

# STATE OF ALASKA

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**DEPT. OF ENVIRONMENTAL CONSERVATION  
DIVISION OF SPILL PREVENTION AND RESPONSE  
INDUSTRY PREPAREDNESS PROGRAM**

January 23, 2007  
Via email  
Fax

Oil Discharge Prevention  
and Contingency Plan Holder

**Subject: Implementation of New Oil Pollution Prevention Regulations (18 AAC 75)**

Dear Plan Holder:

On December 1, 2006 the Lieutenant Governor signed into law new regulations regarding oil pollution prevention. These regulations became effective on December 30, 2006, and several of them will impact how you operate and also your oil discharge prevention and contingency plan (C-Plan). This letter provides guidance on how the Alaska Department of Environmental Conservation (ADEC) will implement the new regulations, and how you may ensure continued compliance. A copy of the new regulations can be found on-line at [http://www.dec.state.ak.us/spar/ipp/docs/18AAC75Art1\\_Dec2006.pdf](http://www.dec.state.ak.us/spar/ipp/docs/18AAC75Art1_Dec2006.pdf).

The effects of the new regulations generally fall into two categories:

1. Changes in required pollution prevention methods and means as described in 18 AAC 75 Article 1, and
2. Changes in the format and content required in the C-Plan, as described in 18 AAC 75 Article 4.

ADEC's regulations at 18 AAC 75 Article 1 pertain to oil pollution prevention activities, such as personnel training, design and construction of oil storage tanks and piping, and inspection of tanks and piping. Most of the revisions to the regulations are effective as of December 30, 2006. The exceptions include some regulations that involve development of a program, such as a preventative maintenance program for flow lines, which have a one year phase-in period, and design and construction standards for new construction, which generally have a two-year phase-in period.

Table 1 provides general guidance to implementation of the regulations in 18 AAC 75 Article 1. **This implementation schedule covers general subject areas only and is not meant to be fully inclusive.** It is incumbent upon you as a plan holder to review the changes to the regulations and take appropriate actions to maintain compliance.

Table 1: Oil Pollution Prevention Regulation (18 AAC 75 Article 1) Implementation Schedule		
Compliance Date	Regulation	Subject
December 30, 2006	General	Inspections and operational activities listed in 18 AAC 75 Article 1 without a phase-in date (previously existing and new regulations).
December 30, 2007	18 AAC 75.047(c)	Corrosion control programs for flow lines.
	18 AAC 75.047(d)	Preventative maintenance programs or leak detection for flow lines.
	18 AAC 75.047(e)	Line markers for flow lines.
	18 AAC 75.065(h), 18 AAC 75.065(i)	Operation and maintenance of cathodic protection systems on field-constructed aboveground oil storage tanks.
	18 AAC 75.080(j)	Maintenance and inspection of facility oil piping.
December 30, 2008	18 AAC 75.045(d)	Design and installation of wellhead sumps at production or exploration wells.
	18 AAC 75.047(b)	Design and construction standards for flow lines.
	18 AAC 75.065(g)	Installation of internal lining systems on field-constructed aboveground oil storage tanks.
	18 AAC 75.065(j)	Design, construction, and installation of field-constructed aboveground oil storage tanks.
	18 AAC 75.065(k)	High liquid level alarms on field-constructed aboveground oil storage tanks.
	18 AAC 75.065(m)	Cathodic protection systems for field-constructed aboveground oil storage tanks.
	18 AAC 75.066	Shop-fabricated aboveground oil storage tanks.
	18 AAC 75.080(c)	Design and construction standards for facility oil piping.
	18 AAC 75.080(e)	Construction and installation of buried facility oil piping.
18 AAC 75.080(f)	Cathodic protection systems for facility oil piping.	

Changes to your C-Plan format and content will be implemented according to the schedule in Table 2. **All plan holders must submit an amendment to the Department incorporating changes to their plan due to the revisions to Article 4 regulations no later than August 1, 2007.**

**Table 2: C-Plan (18 AAC 75 Article 4) Implementation Schedule**

C-Plans Currently in Review or Submitted for Review before May 15, 2007	Edits to these plans may be submitted to meet the new regulations before approval or changes to these plans must be submitted to meet the new regulations no later than August 1, 2007.  <i>If your C-plan expires within 3 months of the date of this letter, please contact the Section Manager for your review and discuss your amendment options with him/her.</i>
C-Plans Currently Approved or Submitted for Review after May 15, 2007	Changes to currently approved C-Plans to meet the new regulations (detailed in 18 AAC 75.425) may be submitted with the new or renewal application, if it is submitted by August 1, 2007. Revisions to ALL PLANS must be submitted to ADEC no later than August 1, 2007.

Please contact the appropriate section manager for your facility if you have any questions.

Sincerely,



Betty Schorr

Industry Preparedness Program Manager