

SENATE BILL NO. 90 am H

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - FIRST SESSION

BY SENATOR LEMAN

Amended: 4/15/93

Introduced: 2/5/93

Referred: O&G, RES

A BILL

FOR AN ACT ENTITLED

1 "An Act clarifying powers and duties of state officials in relation to a disaster
2 emergency caused by a catastrophic oil discharge or the release of a hazardous
3 substance."

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

5 * Section 1. AS 46.04.080(a) is amended to read:

6 (a) The commissioner of environmental conservation or the commissioner
7 of military and veterans' affairs may request the governor to determine that an
8 actual or imminent occurrence of a catastrophic oil discharge constitutes a disaster
9 emergency under AS 26.23. The commissioner of environmental conservation and
10 the commissioner of military and veterans' affairs shall respond appropriately in
11 the relief of the actual or imminent discharge under the relevant provisions of the
12 [WITHOUT A DECLARATION OF DISASTER BY THE GOVERNOR UNDER AS
13 26.23.020. THE DEPARTMENT AND THE ALASKA DIVISION OF EMERGENCY
14 SERVICES, DEPARTMENT OF MILITARY AND VETERANS' AFFAIRS, SHALL

1 COORDINATE THEIR DUTIES UNDER AS 26.23.040 AND AS 46.08.100 -
2 46.08.190 AS THEY APPLY TO CATASTROPHIC OIL DISCHARGES,
3 CONSISTENT WITH THE RESPONSIBILITIES ASSIGNED TO THEM UNDER]
4 applicable incident command ~~system~~ [SYSTEMS].

5 • Sec. 2. AS 46.09.030 is amended to read:

6 Sec. 46.09.030. DISASTER EMERGENCIES. The commissioner of
7 environmental conservation or the commissioner of military and veterans' affairs
8 [DIRECTOR OF THE DIVISION OF EMERGENCY SERVICES, DEPARTMENT
9 OF MILITARY AND VETERANS' AFFAIRS,] may request the governor to determine
10 that an actual or imminent release of a hazardous substance constitutes a disaster
11 emergency under AS 26.23. ~~The~~ [IF THE GOVERNOR DECLARES A DISASTER
12 EMERGENCY UNDER AS 26.23, THE] commissioner of environmental
13 conservation and the commissioner of military and veterans' affairs [DIVISION OF
14 EMERGENCY SERVICES, DEPARTMENT OF MILITARY AND VETERANS'
15 AFFAIRS,] shall respond appropriately in the relief of the actual or imminent release
16 under [EMERGENCY, IN ACCORDANCE WITH] the relevant provisions of the
17 applicable incident command system.