



LAWS OF ALASKA

1988

Source

SCS CSHB 548 (L&C)

Chapter No.

140

AN ACT

Relating to oil discharge contingency plans.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

THE ACT FOLLOWS ON PAGE 1, LINE 8.

UNDERLINED MATERIAL INDICATES TEXT THAT IS BEING ADDED TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.

Approved by the Governor: June 8, 1988
Actual Effective Date: September 6, 1988

AN ACT

Relating to oil discharge contingency plans.

* Section 1. AS 46.04.030(e) is amended to read:

(e) The department may attach reasonable terms and conditions to its approval of an oil discharge contingency plan which it determines are necessary to insure that the applicant for an oil discharge contingency plan has access to sufficient resources to protect environmentally sensitive areas and to contain, clean up, and mitigate potential oil discharges from the facility or vessel within the shortest feasible time. The oil discharge contingency plan must provide for the use of the best available technology by the applicant. The department may require an applicant or holder of an approved contingency plan to take steps necessary to demonstrate its ability to carry out the contingency plan, including

(1) periodic training;

(2) response team exercises; and

(3) verifying access to inventories of available equipment,

supplies, and personnel [TO UNDERTAKE DISCHARGE EXERCISES].

* Sec. 2. AS 46.04.030 is amended by adding a new subsection to read:

(g) Failure of a holder of an approved oil discharge contingency plan to have access to the quality or quantity of resources identified in the plan and, in the event of a spill, to respond with those resources within the shortest feasible time is a violation of this chapter for purposes of AS 46.03.760(a), 46.03.765, 46.03.790, and any

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other applicable law.

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