



Oil Spill Liability Trust Fund Disbursements for FY 2018

Report to Congress
June 17, 2019



U. S. Coast Guard

Foreword

I am pleased to present the following report, “Oil Spill Liability Trust Fund Disbursements for FY 2018,” which has been prepared by the U.S. Coast Guard.

Section 2712 of title 33, United States Code, directs the annual submission of a report listing each incident that occurred in the preceding two fiscal years that resulted in disbursements of \$500,000 or more from the Oil Spill Liability Trust Fund and an accounting of any amounts reimbursed to the Fund in the preceding fiscal year that were recovered from a responsible party for incidents with disbursements that totaled \$500,000 or more.



Pursuant to Congressional requirements, this report is being provided to the following members of Congress:

The Honorable Roger Wicker
Chairman, Senate Committee on Commerce, Science, and Transportation

The Honorable Maria Cantwell
Ranking Member, Senate Committee on Commerce, Science, and Transportation

The Honorable Peter DeFazio
Chairman, House Committee on Transportation and Infrastructure

The Honorable Sam Graves
Ranking Member, House Committee on Transportation and Infrastructure.

I am happy to answer any further questions you may have, or your staff may contact my Senate Liaison Office at (202) 224-2913 or House Liaison Office at (202) 225-4775.

Sincerely,

A handwritten signature in blue ink that reads "Karl L. Schultz". The signature is stylized and includes a large, sweeping loop at the bottom.

Karl L. Schultz
Admiral, U. S. Coast Guard
Commandant



Oil Spill Liability Trust Fund Disbursements for FY 2018

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I. Legislative Language

This report responds to the language under Section 2712 of title 33, United States Code (U.S.C.), which states:

33 U.S.C. §2712. Uses of Fund

...

(l) Reports

(1) IN GENERAL.—Each year, on the date on which the President submits to Congress a budget under section 1105 of title 31, United States Code, the President, through the Secretary of the Department in which the Coast Guard is operating, shall—

(A) provide a report on disbursements for the preceding fiscal year from the Fund, regardless of whether those disbursements were subject to annual appropriations, to—

(i) the Senate Committee on Commerce, Science, and Transportation; and

(ii) the House of Representatives Committee on Transportation and Infrastructure; and

(B) make the report available to the public on the National Pollution Funds Center Internet website.

(2) CONTENTS.—The report shall include—

(A) a list of each incident that—

(i) occurred in the preceding fiscal year; and

(ii) resulted in disbursements from the Fund, for removal costs and damages, totaling \$500,000 or more;

(B) a list of each incident that—

(i) occurred in the fiscal year preceding the preceding fiscal year; and

(ii) resulted in disbursements from the Fund, for removal costs and damages, totaling \$500,000 or more;

(C) an accounting of any amounts reimbursed to the Fund in the preceding fiscal year that were recovered from a responsible party for an incident that resulted in disbursements from the Fund, for removal costs and damages, totaling \$500,000 or more.

(3) AGENCY RECORDKEEPING.—Each Federal agency that receives amounts from the Fund shall maintain records describing the purpose for which such funds were obligated or expended in such detail as the Secretary may require for purposes of the report required under paragraph (1).”

II. Background

This report is the first submission of a revised Oil Spill Liability Trust Fund (OSLTF) Disbursement Report since the *Frank LoBiondo Coast Guard Authorization Act of 2018* amended 33 U.S.C. §2712. The report identifies incidents with cumulative disbursements of \$500,000 or more for removal costs or damages from the OSLTF.

- Section III of this report lists incidents which occurred in the preceding fiscal year (FY) and resulted in disbursements from the Fund, for removal costs and damages, totaling \$500,000 or more.
- Section IV lists incidents which occurred in the FY preceding the preceding FY and resulted in disbursements from the Fund, for removal costs and damages, totaling \$500,000 or more.
- Section V provides an accounting of any amounts reimbursed to the Fund in the preceding FY that were recovered from a responsible party for an incident that resulted in disbursements from the Fund, for removal costs and damages, totaling \$500,000 or more.

The OSLTF is the federal funding source for oil pollution prevention, response, and compensation under the *Oil Pollution Act of 1990* (OPA). Amounts are available until expended and are administered by the National Pollution Funds Center (NPFC). The OSLTF is also a source of annual appropriations to federal agencies responsible for implementing, administering, and enforcing various oil pollution prevention programs under OPA and section 311 of the *Federal Water Pollution Control Act* (FWPCA).

NPFC provides funding to Environmental Protection Agency and Coast Guard Federal On-Scene Coordinators (FOSCs) acting under FWPCA section 311(c) authority. FOSCs coordinate agency removal actions through contracts with commercial entities and interagency agreements with federal, state, and local response partners.

III. Disbursements for Pollution Incidents

Table 1 identifies incidents which occurred in FY 2018 and resulted in disbursements from the OSLTF for removal costs and damages, totaling \$500,000 or more.

TABLE 1: FY 2018 Disbursements

<i>a list of each incident that— “(i) occurred in the preceding FY; and “(ii) resulted in disbursements from the Fund, for removal costs and damages, totaling \$500,000 or more</i>				
Federal Project #	Name of Case¹	Incident Start Date	Source of Spill	Sum of All Tasks
J18009	ABANDONED CANNERY - J18009	26-Feb-2018	Facility	\$7,519,148
H18001	PACIFIC PARADISE - H18001	11-Oct-2017	Vessel	\$1,023,643
S18010	CANNERY PIER HOTEL - S18010	18-Jan-2018	Facility	\$930,005
J18001	AKUTAN - J18001	07-Oct-2017	Vessel	\$927,180
N18020	BRETON SOUND #53 - N18020	24-Dec-2017	Facility	\$814,237
N18009	B.NO. 255 - N18009	20-Oct-2017	Vessel	\$691,662
G18002	Tug ROBIN LYNN - G18002	27-Jan-2018	Vessel	\$609,301
Total:				\$12,515,176

Table 2 identifies incidents which occurred in FY 2017 and resulted in disbursements from the OSLTF for removal costs and damages, totaling \$500,000 or more.

TABLE 2: FY 2017 Disbursements

<i>a list of each incident that— “(i) occurred in the preceding FY; and “(ii) resulted in disbursements from the Fund, for removal costs and damages, totaling \$500,000 or more</i>				
Federal Project #	Name of Case¹	Incident Start Date	Source of Spill	Sum of All Tasks
B17001	PSE&G/CONED DIALECTRIC SPILL	14-Oct-2016	Facility	\$12,944,717
M17025	TUG TUTAHACO - M17025	08-Feb-2017	Vessel	\$2,593,807
E17201	CRUZ BAY PETROCHEM. - E17201	06-Dec-2016	Facility	\$1,520,027
E17607	THREE TANKS - E17607	30-Jan-2017	Facility	\$1,350,420
J17021	M/V AKUTAN - J17021	13-Aug-2017	Vessel	\$933,727
E17004	TREOIL INDUSTRIES - E17004	19-Jan-2017	Facility	\$812,765
S17019	GOBLE SITE - S17019	24-Apr-2017	Facility	\$646,694
Total:				\$20,802,157

¹ As named by Federal On Scene Coordinator

IV. Amounts Reimbursed and Recovered

Table 3 provides an accounting of any amounts reimbursed to the OSLTF in FY 2018 that were recovered from a responsible party for an incident that resulted in disbursements from the Fund, for removal costs and damages, totaling \$500,000 or more. The incidents identified are not limited to those occurring only in the two preceding fiscal years—the incident may have occurred in any prior fiscal year.

TABLE 3: Amounts Reimbursed and Recovered (FY 2018)

<i>An accounting of any amounts reimbursed to the Fund in the preceding fiscal year that were recovered from a responsible party for an incident that resulted in disbursements from the Fund, for removal costs and damages, totaling \$500,000 or more.²</i>		
Federal Project #	Name of Case¹	Amount Recovered
N08057	DM932 - N08057	\$19,631,426
B17001	PSE&G/CONED DIELECTRIC SPILL	\$4,360,817
E10527	ENBRIDGE ENERGY - E10527	\$1,020,563
N10036	DEEPWATER HORIZON - N10036	\$931,526
E16608	BAYOU TECHE OIL SPILL	\$853,729
E043Z1	FOGLE'S WELL DRILLING E043Z1	\$176,302
E10201	GULF REFINERY FIRE - E10201	\$28,420
H04007	F/V MWALIL SAAT - H04007	\$23,280
E04503	HARTFORD AREA HYDRO - E04503	\$19,514
E15001	ALASKA PETROLEUM DISTRIBUTORS	\$13,793
S12020	DEEP SEA - S12020	\$9,700
A12003	TUG TIGER - A12003	\$6,063
087149	OVERHOLT TRUCKING TANK FARM	\$5,068
E10111	CHARLTON WELDING - E10111	\$4,696
E11904	DOMINGUEZ CHANNEL SPI - E11904	\$3,793
A15017	LINE 901 PIPELINE SPILL A15017	\$2,657
138021	PAYLESS GAS-138021	\$2,102
023025	CONTINENTAL STEEL-023025	\$112
E11809	EXXONMOBIL PIPELINE - E11809	\$8
Total:		\$27,093,569

² Table 3 provides an accounting of amounts reimbursed to the Fund in a single fiscal year. Additional amounts for each incident may have been reimbursed in previous years or may be reimbursed in subsequent years.