

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2

HOUSE BILL NO. 548

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to oil discharge contingency plans."

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

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

9 (e) The department may attach reasonable terms and conditions to  
10 its approval of an oil discharge contingency plan which it determines  
11 are necessary to insure that the applicant for an oil discharge con-  
12 tingency plan has access to sufficient resources to protect environ-  
13 mentally sensitive areas and to contain, clean up, and mitigate poten-  
14 tial oil discharges from the facility or vessel within the shortest  
15 feasible time. The oil discharge contingency plan must provide for  
16 the use of the best available technology by the applicant. The de-  
17 partment may require an applicant or holder of an approved contingency  
18 plan to demonstrate its ability to carry out the contingency plan  
19 through

20 (1) periodic training;

21 (2) discharge exercises;

22 (3) inventories of available equipment, supplies, and  
23 personnel; and

24 (4) other measures [TO UNDERTAKE DISCHARGE EXERCISES].

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

26 (g) Failure of a holder of an approved oil discharge contingency  
27 plan to have access to the quality or quantity of resources identified  
28 in the plan, and to respond immediately with those resources in the  
29 event of a spill, is a violation of this chapter for purposes of

1 AS 46.03.760(a), 46.03.765, 46.03.790, and any other applicable law.