

Please find SLR's comments and suggested revisions to the 18 AAC 75 Article 4 proposed revisions attached.

Changes that we applaud include:

18 AAC 75.400(d): eliminating the phrase "to the satisfaction of the department"

18 AAC 75.408(c)(1)(A): these changes reduce paper usage

18 AAC 75.408(c)(3) through (5): these changes reduce paper usage and the department has responsibility for posting the document and notifying stakeholders

18 AAC 75.415(h): these changes reduce paper usage and the department has responsibility for posting the document and notifying stakeholders

18 AAC 75.452(a)(2)(A): good clarification for tank leak detection

18 AAC 75.452(a)(4): good clarification on pipeline leak detection

18 AAC 75.455: good changes on public notice on website, not in newspapers

Thank you for the opportunity to submit our comments.

Lydia Miner

SLR International Corporation

Revised Regulation Text Black font – text proposed by ADEC or current regulation Red font – revisions proposed by SLR (<u>underline is inserted, strike-through is deleted</u>)	Comment/Question
Revise 18 AAC 75.400(a)(4): for a crude oil transmission pipeline, by the [LEASE HOLDER OR THE] operator <u>or one</u> <u>or more lease holders</u> ; or	“crude oil transmission pipeline” is the regulatory term per 18 AAC 75.055 and should be used consistently throughout 18 AAC 75.
Revise 18 AAC 75.400(c)(1)(A): for purposes of reducing storage capacity by removing one or more aboveground oil storage tanks, the tanks and associated facility piping must be removed from service in accordance with 18 AAC 75.065(o) and 18 AAC 75.080(o); before reactivation of an aboveground oil storage tank that has been removed from service for the purposes of an exemption under this subsection, the owner or operator must notify the department and, if necessary, must file a new application for approval of an oil discharge prevention and contingency plan; and	Clarification; use existing regulatory terminology
Revise 18 AAC 75.400(c)(1)(B): for the purpose of changes to the storage capacity of a facility, aboveground oil storage tanks with a capacity of 1,000 gallons and greater must be permanently closed as follows:	This addresses facility storage capacity, not tank capacity.
i.liquid and sludge have been removed; ii.connecting lines and piping have been disconnected and blanked off; iii.valves, except ventilation valves, have been closed and locked; and iv.conspicuous signs have been posted stating that the tank is permanently closed and noting the date of closure;	Use repealed regulatory terminology from Class 2 regulations [18 AAC 75.849(5)].
Revise 18 AAC 75.400(h)(1): a crude oil transmission pipeline, while the pipeline	Consistency
Revise 18 AAC 75.400(j):	Withdraw this new regulation. Allow the planholder to determine the best person to sign each document based on their responsibilities and expertise.
Revise 18 AAC 75.405(a): At least 60 days before submitting an application package for approval of a new oil discharge prevention and contingency plan under 18 AAC 75.410 or for renewal of approval under 18 AAC 75.420, the applicant must notify the department in writing of its intent to submit an application. [AN ELECTRONIC MAIL OR FACSIMILE TRANSMISSION DELIVERED TO THE APPROPRIATE DEPARTMENT OFFICE WILL BE CONSIDERED WRITTEN NOTICE FOR PURPOSES OF THIS SUBSECTION.] An electronic mail delivered to the department is considered written notice.	Don't delete email notification. No need to refer to Editor's Note.
Revise 18 AAC 75.405 new Editor's note:	Leave email notification in the regulation, no need for a new Editor's note.
Revise 18 AAC 75.408(a): 18 AAC 75.408. procedures to apply for oil discharge prevention and contingency plans; all applications. An application package for approval of an oil discharge prevention and contingency plan or amendment must contain	Revise wording
Revise 18 AAC 75.408(a)(1)(B): the name, location, and type of facility covered by the plan;	Simplification (facilities are covered by ODPCPs, operations occur within facilities but are not covered by their own ODPCPs); this revision should be made throughout.
Revise 18 AAC 75.408(a)(1)(E): for a new plan or amendment (as applicable), the scheduled date for the operations covered by the plan to begin; and	Clarification
Revise 18 AAC 75.408(a)(1)(F)(A): <u>additional</u> [ANY OTHER] information on the application form that is applicable to the facility;	Simplification

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Revise 18 AAC 75.408(a)(1)(F)(A)(3):	Delete this requirement. Supporting documentation is likely to be requested during RFAI, not sufficiency review.
Revise 18 AAC 75.408(b): The application form must be signed as required under 18 AAC 15.030 or BY AN AGENT WHO HAS BEEN DELEGATED THAT AUTHORITY IN WRITING TO THE DEPARTMENT BY THE RESPONSIBLE PARTY. [FOLLOWS:	Keep delegated agent. Owners/operators should determine who is best to sign the application form.
Revise 18 AAC 75.408(c)(1)(B): a person that is not able to access the documents from the department’s Internet website shall submit a request to the department for an alternate format to be provided and the department will approve or disapprove the request; if approved, the department will notify the plan holder to provide the package to the requester in an alternate format;	Clarification
Revise 18 AAC 75.408(c)(2): all proposed additions, revisions, and deletions must be identified in the plan as applicable; the plan holder may elect to summarize the changes in another format;	There is little value in requiring changes to be tracked <i>and</i> described in a table format – could lead to errors and confusion.
Revise 18 AAC 75.408(c)(3)(b): the department will post a copy of the approved plan on the department’s Internet website and will notify interested stakeholders of the availability of the plan by electronic mail to a listserv facilitated by the department;	Good change – department makes the plan available and notifies reviewers; clarification
Revise 18 AAC 75.408(c)(4): for minor amendments and routine updates, the department will post a copy of the approved plan on the department’s Internet website, and will notify interested stakeholders of the availability of the plan by electronic mail to a listserv facilitated by the department; and	Good change – department makes the plan available and notifies reviewers; clarification
Comment on 18 AAC 75.410(a): An application package for approval of a new oil discharge prevention and contingency plan must be submitted in accordance with 18 AAC 75.408. An application package must be submitted at least 180 days before the proposed start of operation.	Experience with new plan reviews is that 180 days is not sufficient time to complete the review and approval process.
Revise 18 AAC 75.414: 18 AAC 75.414. Procedures to apply for oil discharge prevention and contingency plans; owner or operator changes. A change in the owner, operator, or name of the owner or operator of a facility with an approved oil discharge prevention and contingency plan requires that the new owner or operator submit an application package as an amendment under 18 AAC 75.415. the amendment will be considered a minor amendment.	Clarify these are minor amendments.
Revise 18 AAC 75.415(b): A routine plan update must be submitted in accordance with 18 AAC 75.408 not later than ten working [FIVE] days after the date the proposed change occurs. The department does not review and approve routine plan updates. Routine plan updates are limited to the following revisions:	Current department policy is to treat these as amendments, requiring review and approval, which is not required per 18 AAC 75.415(a). This change will clarify that planholders are allowed to make these changes without the burden of review but requires the changes to be communicated.
Revise 18 AAC 75.415(b)(2): a revision to the list of titles, affiliation, or telephone numbers of the plan holder’s spill command and response personnel as required be 18 AAC 75.451(d).	Names change frequently and are not required. Addresses are not relevant. Affiliation is required.

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Revise 18 AAC 75.415(f): The department will determine [IF THE DEPARTMENT DETERMINES] that an amendment application package submitted under (a) of this section is a major or minor amendment, and [THE DEPARTMENT] will notify the plan holder of this determination not later than 10 working days after receipt of the application package. For [IF THE DEPARTMENT DETERMINES THAT A PROPOSED PLAN AMENDMENT IS] a minor amendment, the department will [NOTIFY THE PLAN HOLDER NOT LATER THAN 10 WORKING DAYS AFTER RECEIPT OF THE AMENDMENT AND] issue a written decision not later than 30 days after receipt of the proposed plan amendment.	Clarification. Need to address timing of RFAI for minor amendments.
Revise 18 AAC 75.415(i): An amendment application to add a shop-fabricated aboveground oil storage tank for a duration of less than 12 consecutive months must include, as appropriate, the information required by 18 AAC 75.451(b)(1) and (5). An application package for this type of plan amendment must be submitted not later than ten working days before the oil storage tank is placed in service at a facility. Unless the department determines that it is a major amendment under (a) of this section, the department will review the application package and issue a written decision not later than ten working days after receiving the complete package.	Good change. Quicker turnaround on amendments to add temporary tanks. Only shop-fab tanks can be temporarily added to a facility so specify shop-fab. No need to add capacity as it is understood as shop-fab tank. Use 'placed in service' rather than 'located' as tanks may be on site for a time before they are filled. Need to keep the ability to mobilize tanks even if they won't be filled for some time. Don't add definition for "Temporary basis" at 18 AAC 75.489 when it is applicable only to this regulation; state the requirements here. Don't exclude tanks that are moved within the facility (in the definition) because these tanks are often moved within the facility.
Comment on 18 AAC 75.420(a). A plan holder must apply for renewal of the department's approval of an oil discharge prevention and contingency plan in accordance with 18 AAC 75.408. The application must be submitted at least 180 days, or the number of days stated in the plan approval letter under 18 AAC 75.460(a), in advance of expiration of the plan to allow sufficient time for department review before the plan approval expires.	Experience with renewed plan reviews is that 180 days is not sufficient time to complete the review and approval process.
Revise 18 AAC 75.430: 18 AAC 75.430. Response planning standards. (a) the plan must demonstrate the general procedures to clean up a discharge of any size, up to and including the response planning standards set out in 18 AAC 75.430 - 18 AAC 75.442, subject to the provisions of AS 46.04.020 and AS 46.09.020.	Simplification; address RPS only, not greatest possible discharge.
Revise 18 AAC 75.430(b): Except for the requirements of 18 AAC 75.438(b)(1) and (2), 18 AAC 75.440, and 18 AAC 75.441, the department will consider and provide modifications to the response planning standards set out in 18 AAC 75.430 - 18 AAC 75.442 for a prevention measure that is in addition to those listed in 18 AAC 75.432 - 18 AAC 75.438, if the plan holder demonstrates [TO THE DEPARTMENT'S SATISFACTION] that the measure reduces the potential size or risk of a discharge.	Simplification
Revise 18 AAC 75.430(c)(1): 15 percent of the response planning standard applicable to an oil terminal facility, an exploration or production facility, or a crude oil transmission pipeline as determined under 18 AAC 75.432(b) or (c), 18 AAC 75.434, or 18 AAC 75.436(b), respectively; or	Simplification – no need to use 'crude or non-crude; consistency

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Revise 18 AAC 75.432: 18 AAC 75.432. Response planning standards for oil terminal facilities. (a) For an oil terminal facility, the plan holder shall maintain or have available under contract within the plan holder’s region of operation or another approved location, sufficient oil discharge containment, storage, transfer, and cleanup equipment, personnel, and other resources to	Simplification
Revise 18 AAC 75.432(b): The response planning standard volume for an oil terminal facility is equal to the capacity of the largest oil storage tank at the facility covered by the plan, unless there are specific natural or man-made conditions outside the facility which could place the facility at an increased risk of an oil discharge affecting one or more storage tanks. For vessels operating as oil terminal facilities, the response planning standard is based on the entire storage capacity of the vessel.	Simplification
Revise 18 AAC 75.432(d)(1): alcohol and drug testing of key personnel as required by 18 AAC 75.007(e): 5 percent;	Add relevant citation
Revise 18 AAC 75.432(d)(3): on-line leak detection systems for tanks and piping that are continuously monitored and automatically alarm: 5 percent;	Good change – central facility may not apply to all plans and is not necessary
Revise 18 AAC 75.432(d)(5):	Delete, none of the subparagraphs are relevant to secondary containment.
Revise 18 AAC 75.432(d)(5)(A): cathodic protection for aboveground oil storage tanks: 10 percent;	Do not 'nest' under secondary containment requirement. Cathodic protection reduction previously applied only for tanks; do not add facility oil piping. Piping is not included in RPS calculation and therefore should not be considered for a deduction
Revise 18 AAC 75.432(d)(5)(B): failsafe valve(s) on [FAIL-SAFE VALVE] piping systems: 15 percent; or	Do not 'nest' under secondary containment requirement
Revise 18 AAC 75.432(d)(5)(C): impervious containment area extending under the full area of each storage tank or double bottoms with leak detection: 25 percent; and	Do not 'nest' under secondary containment requirement
Revise 18 AAC 75.434(b)(1):	Delete
Revise 18 AAC 75.434(b)(2): 5,500 barrels for each of 15 days, unless relevant well data, exploration data, and other supporting technical documentation provided to the department and to the Alaska Oil and Gas Conservation Commission demonstrates [TO THE SATISFACTION OF THE DEPARTMENT]that a lower response planning standard volume is appropriate.	Simplification, easier to understand.
Revise 18 AAC 75.434(e)(1): For a production facility with artificial lift for all wells, three times the annual average daily oil production volume for the maximum producing well at the facility; or	Simplification to describe RPS for a facility with artificial (previously assisted) lift
Revise 18 AAC 75.434(e)(2): for a production facility with wells without artificial lift, a volume equal to the annual average daily oil production volume for the maximum producing well at the facility for each of 15 days.	Simplification to describe RPS for a facility without artificial lift. Adding the amounts from (1) and (2) has proven confusing, this is a clearer way to calculate the RPS volume.
Add new 18 AAC 75.434(e)(3): In this subsection, artificial lift means any system that add energy to the fluid column in a wellbore with the objective of initiating and improving production from the well; this includes pumping, gas lift, and other methods of enhanced recovery.	Add definition of artificial lift

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Revise 18 AAC 75.434(g): If an operator proposes the planned intentional ignition of a well blowout as source control, the operator shall submit data, analyses, and supporting documentation that demonstrate [INDICATES TO THE SATISFACTION OF THE DEPARTMENT] that the [ANY] discharged oil meets all of the following characteristics: has an American Petroleum Institute (API) gravity of 35 or greater, has a gas-oil ratio in excess of 2,000, has an anticipated combustion efficiency of at least 90 percent, well ignition would not exceed national ambient air quality standards set under 42 U.S.C. 7409 (Clean Air Act), and well ignition will be protective of human health, safety, and welfare, and of the environment. The department will adjust the response planning standard determined under (b) - (e) of this section based on the submitted data. The department may consult with the Alaska Oil and Gas Conservation Commission and other agencies in evaluating the data provided by the operator under this subsection.	Clarification – these terms reflect operator’s usage and intent
Revise 18 AAC 75.436: 18 AAC 75.436. Response planning standards for crude oil transmission pipelines. (a) For a crude oil transmission pipeline facility, the plan holder shall maintain or have available under contract within the plan holder's region of operation or another approved location, sufficient oil discharge containment, storage, transfer, and cleanup equipment, personnel, and other resources to	Consistency
Revise 18 AAC 75.436(b): The response planning standard volume for a crude oil transmission pipeline facility is the amount of oil which equals the length of the pipeline between pumping or receiving stations or valves (Lpl), minus the hydraulic characteristics of the pipeline due to terrain profile (Hpl), times the capacity of the pipeline in barrels per lineal measure (Cpl), plus the flow rate of the pipeline in barrels per time period (FRpl), multiplied by the estimated time to detect a spill event (TDpl), plus the time to shut down the pipeline pump or system (TSDpl). Written as a formula, the response planning standard is $(Lpl - Hpl) * Cpl + FRpl * (TDpl + TSDpl)$.	Consistency
Revise 18 AAC 75.436(c)(1): alcohol and drug testing of key personnel as required by 18 AAC 75.007(e)(2): 5 percent;	Add relevant citation
Revise 18 AAC 75.436(c)(3): on-line leak detection systems that are continuously monitored and automatically alarm : 5 percent;	Good change – central facility may not be applicable to all plans and is unnecessary.
Revise 18 AAC 75.442: 18 AAC 75.442. Response planning standards for multiple operations. For an oil discharge prevention and contingency plan [FACILITY] covering multiple facility types [MORE THAN ONE CATEGORY OF OPERATION] the plan must include the applicable response planning standard volume for each facility type in the plan [CATEGORY OF OPERATION AT THE FACILITY] as established under 18 AAC 75.430 - 18 AAC 75.440.	Clarification

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Revise 18 AAC 75.448: 18 AAC 75.448. Oil discharge prevention and contingency plan, general content. (a) An oil discharge prevention and contingency plan submitted for approval under 18 AAC 75.400 – 495 must be usable as a working plan for oil discharge control, containment, cleanup, and disposal. The plan must contain enough information, analyses, supporting data, and documentation to demonstrate the plan holder’s ability to meet the requirements of AS 46.04.030, AS 46.04.055(c)(2), 18 AAC 75.005 – 18 AAC 75.085, and 18 AAC 75.400 - 18 AAC 75.495. It must demonstrate that the personnel, equipment, and other resources identified in the plan are sufficient for meeting each response planning standard applicable for each facility in the plan. The plan must take into account realistic maximum response operating limitations and their effects on response capability and the deployment of resources. The department will review and evaluate a plan by verifying that it meets the applicable requirements under 18 AAC 75.448 - 18 AAC 75.453.	Add Article 1 requirements - the ODPCP describes the planholder compliance with these requirements in Part 2.
Revise 18 AAC 75.449: 18 AAC 75.449. Part 1 - Oil discharge prevention and contingency plan, Response Action Plan. (a) The oil discharge prevention and contingency plan response action plan must include the following information:	Do not need this summary of requirements which are addressed individually.
Revise 18 AAC 75.449(a)(1): emergency action checklist - a short checklist of the immediate response and notification steps to be taken if an oil discharge occurs at the facility;	Simplification
Revise 18 AAC 75.449(2)(B): the telephone number of each appropriate government agency to be notified if a discharge occurs, and	Not definitive.
Revise 18 AAC 75.449(a)3): safety - based on applicable safety standards, a description of the process to develop an incident-specific safety plan for conducting a response;	Simplification
Revise 18 AAC 75.449(a)(5): deployment strategies - a description of initial response actions that may be taken, including	Simplification
Revise 18 AAC 75.449(a)(6): response scenario - a written description of a hypothetical spill and response that demonstrates a plan holder’s ability to respond to a discharge of each applicable response planning standard volume within the required time frames under 18 AAC 75.430 – 18 AAC 75.442, using the resources described in the contingency plan; the response scenario must describe the discharge containment, control, and cleanup actions to be taken, and clearly demonstrate the strategies and procedures adopted to conduct and maintain an effective response, and if the response scenario is for an exploration or production facility, must also meet the applicable requirements of (7) of this subsection; if the information required by this subparagraph is contained in a separate document developed by the department, the plan holder or the plan holder’s primary response action contractor identified in 18 AAC 75.451(i), the plan holder may incorporate the information by reference; response strategies must be sufficient to meet the applicable response planning standard established under 18 AAC 75.430 - 18 AAC 75.442 for containment, control, recovery, transfer, storage, and cleanup within the specified time and under environmental conditions that might reasonably be expected to occur at the discharge site and must include	Allow reference to ADEC documents, such as the STAR manual, Tundra Treatment Manual, GRS, etc. Department approval of the plan signifies approval of documents incorporated by reference.
Revise 18 AAC 75.449(a)(6)(A): the discharge location, time of year, and time of day, the source and cause of the discharge, the response planning standard volume identified in Part 5 of the plan under 18 AAC 75.453, type of oil spilled, the relevant environmental conditions that might reasonably be expected to occur at the discharge site, including weather, sea state, and visibility, and the spill trajectory;	Use regulatory language; the scenario is for the RPS

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Revise 18 AAC 75.449(a)(6)(D): a description of methods to prevent or control a potential fire hazard;	Revert to original language which is sufficient
Revise 18 AAC 75.449(a)(6)(F): a description of site-specific strategies for the protection of environmentally sensitive areas and areas of public concern identified under 18 AAC 75.451(k); if site-specific strategies for protection of those areas are in an applicable Geographic Response Strategy in one or more Area Contingency Plans described in 18 AAC 75.495, the plan holder may incorporate that information by reference; sufficient oil discharge response equipment, personnel, and other resources must be maintained and available for the specific purpose of preventing discharged oil from entering these environmentally sensitive areas or an areas of public concern that would likely be impacted according to the predicted oil trajectories for an oil discharge of the volumes established under 18 AAC 75.430 - 18 AAC 75.442;	Redundant with requirements of .451(k). Focus on response strategies in Part 1; not identification of these areas.
Revise 18 AAC 75.449(a)(6)(J): procedures for transfer and storage of recovered oil and oily water, including methods for estimating the amount of recovered oil; for on-water recovery, this includes procedures for offloading and transfer of oil and oil-water mixture to shore-side storage; for on-land recovery, this includes procedures for transfer from onsite temporary storage to longer-term storage;	Need to address longer-term storage, not necessarily secure storage
Revise 18 AAC 75.449(a)(6)(K): procedures and locations for temporary storage and ultimate disposal of oil contaminated materials, oily wastes, and sanitary and solid wastes, to the plan should demonstrate that there is adequate temporary storage and removal capacity for recovered oil and oily wastes available at or near the site of the spill to keep up with the skimming and recovery operations and to meet the applicable response planning standard established under 18 AAC 75.430 – 18 AAC 75.442 for control, containment, and cleanup; plans for temporary storage and ultimate disposal must include identification of necessary permits, approvals, or authorizations;	Simplification
Revise 18 AAC 75.449(a)(6)(L):	Withdraw this new regulation; decanting authorization is included in (K) above.
Revise 18 AAC 75.449(a)(6)(M): procedures and methods for the protection, recovery, disposal, rehabilitation, and release of potentially affected wildlife in accordance with the Alaska Regional Response Team <i>Wildlife Protection Guidelines for Oil Spill Response in Alaska</i> ;	Require the planholder to follow WPG. No need to summarize WPG contents.

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Revise 18 AAC 75.449(a)(6)(O): additional response strategies to demonstrate alternative strategies for anticipated receiving environments and seasonal conditions	Simplification – “Seasonal conditions” covers time of year and weather; spills of varying source and size is too vague and goes beyond the requirement to address the RPS. This is vague, how will planholder/department determine which receiving environments or seasonal conditions? When will department communicate this to planholder? Add to pre-consultation meeting?
Revise 18 AAC 75.449(a)(7): if the facility is an exploration or production facility,	Simplification
Revise 18 AAC 75.449(a)(7)(A):	This summary should be moved to 18 AAC 75.045, Operating requirements for exploration and production facilities. Use RPS requirements (18 AAC 75.434(b) or 18 AAC 75.434(e) to determine timeframe for well control.
Revise 18 AAC 75.449(a)(7)(B):	AOGCC does not require well blowout contingency plans and does not approve such plans. This certification requirement should be moved to 18 AAC 75.045, Operating requirements for exploration and production facilities. None of this is directly applicable to a spill response scenario.
Revise 18 AAC 75.449(a)(7)(D): the plan must include a response scenario for a discharge of the applicable response planning standard volume under typical summer environmental conditions and typical winter environmental conditions, as applicable; and	Some facilities do not operate in both seasons.

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Revise 18 AAC 75.449(a)(7)(E):	Withdraw – this is already stated in .449(a)(6) above – which applies to all response scenarios. If this is referring to a BCP prepared by well control experts - those organizations are not PRACs.
Revise 18 AAC 75.449(a)(8): nonmechanical response options - in plans proposing the use of dispersants, in situ burning, or other nonmechanical response techniques during periods when environmental conditions or other factors limit the use of mechanical spill response methods, the scenario must include a description of how the nonmechanical response options will be implemented, including a description of required equipment and personnel;	Scenario does not need the details below. Those should be addressed in Part 3.
Revise 18 AAC 75.449(a)(8)(A-G):	Delete from here -Requirements are also in .451(e)(4) – Part 3. That is a better location for this information.
Revise 18 AAC 75.449(a)(9): facility diagram - a plan diagram of the facility for reference in conducting emergency response operations, with locations of response equipment and other features pertinent to the response plan clearly marked, including surrounding topography, roads, air transportation and other transportation access, location and bathymetry of adjacent water bodies, mooring areas, oil transfer locations, pipelines, control stations, containment areas, and a representation of the distance and gradients to surface water for aa facility located on land, by topographic map, aerial photographs, or other means; for a railroad tank car or locomotive, a diagram must be included for each distinct type of railroad tank car or locomotive showing locations of fuel and lubrication systems and oil storage tanks, piping, and valves; and	Use regulatory language; drip pan not mentioned anywhere else.
Revise 18 AAC 75.449(a)(10):	Withdraw this new regulation. This seems to assume the RMOD is greater than the RPS volume, but that is not necessarily true. RMOD is a volume estimated by the department by statutory definition. Will the department provide this information to plan holders? How will the department calculate this volume?

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Revise 18 AAC 75.450: 18 AAC 75.450. Part 2 - Oil discharge prevention and contingency plan, Prevention Plan. (a) The applicant must take discharge history and other factors into account when designing a prevention program that addresses the specific areas and situations encountered at the facility or on or near the vessel. The prevention plan may be submitted as a separate volume, and must include information to demonstrate that the following requirements are met, as applicable: . (i) oil discharge prevention training programs required by 18 AAC 75.020(a); (ii) substance abuse and medical monitoring programs required by 18 AAC 75.007(e); (iii) security and surveillance programs required by 18 AAC 75.007(f). (iv) transfer procedures required by 18 AAC 75.025. Include a general description of the procedures for the loading or transfer of oil from or to a crude oil transmission pipeline, facility, tank vessel, oil barge, railroad tank car, or storage tank; (v) requirements for laden tank vessels and oil barges as required by 18 AAC 75.027 and 18 AAC 75.037. (vi) operating requirements for exploration and production facilities as required by 18 AAC 75.045. (vii) requirements for flowlines at production facilities as required by 18 AAC 75.047. (viii) leak detection, monitoring, and operating requirements for crude oil transmission pipelines as required by 18 AAC 75.055. (ix) requirements for field-constructed aboveground oil storage tanks as required by 18 AAC 75.065. (x) requirements for shop-fabricated aboveground oil storage tanks as required by 18 AAC 75.066. (xi) requirements for secondary containment as required by 18 AAC 75.075. (xii) requirements for facility oil piping as required by 18 AAC 75.080. (xiii) requirements for railroad tank cars and operations by rail as required by 18 AAC 75.085.	Delete extraneous words and add the requirements of 18 AAC 75.005 through 485 to be addressed individually.
Revise 18 AAC 75.450(b): (b)	Delete, not needed
Revise 18 AAC 75.450(b)(1):	Withdraw, requirements of Article 1 address prevention program.
Revise 18 AAC 75.450(b)(2): discharge history – planholder must maintain a list of all known oil discharges greater than 55 gallons that have occurred at the facility within the state and must make the list available to the department upon request; the oil discharge prevention and contingency plan must include all spills greater than 55 gallons that have occurred in the past five years; the history must include	Provide the recent spill history in the plan and keep the entire spill history separately.
Revise 18 AAC 75.450(b)(2)(a): the date, location, type of oil, source, cause, and volume of each discharge;	Include relevant details

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Revise 18 AAC 75.450(b)(2)(C):	Withdraw, addressed in (b)(3) below
Revise 18 AAC 75.450(b)(2)(D): a description of actions taken to prevent or mitigate similar discharges in the future;	Spill history is the past, not the future.
Revise 18 AAC 75.450(b)(4)(A): conditions specific to the facility that might increase the risk of a discharge, including physical or navigation hazards, traffic patterns, and other site-specific factors; and	Consistency
Revise 18 AAC 75.450(b)(5): (1) discharge detection - a description of the means of discharge detection, including surveillance schedules, leak detection, observation wells, monitoring systems, and spill-detection instrumentation; if electronic or mechanical instrumentation is employed, detailed specifications, including threshold detection, sensitivities, and limitations of equipment, or an approved waiver, must be provided; and	Delete unnecessary words.
Revise 18 AAC 75.450(b)(6): waivers - for a facility subject to a waiver under 18 AAC 75.015, documentation of the approval of each waiver.	Alternate compliance schedules no longer included in regulations; conditions of approval are documented in approval letter, not in the plan.
Revise 18 AAC 75.450(b)(6)(A):	Withdraw, addressed above
Revise 18 AAC 75.450(b)(6)(B): .	Only waiver approvals are applicable
Revise 18 AAC 75.451(a)(1): a list of aboveground oil storage tanks in service at the facility; the list shall include tank identification, type of oil stored, storage capacity, construction date, design and construction standard, inspection and maintenance standard, last and next dates (years) of internal and external inspections, leak detection method, corrosion control system, and overfill protection devices;	Don't need capacity in regulatory text, it is in the definition aboveground oil storage tanks (165). Add information that is listed in the ODPCP Guidance Document; clarify that only 'in service' tanks must be listed.

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Revise 18 AAC 75.451(b)(2):	<p>Withdraw this requirement.</p> <p>Subject tanks are already regulated at nearly all ODPCP facilities under EPA through their SPCC plan requirements. The proposed regulation duplicates federal requirements under 40 CFR 112. The 1992 guidance document OPC 92-6 was generally unknown to regulated facility operators until it was included as an addendum in the 2016 guidance document. Even after the 2016 guidance document was published, ADEC plan reviewers have not required a list of 1,000 – 10,000 gallon tanks in the ODPCPs.</p> <p>This new requirement will affect oil and gas exploration sites and construction at all facilities. Site preparation work at exploration sites typically starts prior to plan approval, and as such, tanks of this size may be on site. Will the plan have to be approved prior to site work beginning? This will significantly impact these projects which are already on very tight schedules. For construction projects, the plan holder likely does not have a list of these tanks since the contractor is liable for them and they are covered under the contractor’s SPCC plan.</p> <p>The administrative burden placed on planholders and ADEC reviewers will be significant.</p>

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Revise 18 AAC 75.451(b)(5):	Withdraw, this is addressed in 18 AAC 75.450(a); do not require transfer information in two locations in the plan.
Revise 18 AAC 75.451(b)(6): for a production facility, a description of the flow lines and processing facilities;	Delete reference to 'gathering lines' - not defined in these regulations.
Revise 18 AAC 75.451(b)(7): for an oil terminal facility, an exploration facility, and a production facility, a general description or diagram of facility oil piping and	Simplification for the plan. Department can request detailed diagrams separately. There is a security risk in providing details in a public document.
Revise 18 AAC 75.451(b)(8): for a crude oil transmission pipeline, a general description or diagram of the pipeline system.	Simplification for the plan. Department can request detailed diagrams separately. There is a security risk in providing details in a public document.
Revise 18 AAC 75.451(c): Receiving environment - for an onshore facility, the applicant must determine and clearly demonstrate that, based on an analysis of the facility, resources identified in the plan are sufficient to clean up that portion of a discharge of the applicable planning standard volume that might realistically be expected to reach open water within the applicable time limit set out in 18 AAC 75.430 - 18 AAC 75.442; the analysis of the expected amount and locations of oil to reach open water must include	Simplification
Revise 18 AAC 75.451(c)(2): identification and explanation of all measures that will be taken to prevent a discharge from entering open water.	Simplification

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Revise 18 AAC 75.451(d): Incident Command system - a description and diagram of the incident command system to be used in response to a discharge, including the position, incident command system role, telephone number, and affiliation by company, agency, or local government of each person, including a person identified in 18 AAC 75.449(a)(2)(A), who by law or through employment, contract, or cooperative agreement, is responsible for responding to a discharge; this list must include command, financial, operations, planning, logistics and environmental personnel; the incident command system must be compatible with the state's response structure outlined in the Alaska Incident Management System Guide. If the plan holder's Command system descriptions, diagram, and management hierarchy are consistent with the Alaska Incident Management System Guide, a reference to that document is sufficient to meet this requirement. (1) At a minimum, the detailed personnel contact information for the qualified individual must be located in the plan. (2) Detailed information for other listed incident command system personnel may be maintained by the plan holder in a separate document; the document must be provided to the department with the plan application package. For plans that propose 24- hour operations, the detailed personnel document must identify available staff by position or title for 24-hour operations. (3) This separate document will be treated as a confidential document and will not be publicly reviewed; it must be updated as changes occur and provided to the department quarterly if contact information has changed.	Simplified and re-organized. Refer to AIMS guide, not the RCP (does not address state response structure).
Revise 18 AAC 75.451(e): Realistic maximum response operating limitations - the plan must include	Simplification
Revise 18 AAC 75.451(e)(1): a description of the realistic maximum response operating limitations that might be encountered at the facility and, based on environmental and safety considerations, an analysis of the frequency and duration, expressed as a percentage of time, of limitations that would render mechanical response methods ineffective;	Consistency
Revise 18 AAC 75.451(e)(3): the description should include the following environmental conditions:	Simplification
Revise 18 AAC 75.451(e)(4): for plans proposing the use of nonmechanical response options, the following information must be provided:	Insert from .449(a)(8)

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Add new 18 AAC 75.451(e)(4)(A – F): (A) the basis for determining the conditions or circumstances under which these options will be used, how the nonmechanical response options will be implemented, including the timeline for implementation; (B) a demonstration of their efficiency and effectiveness (C) an assessment of potential environmental consequences, provisions for continuous monitoring and real-time assessment of environmental effects, and including a description of the specific mechanisms in place to assess the environmental consequences of the nonmechanical response option and to provide continuous monitoring of its environmental effects; (D) a complete inventory of nonmechanical response equipment and supplies, including the type and toxicity of each dispersant, with procedures for storage, maintenance, and deployment; (E) identification of all necessary permits, approvals, or authorizations for use of nonmechanical response options and the timeline for them; and (F) a plan for protecting environmentally sensitive areas and areas of public concern identified in 18 AAC 75.451(k), and the public from adverse effects of the nonmechanical response option;	Insert from .449(a)(8) Insert from .449(a)(8) Insert from .449(a)(8) Insert from .449(a)(8) Insert from .449(a)(8) Insert from .449(a)(8)
Revise 18 AAC 75.451(g): Response equipment – Response equipment identified in the plan must meet the following conditions: the applicant must have ready access to enough equipment to meet the applicable response planning standards established under 18 AAC 75.430 - 18 AAC 75.442 using mechanical methods of oil control, containment, and cleanup; compliance with the response planning standard is achieved by designing a response capability that is equal to or greater than the volume of oil established by the response planning standard and demonstrated through the scenario in Part 1. Identified equipment must reflect the best available technology when the plan is submitted or renewed; the plan must include a complete list of contracted or other oil discharge containment, control, cleanup, storage, transfer, lightering, and related response equipment to meet the applicable response planning standard, and to protect environmentally sensitive areas and areas of public concern that are identified in (k) of this section before oil reaches them and that may be reasonably expected to be impacted by a spill of the response planning standard volume as described in the response strategies developed under 18 AAC 75.449(a)(6) and (7). If the equipment is listed within a separate document developed by the plan holder’s primary response action contractor identified in (i) of this subsection, the plan holder may incorporate the equipment list by reference. Response equipment information must include	Combine (g) and (h) – text from (h)(3) moved here. Allow reference to PRAC equipment lists rather than copying into plan.
Revise 18 AAC 75.451(g)(6): types and amounts of boom, boom connectors, and anchorage devices; these must be of the appropriate design for the particular oil product, type of environment, and environmental conditions experienced at the facility; the boom must be of sufficient length to mount an effective response to the volume of discharged oil established under 18 AAC 75.430 - 18 AAC 75.442 for each type of facility;	Moved from (h)(1)

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Revise 18 AAC 75.451(g)(7): the number and size of skimmers and pumps to be used; these must be appropriate and adequate for the type of oil and response planning standard volume and time frame for cleanup established under 18 AAC 75.430 -18 AAC 75.442, using an effective oil recovery capacity of 20 percent of the manufacturer’s rated throughput over the planned hours of equipment within a 24-hour period; equipment types must be compatible with each other as necessary to ensure an efficient response; if a planholder wants to demonstrate to the department that another oil recovery efficiency rate is appropriate, the plan holder must submit a request for skimmer system efficiency evaluation form to the department; the department will approve or deny the request;	Moved from (h)(2)
Revise 18 AAC 75.451(g)(7): (1) the capacity of the temporary storage system for recovered oil and oil wastes must be appropriate and adequate for the total volume recovered within the response planning standard time frames for cleanup established under 18 AAC 75.430 - 18 AAC 75.442; a system with a manufacturer’s rated throughput capacity (T) with a planned operating period (U) would require temporary storage of T x U barrels per day to account for total liquid recovered; if available storage capacity is insufficient, then the effective daily oil recovery capacity must be reduced to the limits of the available storage; and	Moved from (h)(3)(A)
Revise 18 AAC 75.451(h):	Moved above to (g)
Revise 18 AAC 75.451(h)(1):	Moved above to (g)(6)
Revise 18 AAC 75.451(h)(2):	Moved above to (g)(7)
Revise 18 AAC 75.451(h)(3):	Withdraw; this applies only to skimmers and pumps and that is better included in (g)(7). Withdraw Withdraw Withdraw Withdraw Withdraw

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Revise 18 AAC 75.451(h)(3)(A):	Moved above to (g)
Revise 18 AAC 75.451(h)(3)(B):	Moved above to (g)
Revise 18 AAC 75.451(h)(3)(C):	Moved above to (g)
Revise 18 AAC 75.451(j): Training and discharge exercises - in addition to maintaining continuous compliance with other applicable state and federal training requirements, the plan holder shall provide a detailed description of the training programs for discharge response personnel to demonstrate that	This is where exercises are described in the plan.
Revise 18 AAC 75.451(j)(3): documentation of training as described in 18 AAC 75.020(c) is maintained for five years and is made available to the department upon request;	Add regulatory cite, no need to duplicate the information
Revise 18 AAC 75.451(j)(3)(A-C): (A) (B) (C)	Delete, addressed in Article 1 Delete, addressed in Article 1 Delete, addressed in Article 1
Add new 18 AAC 75.451(j)(4): The plan shall include a description of the planholder’s discharge exercise program that follows the department Oil Spill Response Exercise Manual per 18 AAC 75.485(e).	Add description of exercise program.
Revise 18 AAC 75.451(k): Protection of environmentally sensitive areas and areas of public concern - for a stationary facility or a railroad, and, if required by the department, for a vessel, mapped identification of environmentally sensitive areas and areas of public concern, including groundwater and public water supplies for a land-based facility or railroad, that may be impacted by a spill of the applicable response planning standard volume; areas identified in the plan must include areas added by the department as a condition of plan approval; if identification of those areas and site-specific strategies for protection of those areas are in one or more applicable Geographic Zone of one or more Area Contingency Plans described in 18 AAC 75.495, the plan holder may incorporate that information by reference; whether prepared separately or incorporated by reference, the identification of and planned protection measures for those areas must be based on mapped predictions of discharge movement, spreading, and probable points of contact, based on expected local, seasonal, meteorological, and oceanographic or topographic conditions; and, for each probable point of contact, must include a description of each environmentally sensitive area and each area of public concern, including	Text moved from .449(a)(6)(F) – better location here than within response scenario

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Revise 18 AAC 75.451(n): In this section “manufacturer’s rated throughput capacity,” also referred to as “manufacturer’s nameplate recovery rate,” means the maximum rate at which the skimmer system can recover and process oil under ideal conditions, as stated by the manufacturer, and represents the total liquid recovered within the limitations of the test method. In skimming systems where the pump on the skimming device is the limiting factor for liquid throughput, the manufacturer’s rated throughput capacity is derived from the rated capacity of the pump.	Good change – adds clarification.
Revise 18 AAC 75.452(a)(1)(D):	Delete. Require planholders to use WPG, therefore BAT assumed and analysis not required.
Revise 18 AAC 75.452(a)(2): for an oil terminal, a crude oil transmission pipeline, or an exploration or production facility oil discharge prevention and contingency plan:	Clarification
Revise 18 AAC 75.452(a)(2)(B): another leak detection or spill prevention system approved by the department under 18 AAC 75.065(h)(1)(D);	Use same wording as cited regulation.
Revise 18 AAC 75.452(a)(7): for each applicable technology under (a) of this section, identify available technologies and include a written analysis of each technology, using the applicable criteria in (b)of this section; and include a written justification that the technology proposed to be used is the best available for the applicant's operation.	Simplification
Revise 18 AAC 75.453: 18 AAC 75.453. Part 5 - Oil discharge prevention and contingency plan, Response Planning Standard. The plan must provide a mathematical calculation of the applicable response planning standards set out in 18 AAC 75.430 - 18 AAC 75.440 and 18 AAC 75.422, include a detailed calculation and justification of reductions to the response planning standard, and include, based on the receiving environment information in 18 AAC 75.451(c), an estimate of what percentage of the applicable response planning standard volume set out at 18 AAC 75.430 - 18 AAC 75.436, or 18 AAC 75.442 for the facility that will reach open water.	Moves % of RPS to water to part 5 – good change
Revise 18 AAC 75.455(a): Not later than seven working days after receipt of an oil discharge prevention and contingency plan application package for a new plan, plan renewal or major amendment, the department will determine if the application package is sufficient for review and will notify the applicant of this determination.	Seven working days has been sufficient for applications for some time. No need to add 7 more days for a major amendment.
Revise 18 AAC 75.455(b)(5)(C): a statement that the application package is available for review on the department’s Internet website. [AT SPECIFIC OFFICES OF THE DEPARTMENT AND OTHER LOCATIONS AS DETERMINED BY THE DEPARTMENT]; and	Insert from (D) - simplification
Revise 18 AAC 75.455(b)(5)(D):	Move to (C)

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Revise 18 AAC 75.455(c)(1): the department will notify the applicant in writing that a request for additional information will be transmitted; the department will transmit the request for additional information not later than 60 [90] days after the end of the public comment period in (b) of this section; <u>if the department determines the package to be unusually large or complex, or determines a longer period is required, the department will notify the applicant; the request will be transmitted not later than 90 days,</u> the department may set a deadline for the submittal of the additional information;	Good change to shorten RFAI period.
Revise 18 AAC 75.455(c)(4):	Delete – addressed in .455(d)
Comment on 18 AAC 75.455(d): Upon receipt and review by the department of the additional information requested under (c) of this section, the department will provide notice to the parties described in 18 AAC 75.408(c)(4) of a minimum 10-day public comment period on the additional information. The comment period under this subsection is limited to the additional information submitted in response to the request for additional information.	Need to stipulate the time for department review of RFAI responses when complete – suggest 10 working days.
Revise 18 AAC 75.455(f): The department will [, IF IT DETERMINES GOOD CAUSE EXISTS,] hold a public hearing on an application package in the manner provided under 18 AAC 15.060(b) – 18 AAC 15.060(h) <u>if, no later than 20 days before the end of the public comment period under (b)(3) of this section, a hearing is requested by</u>	Need to be more specific in reg cite [060(a) is for pesticides, 060(b) for water quality issues or a permit or approval application].
Comment on 18 AAC 75.452(f)(1): <u>50 residents of the affected area;</u>	How is 'affected area' defined/determined?- depending on the location, 50 residents may be most of the adult population.
Revise 18 AAC 75.459(b): A preissuance conference under this section will be conducted in the manner provided under 18 AAC 15.070(b) – 18 AAC 15.070(f). However, the time period for the department's review will not be held in abeyance pending completion of the conference.	18 AAC 15.070 (a) states that it is limited to a list of specific permits and ODPCP approval is not listed.
Revise 18 AAC 75.465(a)(1): the operator of the vessel, barge, or railroad tank car has produced for inspection by the facility owner or operator the original certificate, [OR] a true photocopy of the original, <u>or an electronic version if it is retrievable by the operator at all times,</u> approving the oil discharge prevention and contingency plan or streamlined plan for that facility; and	Good change

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<p>Revise 18 AAC 75.465(a)(2): The owner or operator of an oil terminal facility shall certify on the contingency plan verification log that the operator of the vessel or barge has complied with (a)(1) and (2) of this section. The facility owner or operator shall submit the log for the previous month to the department not later than the fifth day of the following month, <u>and must retain logs for five years. As applicable, the owner or operator of an oil terminal facility may notify the department to suspend the requirement to submit a monthly log for seasonal operations where no fuel transfers occur, including for facilities that do not expect to complete fuel transfers due to environmental conditions.</u> Submission is effective upon personal delivery, [FACSIMILE TRANSMISSION, OR] electronic mail transmission, or on the date of mailing by certified mail to the department. The department will retain copies of all logs received under this subsection for five years after receipt.</p>	<p>Clarification. Good change to acknowledge seasonal operations.</p>
<p>Revise 18 AAC 75.465(e): Each facility that has a plan approved under 18 AAC 75.460(a) and each vessel that has a streamlined plan approved under 18 AAC 75.456(a) must have available at the facility, or for a railroad tank car must have available from the operator of the railroad tank car, the original, a true photocopy, or an electronic version of the following:</p>	<p>Simplification</p>
<p>Revise 18 AAC 75.470: 18 AAC 75.470. Transfers of spill response resources between plan holders. (a) If approved under this section, a plan holder, or an oil spill response contractor or cooperative upon which one or more plan holders rely, may furnish to another plan holder or to another person, equipment, materials, or personnel to assist in response to an oil discharge. A description of the proposed transfer that addresses each of the considerations set out in (b) of this section must be provided with the request for approval of a transfer.</p>	<p>Clarification</p>
<p>Comment on 18 AAC 75.475(a): Except for a transfer approved under 18 AAC 75.470, if a significant change occurs in, or is made to, <u>a [ANY] component of a plan that would diminish the plan holder's response capability, the plan holder shall, within 24 hours, notify the department in writing and provide a schedule for a prompt return to operational status. For equipment that is maintained by a streamlined plan cleanup contractor, the cleanup contractor shall be responsible for this notification.</u> [AN ELECTRONIC MAIL OR FACSIMILE TRANSMISSION DELIVERED TO THE APPROPRIATE DEPARTMENT OFFICE WILL BE CONSIDERED WRITTEN NOTICE FOR PURPOSES OF THIS SUBSECTION.] If the department finds that, as a result of the change, the plan holder is no longer able to execute the plan, it will take appropriate action under 18 AAC 75.490.</p>	<p>Don't delete email notice.</p>
<p>Revise 18 AAC 75.475(d): A plan holder shall notify the department in writing within 24 hours if a significant change occurs in, or is made to, one or more of the following spill prevention systems, and if, as a result of that change, the system no longer meets the applicable performance requirements:</p>	<p>Clarification</p>
<p>Revise 18 AAC 75.475(d)(1): a flow line leak detection system required by 18 AAC 75.047(d)(1);</p>	<p>Clarification</p>
<p>Revise 18 AAC 75.475(d)(2): a crude oil transmission pipeline leak detection system required by 18 AAC 75.055(a);</p>	<p>Clarification</p>
<p>Revise 18 AAC 75.475(d)(3): an aboveground oil storage tank or tank truck or rail car loading or permanent unloading area secondary containment system required by 18 AAC 75.075.</p>	<p>Clarification</p>
<p>Revise 18 AAC 75.475 new Editor's note:</p>	<p>Withdraw, leave email notice in regulation</p>

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Revise 18 AAC 75.480(a): 18 AAC 75.480. Inspections. (a) To verify that an owner or operator of a facility subject to the provisions of AS 46.04.030, AS 46.04.055, and 18 AAC 75.400 - 18 AAC 75.496 is in compliance with those statutes and regulations, or to verify compliance with an approved oil discharge prevention and contingency plan or a streamlined plan under those regulations, the department may conduct announced and unannounced facility inspections and audits.. Upon mutual agreement between the facility owner or operator and the department, the department may conduct inspections using virtual technology. If practicable, an inspection under this section will be coordinated with other regulatory agencies.	Simplification – add requirements from .480(e) and (f).
Revise 18 AAC 75.480(b): The owner or operator of a facility subject to the requirements of AS 46.04.030, AS 46.04.055, and 18 AAC 75.400 - 18 AAC 75.496 shall allow the department to, at reasonable times and upon presentation of credentials establishing authority, enter or access the facility to conduct in-person or virtual facility inspections and audits to verify compliance with	
Revise 18 AAC 75.480(c): The owner or operator of a facility subject to the requirements of AS 46.04.030, AS 46.04.055, 18 AAC 75.001 – 18 AAC 75.085, 18 AAC 75.240, and 18 AAC 75.400 - 18 AAC 74.496 must maintain documents required by those statutes and regulations and provide them to the department upon request during a facility inspection or records audit; the department may choose to make its own copies;	Combined (1) and (2) here for simplification.
Revise 18 AAC 75.480(c)(1-2):	Moved to .480(c) Moved to .480(c)
Revise 18 AAC 75.480(d):	Withdraw this requirement. If ADEC observes evidence of an unreported spill during an inspection, this should be communicated to the owner/operator during the inspection; the owner/operator will follow the requirements of Article 3 for reporting, investigating, and cleanup.
Revise 18 AAC 75.480(e):	Moved to 480(a)
Revise 18 AAC 75.480(f):	Moved to 480(a)
Revise 18 AAC 75.480(g): The department will provide inspection findings to the owner or operator within 60 days of completing the inspection. Based on the results of an inspection made under this section, the department will take appropriate action under 18 AAC 75.490.	Add timeframe for communicating department findings after an inspection.

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Add new 18 AAC 75.485(a)(3): (1) The department will provide exercise findings to the owner or operator within 60 days of completing the exercise.	Add timeframe for communicating department findings after an exercise.
Revise 18 AAC 75.485(e): The department will consider a regularly scheduled training exercise or a Preparedness for Response Exercise Program exercise initiated by a plan holder as a discharge exercise, as required under (a) of this section, if the planholder provides an opportunity for department participation in the planning and evaluation of an operations-based exercise as outlined in the Homeland Security Exercise and Evaluation Program methodology and described in the department’s <i>Oil Spill Response Exercise Manual</i> , MONTH, XX, 202X, adopted by reference.	Clarification
Revise 18 AAC 75.489:	Move to 18 AAC 75.415(i)
Revise 18 AAC 75.990(195)(C):	Withdraw – supporting information typically provided after RFAI
18 AAC 75.990 is amended:	Definitions added or revised
.990(42) “facility” or “facility or operation” means any offshore or onshore structure, improvement, vessel, vehicle, land, enterprise, endeavor, or act; in 18 AAC 75.005 – 18 AAC 75.085 and 18 AAC 75.400 – 18 AAC 75.490, “facility” means an oil terminal facility, tank vessel, oil barge, crude oil transmission pipeline, railroad tank car, railroad, or an exploration or production facility;	Consistency
.990(101) “realistic maximum response operating limitation” means the upper limit of a combination of environmental factors that might occur at a facility beyond which an operator would be unable to mount a mechanical response to a discharge event;	Consistency
.990(121) “storage capacity” means... (C) for a facility, the full physical volume of the oil storage tanks with storage capacities of 1,000 gallons and greater and the piping at that facility; does not include the aggregate storage capacity of aboveground oil storage tanks with capacity 1,000 gallons and greater than have been permanently closed	Clarification
.990(134) “crude oil transmission pipeline” means a pipeline through which crude oil moves in transportation, including line pipe, valves, and other appurtenances connected to line pipe, pumping units, and fabricated assemblies associated with pumping units; “crude oil transmission pipeline” does not include flow lines, or facility oil piping	Consistency