

CALIFORNIA CODE OF REGULATIONS  
TITLE 14. NATURAL RESOURCES  
DIVISION 1. FISH AND GAME COMMISSION – DEPARTMENT OF FISH AND GAME  
SUBDIVISION 4. OFFICE OF OIL SPILL PREVENTION AND RESPONSE

**45-DAY COMMENT PERIOD  
ILLUSTRATION OF CHANGES**

The Office of Spill Prevention and Response is proposing changes to section 873.5 of Title 14 of the California Code of Regulations. Those changes are illustrated as follows:

Added text is illustrated in single underline.  
Deleted text is illustrated in ~~single-strikeout~~.

**TITLE 14. NATURAL RESOURCES**  
**DIVISION 1. FISH AND GAME COMMISSION--DEPARTMENT OF FISH AND GAME**  
**SUBDIVISION 4. OFFICE OF SPILL PREVENTION AND RESPONSE**  
**CHAPTER 7. COMPLIANCE**  
**SUBCHAPTER 1. ADMINISTRATIVE COMPLIANCE ACTIONS AND HEARING**  
**PROCEDURES**  
**ARTICLE 1. ADMINISTRATIVE COMPLIANCE ACTIONS AND CIVIL PENALTIES**

**§ 873.5. Administrative Compliance Actions: Government Code Section 8670.67.**

(a) The Administrator may issue a Complaint and assess a civil penalty upon any person who intentionally or negligently:

(1) ~~F~~fails to follow the ~~effective applicable contingency plan (as that term is defined in Title 14, California Code of Regulations Section 815.05),~~ or the direction or orders of the Administrator, ~~or the United States Coast Guard (USCG), or the United States Environmental Protection Agency~~ in connection with an oil spill, except as provided in Government Code sSection 8670.27.

(2) ~~F~~fails to notify the ~~USCG~~United States Coast Guard that a vessel (as defined in Government Code sSection 8670.20(a)) is disabled within one hour of a disability if, while disabled, the vessel causes a discharge of oil into marine waters or inland waters.

(3) ~~D~~discharges or spills oil into, or which enters marine waters or inland waters unless the discharge is authorized by ~~the United States, the a federal, Sstate, or other local~~ agency with appropriate jurisdiction.

(4) ~~F~~fails to immediately begin cleanup, abatement, or removal of spilled oil in the manner prescribed by Government Code sSection 8670.25 ~~of the Government Code.~~

(5) ~~F~~fails to comply with the provisions of ~~c~~cChapter 7.4 of the Government Code (commencing with sSection 8670.1) or ~~d~~dDivision 7.8 of the Public Resources Code (commencing with sSection 8750) and any regulations, permits or orders issued or promulgated pursuant to those sections.

Authority cited: Sections 8670.7, 8670.67 and 8670.68, Government Code. Reference: Sections 8670.20, 8670.67 and 8670.68, Government Code.