

*OFFICE OF SPILL PREVENTION &
RESPONSE*

*- INLAND PROGRAM
- SPILL MANAGEMENT TEAM
REGULATIONS*

FOR PREVENTION FIRST SYMPOSIUM 2018

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Main Topics Today

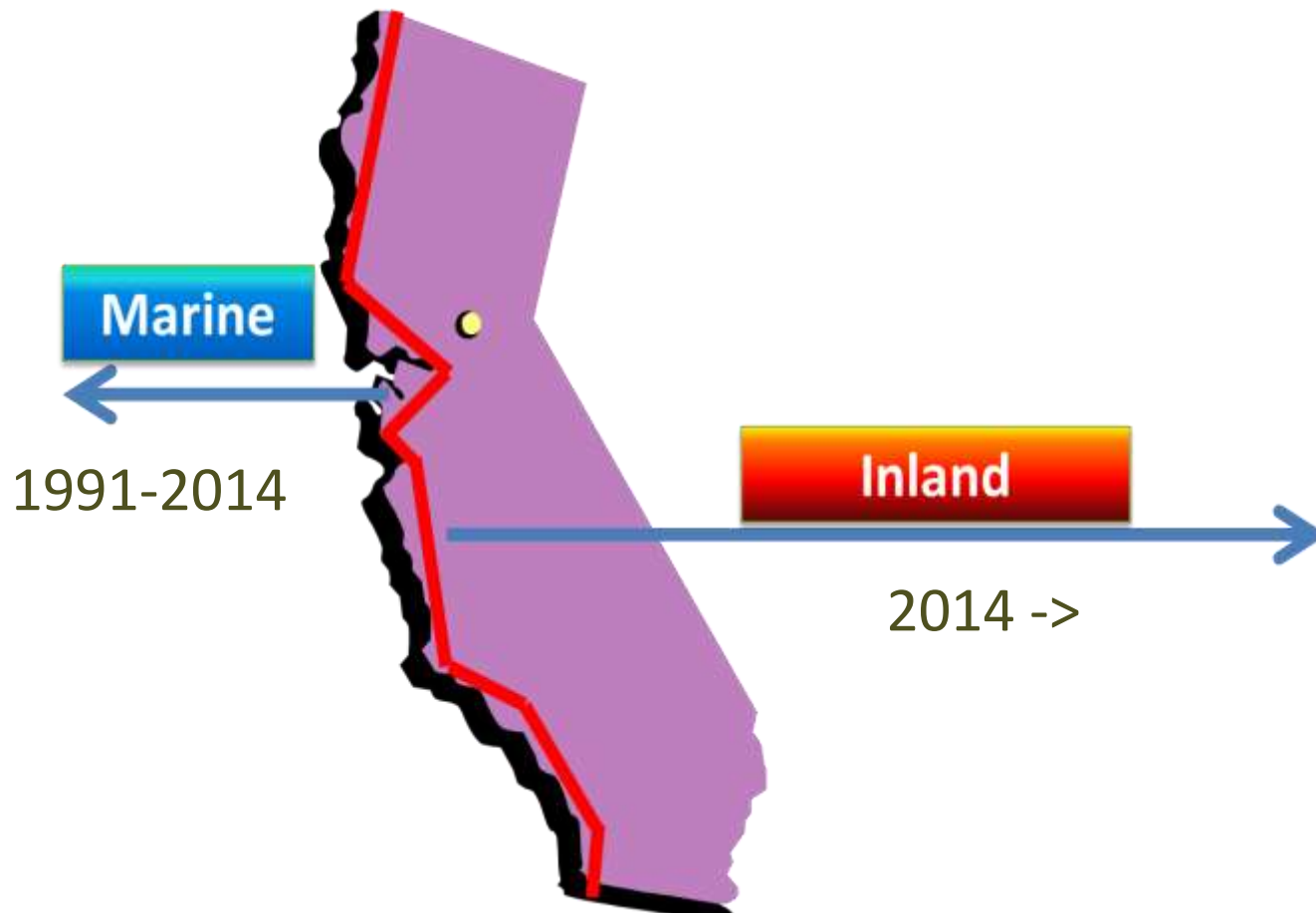
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- Inland Oil Spill Mandates Summary
- Other Regs Down the Road
- Overview of Plan Holder SMT Requirements
- Spill Management Team Certification

Statewide Oil Spill Preparedness

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- Original OSPR Mandates Limited to Coastal Waters



Inland Applicability Generally



Inland Facility Regulations

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- Emergency regulations 2015-2018
 - ▣ Contingency Plans
 - ▣ Drills & Exercises
 - ▣ Financial Responsibility
 - ▣ OSRO inland ratings
- Formal regulations
- Second 15-day comment period in Oct 2018

ERMA - ¼ Mile of Inland Waters

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The screenshot displays the ERMA Southwest web application interface. The browser window title is "ERMA southwest - Mozilla Firefox". The address bar shows the URL: <https://erma.noaa.gov/southwest/erma.html?x=-119.24000&y=35.11186&z=14&layers=4+12601+13320>. The application header includes "ERMA Environmental Response Management Application Southwest" and a search bar. The main map area shows a satellite view of a coastal region with a large, irregularly shaped area shaded in light blue, representing inland waters. The map includes a scale bar (0 to 1000 feet) and a location indicator: "Location: 35.13131°N, -119.22141°W". The right sidebar contains a "Layers" panel with various map layers, including "Background Layers" (Google Street, Google Satellite, Google Terrain, Google Hybrid), "Eart" (Eart Street Maps, Eart World Imagery, Eart World Topo, Eart Light Gray Canvas, Eart Dark Gray Canvas, Eart Ocean, Eart National Geographic), "Open Street Maps", "Blank", "Refugio Incident, Santa Barbara Co. (19-May-2015)", "Fisheries Closure", "SCAT", "Admin Boundaries & Reference Features", "Federal Agency Regions & Offices", "Geopolitical Boundaries", "Grids & Graticules", "Marine Jurisdictions", "Place Names & References", and "Bathymetry & Hydrology". The bottom of the page features a footer with "US DOC | NOAA | NOS | NOAA Office of Response & Restoration" and "Coastal Resources Research Center | ©2007 - 2018 University of New Hampshire".

OSRO Ratings Inland

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□ **Inland** Response Times

- ▣ 0-6 hours within an RPA
- ▣ On-water capability rating
- ▣ Terrestrial capability rating



□ Plan Holder need based on water-at-risk:

- ▣ *Perennial* = on-water OSRO
- ▣ *Ephemeral/Intermittent* = terrestrial OSRO
 - National Hydrography Dataset

Future Rulemaking

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Likely next rulemakings will include:

- Harmonize Inland Facility regs with Marine regs
- Shoreline Protection Table updates
- Administrative Enforcement updates
- Articulated tug-barges

SMT Requirements pre-2018

Plan Holder *statutory* requirements:

- ❑ Maintain a level of **readiness** that will allow effective implementation of the plan. [Gov. C. §8670.28.5]
- ❑ List a **Qualified Individual**. [GC §8670.29(b)]
- ❑ List spill **Contacts**. [GC §8670.28(a), (b)]
- ❑ Use an **Incident Command System**. [GC §8670.29(b)]
- ❑ Provide financial or contractual **arrangements** for all necessary equipment and services. [GC §8670.28(a)]
- ❑ **OSPR shall evaluate spill plans, including personnel**. [GC §8670.19(a)]

SMT – OSPR regulations pre-2018

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Plan Holder *regulatory* requirements:

- Identify SMT
 - ▣ SMT must acknowledge this capacity.
- Describe the **organization** of the Plan Holder's spill response system and management team.

Plan Holder Exercises

- **Quarterly** notification to the SMT.
- **Annual** tabletop exercise with the SMT.

Purpose: "... evaluation of the spill management team(s) knowledge of the oil spill response plan..."

SMT Legislation Passed in 2017

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Assembly Bill 1197 (Limón)

- Defines SMT for oil spill purposes.
- Plan Holders must use a certified SMT.
- Establishes “certification” process.

- In-house SMTs
- Retained SMTs (shifts focus from PH to the SMT)
- Regulations to be developed in 2018/2019

What's New – 1 of 3

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Definition:

“Spill management team” means **personnel** and associated **equipment** that staff the organizational structure for **managing** some or all aspects of response, containment, and cleanup of a spill, utilizing an **incident command or unified command structure.**”

What's New – 2 of 3

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For Plan Holders

- Identify **at least one** certified SMT
- May use one or more certified SMT.
- Capable of managing a spill of the **reasonable worst case spill volume** identified in the plan.
- May use **Plan Holder staff**, if meets SMT certification.
- SMT's **directly responsible** by contract, agreement, or other approved means to provide spill response activities pursuant to the oil spill contingency plan.

What's New – 3 of 3

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For SMT – Certification

- OSPR to establish **criteria**, e.g. timeframes, # of people
- SMT “**may apply**” for certification of capabilities.
- Application **review** by OSPR.
 - ▣ Must observe performance at exercise or spill.
 - ▣ May call an exercise.
- Certification **valid 3 years**.
- **Periodic exercises** (announced & unannounced)
- Certification is **not transferable**. (e.g. ownership change)
- OSPR *may* charge a **fee** for processing certification.

DRAFT SMT Certification Regs

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Working Concepts

- **Tiers** of SMT certification.
 - ▣ Minimum Personnel & On-Scene Times
- QI = initiation of spill management.
- SMT services can include QI services.
- Individuals or position-specific roles.
- Services for different areas of the state.
- PHs have 1 year to have a certified SMT from the date the regs are effective.

SMT Classifications

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Plan Holders need an SMT of the appropriate Tier

□ Tier I:

- TV, NTV, MF, & Inland Fac w/ RWCS 1,000+ bbl

□ Tier II:

- VCOASC, SMFF, MTU, & Inland Fac w/ RWCS 500-999 bbl

□ Tier III:

- Inland facilities w/ RWCS volume up to 499 bbls

□ Qualified Individual / Position Specific Classification

- This is under development

Personnel & Response Times

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□ Tier I

Personnel	On-Scene
<ul style="list-style-type: none">• Incident Commander• Planning Section Chief• Safety Officer	IC, PSC, SO, + one other on-scene within 6 hours.
<ul style="list-style-type: none">• Liaison Officer• Public Information Officer• Logistics Section Chief• Finance Section Chief	Others on-scene within 8 hours.

Personnel & Response Times

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□ Tier II

Personnel	On-Scene
<ul style="list-style-type: none">• Incident Commander• Planning Section Chief• Safety Officer • and two others (at least a PIO or Liaison)	On-scene within 6 hours.

Personnel & Response Times

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□ Tier III

Personnel	On-Scene
<ul style="list-style-type: none">• Incident Commander• Planning Section Chief• Safety Officer• and two others.	On-scene within 6 hours.

Personnel & Response Times

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- Qualified Individual / Position-Specific

Personnel	On-Scene
<ul style="list-style-type: none">• TBD	TBD

This is still being developed.

Certification Exercise Objectives

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□ By Tier

Objectives	Timeframe	Tier I	Tier II	Tier III
Notifications	30 min	•	•	•
Staff Mobilization	2 hrs	•	•	•
ICS	4 hrs	•	•	•
Operations	4 hrs	•	•	•
Planning	4 hrs	•	•	•
PIO	8 hrs	•	•	
Liaison Officer	8 hrs	•	•	
Logistics	8 hrs	•		
Finance	8 hrs	•		

Personnel Training

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- ICS Training:
 - ▣ 100, 200, 300, 400
 - ▣ ICS Position Specific

- Successful participation in and completion of an OSPR exercise at least once every calendar year would be sufficient to maintain these training requirements.

Application for Certification

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Information requested:

- In-House SMT or Contracted SMT.
- Regions in CA where SMT services offered.
- List of SMT personnel for ICS roles.
 - Training
- ICS system used (e.g. USCG IMH)
- Physical address, contact info.

Application Review

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- Asking existing SMTs to submit an application within 90 days after the regs adopted.
- Application review by OSPR. (90 days)
- Must observe successful completion of objectives.
 - Recent completion will be accepted.
 - Provisional Certification granted until exercised.

Details of the review times being developed

SMT Significant Changes

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- A significant change is one that would affect the SMT's ability to respond consistent with its certification.
 - E.G. personnel, equipment, management, ownership
- Notice to OSPR 14 days prior to anticipated change.
- Immediate notice if the change is unforeseen.

Certification Adjustment

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Certifications may be:

- Modified
 - e.g. can't perform objectives
- Suspended
 - e.g. bankruptcy
- Revoked
 - e.g. cannot perform any of the certified services

Appeal process to challenge Certification adjustments.

Questions?

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Thank You

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