OIL SPILL PREVENTION AND RESPONSE
TECHNICAL ADVISORY COMMITTEE (TAC)
http://www.dfg.ca.gov/ospr/commit/tac/tac.html
Public comments will be accepted for each Agenda Item

Meeting of
Tuesday, April 16 , 2013
9:00 a.m. to 3:00 p.m.

1700 K Street, Ste. 250
Sacramento, CA 95811
(916) 445-9326

Members
Steve Ricks
Matt Rezvani
Deb Self
R. Mitchel Beauchamp
John Berge
Jonna Mazet
Mike Ziccardi

Agencies
Jonathan Bishop
Gary Gregory
Linda Scourtis
Tim Holmes

OSPR Participants
Captain Thomas Cullen
Yvonne Addassi
Julie Yamamoto
Stephen Sawyer
Garry Smith
Joy Lavin-Jones

MINUTES

1. INTRODUCTIONS……...09:00 am – 09:10 am (10 Min)
Captain Thomas Cullen, OSPR Administrator

Captain Cullen will be meeting with WSPA for lunch; the next meeting will be in regards to working on interagency relationships.

Captain Cullen met with Director Nechodom on relationships with Dept. of Conservation and DOGGR.

Q: The SMT unannounced drill program, is there any update?

A: Half a dozen have been done, they have all been done well, Steve Edinger and Captain Chris Graff were both pleased with the outcome as well as the way they were performed.

Chairman Steve Ricks would like unannounced dills as an agenda item for the next TAC meeting.

What are the challenges and what kind of trend do we see for unannounced drills?

2. APPROVAL OF MINUTES…….…….09:10 am – 09:20 am (10 Min)
Mr. Stephen Ricks, TAC Chairman

Member Matt Rezvani motions to approve; seconded by Dr. Mike Ziccardi; all in favor, minutes approved.

3. OSPR UPDATE…….…09:20 am – 09:35 am (15 Min)
Captain Thomas Cullen, OSPR Administrator

Given in Introduction

4. *AGENCY BRIEFINGS*……..…….….…..09:35 am – 10:20 am (45 Min)
***Mr. Gary Gregory - State Lands Commission*……..……....09:35 am - 09:50 am (15 Min)**
(see agency handout)

Ms. Laura Kovary took over as Division Position chief in State Lands Commission.
The statistics that you see under operations in 2012 is for 27.3 billion gallons of oil, 12 spills total; volume of those totaled less than 16 gallons. No spills so far this year, the numbers of inspections are included in report. Currently working with Marine Oil terminals and ports trying to get the MOTEMS up to date, some terminals have met or almost met the standards. Have had three meeting in the last two weeks with Oil companies in regards to trying to get all the terminals caught up to code.

Q: Mr. Matt Rezvani- It is very important for us to look at this historical data, to see if one of the reasons we are short in funding is due to less movement of oil across the water. If there is, then the question becomes how many inspectors does the State Lands Commission actually have and do they need all those inspectors if there is less movement? The report shows 10% less in 2012 than it has been historically. How can we work toward getting some kind of pool of near misses? We need to know what's really going so we can get lessons learned and try to improve the prevention aspect of this.

If hydraulic fracking takes off there is going to be a lot more oil transport in California.

***Mr. Jonathan Bishop - Coastal Commission*…….……..09:50 am – 10:00 am (10 Min)**
(see agency handout)

Budget reduction – we have been meeting with OSPR to discuss budget outlooks, and they have been productive meetings. We are continuing to work on adapting our program to deal with legislative mandates. We have decided that Harbor Safety Committees are a priority and will be doing our best to continue to participate. Participated in San Ramon, for Chevron drill. Coastal Commission met in March and approved amendment for Hildago BPP. A few weeks ago we were asked to support AB881, and the Coastal Commission voted unanimously to support and approve AB881.

***Ms. Linda Scourtis – BCDC*……10:00 am - 10:10 am (10 Min)**
(see agency handout)

Navigation Workgroup has been busy and has met four times. On the 10th the final installation was made on the fog sensor. Because the *OVERSEAS REYMAR* left Anchorage just south of the bay bridge, the fog came in, and he changed his direction. Now Navigation Workgroup is looking at the critical moving areas to see if any need to be amended. On April 4th the Board of Pilots' Commission issued their report and recommendation. They voted to temporarily suspend the *OVERSEAS REYMAR* pilot license as they go forward with the investigation.

Q: Is the perception of the group that once the Harbor Safety Plan is adopted by committee that it has any force of law?

A: The plan itself is really used as guidance. The Captain of the Port issued the very same language as that recommended by the Harbor Safety Committee.

Q: What is an air gap sensor?

A: It tells you how much room you have on top of your vessel and the bridge you go under.

There is a question about whether OSPR should be funding an air gap sensor.

***Mr. Tim Holmes - U.S. Coast Guard*…….10:10 am – 10:20 am (10 Min)**

Tim Holmes is with the 11th district, and is an Incident Management and Preparedness Advisor.

Q: I've brought response statistics. Is this the information you are looking for?

TAC requests a breakdown of previous month's spills, asked if they could please have it broken down from 0-42 gallons, and would like to have those numbers available in a cumulative basis. Currently in litigation with Centers of Biological Diversity. They contend that we did not properly complete the ESA 7 consultation. Next month the Department of Justice, Coast Guard and Environmental Protection Agency will be meeting with a judge, hoping they will be granted the nine months to complete. We are currently identifying sites and developing strategies, and going through the process of elimination to figure out what sensitive sites they need to address.

Throughout month of March, several active and reserve members have been sent to Federal On-Scene Coordinator Representative (FOSCR) training. There was outstanding turnout for all three sectors.

Environmental Response to Oil Spills in California (EROS) training hosted by OSPR and NOAA; had a great turnout and great training.

The vessel *DELTA CAPTAIN* went 14 nautical miles off course on Saturday afternoon. It was a 225 ft. crane barge with 18,000 gallons on board. It sunk to 40 fathoms. We will drop tow line and take it into LA. There is no sheen and no sign of oil, but we deployed Shoreline Cleanup Assessment Teams to make sure, and everything came out clean.

Captain Cullen requests Dave Colhoff for BNET meeting.

Break…….……...10:20 am -- 10:35 am (15 Min)

5. FUND CONDITION AND BUDGET UPDATE……..10:35 am - 11:00 am (25 Min)
Mr. Garry Smith, OSPR Chief of Fiscal and Admin Services Branch

Mr. Garry Smith presented an overview for Fund Conditions 207, 320, 321, and 322.

Fund Conditions capture three prior years of actual revenues and expenditures (FY 09/10- FY 11/12) and three years of projected revenues and expenditures (FY 13/14- FY 15/16).

For current fiscal year 2012/13, revenues and expenditures were presented reflecting Fiscal Month 8 (February) actuals and projections through the end of 2013.

TAC would like to review the Program Structure with organizational charts for SLC and OSPR. Meeting agenda item for next meeting.

6. INLAND FUNDING…….11:00 am - 11:20 pm (20 Min)
Dr. Julie Yamamoto, OSPR Scientific Branch Chief

Fund 207 is almost out of money. We have redirected staff to other places and we now have very limited inland response capabilities. We are in the process of coordinating a plan for interim response protocols. The plan relies upon DFW regional and enforcement staffing to essentially assist when going out to spills. When needed, this puts OSPR in an advisory role, developing criteria for response while in a triage mode, and looking at spills on a case by case basis. The agreement with Headquarters for serious spills is that OSPR must be present and if we are not able to cover our costs, the costs will be covered by Headquarters. Public Expenditure and Financial Accountability (PEFA) allows us to get our costs recovered with EPA. The department paid for the Sand Creek response. A day after the last TAC meeting, there was a diesel spill on the river of 3700 gallons. We opened Fund 207 and issued an index/pca code. We anticipate cost recovery from that since it was on the railroad. Last week there was a sediment release from the winery in Salmon Creek in Sonoma County. We opened up an index/pca from Fund 207, and hopefully the winery can pay. There are

currently 180 open cases worth about 1.5 million, and we are in the process of finalizing these. The Oiled Wildlife Response Working group meets periodically and includes OSPR and OWCN. They get together to talk about what can be done, especially in Kern County where there is the biggest wildlife risk. Ongoing conversation on how we can improve wildlife response. We have provided training for DOGGR field staff to help them recognize when they have a situation where Fish and Wildlife should be notified and when they should give us a call. We would like to potentially coordinate with local rehab facilities in Kern County to help them with training and equipment to help get them up to speed. Hopefully they will be willing to participate.

Mention: some fracking bills that have been introduced (see report to get bill numbers).

Q: Are you responding to oil spills? What's behind that?

A: There are always incidents going on in Kern County, more than any other region, and Fish and Wildlife staff are more than capable to go to these spills and respond.

LUNCH……....11:20 pm – 12:20 pm (60 Min)

7. HYDRAULIC FRACTURING……12:20 pm - 1:20 pm (60 Min)
Moderated, Round- Table Discussion

- ***Question: OSPR's Responsibilities?***

Most of this is the Water Board concerned about water contamination.

Q: Geographically, can you give us a location where this is happening?
A: Kern County, Monterey County, in at least five counties. In Long Beach and other areas, they have been doing this since the 1950's.

Q: What is the connection between fracking and oil spills?
A: Probably is none unless you have a blowout coming to the surface waters.

Q: What kinds of circumstances will happen?
A: Well blowouts, pipeline ruptures, increased transportation.

OSPR will continue to monitor and be available for any involvement appropriate.

8. REGULATIONS AND LEGISLATIVE UPDATE……...1:20 pm -- 1:40 pm (20 Min)
Ms. Joy Lavin-Jones, Oil Spill Prevention Specialist

AB 881 (Chesbro): This bill would increase the maximum oil spill prevention and administration fee on tank vessels from $0.065 to $0.08 per barrel of crude oil or petroleum products; the maximum annual fee could be further adjusted based on the percentage increase in the California Consumer Price Index. A sunset provision on a previous fee increase would also be removed. This bill would also allow the non-tank vessel fee to be raised to a maximum of $3,500 to be paid every two years, and also includes adjustments based on the Consumer Price Index. The non-tank vessel fee increase and a portion of the per barrel fee increase would be collected to fund the Oiled Wildlife Care Network.

The bill has been voted on and passed the Assembly Natural Resources Committee, and is set to be heard in the Assembly Water, Parks and Wildlife Committee on April 16.

9. TAC BIENNIEL REPORT……..1:40 pm - 02:50 pm (70 Min)
Mr. Stephen Ricks, TAC Chairman
Vote Anticipated

Majority of the work was done by Mr. John Berge. Are there any discussions or changes that need to be made?

Mr. Timothy Holmes – The personnel information in the back for the representatives – is this part of the report as well?

It's in the appendix. Please remove Lt. CMDR Karwan and include Mr. Timothy Holmes. Leave Atkinson as alternate.

Current dates as well and current members, put 12/13, not 11/12. Replace Mr. Kevin Mercier with Mr. Gary Gregory. Remove Mr. Donald Hermanson and put Ms. Laura Kovary. Remove Ms. Laura Kovary as alternate for Mr. Matt Rezvani.

Dr. Jonna Mazet provided some suggested edits by e-mail; the initial concern was the term "Mandated" under recommendations. Mr. Steve Ricks asked Ms. Deb Self to take notes for the report and changes. Mr. Steve Ricks motions to approve Biennial Report as drafted; and incorporate the comments and the corrections and typos that were provided today.

Mr. Matt Rezvani made motion; Ms. Deb Self seconds; all in favor.

The Biennial Report will be prepared and distributed by Mr. Gary Gregory from the State Lands Commission.

10. OLD/NEW BUSINESS……2:50 pm – 02:55 pm (5 Min)
Mr. Stephen Ricks, TAC Chairman

Still have two open positions: marine transportation (Veronica Boe) and local government (Janelle Myer).

11. MEETING DATES.....2:55 pm -- 03:00 pm (5 Min)
Mr. Stephen Ricks, TAC Chairman

Next meeting will be Tuesday, July 16, 2013- here in Sacramento.
Be prepared to discuss possible different days for October meeting due to scheduling conflicts.

ADJOURN

NOTE: Please contact Crystal Montoya at (916) 445-9326 if you have any person(s) participating in this meeting who require services for disability related modifications or accommodations.