

2SSB 5923 - S AMD to S AMD S-2784.1 **289**
By Senator Swecker

NOT ADOPTED 3/14/2007

1 On page 11, on line 23, after "(4)" strike all material through
2 "section" on page 12, line 2, and insert the following:

3 "(4) The master, operator, or person in charge of a vessel is not
4 required to conduct an open sea exchange or treatment of ballast
5 water if the master decides that the practice would threaten the
6 safety of the vessel, its crew, or its passengers, because of adverse
7 weather, vessel design limitations, equipment failure, or any other
8 extraordinary conditions. A master, operator, or person in charge of
9 a vessel who relies on this exemption must file documentation defined
10 by the department, subject to: (a) Payment of a fee not to exceed
11 five thousand dollars; (b) discharging only the minimal amount of
12 ballast water operationally necessary; (c) ensuring that ballast
13 water records accurately reflect any reasons for not complying with
14 the mandatory requirements; and (d) any other requirements identified
15 by the department by rule as provided in subsections (3) and (6) of
16 this section"

17 On page 12, on line 14, after "plans" strike all material through
18 "section" on line 16

19 On page 17, after line 23, strike all of sections 17 and 18

20 On page 19, on line 7, beginning with "On" strike all material
21 through "penalties." on line 13 and insert:

1 "On page 1, line 2 of the title, after "control;" strike the
2 remainder of the title and insert "amending RCW 43.43.400, 77.12.879,
3 77.15.253, 77.15.290, 77.120.010, 77.120.020, 77.120.030, and
4 77.120.070; amending 2004 c 227 s 2 (uncodified); adding new sections
5 to chapter 77.12 RCW; adding new sections to chapter 77.15 RCW; adding
6 new sections to chapter 77.120 RCW; repealing RCW 77.120.060,
7 77.120.080, and 77.120.090; and prescribing penalties."

8 Renumber the sections consecutively and correct any internal
9 references accordingly.

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EFFECT: Removes the requirement that vessels treat ballast water chemically prior to discharge under the safety exemption. Removes the exemption from water quality permitting for the chemical treatment of ballast water under the safety exemption.