

CALIFORNIA STATE LANDS COMMISSION

100 Howe Avenue, Suite 100-South
Sacramento, CA 95825-8202



Established in 1938

JENNIFER LUCCHESI, Executive Officer

916.574.1800

California Relay Service TDD Phone **800.735.2929**
from Voice Phone **800.735.2922**

Contact Phone: 916.574.0742

Contact Fax: 916.574.1950

December 20, 2019

File Ref: W 9777.234

Dear Shipping Agents and Interested Parties:

Please provide notice and information about the following items to vessels arriving at California ports. This letter addresses:

1) New information

- Changes to the Marine Invasive Species Act effective January 1, 2020

2) Reminder about existing reporting requirements

- Ballast Water Management Report
- Annual Vessel Reporting Form

New Requirements

On October 2, 2019, California Governor Gavin Newsom signed Assembly Bill (AB) 912, which amends the Marine Invasive Species Act. The details of the changes are described in a letter that was issued on October 8, 2019. This letter is available at <https://www.slc.ca.gov/marine-invasive-species-program/amendments-to-the-marine-invasive-species-act-ab-912/>. The full text of the law is available at http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201920200AB912.

The changes to the Marine Invasive Species Act are effective January 1, 2020, effecting actions that responsible parties must take to comply with California's requirements for ballast water management, access to vessels, and recordkeeping. Beginning on January 1, 2020, the following apply:

- The definition of the Pacific Coast Region is changed to "all coastal waters on the Pacific Coast of North America east of 154 degrees W longitude and north of 20 degrees N latitude, inclusive of the Gulf of California." (See attached Pacific Coast Region Maps.)
- The Commission is authorized to access vessels to sample ballast water and biofouling for research purposes.
- A master, operator, or person in charge of a vessel who applies the safety/weather exemption from ballast water management requirements must do all of the following:

- Document the reason in the Ballast Water Log
- Notify the Commission at the earliest practicable time
- Make the information in the Ballast Water Log available to Commission staff upon request
- The California interim and final ballast water discharge performance standards are delayed until January 1, 2030, and January 1, 2040, respectively.

REMINDER ABOUT EXISTING REPORTING REQUIREMENTS

Ballast Water Management Report

All vessels that arrive at California ports must submit the **BALLAST WATER MANAGEMENT REPORT** 24 hours prior to arrival at each port call in California. If a vessel's voyage is less than 24 hours, then the report shall be submitted upon departure from the last port of call prior to arrival.

Annual Vessel Reporting Form

All vessels that arrive at California ports must submit the *Marine Invasive Species Program Annual Vessel Reporting Form* once annually at least 24 hours in advance of the first arrival of each calendar year.

To ensure compliance with reporting requirements under the Marine Invasive Species Act (Public Resources Code section 71200 et seq.), please:

- Supply vessel masters, owners, operators, or persons in charge with required reporting forms
- Inform vessel masters, owners, operators, or persons in charge of the submission requirements
- Encourage timely submission of all required forms
- Remind clients that failure to comply with form submission requirements may result in an administrative civil penalty applicable to the master, owner, operator, agent, or person in charge of a vessel

Please send all completed reports to:

Online: <https://misp.io>

Email: bwform@slc.ca.gov

FAX: 562.499.6444

For more information about the California State Lands Commission's regulations or for copies of required reporting forms, please visit the Marine Invasive Species Program website: <http://www.slc.ca.gov/Programs/MISP.html>.

December 20, 2019

Page 3 of 3

Thank you for your attention to this matter. Please contact me with any questions at nicole.dobroski@slc.ca.gov or 916.574.0742.

Sincerely,

A handwritten signature in black ink that reads "Nicole Dobroski". The signature is written in a cursive style with a small dot above the 'i' in "Nicole".

Nicole Dobroski
Assistant Chief,
Marine Environmental Protection Division

Attachment links:

Pacific Coast Region Map:

<https://slcprdwordpressstorage.blob.core.windows.net/wordpressdata/2019/12/PacificCoastRegionMaps.pdf>

Southern portion Pacific Coast Region Map:

<https://slcprdwordpressstorage.blob.core.windows.net/wordpressdata/2019/12/SouthernPortionPacificCoastRegionMap.pdf>