

109TH CONGRESS
2D SESSION

H. R. 4724

To establish requirements with respect to the transfer of oil to or from an onshore or offshore facility, or a vessel with a capacity of over 250 barrels in United States waters, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 8, 2006

Mr. INSLEE (for himself and Mr. GILCREST) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To establish requirements with respect to the transfer of oil to or from an onshore or offshore facility, or a vessel with a capacity of over 250 barrels in United States waters, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Oil Spill Prevention
5 Act of 2005”.

1 **SEC. 2. REQUIREMENTS FOR TRANSFER OF OIL TO OR**
2 **FROM CERTAIN FACILITIES AND VESSELS.**

3 The owner or operator of a tank vessel may not con-
4 tract or agree to transfer oil to or from an onshore or
5 offshore facility, or a vessel with a capacity over 250 bar-
6 rels in United States waters, unless—

7 (1) a person in charge of the operations who
8 meets the qualifications required by section 155.710
9 of title 33, Code of Federal Regulations, conducts
10 and oversees the operation on the barge; and

11 (2) at least one other person who meets the
12 qualifications of a tankerman-assistant under part
13 13 of title 46, Code of Federal Regulations, is on
14 board to maintain an oil spill watch during the
15 transfer.

16 **SEC. 3. REQUIREMENT TO DEPLOY BOOM.**

17 Any person or facility conducting vessel refueling and
18 bunkering operations, or the lightering of petroleum prod-
19 ucts, and any person or facility transferring low flamma-
20 bility fuel oil between an onshore or offshore facility and
21 a vessel with an oil capacity of over 250 barrels, shall de-
22 ploy a boom prior to the transfer of low flammability fuel
23 oil that provides a completely contained area around the
24 vessel that meets standards adopted by the Coast Guard
25 by rule.

1 **SEC. 4. OVERFILL CONTROL PANEL REQUIREMENT.**

2 Any person or facility conducting vessel refueling or
3 bunkering operations, and any person or facility transfer-
4 ring fuel oil between an onshore or offshore facility and
5 a tank barge fitted with a cargo tank liquid overfill protec-
6 tion system complying with section 39.20–9(b) of title 46,
7 Code of Federal Regulations, as the only means of overfill
8 protection must have an overfill control panel on the dock
9 capable of receiving an alarm and shutdown signal from
10 the cargo tank overfill sensor system.

11 **SEC. 5. REQUIREMENT TO PROVIDE ANNUAL DOCUMENTA-**
12 **TION OF ANY REPAIR OR ALTERATIONS TO A**
13 **CARGO TANK LIQUID OVERFILL PROTECTION**
14 **SYSTEM.**

15 The owner or operator of a tank vessel shall provide
16 annual documentation of any repair or alterations to a
17 cargo tank liquid overfill protection system to the Coast
18 Guard Office of Marine Inspection.

19 **SEC. 6. REQUIREMENT TO PROVIDE A PLAN OF OPER-**
20 **ATIONS FOR EVENING AND NIGHTTIME RE-**
21 **FUELING OPERATIONS.**

22 Any person or facility conducting vessel refueling and
23 bunkering operations, or the lightering of petroleum prod-
24 ucts, and any person or facility transferring low flamma-
25 bility fuel oil between an onshore or offshore facility and
26 a vessel with an oil capacity of over 250 barrels, shall sub-

- 1 mit a plan of operations to the Coast Guard prior to com-
- 2 mencement of any refueling operations to be conducted
- 3 during evening or nighttime hours.

