



The U.S. Coast Guard Under The Oil Pollution Act of 1990: National Response Structure, the New Carissa, and Enforcement

Evolving Legislative Framework



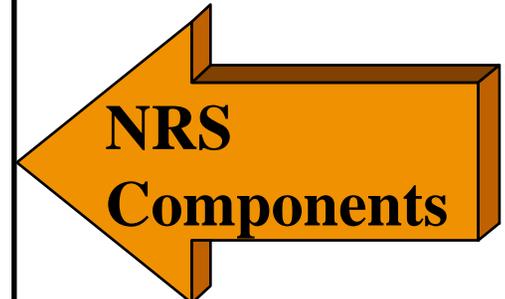
- ◆ **Refuse Act of 1899**
- ◆ **Federal Water Pollution Control Act - 1972**
- ◆ **Clean Water Act Amendments - 1977/1978**
- ◆ **Comprehensive Environmental Response Compensation and Liability Act - 1980**
- ◆ **Oil Pollution Act of 1990**

Oil Pollution Act of 1990



- ◆ Requirements Intended to Prevent Tank Vessel Spills
- ◆ Improved Planning and Preparedness Activities
- ◆ Enhanced Response Authorities and Capabilities
- ◆ Liability for Restoration and Compensation for Damages

National Response System (NRS)



- a Partnership -

National Contingency Plan



- ◆ **Reinforced Need for Regional Plans**
- ◆ **Created New Plans**
 - **Area Contingency Plans and Geographic Response Plans**
 - **Vessel Response Plans**
 - **Facility Response Plans**

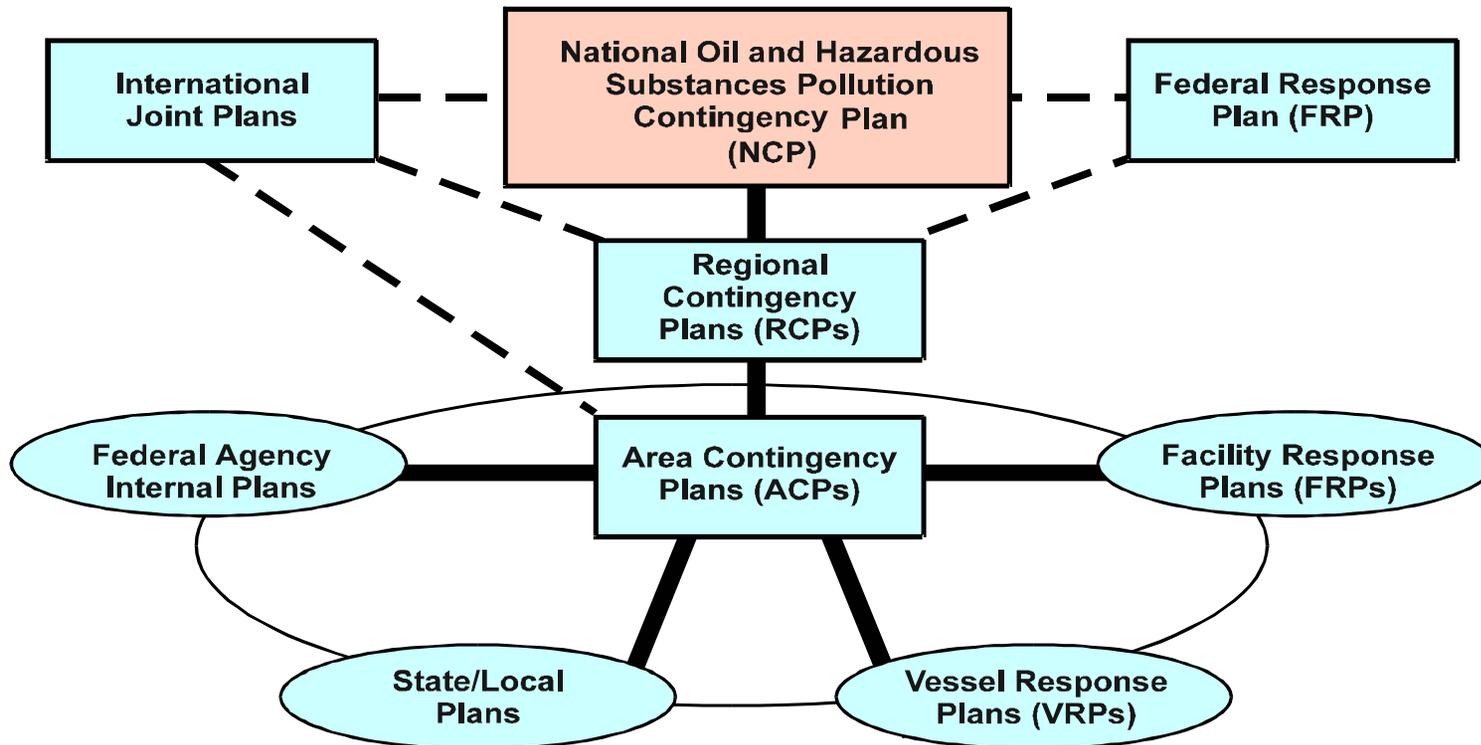
Response Authority



◆ OPA90 Strengthened the FOSC's Response Authority

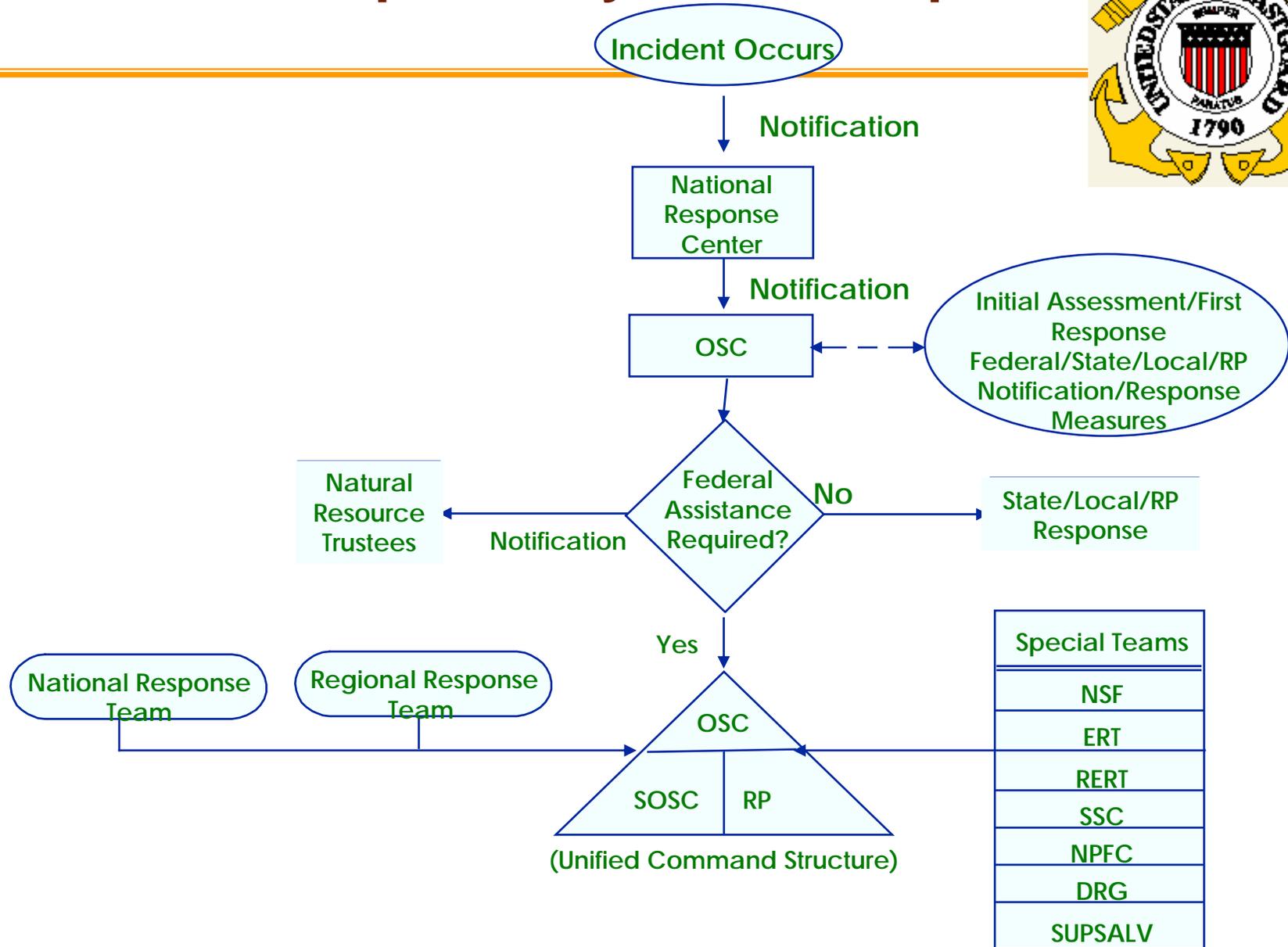
- May Remove or Direct the Removal of a Discharge
- May Direct or Monitor all federal, state, or private actions
- For Discharges That Pose a Substantial Threat to the Public Health and Welfare, the FOSC SHALL Direct the Removal Actions

Relationship of Plans

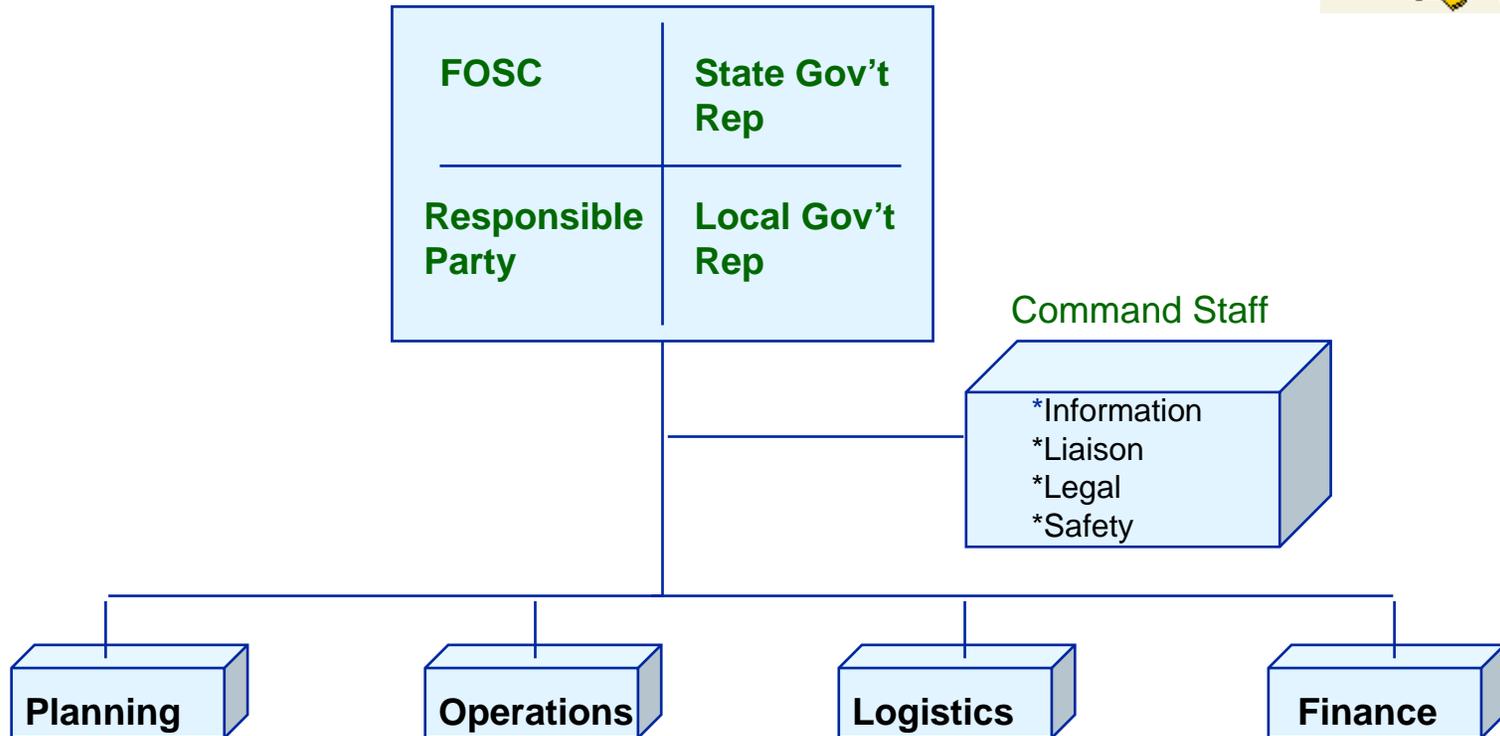


- █** Plans of the National Response System (NRS)
- - -** Points of coordination within the NRS
- Plans integrated with the ACP

National Response System - Response



Basic Incident Command System/ Unified Command Organization



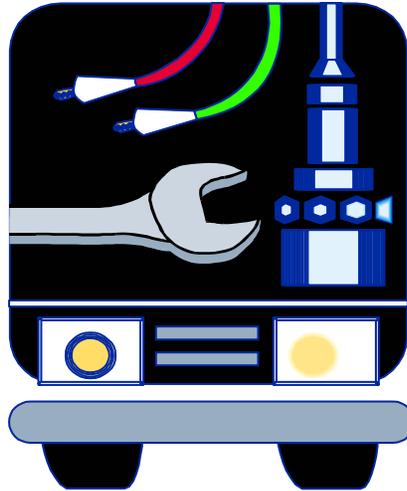
Response Capability



People

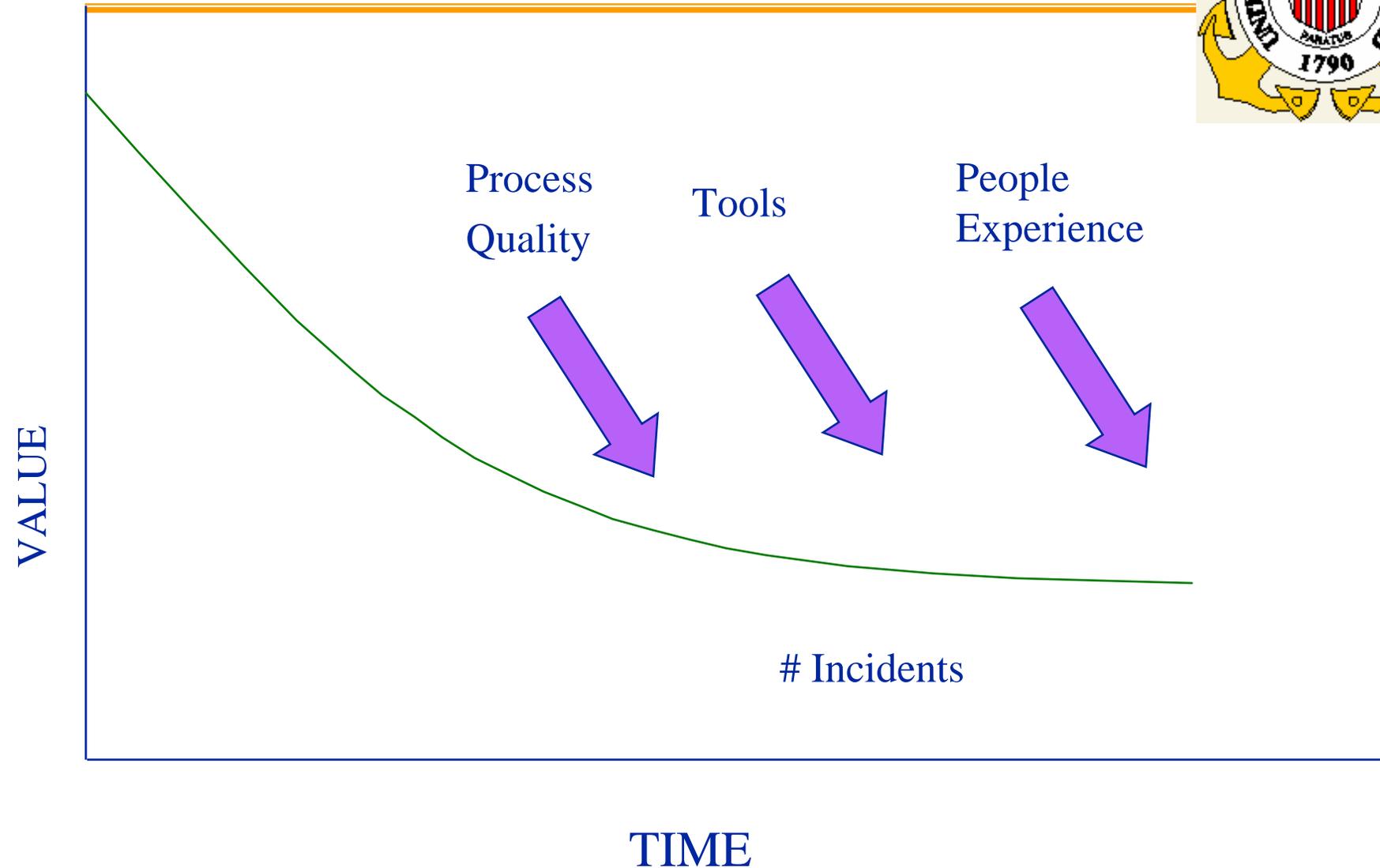


Tools



Processes

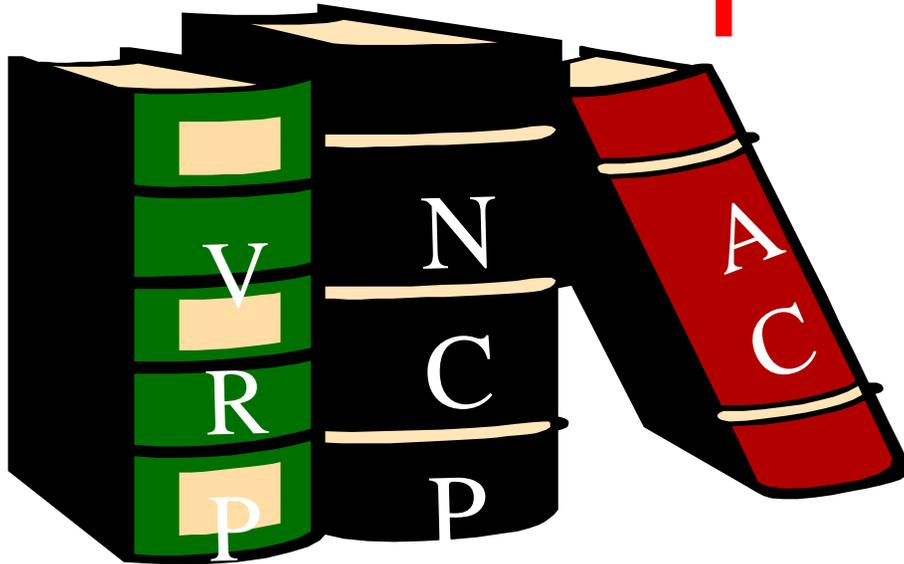
Response Capability Impact



Pre- and Post- OPA90 Initiatives



Gov't + **Industry**



+
Stakeholders



INTEGRATED CONTINGENCY PLANNING

Pre- and Post- OPA90 Initiatives



Pre-OPA

OSC/RRT Tabletop

Exercises

Post-OPA

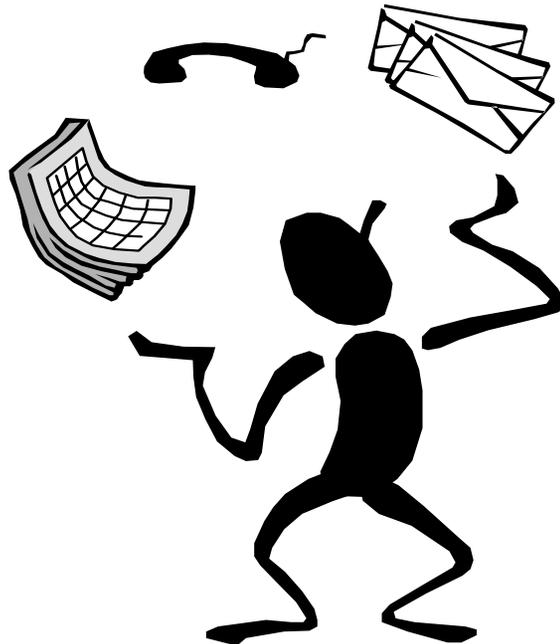
PREP Program

Pre- and Post- OPA90 Initiatives



Removal Authority Command & Control

Pre-OPA



Post-OPA

"Federalize?"

Direct & Monitor

Pre- and Post- OPA90 Initiatives



Clean
Water
Act

=

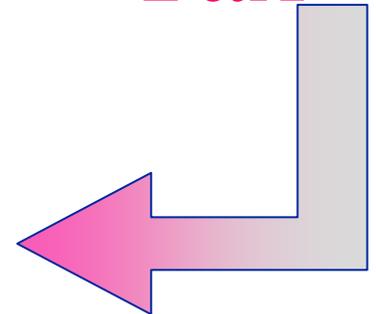


OPA
90



Barrel
Tax

OSLTF



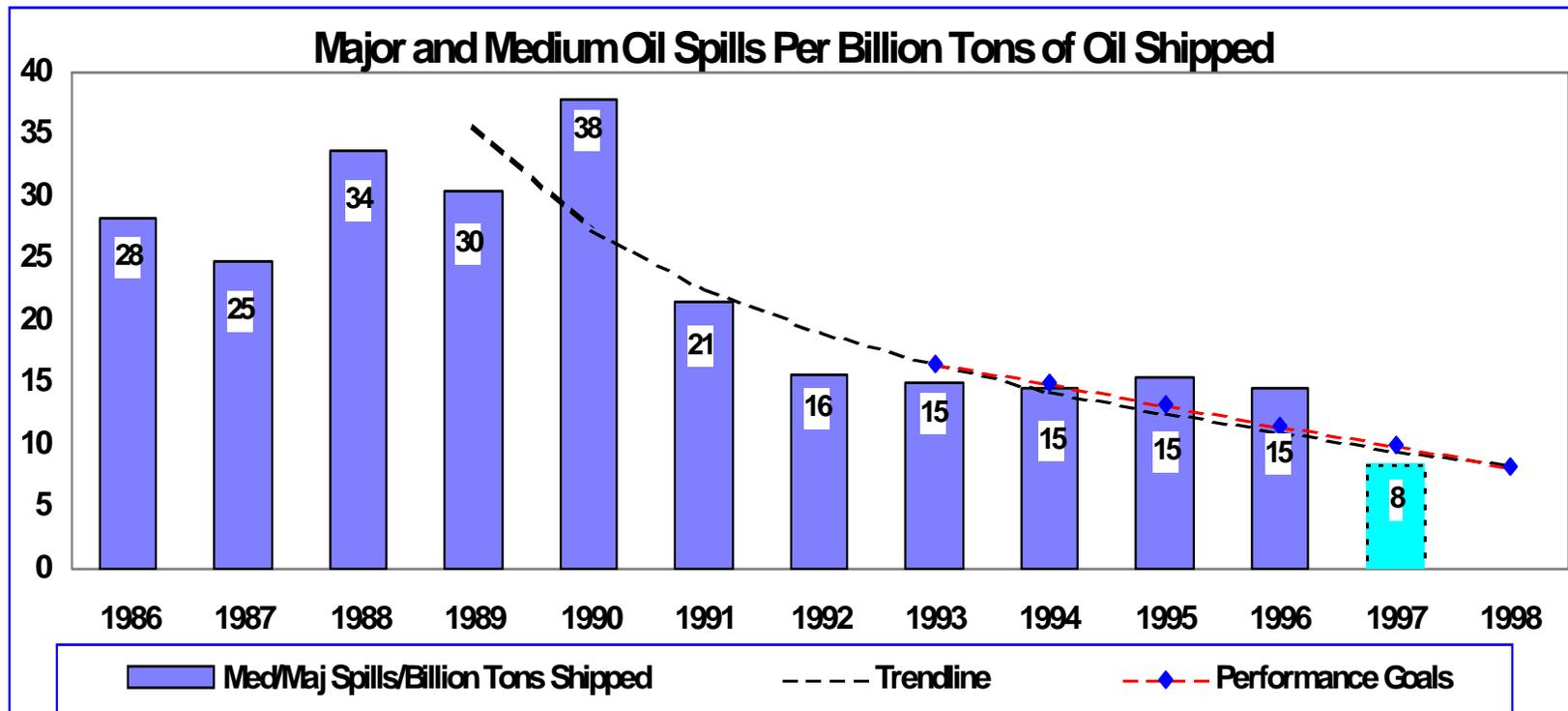
Summary



- ◆ **Legislation and NCP Provides Well Defined Framework**
- ◆ **Focus on Prevention, Preparedness, Response, and Restoration**
- ◆ **Coordination Among All Levels of Government and the Private Sector**
- ◆ **Inclusive Response Management System In Place**

Preparedness = Performance

Spills in Excess of 10,000 Gallons Per Billion Tons Shipped



Average: Pre- OPA90 = 31 Post- OPA 90 = 15

Volume of Oil Pollution From Maritime Sources

