



# LAWS OF ALASKA

1989

**Source**

CSSB 256 (C&RA)

**Chapter No.**

29

**AN ACT**

Relating to reimbursement for costs incurred and recovery of money expended as a result of a released hazardous substance; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1, LINE 11

UNDERLINED MATERIAL INDICATES TEXT THAT IS BEING ADDED TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.

Approved by the Governor: May 11, 1989  
Actual Effective Date: May 12, 1989, retroactive to  
March 24, 1989

AN ACT

Relating to reimbursement for costs incurred and recovery of money expended as a result of a released hazardous substance; and providing for an effective date.

\* Section 1. AS 46.08.070(b) is amended to read:

(b) The attorney general, at the request of the commissioner, shall immediately [MAY] seek to recover money expended by the department under this chapter or other law to contain and clean up oil or a hazardous substance that has been released or to control the threatened release of oil or a hazardous substance.

\* Sec. 2. AS 46.08.070(c) is amended to read:

(c) The department may reimburse a municipality for actual expenses, other than normal operating expenses, incurred in the abatement of a release or threatened release of oil or a hazardous substance if

(1) the municipality has entered into an agreement with the commissioner under AS 46.09.020(e) [BEFORE INCURRING THE EXPENSES FOR WHICH REIMBURSEMENT IS SOUGHT]; and

(2) the commissioner determines that the expenses were for a necessary emergency first response to a release or threatened release that posed an imminent and substantial threat to the public health or welfare, or to the environment.

\* Sec. 3. This Act is retroactive to March 24, 1989.

Chapter 29

\* Sec. 4. This Act takes effect immediately under AS 01.10.070(c).

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