

Original sponsor: Resources Committee

1 IN THE HOUSE

BY THE LABOR AND
COMMERCE COMMITTEE

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SENATE CS FOR CS FOR HOUSE BILL NO. 548 (L&C)

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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FIFTEENTH LEGISLATURE - SECOND SESSION

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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 take steps necessary to demonstrate its ability to carry out
19 the contingency plan, including

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(1) periodic training;

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(2) response team exercises; and

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(3) verifying access to inventories of available equipment,

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supplies, and personnel [TO UNDERTAKE DISCHARGE EXERCISES].

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

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(g) Failure of a holder of an approved oil discharge contingency

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plan to have access to the quality or quantity of resources identified

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in the plan and, in the event of a spill, to respond with those

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resources within the shortest feasible time is a violation of this

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chapter for purposes of AS 46.03.760(a), 46.03.765, 46.03.790, and any

1 other applicable law.