

A photograph of a rocky beach with a steep, grassy hillside in the background. Two individuals wearing white protective suits are visible. One person in the foreground is bent over, examining the ground. Another person is standing further up the hillside to the right, also in a white suit and carrying a green backpack. The scene suggests an environmental investigation or cleanup operation.

Planning and Preparedness for Oil Spill Response Historic Properties Specialist Workshop February 28 – March 2, 2023

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Overview

- Authorities
- National Contingency Plan (NCP)
- Regional Response & Planning (RRT/RCP)
- Local Area Committees & Planning (AC/ACP)
- National Response Framework (NRF) ESF10
- HPS Support to FOSC: Helpful Hints

National Multi-Agency Oil & Hazardous Materials Contingency Plan (1968)

- **1968:** T/V TORREY CANYON massive oil spill off coast of UK.
- First national multi-agency contingency plan developed.
- Established the first comprehensive national system for oil spill reporting and response in the U.S.



National Oil & Hazardous Substances Pollution Contingency Plan

FEDERAL

Clean Water Act (CWA), as amended by the Oil Pollution Act of 1990 (OPA90) Oil Spill Liability Trust Fund

Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA 1980) as amended by SARA (1986)

National Oil and Hazardous Substances Pollution Contingency Plan (NCP) 40CFR300

STATE

Lempert-Keene-Seastrand Act
(following MV AMERICAN TRADER)



Authorities

- CWA/OPA and CERCLA provide designated authority to address releases or threatened releases which pose a threat to public health, welfare, and the environment: Both laws require “polluter pays” and carry enforcement authorities
- CWA/OPA authorities apply to discharge or substantial threat into navigable waters and shorelines as well as EEZ and discharges affecting US natural resources
- CERCLA is broader than OPA as it applies to a more comprehensive list of regulated hazardous substances and allows a federal response to other pollutants and contaminants not specifically listed but where an imminent and substantial endangerment to public health



NCP Regulation at 40 CFR 300 Implements OPA/CERCLA

Establishes three (3) fundamental activities for spill response:

Preparedness planning and coordination for spill responses.

Incident notification and interagency communications.

Response operations at the scene of a spill or release.

- **Planning and Preparedness for Oil Spill Response Cultural Resource Professionals:**
 - National Response Team (NRT)
 - Regional Response Team (RRT)
 - Area Committees (AC)
 - Federal/State/Tribal On-Scene Coordinator (OSC)



National Response System Under NCP

- **CWA/OPA EPA** coordinates/directs response for inland areas
USCG coordinates/directs response for the coastal zone
- Other federal agencies **support** the lead agency activities in partnership with state, tribal, locals
- **Industry** is responsible for being prepared for, responding to, and paying for cleanup and damages from pollution incidents
- **Special Teams: NSF, SSC, SupSalv, ERT, RERTs, DRAT/DRG**



National Response Team (NRT)



FEMA

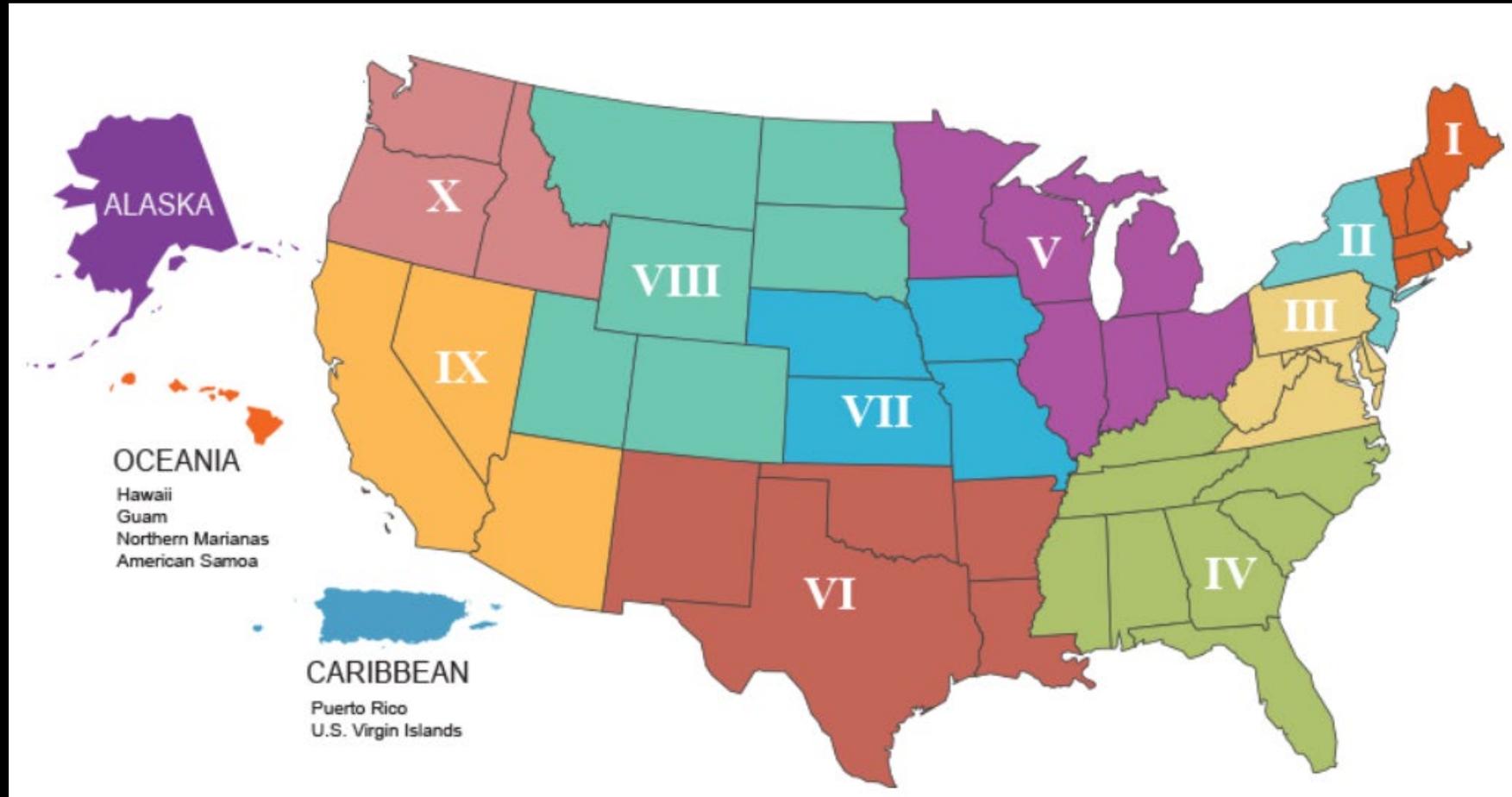


U.S. Department of the Interior

Regional Response Teams (RRTs)

- **13 RRTs** comprised of **15 federal agencies** plus **state** reps and **tribal** governments
- Co-chaired by EPA  USCG 
- Engage in pre-incident **planning** and **training** activities year-round
 - EPA leads development of inland GRPs
 - USCG leads development of coastal ACPs
- Define line of demarcation between **Coastal & Inland jurisdiction**
- Authorize use of **Applied Response Technologies (ART)**
- Provide technical expertise, resources, **support to the FOSC**
- **Region IX:** Meets twice per year

Regional Teams (RRTs)



Regional Contingency Plans



- Developed by **multi-agency RRTs**
- Provide for effective regional response coordination
- Ensure clear roles & responsibilities
- Includes information on government, commercial, academic, facilities, & resources in each region
- Identifies the boundary between the coastal & inland zones
- Work closely with States and Tribes

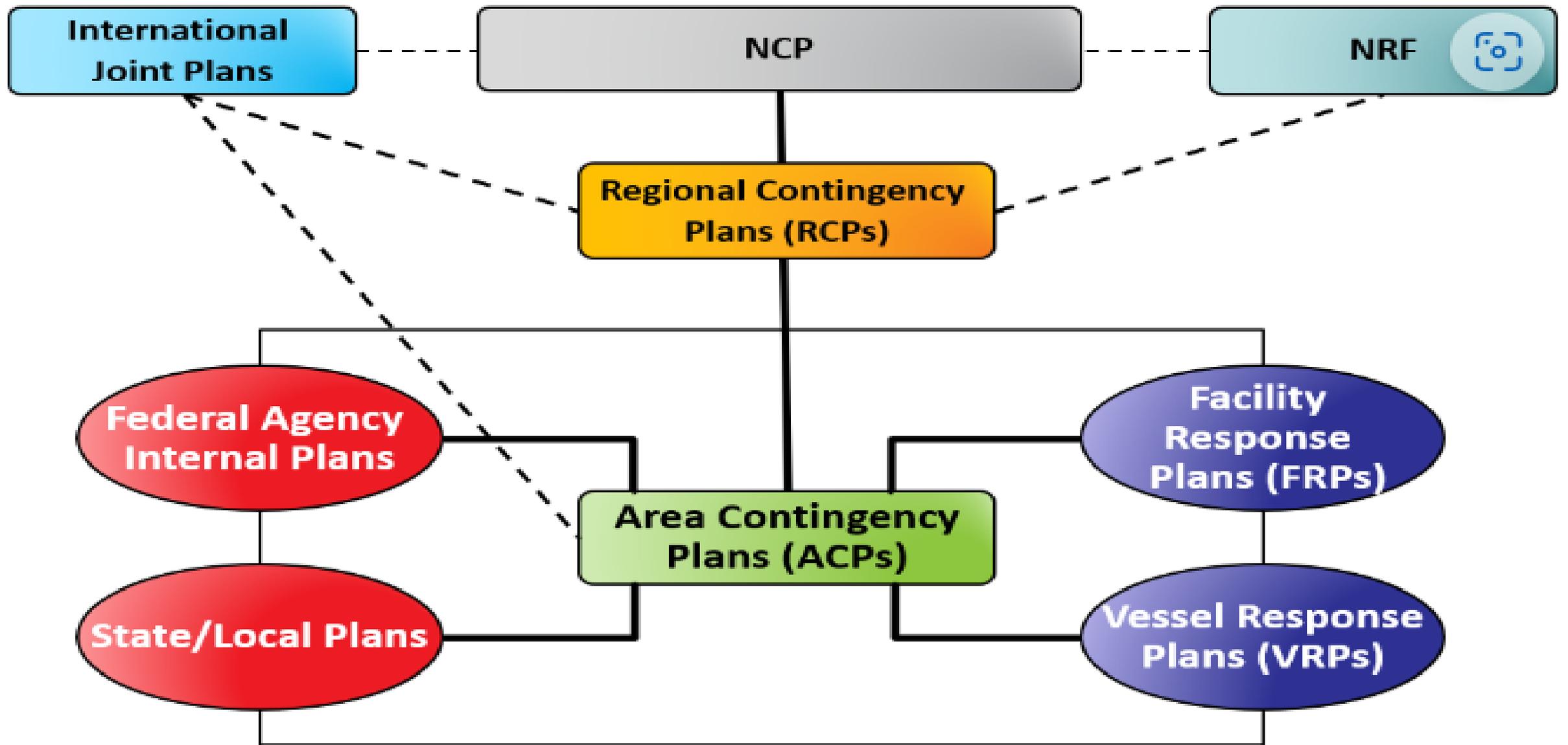
Area Contingency Plans (Local)

- Federal and State On Scene Coordinators
- Area Committees
- Area Contingency Plan (coastal)
- Direct the Area Committees to develop ACPs for each Captain of the Port zone
- Regional planning bodies of local, state, federal, tribal and industry
- Identify resources at risk (cultural) and provide for removal of a Worst-Case Discharge

Area Contingency Plans (Continued)

- Area Contingency Plan drills and exercises
- Area Contingency Plan approval
- NPREP, SONs, Area, Deployment
- Submitted by Area Committee to FOSC for Promulgation
- Approved by District Commander
- Annual updates and 5 year National Review Panel

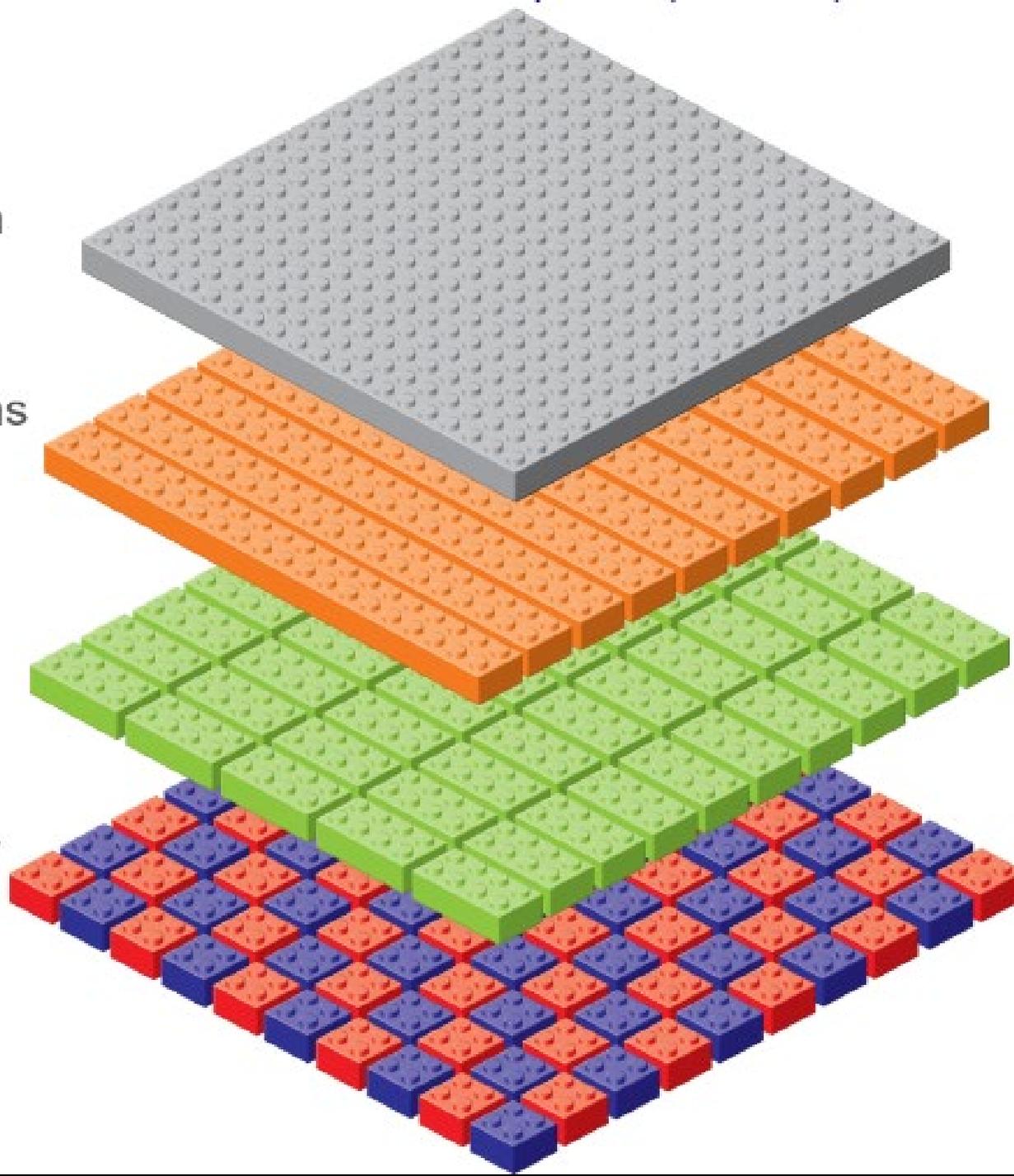




- Solid line: Plans of the NRS
- Dotted line: Points of coordination with NRS
- Thin line: Plans integrated with the ACP

NRS Plans

- National Contingency Plan
- Regional Contingency Plans
- Area Contingency Plans
- Local Emergency Planning Committee Plans
- Industry Plans



Planning Groups

- National Response Team
- Regional Response Teams
- Area Committees
- State Emergency Response Commissions
- Tribal Emergency Response Commissions
- Local Emergency Planning Committees
- Industry



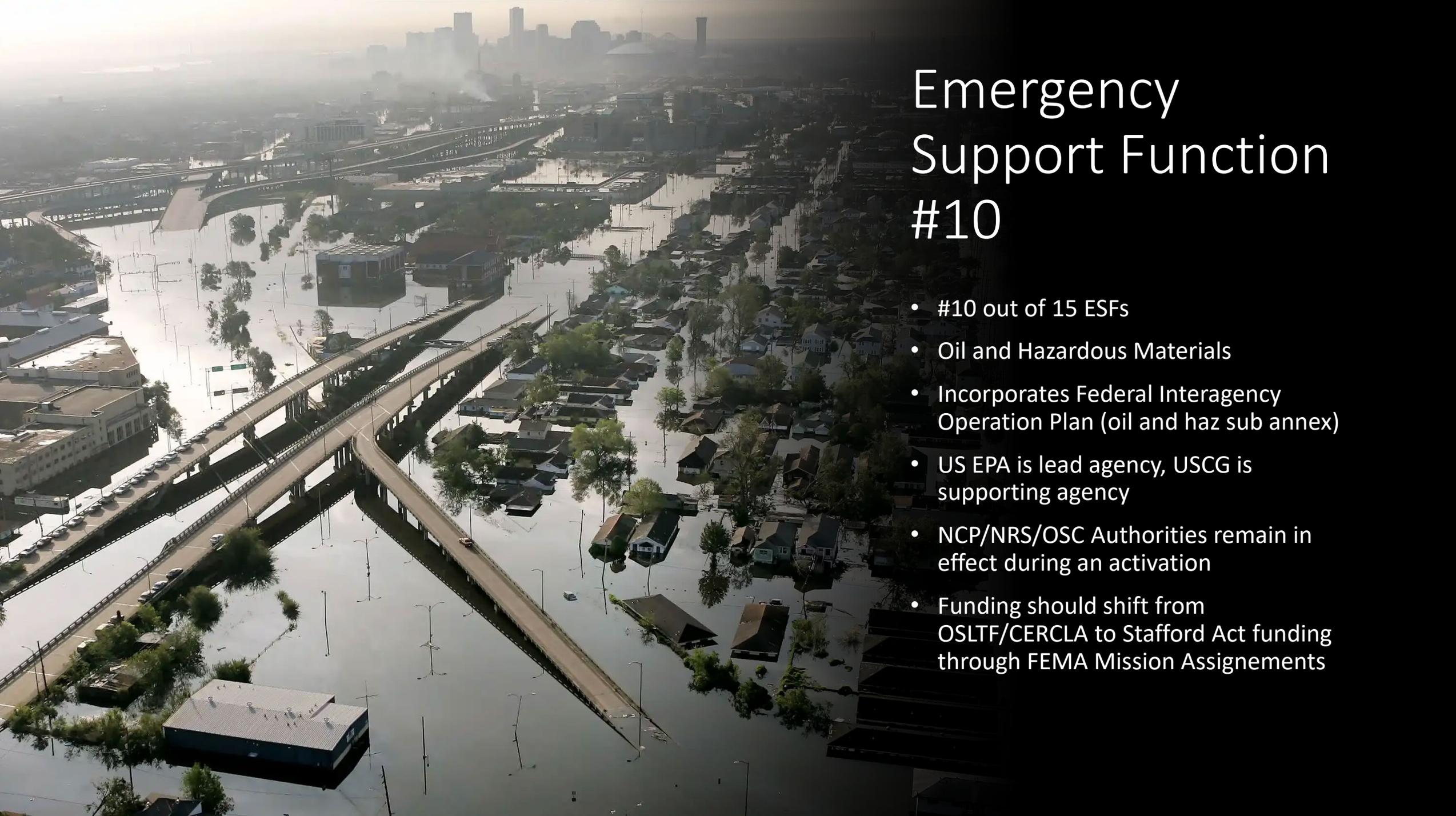
National Response Framework (PPD-8)

National Response Framework

*Fourth Edition
October 28, 2019*



- Planning, Prevention, Preparedness, Response, Recovery
- 15 Emergency Support Functions
- NRF provides single comprehensive approach to domestic incident management “whole Community”
- Manmade and natural disasters
- Requires Stafford Act declaration and request from state or tribe
- FEMA leads NRF implementation

An aerial photograph showing a city severely affected by flooding. A multi-lane highway bridge spans across a large body of water that has inundated the surrounding urban area. In the background, a city skyline is visible under a hazy sky. The water reflects the surrounding buildings and infrastructure.

Emergency Support Function #10

- #10 out of 15 ESFs
- Oil and Hazardous Materials
- Incorporates Federal Interagency Operation Plan (oil and haz sub annex)
- US EPA is lead agency, USCG is supporting agency
- NCP/NRS/OSC Authorities remain in effect during an activation
- Funding should shift from OSLTF/CERCLA to Stafford Act funding through FEMA Mission Assignments

Helpful Hints

- Understand concept & function of ICS & UC
- Know HPS role within ICS
- Where HPS functions in an ICS structure
- Know your authorities, capabilities, limitations
- Understand FOSC's expectation of an HPS
- Operate as a Team Member
- Speak the same language

Questions?

