

BY REP. BROWN, M.Davis, Ulmer, Ellis, Koponen

1 IN THE HOUSE

2

HOUSE BILL NO. 421

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act amending the purposes for which money in the
7 oil and hazardous substance release response fund may
8 be expended."

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

10 * Section 1. AS 46.08.040 is amended to read:

11 Sec. 46.08.040. PURPOSES OF THE FUND. The commissioner may use
12 money from the fund to

13 (1) investigate and evaluate the release or threatened
14 release of oil or a hazardous substance, and contain, clean up, and
15 take other necessary action, such as monitoring and assessing, to
16 address a release or threatened release of oil or a hazardous sub-
17 stance that poses an imminent and substantial threat to the public
18 health or welfare, or to the environment;

19 (2) pay all costs incurred

20 (A) to establish and maintain the oil and hazardous
21 substance response office and for the expenses of the oil and
22 hazardous substance response corps and the oil and hazardous
23 substance response depots established by that office;

24 (B) to review oil discharge contingency plans submit-
25 ted under AS 46.04.030; and

26 (C) to conduct training, response exercises, inspec-
27 tions, and tests, to verify equipment inventories, and to under-
28 take other activities intended to establish the preparedness of
29 the state, a municipality, or a party required by AS 46.04.030 to

1 have an approved oil discharge contingency plan to act in accor-
2 dance with that plan;

3 (3) provide matching funds for participation in federal oil
4 discharge cleanup activities and under 42 U.S.C. 9601 - 9657 (Compre-
5 hensive Environmental Response, Compensation, and Liability Act of
6 1980); [AND]

7 (4) recover the costs to the state or to a municipality of
8 a containment and cleanup resulting from the release or the threatened
9 release of oil or a hazardous substance; [.]

10 (5) prepare, review, and revise

11 (A) the state's master oil and hazardous substance
12 discharge and prevention contingency plan required by AS 46.04.-
13 200; and

14 (B) a regional master oil and hazardous substance
15 discharge and prevention contingency plan required by AS 46.04.-
16 210; and

17 (6) restore the environment by addressing the effects of an
18 oil or hazardous substance release.