

**AMENDMENT TO H.R. 3619**  
**OFFERED BY MR. INSLEE OF WASHINGTON**

Page 312, after line 22, insert the following new section:

1 **SEC. \_\_\_\_ . OIL TRANSFERS FROM VESSELS.**

2 (a) REGULATIONS.—Within 1 year after the date of  
3 enactment of this Act, the Secretary of the department  
4 in which the Coast Guard is operating shall promulgate  
5 regulations to reduce the risks of oil spills in operations  
6 involving the transfer of oil from or to a tank vessel. The  
7 regulations—

8 (1) shall focus on operations that have the  
9 highest risks of discharge, including operations at  
10 night and in inclement weather;

11 (2) shall consider—

12 (A) requirements for the use of equipment,  
13 such as putting booms in place for transfers,  
14 safety, and environmental impacts;

15 (B) operational procedures such as man-  
16 ning standards, communications protocols, and  
17 restrictions on operations in high-risk areas; or

18 (C) both such requirements and oper-  
19 ational procedures; and

1           (3) shall take into account the safety of per-  
2           sonnel and effectiveness of available procedures and  
3           equipment for preventing or mitigating transfer  
4           spills.

5           (b) APPLICATION WITH STATE LAWS.—The regula-  
6           tions promulgated under subsection (a) do not preclude  
7           the enforcement of any State law or regulation the re-  
8           quirements of which are at least as stringent as require-  
9           ments under the regulations (as determined by the Sec-  
10          retary), that—

11           (1) applies in State waters;

12           (2) does not conflict with, or interfere with the  
13          enforcement of, requirements and operational proce-  
14          dures under the regulations; and

15           (3) has been enacted or promulgated before the  
16          date of enactment of this Act.

