

CS FOR SENATE BILL NO. 74(RES) am

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - FIRST SESSION

BY THE SENATE RESOURCES COMMITTEE

Amended: 3/10/03

Offered: 3/6/03

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.** The uncodified law of the State of Alaska is amended by adding a new section
5 to read:

6 LEGISLATIVE FINDING. The legislature finds that focusing on the actual testing of
7 oil spill prevention and response preparedness through in-the-field inspections, drills, and
8 exercises is our most effective means of ensuring spill prevention and response readiness and
9 protection of the environment.

10 *** Sec. 2.** AS 46.04.030(d) is amended to read:

11 (d) Upon approval of a contingency plan, the department shall issue to the
12 plan holder a certificate stating that the contingency plan has been approved by the
13 department. The certificate must include the name of the facility, pipeline, tank
14 vessel, or oil barge for which it is issued, the effective date of the contingency plan,

1 and the date by which the contingency plan must be submitted for renewal. A
2 contingency plan must be submitted for renewal every five [THREE] years.

3 * **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to
4 read:

5 TRANSITION. Notwithstanding any contrary provision of AS 46.04, including the
6 review procedures in AS 46.04.030, and the regulations adopted under AS 46.04, the
7 expiration date of an oil discharge prevention and contingency plan approved by the
8 Department of Environmental Conservation before the effective date of this Act shall be
9 extended for two years, or for a shorter period if a shorter period is requested by the holder of
10 the approved plan, if

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

12 and

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

16 * **Sec. 4.** This Act takes effect immediately under AS 01.10.070(c).