



## Prepared for Washington State Citizens Committee on Pipeline Safety

*Submitted by Department of Ecology Spill Prevention, Preparedness and Response Program – Pipeline Oil Spill Contingency Plan, Drill, and GRP Updates*

*5/10/2023*

### Background

Ecology's Spills Program is a comprehensive program for preventing, preparing for, and responding to oil spills in Washington State for vessels, facilities, rail, and pipelines.

**Contingency Plan Review:** Ecology is responsible for the review and approval of pipeline oil spill contingency plans as outlined in an interagency agreement with the Utilities and Transportation Commission. Contingency plans are approved for five years.

**Drills/Readiness Exercises:** Ecology evaluates oil spill drills for pipelines here in Washington State. Plan holders are required to have one tabletop exercise and two deployment exercises per year within a three-year drill cycle. In one of the years, in this cycle, each plan holder is required to hold a worst-case tabletop drill. Integrated contingency plans covering multiple facilities typically have alternative drill programs. The Northwest Area Committee Exercise Schedule can be found [here](#).

**Geographic Response Planning:** Geographic Response Plans (GRP) contain pre-identified response strategies to protect sensitive natural, cultural, and economic resources. Ecology develops GRPs for the water bodies that pipelines cross. These geographic response plans are referenced in industry contingency plans, and can be viewed [here](#).

### Pipeline Oil Spill Contingency Plan and Drill Updates

#### **Phillips 66 Integrated Contingency Plan Washington State**

The Phillips 66 Washington State ICP includes four terminals and the portion of Yellowstone Pipeline from the Idaho border to Moses Lake. The plan's 5-year approval expires on September 17, 2023. A review of the present plan has been completed and sent to the company in order to facilitate needed changes prior to re-submitting the plan. The last plan update was a change in the Binding Agreement signer, which was approved on April 11, 2023.

#### **2023 Drills:**

- 03/29/2023: Equipment Deployment and Tabletop Drill, Renton
- 03/30/2023: Equipment Deployment and Tabletop Drill, Tacoma
- 07/11/2023: Equipment Deployment, Moses Lake
- 07/12/2023: Equipment Deployment, Spokane
- 07/13/2023: Tabletop Drill, Spokane

**Spills:** None

### **Tidewater Transportation & Terminals, Washington Pipeline**

The Tidewater Transportation & Terminals contingency plan includes a 4.2-mile long, 4-inch diameter pipeline connecting their Snake River Terminal and Burlington Northern Railroad's refueling depot, and three 4,903-foot long, 6-inch diameter pipelines connecting to the Marathon/Tesoro Pasco Terminal. Their plan received 5-year approval on October 30, 2019. A plan update including changes to internal and external notifications and updates to the list of Qualified Individuals (QI's) and was approved on November 4, 2022. Another update to their list of QI's was received on April 19<sup>th</sup> and is presently in the review process.

#### **2023 Drills:**

- 05/18/2023: Equipment Deployment and Tabletop, Vancouver
- 07/18, 19/2023: Large Scale Equipment Deployment, Eastern WA
- 11/02/2023: Tabletop, Umatilla, OR

**Spills:** None

### **SeaPort Sound Terminal, LLC**

SeaPort Sound Terminal is located on the Hylebos Waterway in Tacoma. The facility includes a 3-mile-long pipeline that connects to the Olympic Pipeline at the Tacoma Station. Their plan received a new 5-year approval on February 14, 2022, which included updates for the 12, 18, and 24-month rule phase-in requirements. The most recent plan update consisted of updates to the notification list in the plan and in the Emergency Response Action Plan. This update was approved on September 16, 2022.

#### **2023 Drills:**

- 04/27/2023: Equipment Deployment, Tacoma
- 08/30/2023: Tabletop, Tacoma
- //2023: Equipment Deployment,

**Spills:** None

### **Andeavor Logistics Northwest Products System**

The Northwest Products System contingency plan covers the Andeavor Logistics pipeline from the Oregon border near Pasco to Spokane. The plan received a 5-year approval on February 3, 2020. The plan has had two recent updates. The first was an annual update which included changes to the facility equipment lists, OSRO lists, Incident Management Team roster, and minor administrative changes throughout the plan. This update was approved on February 15, 2023. The second update was a PHMSA requested change to the QI language, which was approved on April 24, 2023.

**2023 Drills:**

- 07/18, 19/2023: Large Scale Equipment Deployment, Eastern WA
- //2023: Equipment Deployment,
- //2023: Tabletop Drill

*Spills: None*

**BP Pipelines (North America) Northwest Pipelines District**

The BP Pipelines plan covers the 392-mile long Olympic Pipeline and the 5-mile-long Cherry Point Crude Pipeline. The plan received a 5-year approval on June 9, 2021. An annual review of the plan was completed on May 24, 2022, and found that no updates were needed.

**2023 Drills:**

- 07/27/2023: Equipment Deployment, TBD
- 08/02/2023: Tabletop Drill, Oregon WCD
- 08/15/2023: Equipment Deployment, TBD

*Spills: None*

**Trans Mountain Pipeline (Puget Sound)**

The Trans Mountain Pipeline contingency plan covers the Puget Sound portion of the Trans Mountain Pipeline from the Canadian border near Sumas to three of the four northern refineries. Their plan's 5-year approval expires on December 26, 2023. The most recent update was an interim plan update which included a change in one of the QI's and updates based on lessons learned from their last worst-case drill. This update was approved on June 14, 2022.

**2023 Drills:**

- 03/08/2023: Worst Case Tabletop Drill, Bellingham
- 06/01/2023: Deployment Drill, Donovan Park
- //2023: Deployment Drill,

*Spills: None*

**U.S. Oil & Refining Company/McChord Pipeline**

US Oil/McChord Pipeline's contingency plan covers the US Oil Refinery and the McChord Pipeline, which connects the Tacoma refinery to Joint Base Lewis McChord. Their plan received 5-year approval on October 4, 2021. An annual update was completed on December 1, 2022, and a minor update with new response contractor letters of intent was approved on December 20, 2022.

**2023 Drills:**

- 08/29/2023: Equipment Deployment, Tacoma
- 10/11/2023: Equipment Deployment and Tabletop, Tacoma

**Spills:** None

**Worst-Case Tabletop Drills in 2023:**

- Trans Mountain Pipeline, 03/08/23

## Rule Updates

Ecology is initiating a rulemaking to create a new rule, Chapter 173-187 WAC - Financial Responsibility. The rulemaking will ensure that vessels and facility owners and operators have adequate financial resources to pay cleanup and damage costs arising from an oil spill.

The new rule will:

- Define the entities subject to financial responsibility requirements.
- Establish required levels of financial responsibility for oil handling facilities and pipelines.
- Specify the procedures and timelines for obtaining or renewing a certificate of financial responsibility.
- Establish requirements for acceptable evidence of financial responsibility, including self-insurance.
- Outline the process for ensuring timely updates to changes in financial status.
- Define the processes governing the suspension, revocation, and re-issuance of certificates of financial responsibility considering potential liabilities incurred by a covered entity after an oil spill or other incident.
- Incorporate and update financial responsibility requirements currently included in WAC 317-50 – Financial Responsibility for Small Tank Barges and Oil Spill Response Barges, and repeal that chapter.
- Make other changes to clarify language and make any corrections needed.

Under the new rule, regulated entities must demonstrate financial responsibility for response cleanup costs and as necessary to compensate the state and affected federally recognized Indian tribes, counties, and cities for damages that might occur during a spill. The main goal of the rule is to establish a process to implement Washington state certificates of financial responsibility. Anticipated completion of this rule is July 2024. Additional information about the rulemaking will be posted on our website:

<https://ecology.wa.gov/Regulations-Permits/Laws-rules-rulemaking/Rulemaking/WAC-173-187>

## Geographic Response Plan Updates

The following GRP's are presently undergoing full updates, and will affect pipeline contingency plans:

- Lake Washington
- Lower Columbia River
- South Puget Sound

Interim updates occur continuously, as needed.

Comments on any GRP's can be submitted to [GRPs@ecy.wa.gov](mailto:GRPs@ecy.wa.gov)

**This concludes Ecology's update.**