

# Proposed Revisions to 18 AAC 75, Article 4

**Presentation to PWSRCAC Board**

**January 2022**

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# What is Article 4?

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ADEC regulations to implement a law passed in 1990 establishing “new” oil spill prevention and contingency plan requirements and related provisions in Alaska

- A listing of requirements against which PWSRCAC evaluates the Tanker C-plan and VMT C-plan
- Plan review procedures
- Expectations for plan testing

# What's in a C-plan?



- Commitment to provide resources as described in the plan
- Response action plan, including scenarios, based on a Response Planning Standard
- Prevention plan
- Prevention measures
- Supplemental information about the operations, command, and operating environment
- Description of use of Best Available Technology
- Calculation of Response Planning Standard based on actual operations
- Tactics, resources, personnel, contractors

**Department of Environmental Conservation  
Division of Spill Prevention & Response**



18 AAC Chapter 75 – Oil and Other Hazardous Substances Pollution  
Control

Proposed Regulation Revisions

November 1, 2021

Mike Dunleavy  
Governor

Jason Brune  
Commissioner

Public Comment period ends  
January 31, 2022, at 11:59 p.m.

Please see public notice for  
details about how to comment

# Purpose of the revisions

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Based on input received from public scoping in 2019 and 2020, the department is proposing regulation changes to **better implement the statutory authorities** for contingency plans under AS 46.04, **streamline and clarify** regulations, and **reorganize and update** the content and approval requirements for all five parts of the plan.

(ADEC website)

# Process

**2019 –2020**

Open-ended request for suggestions on the regulations received hundreds of comments from 78 entities or individuals



**2021 –2022**

Proposed regulatory revisions released for public comment **[due January 31, 2022]**



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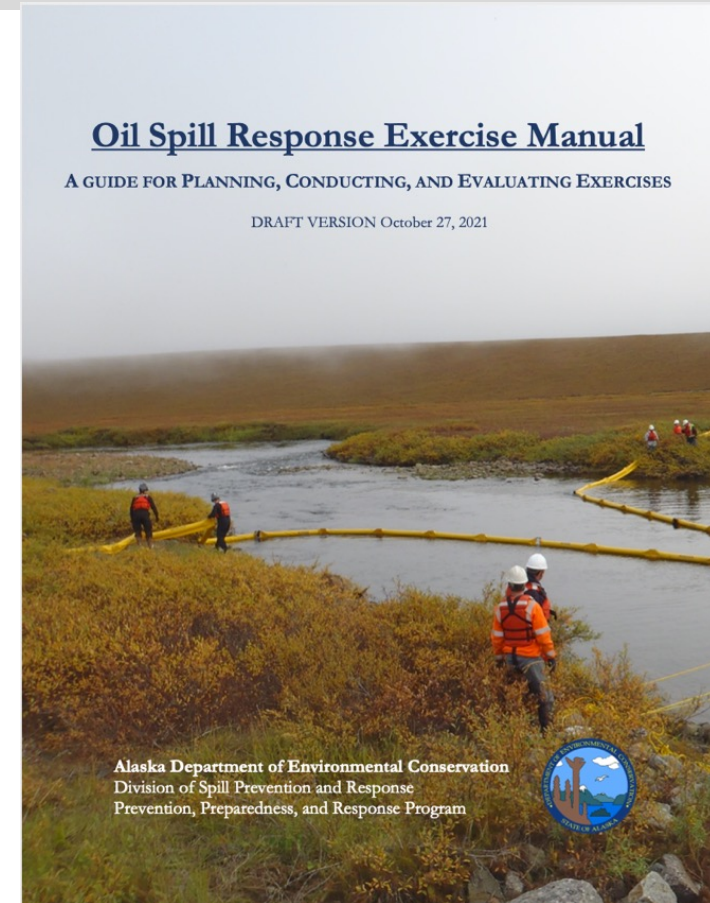
New regulations?



# Proposed changes would:

- Merge two sections that describe required plan contents
- Remove language redundant to statute
- Add clarifications
- Incorporate a revised exercise manual

But...PWSRCAC has some suggestions and concerns.



# Proposed changes should:



Comments on Proposed Changes to Oil  
Prevention Requirements in the Regulations  
of the Alaska Department of Environmental  
Conservation, dated November 1, 2021

Submitted by the  
Prince William Sound Regional Citizens' Advisory Council

January \_\_, 2022

- Increase the minimum number of exercises ADEC will conduct to verify the plan holders' ability to implement the plan
- Keep the BAT conference/studies to achieve the statutory requirement that BAT is used
- Commit to ensuring that the RCACs would receive plan information directly for reviews

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- Require tankers calling at the VMT to have an emergency tow arrangement that meets International Maritime Organization requirements but can be deployed from the bow in 15 minutes
- Require a public review of plans when ownership changes
- Address a number of other technical, drafting, or clarification items identified in the review





**Thank you!**  
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