

AMENDMENT #1

OFFERED IN THE HOUSE
TO: CSHB 85(L&C)

BY REPRESENTATIVE JOSEPHSON

1 Page 9, line 31:

2 Delete "a new subsection"

3 Insert "new subsections"

4

5 Page 10, following line 22:

6 Insert a new subsection to read:

7 "(p) In this section, "participate in the management" includes exercising

8 (1) decision-making control over the environmental compliance of the
9 vessel or facility to the extent that the person has undertaken responsibility for the
10 practices related to handling or disposing of hazardous substances for the vessel or
11 facility; or

12 (2) control at a level comparable to that of a manager of the vessel or
13 facility to the extent that the person has assumed or manifested responsibility

14 (A) for the overall management of the vessel or facility that
15 encompasses day-to-day decision making with respect to environmental
16 compliance; or

17 (B) over all, or substantially all, of the operational functions of
18 the vessel or facility other than the function of environmental compliance."