

LEGISLATIVE BILL 1118

Approved by the Governor March 2, 1990

Introduced by Bernard-Stevens, 42; Baack, 47;
Hefner, 19; Scofield, 49

AN ACT relating to the State Fire Marshal; to allow certain tanks to remain or be installed aboveground.

Be it enacted by the people of the State of Nebraska,

Section 1. (1) The State Fire Marshal shall allow a tank used for the storage of motor vehicle fuels to remain aboveground if the tank was in existence on May 29, 1959, and is in compliance with the rules and regulations established pursuant to section 81-502.

(2) The State Fire Marshal shall permit by rule and regulation, in cities with a population of less than two thousand inhabitants, in villages, and in unincorporated areas, the installation of aboveground tanks to replace underground tanks used for the storage of motor vehicle fuels by dealers who sell motor vehicle fuels at retail. The capacity of the aboveground replacement tanks shall not exceed the total capacity of the underground tanks being replaced or eighteen thousand gallons per retail facility, whichever is less.

(3) For purposes of this section, dealers and motor vehicle fuels shall have the meanings provided in section 66-401.