

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

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HOUSE BILL 1336

Short Title: Phase Out the Use of MTBE's in Fuels. (Public)

Sponsors: Representatives Tolson, Insko (Primary Sponsors); Fisher and Harrison.

Referred to: Environment and Natural Resources.

April 21, 2005

A BILL TO BE ENTITLED

AN ACT TO PHASE OUT THE USE OF METHYL TERTIARY BUTYL ETHER
(MTBE) IN GASOLINE AND ALL OTHER FUELS.

The General Assembly of North Carolina enacts:

SECTION 1. Part 1 of Article 21 of Chapter 143 of the General Statutes is amended by adding a new section to read:

"§ 143-214.4A. Phase out of the use of MTBE in fuels.

(a) The Secretary shall develop and implement a plan for the phaseout of the use of MTBE in a manner that will eliminate, no later than December 31, 2007, MTBE as an additive for gasoline, diesel, home heating oil, airplane gasoline, and all other fuels. The Secretary shall submit two reports to the Environmental Review Commission on how the elimination of MTBE will be achieved, with the first report being issued no later than January 1, 2007, and the second no later than July 1, 2007. Each report shall include a progress update on the status of State and regional efforts to eliminate MTBE in all fuels.

(b) As used in this section, 'MTBE' means the fuel additive methyl tertiary butyl ether.

(c) The Environmental Management Commission may adopt rules to implement this section."

SECTION 2. This act becomes effective October 1, 2005.