Oil Spill Contingency Plan
Chapter 173-182 WAC Rule-making

Agenda

• Why rule-making?
• What are the changes to the rule?
• Rule-making process and timeline
• Questions & Discussion
Oil Spill Contingency Plan

Why rule-making?

• Inconsistencies between governing RCWs and Chapter 173-182 WAC.
  • RCW 88.46.060, RCW 90.56.210, and WAC 173-182-110 provide owner/operators, nonprofit corporations, PRCs, and agents the opportunity to submit a contingency plan covering one or more vessels or facilities.
  • The definition of “plan holder” only includes owner/operators and nonprofit corporations.
Oil Spill Contingency Plan
Why rule-making?

• A vessel could operate without a valid contingency plan.
  • A vessel operating without the important services and regulatory safeguards that a plan provides creates a threat to public health, safety and general welfare.
The proposed rule changes include:

- Updating the definition of plan holder to include all persons listed in RCW 88.46.060 & RCW 90.56.210.
- Updating the definition of “umbrella plan” and ensuring the term is used only when referring to non-profit corporations.
The proposed rule changes include:

- Ensuring that owner/operators, if operating under a plan that covers multiple parties, are not required to comply with provisions of the rule that apply specifically to “plan holders.”
- Binding agreement must be signed by both the plan holder and the owner/operator of the vessel or facility.
# Oil Spill Contingency Plan
## Rule-making Process

<table>
<thead>
<tr>
<th>Action</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rule-Making announcement</td>
<td>December 13, 2013</td>
</tr>
<tr>
<td>Comments on Rule Language Due</td>
<td>February 14, 2014</td>
</tr>
<tr>
<td>Rule Proposal – beginning of notice &amp; comment period</td>
<td>April 2, 2014</td>
</tr>
<tr>
<td>Close of the comment period</td>
<td>May 13, 2014</td>
</tr>
<tr>
<td>Rule Adoption</td>
<td>August 6, 2014</td>
</tr>
<tr>
<td>Rule Effective Date</td>
<td>September 6, 2014</td>
</tr>
</tbody>
</table>