

Enrolled Senate Bill 116

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CHAPTER

AN ACT

Relating to aquatic invasive species; and declaring an emergency.

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

SECTION 1. (1)(a) There is created the Shipping Transport of Aquatic Invasive Species Task Force.

(b) The President of the Senate and the Speaker of the House of Representatives shall each appoint one member from among members of the Legislative Assembly. Members of the Legislative Assembly appointed to the task force are ex officio nonvoting members of the task force and may act in an advisory capacity only.

(c) The Director of the Department of Environmental Quality shall appoint members to the task force to provide equitable representation from individuals who represent the interests of this state and federal, State of Washington, maritime industry, environmental and academic interests.

(2) The purpose of the task force is to study and make recommendations:

(a) For combating the introduction of aquatic nonindigenous species associated with shipping-related transport into the waters of this state;

(b) For evaluating funding mechanisms to support and maintain the prevention efforts and ballast water program activities established in ORS 783.625 to 783.640; and

(c) For changes to the ballast water program established in ORS 783.625 to 783.640, including but not limited to the following considerations:

(A) Shipping industry compliance with ORS 783.625 to 783.640;

(B) Practicable and cost-effective ballast water treatment technologies;

(C) Appropriate standards for discharge of treated ballast water into the waters of this state;

(D) The compatibility of ORS 783.625 to 783.640 with new laws enacted by the United States Congress, regulations promulgated by the United States Coast Guard and ballast water management programs established by the States of Alaska, California and Washington and the Province of British Columbia;

(E) Practicable and cost-effective techniques to combat the introduction of aquatic nonindigenous species associated with shipping-related transport into the waters of this state; and

(F) Appropriate regulations and standards to combat the introduction of aquatic nonindigenous species associated with shipping-related transport into the waters of this state.

(3) The Department of Environmental Quality may provide staff support or coordination assistance to the task force.

(4) All agencies of state government, as defined in ORS 174.111, are directed to assist the task force in the performance of its duties and, to the extent permitted by laws relating to confidentiality, to furnish such information and advice as the members of the task force consider necessary to perform their duties.

(5) A majority of the members of the task force constitutes a quorum for the transaction of business.

(6) Official action by the task force requires the approval of a majority of the members of the task force.

(7) The task force shall elect one of its members to serve as chairperson.

(8) The task force shall submit a report, including recommendations for legislation, to an interim committee of the Legislative Assembly related to natural resources no later than June 1, 2014. The task force may submit such additional reports to the Legislative Assembly, in the manner provided by ORS 192.245, as it deems appropriate.

(9) Notwithstanding ORS 171.072, members of the task force who are members of the Legislative Assembly are not entitled to mileage expenses or a per diem and serve as volunteers on the task force. Other members of the task force are not entitled to compensation or reimbursement for expenses and serve as volunteers on the task force.

(10) As used in this section:

(a) "Aquatic nonindigenous species" means any species or other viable biological material that enters an ecosystem beyond its historic range.

(b) "Waters of this state" has the meaning given that term in ORS 783.625.

SECTION 2. Section 1 of this 2013 Act is repealed on January 2, 2019.

SECTION 3. This 2013 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect on its passage.

Passed by Senate June 19, 2013

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Robert Taylor, Secretary of Senate

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Peter Courtney, President of Senate

Passed by House June 24, 2013

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Tina Kotek, Speaker of House

Received by Governor:

.....M,....., 2013

Approved:

.....M,....., 2013

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John Kitzhaber, Governor

Filed in Office of Secretary of State:

.....M,....., 2013

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Kate Brown, Secretary of State