensed motor fuel at that location."

Subd. 2. Reimbursements; small business owners. Authorizes the Petrofund board to reimburse costs to a "small business owner" that files an application between July 1, 2002 and

June 30, 2003, even though the provision under which small business owners are reimbursable expired in July, 2001. Under the expired provision, a small business owner was defined as a person:

- (1) who has no more than \$250,000 per year in sales;
- (2) who owns no more than one location where motor fuel was previously dispensed to the public into motor vehicles;
- (3) who did not dispense motor fuel at that location; and
- (4) whose tanks were never registered with the state.

Subd. 3. Resubmission of costs. Authorizes small gasoline retailers and small business owners that meet the requirements of the expired sections discussed above to resubmit their applications for reimbursement between July 1, 2002 and June 30, 2003.