

**SENATE**  
**STATE OF MINNESOTA**  
**NINETY-FIRST SESSION**

**S.F. No. 4355**

(SENATE AUTHORS: DAHMS)

DATE  
03/16/2020

D-PG  
5509

OFFICIAL STATUS  
Introduction and first reading  
Referred to Environment and Natural Resources Policy and Legacy Finance

- 1.1 A bill for an act
- 1.2 relating to environment; modifying Petroleum Tank Release Cleanup Act; amending
- 1.3 Minnesota Statutes 2018, section 115C.09, by adding a subdivision.
- 1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
- 1.5 Section 1. Minnesota Statutes 2018, section 115C.09, is amended by adding a subdivision
- 1.6 to read:
- 1.7 Subd. 3l. **PVC piping at residential locations.** (a) This subdivision is to assist
- 1.8 homeowners who have installed PVC fill piping as part of the heating-oil system at their
- 1.9 residences. Replacing PVC piping with metal piping is intended to avoid the catastrophic
- 1.10 release of heating oil, as well as the ensuing cleanup costs, that can occur at residences
- 1.11 where PVC piping fails.
- 1.12 (b) As used in this subdivision:
- 1.13 (1) "residential locations" means a storage tank and appurtenances for heating oil that
- 1.14 are used to heat a single-family residence; and
- 1.15 (2) "qualified person" means someone who is registered as a contractor under section
- 1.16 115C.11 and, as part of the person's trade or business, installs or repairs nonpressure piping,
- 1.17 heating systems, air conditioning systems, or storage tank systems.
- 1.18 (c) Notwithstanding any other provision of this chapter or any rules adopted under this
- 1.19 chapter, the board must reimburse a qualified person for 90 percent of the cost of replacing
- 1.20 PVC fill piping with metal piping at residential locations between May 1, 2020, and
- 1.21 September 1, 2023, if the board determines that the costs were incurred and reasonable.

- 2.1 Reimbursement may not exceed \$500 per residential location. The maximum expenditure  
2.2 from the fund may not exceed \$1,500,000.
- 2.3 (d) A heating-oil vendor is not a responsible person for a heating-oil spill inside a  
2.4 residential location if the spill was caused solely by the failure of a tank or appurtenance to  
2.5 a tank owned by the homeowner.