CEL14035

S.L.C.

113TH CONGRESS
2D SESSION

S. _____

To amend the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 to make responsible parties liable for certain costs relating to the release of pollutants or contaminants.

IN THE SENATE OF THE UNITED STATES

_____

Mr. SCHATZ (for himself and Mr. ROCKEFELLER) introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To amend the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 to make responsible parties liable for certain costs relating to the release of pollutants or contaminants.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. ENVIRONMENTAL LIABILITY.

Section 107(a) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9607(a)) is amended—

(1) by inserting "(or pollutant or contaminant if the President takes any response measure under

section 104(a) with respect to the pollutant or contaminant)" after "hazardous substance" each place it appears;

(2) by inserting "(or pollutants or contaminants if the President takes any response measure under section 104(a) with respect to the pollutants or contaminants)" after "hazardous substances" each place it appears; and

(3) in paragraph (4)—

(A) by striking subparagraph (C);

(B) by redesignating subparagraph (D) as subparagraph (C);

(C) in subparagraph (C) (as so redesignated) by striking the period at the end and inserting "; and"; and

(D) by adding at the following:

"(D) except a person described in paragraphs (2) through this paragraph who engages in conduct prohibited under those paragraphs with respect to pollutants or contaminants, damages for injury to, destruction of, or loss of natural resources, including the reasonable costs of assessing the injury, destruction, or loss resulting from the release.".