



# Oil Spill Liability Trust Fund Disbursements for FY 2019

Report to Congress  
December 23, 2019



*U. S. Coast Guard*

# Foreword

I am pleased to present the following report, *Oil Spill Liability Trust Fund Disbursements for FY 2019*, 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 fluid, with a large loop at the end. It is positioned above the printed name and title.

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



# Oil Spill Liability Trust Fund Disbursements for FY 2019

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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; and

(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 second submission of a revised Oil Spill Liability Trust Fund (OSLTF) Disbursement Report since the *Frank LoBiondo Coast Guard Authorization Act of 2018* amended Section 2712 of title 33 U.S. Code. 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 2019 and resulted in disbursements from the OSLTF for removal costs and damages, totaling \$500,000 or more.

**TABLE 1: FY 2019 Disbursements**

<i>a list of each incident that—</i> <i>“(i) occurred in the preceding FY; and</i> <i>“(ii) resulted in disbursements from the Fund, for removal costs and damages, totaling \$500,000 or more</i>				
<b>Federal Project #</b>	<b>Name of Case<sup>1</sup></b>	<b>Incident Start Date</b>	<b>Source of Spill</b>	<b>Sum of All Tasks</b>
M19022	B NO 285 - M19022	07-Jun-2019	Vessel	\$3,847,787
H19001	GRAND MARIANA I - H19001	26-Oct-2018	Vessel	\$1,229,573
<b>Total:</b>				<b>\$5,077,360</b>

Table 2 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 2: FY 2018 Disbursements**

<i>a list of each incident that—</i> <i>“(i) occurred in the preceding FY; and</i> <i>“(ii) resulted in disbursements from the Fund, for removal costs and damages, totaling \$500,000 or more</i>				
<b>Federal Project #</b>	<b>Name of Case<sup>1</sup></b>	<b>Incident Start Date</b>	<b>Source of Spill</b>	<b>Sum of All Tasks</b>
J18009	ABANDONED CANNERY - J18009	26-Feb-2018	Facility	\$7,573,329
N18020	BRETON SOUND #53 - N18020	24-Dec-2017	Facility	\$2,845,984
E18612	W.A. MONCRIEF - E18612	14-May-2018	Facility	\$2,006,391
P18016	YP702 - P18016	30-Aug-2018	Vessel	\$1,482,001
N18023	GATE CITY - N18023	12-Jan-2018	Vessel	\$1,148,044
H18001	PACIFIC PARADISE - H18001	11-Oct-2017	Vessel	\$1,023,643
B18003	M/V OCEAN KING - B18003	09-Feb-2018	Vessel	\$1,019,264
E18207	CLOSSER OIL LEASE - E18207	31-May-2018	Facility	\$986,792
S18010	CANNERY PIER HOTEL - S18010	18-Jan-2018	Facility	\$943,658
J18001	AKUTAN - J18001	07-Oct-2017	Vessel	\$927,180
N18009	B.NO. 255 - N18009	20-Oct-2017	Vessel	\$691,662
N18049	AVIVA BRETON SND 31 - N18049	05-Jul-2018	Facility	\$619,923
G18002	Tug ROBIN LYNN - G18002	27-Jan-2018	Vessel	\$609,301
<b>Total:</b>				<b>\$21,877,173</b>

<sup>1</sup> As named by FOSC

## IV. Amounts Reimbursed and Recovered

Table 3 provides an accounting of any amounts reimbursed to the OSLTF in FY 2019 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 2019)**

<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.<sup>2</sup></i>		
<b>Federal Project #</b>	<b>Name of Case<sup>1</sup></b>	<b>Amount Recovered</b>
N10DWH	DWH-Consent Decree N10DWH/N10036	\$44,924,895
N18009	B.NO. 255 - N18009	\$1,057,600
A15018	Line 901 Pipeline - A15018	\$1,031,145
E13505	D AND L ENERGY - E13505	\$476,618
E15001	Alaska Petroleum Distributors	\$103,922
H04007	F/V MWALIL SAAT - H04007	\$23,280
E13611	EXXON PIPELINE - E13611	\$22,992
E10527	ENBRIDGE ENERGY - E10527	\$14,064
A12003	TUG TIGER - A12003	\$6,063
P00056	PATUXENT RIVER SPILL - P00056	\$1,549
E10111	CHARLTON WELDING - E10111	\$1,479
<b>Total:</b>		<b>\$47,663,607</b>

<sup>2</sup> 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.