

1 IN THE HOUSE BY THE RESOURCES COMMITTEE

2 HOUSE BILL NO. 321

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTEENTH LEGISLATURE - FIRST 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 immediately [WITHIN
15 THE SHORTEST FEASIBLE TIME]. The oil discharge contingency plan must
16 provide for the use of the best available technology by the applicant.
17 The department may require an applicant or holder of an approved
18 contingency plan to [TAKE STEPS NECESSARY TO] demonstrate its ability
19 to carry out the contingency plan through [, INCLUDING]

- 20 (1) periodic training;
21 (2) response team exercises; [AND]
22 (3) verifying access to inventories of available equipment,
23 supplies, and personnel; and
24 (4) other measures.

25 * Sec. 2. AS 46.04.030(g) is amended 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 [, TO RESPOND WITH THOSE RESOURCES WITHIN THE

- 1 SHORTEST FEASIBLE TIME] is a violation of this chapter for purposes of
- 2 AS 46.03.760(a), 46.03.765, 46.03.790, and any other applicable law.