

**CALIFORNIA CODE OF REGULATIONS  
TITLE 14. NATURAL RESOURCES  
DIVISION 1. FISH AND GAME COMMISSION - DEPARTMENT OF FISH AND GAME  
SUBDIVISION 4. OFFICE OF SPILL PREVENTION AND RESPONSE  
CHAPTER 1. GENERAL DEFINITIONS AND ABBREVIATIONS**

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*Deleted text is shown in ~~double strikethrough~~.*

**§ 790. Definitions and Abbreviations.**

Unless the context requires otherwise, the following definitions shall govern the construction of this subdivision and implementation of the Lempert-Keene-Seastrand Oil Spill Prevention and Response Act (Government Code sections 8670.1-8670.95).

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(n)(1) "Navigational Aid" means any device used by a tanker, tank barge or nontank vessel that is intended to assist a navigator in determining the tanker, tank barge or nontank vessel's position or a safe course, or to warn of dangers or obstructions to navigation.

(n)(2) "Non-dedicated Response Resources" means those response resources identified by an oil spill response organization for oil spill response activities that are not dedicated response resources.

(n)(3) "Non-floating Oil", means a Group 5 oil as defined in section 155.1020 of Title 33 of the Code of Federal Regulations, dated June 21, 2022, hereby incorporated by reference, and any Group 5 oil that is diluted with a diluent for transport.

~~(n)(3)~~(4) "Non-persistent Oil," also known as "Group 1 oil" means a petroleum-based oil, such as gasoline, diesel or jet fuel, which evaporates relatively quickly and at the time of shipment consists of hydrocarbon fractions ~~of which~~that are:

(A) At least 50 percent of which, by volume, distills at a temperature of 340 degrees Celcius (645 degrees Fahrenheit); and

(B) At least 95 percent of which, by volume, distills at a temperature of 370 degrees Celcius (700 degrees Fahrenheit).

~~(n)(4)~~(5) "Nontank Vessel" means a vessel of 300 gross tons or greater that carries oil, but does not carry oil as cargo.

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(p)(1) "Persistent Oil" means a petroleum-based oil that does not meet the distillation criteria for a non-persistent oil. Persistent oils are further classified based on both specific and American Petroleum Institute observed gravities corrected to 60 degrees Fahrenheit, as follows:

(A) Group 2 - specific gravity greater than or equal to 0.8000 and less than 0.8500. API gravity less than or equal to 45.0 and greater than 35.0;

(B) Group 3 - specific gravity greater than or equal to 0.8500 and less than 0.9490. API gravity less than or equal to 35.0 and greater than 17.5;

(C) Group 4 - specific gravity greater than or equal to 0.9490 and up to and including 1.0. API gravity less than or equal to 17.5 and greater than 10.0;

(D) Group 5 - specific gravity equal to or greater than 1.0000. API gravity equal to or less than 10.0. Group 5 oils are also classified as non-floating oils, as defined in subsection (n)(3).

*Note:* Group 1 oils are classified as non-persistent oils, as defined in (n)(~~4~~3).

(p)(2) "Person" means any individual, trust, firm, joint stock company, or corporation, including, but not limited to, a government corporation, partnership, and association. Also included is any city, county, city and county, district and the state or any department or agency thereof, and the federal government or any department or agency thereof, to the extent permitted by law.

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*Note:* Authority cited: Sections 8670.7.5, 8670.13.1, 8670.13.2, 8670.17.2, 8670.23.1, 8670.28, 8670.29 and 8670.35, Government Code. Reference: Sections 8670.3, 8670.7, 8670.13, 8670.13.2, 8670.17.2, 8670.21, 8670.23.1, 8670.28, 8670.29, 8670.31, 8670.32 and 8670.35, Government Code.