



Oil Spill Liability Trust Fund Disbursements for FY 2020

Report to Congress
February 10, 2021



U. S. Coast Guard

Foreword

February 10, 2021

I am pleased to present the following report, “Oil Spill Liability Trust Fund Disbursements for FY 2020,” 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 Maria Cantwell
Chairwoman, Senate Committee on Commerce, Science, and Transportation

The Honorable Roger Wicker
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 fluid and cursive, with a large loop at the end.

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



Oil Spill Liability Trust Fund Disbursements for FY 2020

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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 third 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. 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).

The National Pollution Funds Center 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 2020 and resulted in disbursements from the OSLTF for removal costs and damages, totaling \$500,000 or more.

TABLE 1: FY 2020 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
N20019	BOUCHARD GIRLS - N20019	14-Feb-2020	Vessel	\$8,567,771
N20020	DONNA J BOUCHARD - N20020	14-Feb-2020	Vessel	\$3,369,919
H20005	F/V MIDWAY ISLAND - H20005	04-Feb-2020	Vessel	\$1,290,120
N20014	PAPPYS PRIDE - N20014	15-Jan-2020	Vessel	\$898,934
N20018	MYSTERY - N20018	02-Feb-2020	Mystery	\$794,100
A20012	USS BONHOMME RICHARD	13-Jul-2020	Vessel	\$509,586
Total:				\$15,430,430

Table 2 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 2: FY 2019 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
M19022	B NO 285 - M19022	07-Jun-2019	Vessel	\$3,847,787
H19001	GRAND MARIANA I - H19001	26-Oct-2018	Vessel	\$1,229,573
Total:				\$5,077,360

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 2020 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 FYs—the incident may have occurred in any prior FY.

TABLE 3: Amounts Reimbursed and Recovered (FY 2020)

<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
P05005	T/V ATHOS I - P05005	96,289,948
N10DWH	DWH CONSENT DECREE - N10DWH	50,053,169
S18010	CANNERY PIER HOTEL- S18010	964,322
E15804	BRIDGER PIPELINE - E15804	280,082
E11802	MILWAUKEE ROUND HOUSE - E11802	151,515
E15001	ALASKA PETROLEUM DISTRIBUTORS	103,922
E12507	Cloverdale Truck Plaz - E12507	64,465
A12003	TUG TIGER - A12003	24,250
H04007	F/V MWALIL SAAT - H04007	21,340
E10111	CHARLTON WELDING - E10111	13,666
E15004	DEATON FARM AST SPILL - E15004	9,700
E14459	BEAVER CREEK CRUDE - E14459	4,850
087149	OVERHOLT TRUCKING TANK FARM	2,699
N10015	DERELICT BARGE DIAIA – N10015	678
E13505	D AND L ENERGY - E13505	241
Total:		\$147,984,847

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.