

CHAPTER 122
HB 1620 - FINAL VERSION

11Mar2026... 0936h

2026 SESSION

26-2380
08/06

HOUSE BILL

1620

AN ACT requiring the removal of residential heating oil underground after 12 consecutive months of non-use except in certain circumstances.

SPONSORS: Rep. Perez, Rock. 16; Rep. Andrus, Merr. 5; Rep. Dunn, Rock. 16; Rep. Manos, Rock. 12

COMMITTEE: Environment and Agriculture

AMENDED ANALYSIS

This bill requires the removal of residential heating oil underground if a change in the heating system removes it from use or if the owner does not intend to use it in the future except in certain circumstances.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears ~~[in brackets and struckthrough.]~~
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

CHAPTER 122
HB 1620 - FINAL VERSION

11Mar2026... 0936h

26-2380
08/06

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty-Six

AN ACT requiring the removal of residential heating oil underground after 12 consecutive months of non-use except in certain circumstances.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 122:1 New Subdivision; Residential Heating Oil Underground Storage Tanks. Amend RSA 146-A by
2 inserting after section 19 the following new subdivision:

3 Residential Heating Oil Underground Storage Tanks

4 146-A:20 Underground Storage Tank; Definition. In this subdivision, "residential heating oil
5 underground storage tank" means an underground storage tank used solely for heating a residential
6 building.

7 146-A:21 Removal Required.

8 I. Except as provided in RSA 146-A:21, II, a residential heating oil underground storage tank shall
9 be removed, in accordance with state fire code as defined by RSA 153:1, VI-a, if a change in the heating
10 system removes it from use or if the owner does not intend to use it in the future.

11 II. A residential heating oil underground storage tank, required to be removed under this section,
12 may be permanently abandoned by closure in-place, in accordance with state fire code as defined by RSA
13 153:1, VI-a, if removing the system would undermine the integrity of any overlying structure.

14 III. A discharge of oil discovered during the removal or closure in-place of a residential heating oil
15 underground storage tank is subject to RSA 146-A:4 and RSA 146-A:5.

16 122:2 New Subparagraph; Notification Required; Conveyances of Realty. Amend RSA 477:4-d, I by
17 inserting after subparagraph (d) the following new subparagraph:

18 (e) Information relative to the presence of a residential heating oil underground storage tank.

122:3 Effective Date. This act shall take effect 60 days after its passage.

Approved: June 05, 2026
Effective Date: August 04, 2026