

§ 133.21

§ 133.21 Records retention.

(a) The State official shall maintain all records for ten years following completion of the removal actions.

(b) If any litigation, claim, negotiation, audit, cost recovery, or other action involving the records has been started before the expiration of the ten-year period, the records must be retained until completion of the action and resolution of all issues which arise from it, or until the end of the regular ten-year period, whichever is later.

§ 133.23 Investigation to determine the source and responsible party.

(a) The State official shall promptly make a thorough investigation to determine the source of the incident and the responsible party.

(b) Upon completion of the investigation, the State official shall forward the results of the investigation and copies of the supporting evidence identifying the source and the responsible party to both the cognizant OSC and the NPFC official specified in § 133.25(c).

§ 133.25 Notification of Governor's designee.

(a) If the Governor of a State anticipates the need to access the Fund under this part, he or she must advise the NPFC in writing of the specific individual who is designated to make requests under this part.

(b) This designation must include the individual's name, address, telephone number, and title or capacity in which employed.

(c) The information required by paragraph (b) of this section must be forwarded to the Chief, Case Management Division, National Pollution Funds Center, Suite 1000, 4200 Wilson Boulevard, Arlington, Virginia 22203-1804.

PART 135—OFFSHORE OIL POLLUTION COMPENSATION FUND

Subpart A—General

- Sec.
- 135.1 Purpose.
- 135.3 Applicability.
- 135.5 Definitions.
- 135.7 Delegation—Fund Administrator.
- 135.9 Fund address.

33 CFR Ch. I (7-1-05 Edition)

Subpart B—Levy of Fees

- 135.101 Purpose.
- 135.103 Levy and payment of barrel fee on OCS oil.

Subpart C—Financial Responsibility for Offshore Facilities

- 135.201 Applicability.
- 135.203 Amount required.
- 135.204 Submission of evidence.
- 135.205 Methods of establishing.
- 135.207 Insurance as evidence.
- 135.209 Guaranty as evidence.
- 135.210 Indemnity as evidence.
- 135.211 Surety bond as evidence.
- 135.213 Qualification as self-insurer.
- 135.215 Certification.
- 135.219 Notification of changes affecting certification.
- 135.221 Reapplication for certification.
- 135.223 Certificates, denial or revocation.

Subpart D—Notification of Pollution Incidents

- 135.303 Definitions.
- 135.305 Notification procedures.
- 135.307 Notification contents.

Subpart E—Access, Denial, and Detention

- 135.401 Access to vessel, Certificates of Financial Responsibility.
- 135.403 Sanctions for failure to produce vessel Certificates of Financial Responsibility.
- 135.405 Appeal provisions.

AUTHORITY: 33 U.S.C. 2701-2719; E.O. 12777, 56 FR 54757; 49 CFR 1.46.

SOURCE: CGD 77-055, 44 FR 16868, Mar. 19, 1979, unless otherwise noted.

Subpart A—General

§ 135.1 Purpose.

(a) This part prescribes the policies, procedures, and administrative practices regarding offshore oil pollution liability and compensation, including the administration and general operation of the fund established under Title III of the Outer Continental Shelf Lands Act Amendments of 1978 (Pub. L. 95-372, 43 U.S.C. 1811 et. seq.).

§ 135.3 Applicability.

(a) This part applies to each person who:

- (1) Owns oil obtained from the Outer Continental Shelf when the oil is produced;