



**OIL SPILL PREVENTION AND RESPONSE
TECHNICAL ADVISORY COMMITTEE (TAC)**

<https://www.wildlife.ca.gov/OSPR/Preparedness/Technical-Advisory-Committee>



*Meeting of
Friday, January 8, 2016
9:30 a.m. to 3:00 p.m.*

*California Department of Fish and Wildlife
Office of Spill Prevention and Response
1700 K Street, Suite 250
Sacramento, CA 95811*

MINUTES

Attendance:

<i>TAC members</i>	<i>Agency Representatives</i>	<i>OSPR Participants</i>	<i>Guests</i>
Steve Ricks	Debra French, Calif SLC <i>(by phone)</i>	Thomas M. Cullen, Jr.	Doug Flaherty
John Berge	Jonathan Bishop, CCC	Yvonne Addassi	
R. Mitchel Beauchamp <i>(by phone)</i>	Linda Scourtis, SF BCDC <i>(by phone)</i>	Julie Yamamoto	
Tom Ford <i>(by phone)</i>	Jeff Rubini, U.S.C.G.	Joy Lavin-Jones	
Michael Ziccardi <i>(alternate to TAC member Jonna Mazet)</i>	Jordan Stout, NOAA <i>(by phone)</i>	Eric Milstein	
Matt Rezvani <i>(by phone)</i>		Janet Dias	
Deb Self <i>(by phone)</i>			

1. INTRODUCTIONS

Captain Thomas Cullen, Jr., OSPR Administrator

2. APPROVAL OF MINUTES

Mr. Stephen Ricks, TAC Chairman

A motion was made to approve the 8/26/15 Minutes as presented with no edits; seconded, and unanimously approved.

3. OSPR UPDATE

Captain Thomas Cullen, Jr., OSPR Administrator

(report provided)

Administrator Thomas Cullen, Jr. offered a brief update of each of the branches and programs of the Office of Spill Prevention and Response. He also included a status of the Refugio oil spill response as well as OSPR's involvement in the Valley and Butte fires and the Aliso Canyon/Porter Ranch natural gas leak in Los Angeles.

4. AGENCY BRIEFINGS

NOAA

Mr. Jordan Stout

(report provided)

- Deepwater Horizon NRDA Restoration Plan: The settlement announcement includes a comprehensive integrated, ecosystem restoration plan unveiling assessment studies which will prompt additional oils spill studies and provide objective feedback on many DWH response decisions. This plan is now publicly available at <http://www.gulfspillrestoration.noaa.gov/restoration-planning/gulf-plan/>.
- In process of updating a number of our NOAA oil spill modeling tools including oil weathering, trajectory, and hazmat mapping.
- Science of Oil Spills classes: visit <http://response.restoration.noaa.gov/training-and-education/training/workshops/science-oil-spills-classes.html>

California Coastal Commission

Mr. Jonathan Bishop

(report provided)

- CCC Oil Spill Program staff named to the Data and Government Experts Subgroup. Working with the LA/LB HSC to provide an assessment of the presence and capability of tugs to provide emergency towing to tank vessels and non-tank vessels to arrest their drift.

- Refugio Oil Spill: Emergency coastal development permit work issued. Continuing maintenance and monitoring of Section 5.

BCDC

Ms. Linda Scourtis

(report provided)

- Navigation Work Group: U.S. Coast Guard issues Marine Safety Information Bulletin 15-07 (<http://www.navcen.uscg.gov/pdf/lnms/lnm11522015.pdf>) in response to Bar Pilot concerns over fishing vessel work lights interfering with safe navigation.
- Tug Work Group: OSPR approved the HSC Committee’s request to allow ATBs to conduct escorted transits and to choose and declare which set of regulations would be followed for individual transits.

U.S. Coast Guard

LCDR Jeff Rubini

(report provided)

- RRT IX meeting in conjunction with Statewide Area Committee meeting scheduled for January 12-14, 2016.
- The next MEXUSPAC meeting is set for February 17 in San Diego.
- MEXUSPLAN and MEXUSPAC Annex revisions are still pending.
- The 2014 San Francisco and San Diego Coastal ACP’s are now posted on OSPR’s website. Los Angeles/Long Beach not finalized.
- District 11 and EPA9 are finalizing the ESA7 Biological Assessment on the California Dispersant Use Plan.

California State Lands Commission

Ms. Debra French

(report provided)

- Currently have three high level vacancies – Marine Facilities Division Chief, Marine Safety Supervisor, and Marine Safety Operations Supervisor.
- MOTEMS has been updated and rulemaking package accepted.
- Article 4.8 approved by Commission and on its way to Office of Administrative Law.
- Strategic plan was adopted. Can be found on our homepage.

5. FUND CONDITION AND BUDGET UPDATE

Ms. Janet Dias, OSPR Budget Analyst

(report provided)

Ms. Janet Dias presented an overview for Fund Conditions 207, 320, 321, and 322. Fund conditions capture four prior fiscal years of actual revenues and expenditures (FY 11/12 - FY 14/15) and three fiscal years of projected revenues and expenditures (FY 16/17- FY 18/19). For current fiscal year 15/16, revenues and expenditures were presented reflecting fiscal month 3 (September).

- Fund 207 – Fish & Wildlife Pollution Account: Expenses from this fund are only for non-oil events. Oiled events come from Fund 321. The beginning balance was \$25,437. Revenues consisted of \$452,000. Ending with a balance of \$392,417.00.
- Fund 320 – Oil Spill Prevention & Administration Fund: This fund brought in almost 4 million in regulatory fees, and another 1.6 million in other revenues. Expenditures still less than projected, leaving a balance at the end of September at 14.7 million.
- Fund 321 – Oil Spill Response Trust Fund: Statewide oil program spill expenses are taken out of this fund. With an adjusted beginning balance of 7.5 million, cost recovery revenues of \$138,000 and next to no expenditures, the balance at the end of September was 7.7 million.
- Fund 322 – Environmental Enhancement Fund: Expenditures must be spent on restoration and coastal projects. Fines and penalties from all oil spills, marine and inland, are deposited here. Started out with a balance of 1.3 million. Current balance as of end of September is \$974,354.00.

6. REGULATIONS & LEGISLATIVE ISSUES

(report provided)

*Ms. Joy Lavin-Jones,
OSPR Regulations Analyst*

- Emergency Regulations to Implement SB861: These regulations which included contingency plans, COFRs, and drills and exercises requirements for inland facilities and rail were finalized and delivered to the OAL. Workshops planned in early spring.
- Inland OSRO Rating Regulations: Final regulations approved In October. Inland OSROs are being Rated now.
- Shoreline Protection Tables: Additional updates to the strategies identified by the Area Committees will impacts marine plan holders only.
- Los Angeles/Long Beach Tug Escorts: Regulation changes regarding tug escorts for a type of tank vessel not previously addressed by our current regulations is anticipated from the LA/LB HSC.
- Changes to the SMT Contingency Plan Regulations: As a result of unannounced plan holder exercises OSPR began conducting on SMTs in 2013, new regulations have been proposed. This draft language will be routed again soon for informal comment period. This will impact marine plan holders only.

7. OSPR STATEWIDE PROGRAM UPDATE

(PowerPoint presentation provided)

*Mr. Eric Milstein,
OSPR Legal Branch Chief*

SB 861 expanded OSPR's jurisdiction statewide and authorized use of the emergency rulemaking process. The bill, however, has a statutory definition of "waters of the state" that included the term "surface water", but did not define the term, which is what OSPR along with other state agencies have been attempting to resolve. This is also involving the Governor's office. In the meantime OSPR has emergency regulations out and is diligently working on the permanent regulations.

8. SB 414 TAC REQUIREMENTS

Mr. Stephen Ricks, TAC Chairman

There are certain provisions of SB414 (Government Code section 8670.55.1) that direct the TAC to convene a taskforce to evaluate and make recommendations regarding the feasibility of using Vessels of Opportunity in oil spill response. The TAC shall provide the Administrator and Legislature final recommendations by 1/1/17 and if appropriate, the Administrator shall update regulations by 1/1/18 to provide inclusion of Vessels of Opportunity in the oil spill programs.

9. ELECTION OF OFFICERS (Vote Anticipated)

Mr. Stephen Ricks, TAC Chairman

For a two-year term commencing in 2016, M. Beauchamp nominates the current chairperson, S. Ricks and he accepts as chairperson. Current vice chair D. Self steps down. M. Beauchamp nominates J. Berge as vice chair. M. Rezvani seconds the nominations. All in favor.

10. OLD/NEW BUSINESS, NEXT MEETING

Mr. Stephen Ricks, TAC Chairman

A poll will be generated to determine the next TAC meeting; anticipating a date at the end of February/beginning of March.

ADJOURN

Meeting adjourned 3:25 p.m.