

# HOUSE RESEARCH

## Bill Summary

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### Overview

This bill would prohibit the sale and use of products containing coal tar for use on asphalt, concrete, or other pavement surfaces beginning January 1, 2014.

#### Section

**1 Coal tar use and sale prohibited.** Adds § 116.202.

**Subd. 1. Definitions.** Defines “coal tar product,” “commissioner,” and “pavement” for purposes of the section.

**Subd. 2. Use prohibited.** Prohibits a person from applying coal tar product on asphalt, concrete, or other pavement except as provided in subdivision 4.

**Subd. 3. Sale prohibited.** Prohibits the sale of coal tar product for application on asphalt, concrete, or other pavement unless the purchaser signs a form that includes their name and contact information, the date of purchase, the quantity purchased, a statement that the product will not be used in the state, and affirmation that the form is correct. Requires the seller of the product to keep the form for at least three years and allows the commissioner of the Pollution Control Agency (PCA) to inspect or copy the form.

**Subd. 4. Exemptions.** Allows the commissioner of the PCA to exempt a person from this section if: (1) the person is researching the effect of a coal tar product on the environment; (2) the person is developing an alternative technology and a coal tar product is required for the research or development; or (3) a suitable alternative is not available.

**Section**

- 2**      **Appropriation.** Appropriates \$100,000 in fiscal year 2014 from the clean water fund to the PCA to develop and provide information on coal tar and enforcing the new coal tar ban proposed in this bill.
  
- 3**      **Repealer.** Repeals section 116.201 (a ban on state agencies from purchasing coal tar effective January 1, 2014).