

Crandall Compliance Alert

Spill Prevention Control and Countermeasure Final Rule

This Issue

• SPCC Final Rule

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In November 2009, EPA announced a final regulation that amends certain requirements for facilities subject to the SPCC Rule. The amendments clarify regulatory requirements, tailor requirements to particular industry sectors, and streamline certain requirements for a facility owner or operator subject to the rule. With these changes, the agency expects to encourage greater compliance with the SPCC regulations, thus resulting in increased protection of human health and the environment.

The Spill Prevention, Control, and Countermeasure (SPCC) rule includes requirements for oil spill prevention, preparedness, and response to prevent oil discharges to navigable waters and adjoining shorelines. The rule requires specific facilities to prepare, amend, and implement SPCC Plans.

The amendments do not remove any regulatory requirement for owners or operators of facilities in operation before August 16, 2002, to develop, implement, and maintain an SPCC Plan in accordance with the SPCC regulations then in effect. Such facilities continue to be required to maintain their plans during the interim.

On June 19, 2009, EPA published in the *Federal Register* a SPCC compliance date extension for all facilities until **November 10, 2010**. Facilities must amend or prepare, and implement SPCC Plans by the compliance date in accordance with revisions to the SPCC rule promulgated since 2002.

If your facility has a combined total storage *capacity* of 1,320 gallons or more of any petroleum related materials including tanks and containers greater than 55-gallons, you are subject to the SPCC requirements and must have a plan in place by November 10, 2010.

Contact Crandall Corporation for assistance with developing a plan or revising your existing SPCC plan. If you have questions, contact your Compliance Specialist.