

The California Department of Fish and Wildlife, Office of Spill Prevention and Response (OSPR) will be promulgating regulations governing Spill Management Teams, as required by AB 1197 (Limón, stats. 2017, ch. 584). In accordance with Government Code section 11346.45, OSPR will conduct a series of informal scoping meetings to solicit input from interested parties and/or those who may be subject to the new regulations.

Per the statute, the Administrator of OSPR will:

1. establish criteria for certifying a spill management team (SMT) based on the SMT's capacity to respond to spills and manage spills effectively;
2. review applications for SMT certification;
3. certify SMTs, as specified; and,
4. adopt regulations to implement provisions as appropriate.

The information from these scoping meetings will assist the Administrator in drafting the proposed regulations under AB 1197 and to achieve OSPR's regulatory objectives in the most efficient and effective manner.

The meeting dates and locations are as follows:

**Sacramento**

DATE: Tuesday, February 13, 2018

TIME: 1:00- 4:00pm

LOCATION: Natural Resources Building, 1416 Ninth Street, Sacramento, CA 95814

**Los Angeles**

Wednesday, Feb. 21st, 2018

TIME: 1:00-4:00pm

LOCATION: Dockweiler Youth Center, 12505 Vista del Mar, Playa del Rey, CA 90293

**Bakersfield**

DATE: Thursday, February 22, 2018

TIME: 9:00-12:00am

LOCATION: Associated Builders & Contractors, 19466 Flight Path Way, Bakersfield, CA 93308

Input from interested parties will be crucial to the success of this regulatory process and these scoping meetings are the starting point of that process. To focus the discussion and to aid the efficient use of time at the scoping meetings, we propose to begin with the following questions as they relate to the requirements of AB 1197. As time permits, we will expand the discussion.

OSPR is inviting interested parties to provide comments on the following matters:

**Regarding the requirement that establishes criteria for certifying a spill management teams:**

- What types of criteria should be used for SMT certification?
- Should OSPR's regulations employ prescriptive or performance standards in determining an SMT's ability to manage a spill?
- What is the best method for a plan holder to identify the type and frequency of training that each individual listed in the SMT has received?

- How should an SMT's certification be tied to the industry contingency plan requirements for which services are contracted?
  - Timeframes; objectives, etc.
- How should an SMT's certification of capability be verified and how often?
  - Unannounced drills; inspection of training records, etc....

**Regarding the requirement that the Administrator review SMT applications:**

- What type of information should be contained in the SMT application?
  - (e.g., organizational diagram, job descriptions for each spill management position, description of the planning process to manage a spill, identification of specific personnel to lead each ICS spill management position, etc.)
- What should be the proper timeframe from submission to approval of an SMT application?
- How should OSPR develop an appeals process for deficient applications and a mechanism to correct applications?
- How should OSPR verify or require plan holders to demonstrate that the information contained in the applications is accurate in an effective manner that is not unduly burdensome?

We look forward to very productive scoping meetings and hope to see you there. If you are not able to attend, OSPR has established a specific SMT inbox where you may provide written comments at [OSPRSMT@wildlife.ca.gov](mailto:OSPRSMT@wildlife.ca.gov) or to the letterhead address. If you have any questions regarding the statute, the lead for program implementation is Yvonne Addassi, Chief of Preparedness. She can be reached at (926) 324-7626 or [Yvonne.Addassi@wildlife.ca.gov](mailto:Yvonne.Addassi@wildlife.ca.gov). For questions related to the scoping meetings, please direct them to [Cassidee.Shinn@wildlife.ca.gov](mailto:Cassidee.Shinn@wildlife.ca.gov) or [OSPRSMT@wildlife.ca.gov](mailto:OSPRSMT@wildlife.ca.gov). For questions regarding the regulatory process, please contact Daniel Warren at [Daniel.Warren@wildlife.ca.gov](mailto:Daniel.Warren@wildlife.ca.gov).

OSPR requests that you RSVP to the following email with your contact information and meeting date: [OSPRSMT@wildlife.ca.gov](mailto:OSPRSMT@wildlife.ca.gov).