

CHAPTER 10

NATIONAL OIL AND HAZARDOUS SUBSTANCE POLLUTION CONTINGENCY PLAN

10-1. General. Planning or procedures to respond to releases requiring remedial action under the NCP are governed by 40 CFR Part 300 and ER 200-2-3.

10-2. Policy.

a. **Precautions.** USACE will take all necessary precautions to prevent discharges of oil and releases of hazardous substances, pollutants or contaminants (discharges and releases) due to USACE activities and to provide for a prompt, coordinated and effective response to contain and clean up discharges or releases that might occur.

b. **MSC/District Responsibilities.** MSC and District Commands will coordinate and plan for response, participate in RRT activities, and operate the EOC under FCCE authority.

c. **USACE Information.** MSC's and districts will ensure that regional contingency plans and on-scene coordinator contingency plans for response to discharges and releases include information on USACE resources and facilities that could be used during response and clean up operations.

d. **USACE Facilities.** USACE will make available any facilities or resources that may be useful in the response and clean up operations. Availability must be consistent with USACE authorities and operational requirements.

e. **USACE Projects.** USACE project offices that operate and maintain completed USACE projects will develop and maintain a project contingency plan and action plan for responses to discharges and releases, in accordance with ER 200-2-3.

10-3. Authority. USACE has authority to remove sunken vessels or similar obstructions from navigation channels under Sections 15, 19, & 20 of the River and Harbors Act of 1899, as amended.

10-4. Procedures.

a. **USACE Projects.** Planning, prevention, control and reporting of discharges and releases for project offices that operate and maintain completed USACE projects are subject to the applicable provisions of AR 200-1 and ER 200-2-3.

b. Non-USACE Activities. Planning, preparedness and response assistance to discharges and releases from non-USACE activities are subject to the applicable provisions of AR 500-60.

c. Notification. Notice of an oil discharge or release of a hazardous substance in an amount equal to or greater than the reportable quantity must be made immediately to the National Response Center, HQ USCG, Washington, D.C. telephone (800) 424-8802 or (202) 267-2675. Notification procedures for USACE projects shall be similar to those identified in Chapter 8 of AR 200-1. Information on reportable quantities for oil and hazardous substances is referenced in AR 200-1.