

CS FOR SENATE BILL NO. 74(RES)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - FIRST SESSION

BY THE SENATE RESOURCES COMMITTEE

Offered: 3/6/03

Referred: Rules

Sponsor(s): SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

A BILL

FOR AN ACT ENTITLED

1 "An Act extending the renewal period for oil discharge prevention and contingency
2 plans; and providing for an effective date."

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

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

5 (d) Upon approval of a contingency plan, the department shall issue to the
6 plan holder a certificate stating that the contingency plan has been approved by the
7 department. The certificate must include the name of the facility, pipeline, tank
8 vessel, or oil barge for which it is issued, the effective date of the contingency plan,
9 and the date by which the contingency plan must be submitted for renewal. A
10 contingency plan must be submitted for renewal every five [THREE] years.

11 * **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to
12 read:

13 TRANSITION. Notwithstanding any contrary provision of AS 46.04, including the
14 review procedures in AS 46.04.030, and the regulations adopted under AS 46.04, the

1 expiration date of an oil discharge prevention and contingency plan approved by the
2 Department of Environmental Conservation before the effective date of this Act shall be
3 extended for two years, or for a shorter period if a shorter period is requested by the holder of
4 the approved plan, if

5 (1) the plan is still in effect on the day before the effective date of this Act;

6 and

7 (2) the Department of Environmental Conservation has not given a notice of
8 violation of AS 46.04.030 to the holder of the plan that has not been corrected to the
9 satisfaction of the Department of Environmental Conservation.

10 * **Sec. 3.** This Act takes effect immediately under AS 01.10.070(c).