

107TH CONGRESS
2^D SESSION

H. R. 3788

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

FEBRUARY 26, 2002

Mr. CAPUANO (for himself and Mr. FRANK) 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 (4)
6 of section 107, from a service station dealer for any
7 response costs or damages resulting from a release
8 or threatened release of recycled oil, or use the au-
9 thority of section 106 against a service station deal-
10 er other than a person described in subsection (a)(1)
11 or (2) of section 107, with respect to any period be-
12 fore the effective date described in paragraph (4), if
13 the service station dealer had complied with all ap-
14 plicable laws and regulations relating to the disposal
15 of such oil.”.

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