

Senate Bill 432

Sponsored by Senator VERGER; Senator JOHNSON, Representatives BOONE, COWAN, KRIEGER, MORGAN, ROBLAN, WITT

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Allows shipbreaking in Oregon only in dry dock. Prohibits shipbreaking in territorial sea at pier or dismantling slip.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to shipbreaking; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) As used in this section:**

5 (a) **"Dry dock" means a graving dock or a floating dry dock.**

6 (b) **"Floating dry dock" means a vessel that can be flooded to allow a load to be floated
7 in and drained to allow that load to come to rest on a dry platform.**

8 (c) **"Fouling communities" means the matrix consisting of:**

9 (A) **Native or nonnative species attached to the hull of a ship including, but not limited
10 to, barnacles, bivalves, bryozoans, tunicates and seaweeds; and**

11 (B) **Native or nonnative mobile species such as crustaceans, sea stars and worms that
12 may be unattached to the hull, but that inhabit a fouling community or inhabit protected
13 recesses and crevices in the hull, such as sea chests.**

14 (d) **"Fouling organisms" means native or nonnative species that attach to the hull of a
15 ship including, but not limited to, sessile bottom-dwelling invertebrates, algae and
16 microorganisms such as bacteria and diatoms.**

17 (e) **"Graving dock" means a paved excavation in the ground that can be flooded to allow
18 a load to be floated in and drained to allow that load to come to rest on a dry platform.**

19 (f) **"Hazardous materials" includes, but is not limited to, asbestos, polychlorinated
20 biphenyls, oil, fuel, bilge and ballast water, paint and lead.**

21 (g) **"Shipbreaking" means the process of dismantling a ship for scrap or disposal.**

22 (h) **"Territorial sea" has the meaning given that term in ORS 196.405.**

23 (2) **In the State of Oregon, a person:**

24 (a) **May perform shipbreaking activities only in a dry dock.**

25 (b) **May not perform shipbreaking activities in Oregon's territorial sea:**

26 (A) **At a pier.**

27 (B) **At a dismantling slip.**

28 (C) **In any other manner that allows hazardous materials, fouling communities or fouling
29 organisms that are in or on the vessel to enter Oregon's territorial sea.**

30 **SECTION 2. This 2007 Act being necessary for the immediate preservation of the public**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 **peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect**
2 **on its passage.**

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