

SENATE BILL No. 336

By Committee on Agriculture and Natural Resources

1-10

1 AN ACT concerning health and environment; relating to underground
2 storage tanks; removing the requirement for underground storage tank
3 operating permits to be obtained annually; amending K.S.A. 65-34,135
4 and repealing the existing section; ***also repealing K.S.A. 65-34,130.***
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6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 65-34,135 is hereby amended to read as follows:
8 65-34,135. (a) Operators of underground storage tanks—~~must~~ *shall*
9 complete a training program commensurate with their responsibility for
10 the operation of underground storage tanks. The training program shall be
11 approved by the department and ~~will~~ encompass three levels of training:

12 (1) Persons having primary responsibility for on-site operation and
13 maintenance of underground storage tank systems;

14 (2) persons having daily on-site responsibility for the operation and
15 maintenance of underground storage tank systems;

16 (3) daily, on-site employees having primary responsibility for
17 addressing emergencies presented by a spill or release from an
18 underground storage tank system.

19 (b) Storage tank operators—~~must~~ *shall* demonstrate that they have
20 completed the training required by the department in order to obtain—~~an~~
21 ~~annual~~ *or renew* a permit for the operation of underground storage tanks.

22 (c) Operators of underground storage tanks—~~must~~ *shall* repeat the
23 applicable training if the tank for which they have primary daily on-site
24 management responsibilities is determined to be out of compliance with a
25 requirement or a standard of the department.

26 (d) This section shall be a part of and supplemental to the Kansas
27 storage tank act.

28 Sec. 2. K.S.A. ***65-34,130 and*** 65-34,135 ~~is~~ *are* hereby repealed.

29 Sec. 3. This act shall take effect and be in force from and after its
30 publication in the statute book.