



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

<http://www.dfg.ca.gov/ospr/commit/tac/tac.html>



Meeting of  
Wednesday, November 6, 2013  
9:30 a.m. to 3:10 p.m.

4665 Lampson Avenue  
Los Alamitos, CA 90720  
(562) 342-7100

**MINUTES**

**Attendance:**

<i>TAC members</i>	<i>Agency Representatives</i>	<i>OSPR Participants</i>	<i>Guests</i>
R. Mitchel Beauchamp	Jonathan Bishop, CCC	Tom Cullen, OSPR	Mario De Bernardo (by phone, a.m. only)
John Berge	Captain Laura Kovary, SLC	Joy Lavin-Jones, OSPR	
Tom Ford	Linda Scourtis, BCDC	Christopher Klumpp, (OSPR)	
Jonna Mazet (by phone)		Becky Mack, OSPR	
Brian Meux		Steve Sawyer, OSPR	
Matt Rezvani		Julie Yamamoto, OSPR	
Steven Ricks			
Deb Self			

**1. INTRODUCTIONS**

*Captain Thomas Cullen, OSPR Administrator*

**2. APPROVAL OF MINUTES**

*Mr. Stephen Ricks, TAC Chairman*

- 4/16/13 Minutes: Mitchel Beauchamp provided the following edits: one ‘l’ in his first name. Motion to approve the 4/16/13 Minutes with corrections, seconded, and unanimously approved.
- 7/30/13 Minutes: A motion was made to accept the Minutes as presented with no edits, seconded, and unanimously approved.

**3. OSPR UPDATE**

*Captain Thomas Cullen, OSPR Administrator*

*(report provided)*

Administrator Tom Cullen offers a brief update of each branch of the Office of Spill Prevention and Response.

Executive Branch

- Joint informational hearing on “California’s Oil Spill Response Preparedness” held August 27th led by Assemblymembers Chesbro and Stone. Great opportunity to present what our program does.
- State Emergency Response Commission (SERC) quarterly meeting October 31st. SERC is run by Cal OES and co-chaired by the secretaries of Cal OES and EPA. It has a fire emphasis but is taking interest in any potential incident in the state. Hoping to leverage a relationship with Cal OES as we take on the statewide oil challenge.
- Continued efforts among Department of Fish and Wildlife and the Resources Agency on analyzing the rapidly shifting mode of transporting crude oil into California, particularly the shipments of North Dakota Bakken crude by rail.
- Working closely with DFW Headquarters to address policy changes in areas of hiring, procurement, and grants and contracts.
- Continuing to ensure full integration with other State and Federal coordinating committees.
- Have not heard back from the Governor’s advisor regarding appointments to the two TAC vacancies. Following up in couple weeks.

Inquiry: On follow up from the subcommittee hearing, any further thoughts about pursuing a more robust and transparent report process around Best Available Technologies (BAT)? Next step is to take a look at the biannual spill technology conference and consider expanding it. Emphasize prevention as well as response because the overwhelming dialog at this conference is response. Perhaps consider a specific panel that looks at Best Available Technologies (BAT)/Best Achievable Protection (BAP). What are things in Lempert-Keene that we can do better? The restrictions of considering economics and costs when evaluating BAT.

#### Preparedness Branch

- There is a 90 day submittal window for Oil Spill Response Organizations (OSRO) rating renewal. Having an issue with OSRO's not complying. Firmly addressing this issue to bring to a resolution.
- Plan holder drill regulations being revised.
- Many counties revising their Local Oil Spill Contingency Plans.

#### Enforcement Branch

- OSPR wardens will be taking advantage of ocean going patrols to provide increased vessel-based observations near offshore oil platforms.
- Seeking greater coordination and involvement with U.S. Navy.
- CDFW Law Enforcement Division continuing to provide augmented funding for OSPR Law Enforcement Division.

#### Scientific Branch

Much work being done in Natural Resource Damage Assessment (NRDA), Marine Wildlife Care and Research Center, Field Response Teams, Laboratories, Response Support. Refer to report for details.

#### Marine Safety Branch

Refer to attached report for brief statements spotlighting vessel boardings, bunker monitoring, marine facility visits, the Small Craft Refueling Dock Program (SCRD), Harbor Safety Committees (HSC's), and field response team (FRT) efforts.

## 4. AGENCY BRIEFINGS

### ***State Lands Commission*** *(report provided)*

***Captain Laura Kovary***

- Operations are down 2% from 2012 to 2013 year to date on oil coming in as well as oil transfers, and are continuing to decline. More oil is coming in from rail outside of California. As a result, less is coming in thru marine terminals. California, as a whole, is also using less oil. Currently SLC is only tracking transfers over water.
- No incidents or spills since last report.
- Total of 21 violations for the third quarter.
- Working closely with pilots, engineers, tug operators, etc., to better understand Marine Oil Terminal and Engineering Maintenance Standards (MOTEMS). Initial MOTEMS audits to be completed by end of year.

### ***California Coastal Commission*** *(report provided)*

***Mr. Jonathan Bishop***

- Couple new drill projects in the works off the platform at Point Conception and another at Vandenberg Air Force Base.
- Oil Spill Guidance document is final and published. Geared toward applicants looking to get permits for oil and gas projects. View at [www.coastal.ca.gov/oilspill/ospndx.html](http://www.coastal.ca.gov/oilspill/ospndx.html) and [www.coastal.ca.gov/cdp/cdp-forms.html](http://www.coastal.ca.gov/cdp/cdp-forms.html).
- Two new clean boating videos released in July – [www.BoatingleanAndGreen.com](http://www.BoatingleanAndGreen.com).

- Big topic presently in their energy and oceans division is the language in SB4 pertaining to environmental impact analysis, and fracking in the marine environment. Monitoring the issue closely.

**BCDC**  
(report provided)

*Ms. Linda Scourtis*

- No major petroleum spills reported in the bay in last few months.
- Air gap sensor for the Bay Bridge with the ultra large vessels with tall towers coming in is delayed possibly until first of next year due to electronics. In meantime, there are alternate means to get the ships in, but requires more movement.
- Emergency tow exercise for ultra large vessel (ULCV underway at Anchorage 9) to be announced. Focus on adequate propulsion and power.
- Next Area Contingency Plan meeting December 10<sup>th</sup>, Novato.
- Developing a “First 96 hours” job aid to ensure location and staffing in order to hit a spill response as promptly as possible. Led by their sector planning division. Working closely with OSPR. Draft to be turned in by the end of this month.

**5. FUND CONDITION AND BUDGET UPDATE**  
(report provided)

*Ms. Becky Mack, OSPR Fiscal and Admin Services Branch*

Ms. Becky Mack presented an overview for Fund Conditions 207, 320, 321, and 322. Fund conditions capture three prior fiscal years of actual revenues and expenditures (FY 10/11- FY 12/13) and three fiscal years of projected revenues and expenditures (FY 13/14- FY 15/16). For current fiscal year 2013/14, revenues and expenditures were presented reflecting fiscal month 3 (September) actuals and projections through the end of 2014.

- Fund 207: There is potential for future revenues in that there are approximately 160 pending settlements for inland cases. If insufficient money in the fund, the department will have to pay for an inland spill from another source.
- Fund 320: \$2 million structural deficit.
- Fund 321: No significant movement. \$11 million fund balance. U.S. House Bill, H.R. 3377, the Defense of Environment and Property Act, is re-visiting the definition of *navigable waters*, meaning there will likely be a lot less reimbursement funding from the Federal Fund (OSLTF) than there has been in the past.
- Fund 322: Not projected to have any problems. Has a larger fund balance than what is being spent.

**6. SMT UNANNOUNCED DRILL PROGRAM UPDATE**  
(presentation provided)

*Mr. Christopher Klumpp, OSPR Preparedness Branch Chief*

For the last year, OSPR has been doing spill management team unannounced drills through the plan holders targeting vessel spill management teams either in-house or outsourced. The goal was to test their response to a Type 3 or larger incident not only in response time, but with adequate resources. Average completion time for all the objectives was 4 to 5 hours. Average time placing all resources was 10 to 12 hours after the event.

**7. LEGISLATIVE ISSUES**  
(report provided)

*Ms. Joy Lavin-Jones, OSPR Oil Spill Prevention Specialist*

- Drills and Exercises: Regulation amendments to include limiting scheduled drills to accommodate OSPR staff in order that they may participate in more drills. Also, re-working drill objectives to become more performance-based.
- Shoreline Protection Tables: Regulation amendments to incorporate changes to the Area Contingency Plans.
- Oil Spill Response Organization (OSRO) Rating System Update: Proposed amendments to better define operating environments.

- Vessels Carrying Oil as Secondary Cargo (VCOASC): Update need to narrow the definition of VCOASC that captures the risk these vessels present.
- AB 881: The bill was ordered to inactive file at the request of Senator Pavley on September 9, 2013.

**8. OWCN FUNDING/AB881 STRATEGY**

*Dr. Julie Yamamoto, OSPR  
Scientific Branch Chief*

*(presentation provided)*

AB881 amended 9/2013. Removed sunset (to 5 cents) on barrel fee and increased it to 7 cents. Provided ability to transfer up to 2 million from the Oil Spill Prevention and Administration Fund (OSPAF) to the Oiled Wildlife Care Network (OWCN) until 1/1/16.

OWCN received a 2 million annual appropriation from OSRTF this fiscal year. \$1.3 million remaining in Oil Spill Response Trust Fund (OSRTF) interest for FY 13/14. OWCN proposes one time 250K budget cut for supplies, facilities maintenance, and research cuts. Remaining shortfall would be made up with savings and OSPAFA.

Comment: OWCN has an advisory board like the TAC. Matt Rezvani is on that board. They recommended and approved a reserve to be accumulated. Part of the proposed amount. Concerned about keeping the best program and staff in the world.

**9. INLAND SPILLS PROGRAM/FUNDING ISSUES**

*Dr. Julie Yamamoto, OSPR  
Scientific Branch Chief*

*(presentation provided)*

Dr. Yamamoto discussed the trends and issues over the next couple years focused around crude oil coming in by rail, why rail is an emerging threat to the state's resources and OSPR's budget, and what is needed to be responsive to this new challenge.

**10. BAT/BAP REVIEW**

*Mr. Stephen Ricks, TAC Chairman*

- Topic tabled until next meeting.

**11. ELECTION OF OFFICERS – Vote Anticipated**

*Mr. Stephen Ricks, TAC Chairman*

- Steve Ricks as Chairperson for 2014/2015: J. Berge motions to keep Steve Ricks as the Chairperson; M. Beauchamp seconds. No other nominations offered. Vote unanimous. Approved.
- Deb Self as Vice Chair for 2014/2015: M. Rezvani motions to keep Deb Self as the Vice Chair; T. Ford seconds. No other nominations offered. Vote unanimous. Approved.

**12. OLD/NEW BUSINESS, 2014 MEETING DATES**

*Mr. Stephen Ricks, TAC Chairman*

2014 TAC meeting dates: January 15 (Sacramento), April 16, July 16, and October 15.

**ADJOURN**

Meeting adjourned 3:35 p.m.