

US EPA ARCHIVE DOCUMENT

Spill Prevention, Control, and Countermeasure Rule

Overview



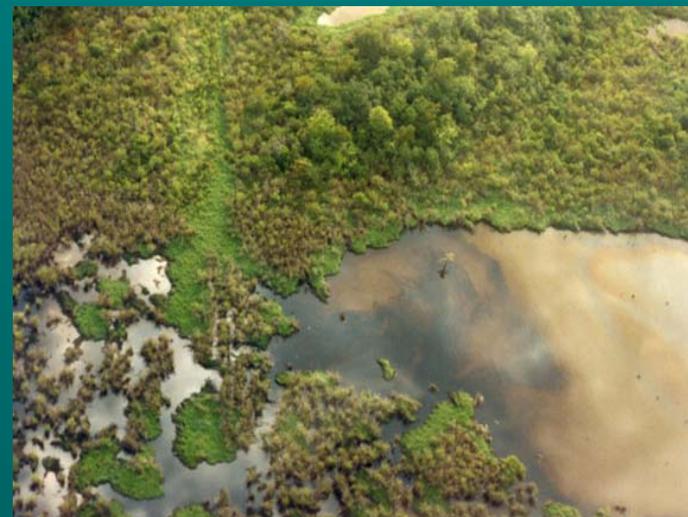
May 2, 2006

Prevention of Inland Oil Spills: Legislative History/Authority

- **Water Quality Improvement Act of 1970**
 - Broadened government oil spill responsibilities to cover onshore facilities
- **Clean Water Act (current)**
 - Requires procedures, methods, and equipment to
 - ◆ **Prevent** discharges of oil from vessels and facilities
 - ◆ **Contain** such discharges

Oil Spill Prevention Regulation

- **Spill Prevention, Control, and Countermeasure** rule (40 CFR part 112)
- **Goal**: To prevent all discharges of oil in quantities that may be harmful
- **Promulgated December 1973**



Regulatory History

- Floreffe Oil Spill 1988
- Proposed SPCC Rule Revisions
 - 1991
 - 1993
 - 1997
- Revised Rule July 2002



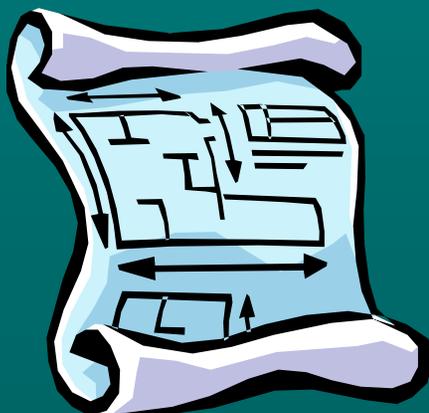
Regulated Facilities

- Potential for discharge to navigable water
- Non-transportation-related
- Oil storage capacity greater than 1,320 gallons (aboveground), or 42,000 gallons (certain completely buried)
- Use, handling or storage of all types of oils
- Wide range of regulated facilities



Scope of SPCC Rule

- Establishes:
 - Oil discharge prevention procedures
 - Equipment requirements
 - Containment requirements



- Requires PE-Certified Plan
 - Outlines spill prevention methods

SPCC Plan Components

- Discharge prevention measures
- Discharge or drainage controls
- Countermeasures for discharge discovery, response, and cleanup
- Methods of disposal of recovered materials
- Contact list and phone numbers
- Information for reporting (if no FRP)
- Procedures for when a discharge occurs (if no FRP)
- Facility diagram

Concerns of Regulated Community

- **Smaller capacity facilities face unique challenges**
 - Farms, construction, automotive, manufacturing, etc.
- **Major concern is the cost of PE certification**
 - Overly expensive
 - Little benefit

Recent Regulatory Actions

- **Proposal to extend compliance dates for all facilities**
- **Proposed modification of several requirements**
 - Proposals published in the FR on December 12, 2005
- **Issuance of *SPCC Guidance for Regional Inspectors***
 - Guidance posted December 2, 2005 at www.epa.gov/oilspill/guidance.htm
- **Final rule to extend compliance dates**
 - Published in the FR on February 17, 2006

SPCC Guidance for Regional Inspectors

- Released in December 2005
 - www.epa.gov/oilspill
- Clarifies the role of the inspector in reviewing implementation of performance-based provisions
- Is a “living document” and may be updated or revised
- Does not address all aspects of the SPCC rule

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