

WAC 173-182-840 Content submittal and review of spill management team (SMT) and wildlife response service provider (WRSP) applications. The application must contain the following information as applicable to the capabilities of the SMT or WRSP:

(1) A list of personnel indicating whether they are full-time or part-time, dedicated, or nondedicated, including their home base or office location, and the roles they may fill in a response.

(a) Dedicated means either a full- or part-time employee of the organization.

(b) Nondedicated means any personnel resource available under contract, LOI, or other approvable means. Nondedicated relationships shall be verified by ecology during the application review process.

(2) An ICS Form 207 organizational diagram depicting a potential staffing plan for the roles the SMT or WRSP may fill in support of a worst case spill.

(3) A description of the twenty-four hour call-out process and estimated time frames for arrival in state. The description of the personnel response times (arrival) is based on the standby or call back status of the person, their home base, and travel time.

(4) A list of staff training by position, and a description of the frequency of training staff receive.

(a) The training program must be position specific for the roles that may be filled by the SMT or WRSP.

(b) The training program must include at a minimum, training on ICS, NWACP plan policies and response tools, use and location of GRPs, the contents of the contingency plan, and worker health and safety requirements including Washington state specific regulations, as appropriate to the role.

(c) A combination of training and experience in drills and spills may be used to describe SMT personnel capabilities within response roles.

(d) New employees shall complete the training program prior to being assigned job responsibilities which require participation in emergency response situations.

(5) Wildlife response service providers must also include a detailed description of the types of wildlife response activities that may be provided, such as; initial wildlife assessment, reconnaissance, deterrence, capture, stabilization, and rehabilitation. Any other capabilities and personnel resources shall also be detailed in the application including:

(a)(i) Identification of personnel that hold wildlife rehabilitation permits with oiled wildlife endorsements.

(ii) A copy of the permit shall be submitted with the application, or a statement indicating that the permit will be made available to ecology for review upon request.

(b) Identification of personnel capable of filling the wildlife branch director role or other command post support roles.

(c) Identification of wildlife operations field staff to conduct and manage the various field aspects of a wildlife response including reconnaissance, deterrence, recovery, stabilization, and rehabilitation.

(d) Specific training relevant to key wildlife response roles and capabilities the wildlife contractor may support and a detailed position specific training plan. A combination of training and experience in drills and spills may be used to describe personnel capabilities within response roles.

(6) Once an application is received, ecology will determine whether it is complete. If the application is not complete, the SMT or WRSP shall be notified of deficiencies in writing and given a time period for submitting the required information.

(7) Ecology shall inspect employee training records and conduct a test of the SMT or WRSP call-out procedures.

(8) If the verification is satisfactory and the application is approved, the SMT or WRSP shall receive a letter of approval describing the terms of approval, including expiration dates.

(9) Application approvals will be reviewed by ecology every three years. Applications shall be resubmitted forty-five calendar days in advance of the expiration date.

(10) If the application is not approved, the SMT or WRSP shall receive an explanation of the factors for disapproval and a list of actions to be taken to gain approval.

(11) Approval by ecology does not constitute an express assurance regarding the adequacy of the SMT or WRSP nor constitute a defense to liability imposed under state law.

[Statutory Authority: RCW 88.46.0601, 88.46.060, 88.46.120, 88.46.068, 90.56.2101, 90.56.210, 90.56.240, 90.56.569, 90.56.050, and 90.56.005. WSR 20-01-165 (Order 18-10), § 173-182-840, filed 12/18/19, effective 1/18/20.]