

State of Misconsin 2013 - 2014 LEGISLATURE



## 2013 SENATE BILL 346

1 AN ACT to renumber 285.31 (6) (a); to repeal and recreate 285.31 (6) (b); and

- 2 *to create* 285.31 (6) (ae) and 285.31 (6) (c) of the statutes; **relating to:** vapor
- 3 recovery system removal grants.

## Analysis by the Legislative Reference Bureau

# The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 4 SECTION 1. 285.31 (6) (a) of the statutes, as created by 2013 Wisconsin Act 20,
- 5 is renumbered 285.31 (6) (am).
- 6 SECTION 2. 285.31 (6) (ae) of the statutes is created to read:
- 7 285.31 (**6**) (ae) In this subsection:
- 8 1. "Dispenser" means a device that dispenses fuel and measures the amount
- 9 dispensed.

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1	2. "Hanging hardware" means the equipment on the outside of a dispenser
2	cabinet through which fuel is dispensed, including hose adapters, breakaway
3	connectors, hoses, swivels, and nozzles.
4	3. "PEI/RP300-09" means the 2009 version of the Petroleum Equipment
5	Institute publication Recommended Practices for Installation and Testing of
6	Vapor–Recovery Systems at Vehicle–Fueling Sites.
7	SECTION 3. 285.31 (6) (b) of the statutes, as created by 2013 Wisconsin Act 20,
8	is repealed and recreated to read:
9	285.31 (6) (b) The costs of all of the following are eligible costs under this
10	subsection:
11	1. Labor and parts associated with any electrical work or programming
12	required to convert an existing dispenser from operating with vapor recovery to
13	operating without vapor recovery.
14	2. Labor and parts for replacing hanging hardware designed for vapor recovery
15	on an existing dispenser with hanging hardware that is not designed for vapor
16	recovery.
17	3. If the owner or operator replaces an existing dispenser with a new or used
18	dispenser, the cost of the hanging hardware on the new or used dispenser.
19	4. Labor and parts to prepare the interior of a dispenser for the tests described
20	in subd. 5., including the installation of a pipe plug in the vapor return line.
21	5. Conducting tests required by section 14 of PEI/RP300-09, but the costs of
22	repair or parts associated with these tests or of any additional labor involved in the
23	repair, replacement, or installation of parts not associated with the vapor recovery
24	equipment are not eligible costs.
25	<b>SECTION 4.</b> 285.31 (6) (c) of the statutes is created to read:

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285.31 (6) (c) Costs of parts and labor not described in par. (b) are eligible costs 1  $\mathbf{2}$ under this subsection if the owner or operator itemizes the costs and includes an 3 explanation showing the reason for incurring those costs with the application for the 4 grant and the department determines that it was necessary to incur those costs. The  $\mathbf{5}$ costs of work that is not consistent with the procedures specified in section 14 of 6 PEI/RP300-09 are not eligible costs unless the owner or operator obtains written 7 approval of the work from the department of safety and professional services or, after 8 July 1, 2013, the department of agriculture, trade and consumer protection and 9 includes a copy of the written approval with the application for the grant.

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### (END)