

House Bill 3123

Sponsored by Representative BAILEY; Representatives BOONE, 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**.

Prohibits owner or operator of passenger vessel from releasing or directing another person to release hazardous material or sewage into Pacific Ocean within territorial limits of State of Oregon.

A BILL FOR AN ACT

Relating to the release of substances by passenger vessels.

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

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

(a) **"Hazardous material" has the meaning given that term in ORS 466.605.**

(b) **"Passenger vessel" has the meaning given that term in ORS 468B.300.**

(c) **"Release" means to discharge or dispose of material.**

(d) **"Sewage" has the meaning given that term in ORS 468B.075.**

(e) **"Waters of the state" means the Pacific Ocean within the territorial limits of the State of Oregon.**

(2) **An owner or operator of a passenger vessel may not release or direct another person to release hazardous material or sewage into the waters of the state.**

(3) **If hazardous material or sewage is released into the waters of the state from a passenger vessel, the owner or operator of the passenger vessel shall notify the Department of Environmental Quality no later than 24 hours after the release. The owner or operator of the passenger vessel shall include the following information in the notification:**

(a) **The date and time of the release;**

(b) **The location of the release;**

(c) **The type of hazardous material or sewage released; and**

(d) **Remedial actions taken by the owner or operator to prevent a future release.**

(4)(a) **The Director of the Department of Environmental Quality may impose a civil penalty of \$25,000 for a violation of subsection (2) or (3) of this section.**

(b) **Civil penalties described in this subsection shall be imposed in the manner provided in ORS 183.745.**

(5) **The director shall adopt rules to carry out this section.**

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.