

House Study Bill 173

Bill Text

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1 1 Section 1. Section [455B.387](#), subsection 1, Code 1997, is
1 2 amended to read as follows:

1 3 1. When any hazardous condition exists, the director may
1 4 remove or provide for the removal and disposal of the
1 5 hazardous substance at any time, unless the director
1 6 determines such removal will be properly and promptly
1 7 accomplished by the owner or operator of the vessel, vehicle,
1 8 container, pipeline, or other facility. Any response by the
1 9 director to a hazardous condition shall be reasonable and
1 10 prudent in light of the severity of the hazardous condition.

1 11 EXPLANATION

1 12 This bill provides that when a hazardous condition exists,
1 13 any response by the director of the department of natural
1 14 resources to remove or provide for the removal and disposal of
1 15 the hazardous substance shall be reasonable and prudent
1 16 considering the severity of the hazardous condition.

1 17 LSB 2013HC 77

1 18 tm/jj/8