



Oil Spill Liability Trust Fund Disbursements for FY 2023

Report to Congress
April 19, 2024



U.S. Coast Guard

Foreword

April 19, 2024

I am pleased to present the following report, “Oil Spill Liability Trust Fund Disbursements for FY 2023,” 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 provided to the following members of Congress:

The Honorable Maria Cantwell
Chair, Senate Committee on Commerce, Science, and Transportation

The Honorable Ted Cruz
Ranking Member, Senate Committee on Commerce, Science, and Transportation

The Honorable Sam Graves
Chairman, House Committee on Transportation and Infrastructure

The Honorable Rick Larsen
Ranking Member, House Committee on Transportation and Infrastructure.

I would be pleased to answer any questions you 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 "L L Fagan".

Linda L. Fagan
Admiral, U.S. Coast Guard
Commandant



Oil Spill Liability Trust Fund Disbursements for FY 2023

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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 sixth submission of a revised Oil Spill Liability Trust Fund (OSLTF) Disbursement Report since the *Frank LoBiondo Coast Guard Authorization Act of 2018* amended Section 2712 of Title 33, U.S. Code. The report identifies incidents with cumulative disbursements of \$500,000 or more for removal costs or damages from the OSLTF.

- Section III Table 1 of this report lists incidents that occurred in fiscal year (FY) 2023 and resulted in disbursements from the Fund, for removal costs and damages, totaling \$500,000 or more.
- Section III Table 2 lists incidents that occurred in FY 2022 and resulted in disbursements from the Fund, for removal costs and damages, totaling \$500,000 or more.
- Section IV provides an accounting of any amounts reimbursed to the Fund in FY 2023 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 90). Amounts are available until expended and are administered by the National Pollution Funds Center (NPFC). 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 90 and section 311 of the Federal Water Pollution Control Act (FWPCA).

NPFC 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 2023 and resulted in disbursements from the OSLTF for removal costs and damages, totaling \$500,000 or more.

TABLE 1: FY 2023 Incidents and Disbursements¹

Federal Project #	Name of Case²	Incident Start Date	Source of Spill	Sum of All Tasks
J23005	TAGISH	9-Jan-2023	Vessel	873,592
M23015	OUR BOYS	8-Mar-2023	Vessel	859,294
Total:				\$1,732,886

Table 2 identifies incidents that occurred in FY 2022 and resulted in disbursements from the OSLTF for removal costs and damages, totaling \$500,000 or more.

TABLE 2: FY 2022 Incidents and Disbursements

Federal Project #	Name of Case²	Incident Start Date	Source of Spill	Sum of All Tasks
S22025	ALEUTIAN ISLE	13-Aug-2022	Vessel	6,301,607
N22009	LIBERTY SHIP	22-Dec-2021	Facility	1,718,966
S22028	M/V ALERT	31-Aug-2022	Vessel	1,456,122
S22006	DERELICT BARGE	4-Nov-2021	Vessel	1,182,882
A22001	HUNTINGTON BEACH CA	1-Oct-2021	Facility	1,153,188
E22002	TREOIL INDUSTRIES	2-May-2022	Facility	1,108,938
N22003	BLOCK 10 JEFFERSON COUNTY	7-Oct-2021	Facility	1,029,551
E22313	LOAD LINE	8-Jun-2022	Facility	918,575
G22005	LAKE SUPERIOR	21-Mar-2022	Vessel	889,707
N22041	TRINITY BAY TX	12-Sept-2022	Facility	702,849
M22067	11 VESSELS TOTAL	22-Jul-2022	Vessel	656,118
N22028	PATRICK E	2-Jun-2022	Vessel	586,543
Total:				\$17,705,046

¹ The MC-20A TAYLOR ENERGY oil spill (Federal Project Number N13024) is an ongoing incident not listed in these charts because the federal project was opened in FY 2013 after the incident commenced in 2004. For this incident, the OSLTF's disbursements total \$135,880,830 through FY 2023. Because the incident is ongoing, and the response is not yet complete, additional disbursements are expected in the future.

² 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 2023 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 2023)

Federal Project #	Name of Case³	Amount Recovered
N10DWH	DWH CONSENT DECREE	60,818,000
M19029	GOLDEN RAY	15,904,827
N13024	MC-20A TAYLOR ENERGY	1,076,169
916007	EVERGREEN RESOURCE RECOVERY	632,262
E10901	CUC POWER PLANTS 1&2	373,893
E13202	CROOKS OIL LEASE	40,000
H18001	PACIFIC PARADISE	37,650
H04007	F/V MWALIL SAAT	21,340
E15001	ALASKA PETROLEUM DISTRIBUTORS	15,474
N09006	MISS RHIANNA	13,802
S13012	M/V HELENA STAR	11,640
E10111	CHARLTON WELDING	5,052
E16202	BEE-LINE FUEL TANKS SPILL	2,944
E18207	CLOSSER OIL LEASE	1,755
M16004	M/V ENDEAVOUR	858
Total:		\$78,955,666

³ 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.

Appendix: Abbreviations

Abbreviations	Definition
FOSC	Federal On-Scene Coordinator
FWPCA	Federal Water Pollution Control Act
FY	Fiscal Year
NPFC	National Pollution Fund Center
OPA 90	Oil Pollution Act of 1990
OSLTF	Oil Spill Liability Trust Fund
U.S.C.	United States Code