

Welcome to the ADV Workgroup Meeting #8

January 9, 2024

AGENDA

- 1:00 - Welcome and introductions
- 1:05 - ADV program update
- 1:10 - Presentation: Proposed ADV Program Framework
- 1:30 - ADV Workgroup Discussion
- 2:00 – Break
- 2:05 – ADV Workgroup Discussion (continued)
- 2:45 - Community Input
- 2:55 - Next Steps & Adjourn @ 3 p.m.



Oregon's Abandoned and Derelict Vessel Workgroup

LEARN MORE

<https://www.oregon.gov/dsl/WW/Pages/ADVAC.aspx>

CONTACT US

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ADV Workgroup Member Participation



Use the "Raise Hand" feature to speak:

- To raise your hand, click the reactions near the bottom of your screen and click "raise hand" or by pressing star 9 if you are on the phone.
- You will be called in the order in which hands are raised.
- Please keep your mic muted unless it is your turn to speak.

When it's your turn to speak:

- When your turn is coming up, the moderator will call on you to begin speaking.
- We ask that all participants be respectful of each other and agency representatives.

Community Involvement



ADV Workgroup meetings are open to community members to attend and stay connected to the discussion.

- ADV Workgroup meetings include limited time on the agenda for input from community members.
- Current meeting information and materials will be posted on the DSL website. Meetings will be noticed one week in advance, and recordings will be made available.
- In early 2024, DSL will open a comment period on the proposed ADV program framework, prior to bringing these efforts before the Land Board for a decision.

ADV Workgroup Schedule and Updates



Anticipated schedule of meetings:

- Meeting 9: January 23, 2024 (online) – Role of the Workgroup Going Forward
- Meeting 10: March 19, 2024 – Legislative Concept Development
- Meeting 11: April 16, 2024 – Next Steps

Meetings will be noticed one week in advance, and recordings will be made available.

Proposed ADV Program Framework

Program Areas

- Permanent funding sources and mechanisms
- Abandoned and Derelict Fund Use
- Reporting/Mapping/Classifying
- Technical Assistance
- Prevention
- Disposal
- Process/Procedure Improvement
- Outreach and Education
- Other Functions



Photo Courtesy of: Dorothy Diehl,
Department of State Lands

Permanent Funding Sources and Mechanisms

DSL will examine the viability of collecting revenue through established mechanisms including:

- Recreational boat registrations
- DSL leases and waterway authorizations

DSL will examine the viability of collecting revenue through new, untested mechanisms including:

- Commercial boat registration or permits

DSL will also seek out and pursue ancillary funding from sources such as the NOAA Marine Debris Program for special projects and initiatives that aren't supported by a permanent funding stream.

For the ongoing stability of the program and ultimate success in achieving its goals, a dedicated and permanent funding stream must be secured. Reliance on federal dollars, one-time allocations, or other uncertain sources alone will hinder the State's ability to comprehensively deal with the past, present, and future problem of ADVs.



Abandoned and Derelict Fund Use

DSL currently has the capacity to procure contracted services for all vessel removal/disposal functions that may be required, including towing, salvage diving, overland transport, dismantling, storage, and environmental impact mitigation.

DSL currently has the capacity to oversee contracted services to ensure contract terms and deliverables are being met.

DSL must have the staff capacity and tools needed to lead multi-jurisdictional vessel removal efforts when a vessel is identified that becomes a high priority for the State.



Abandoned and Derelict Fund Use

DSL will identify mechanisms to allow funds from the ADV account in the Treasury to be used by other entities, which may include:

- Grants for pre-approved anticipated expenses
- Reimbursement for pre-approved anticipated expenses
- Reimbursement for emergency expenses

Non-DSL entities in the position of responding to ADVs need low-barrier mechanisms for receiving financial support from the Abandoned and Derelict Vessel Fund for approved expenses related to ADV response.



Abandoned and Derelict Fund Use

DSL will explore how the lessons learned by the organizers of two recent vessel turn-in programs could be applied state-wide.

- One of those programs was the 2023 Metro Boat Turn-in Program in which Metro partnered with the Multnomah County Sheriff's Office and the Oregon State Marine Board to accept boats surrendered by private owners
- Another is the 2020 Abandoned Vessel Removal Assistance Program in which the Oregon State Marine Board used NOAA Marine Debris Program grant funds to accept abandoned boats from operators of certified "Clean Marina" moorage facilities

Affordable responsible options for disposal of end-of-life boats are limited, leading to these vessels becoming a problem for the state, the environment, and other entities.



Reporting/Mapping/Classifying

DSL will establish a central repository for ADV reports and mechanism for receiving those from partner jurisdictions and the public

DSL will explore options for displaying ADV reports and responses on an interactive web map

- Washington's ADV reporting structure may serve as a helpful model for the Department to collect information
- The State of Florida provides an example of how staff-generated information may be displayed to meet the needs of the public.

DSL will develop criteria for classifying ADVs to aid decision-making

Oregonians want to participate in the reporting of and prioritization of ADVs and vessels of concern, and strongly desire a visual representation of known ADVs.



Photo Courtesy of: Jacob Taylor,
Department of State Lands

Technical Assistance

DSL will consult with relevant subject matter experts to ensure that information relayed to seekers is accurate and beneficial

DSL will explore ways to connect those seeking information about handling ADVs or unwanted boats to that information, whether it is available internally or if external expertise is advised

Reliable guidance, training, and technical assistance regarding response to an ADV situation is not readily available, especially from a single source.



Photo Courtesy of: Dorothy Diehl,
Department of State Lands

Prevention

DSL will research how insurance and bonding requirements could be employed to prevent vessels from becoming ADVs that become the financial responsibility of non-owning parties

DSL will evaluate opportunities for increased prevention in leaseholds and waterway authorizations

DSL will explore mechanisms, likely through legislative concepts, that more clearly/effectively hold parties responsible for ADVs liable for clean-up costs, including secondary liability for those selling at-risk boats and clarification regarding “titled owners” vs “responsible parties”

Progress is needed in preventing vessels from becoming a burden, and potentially an obligation to, the state and those with responsibilities on the water.



Disposal

DSL will consult with DEQ and other regulators to communicate about reported barriers and explore possibilities for standardizing regulations around vessel dismantling and disposal

Regulations around vessel dismantling and disposal are difficult for some that conduct the work to navigate and comply with efficiently.



Process/Procedure Improvement

DSL will explore legislative concepts relating to waterway waste that will account for ADVs that no longer meet the definition of boat and do not warrant the seizure and storage procedures as currently written

The ADV landscape in Oregon has evolved since current statutes regarding them were adopted; responders need opportunities to dispose of waterway waste in practical and efficient ways



Photo Courtesy of: Jacob Taylor,
Department of State Lands

Outreach and Education

DSL will utilize current best practices for identifying affected parties and sharing information effectively, recognizing that Oregonians are diverse in numerous ways

DSL will strive to employ a variety of channels for providing information, which will include proactive and interactive engagement as well as readily accessible online resources to accommodate different needs and preferences

Oregonians need information about the ADV program that is up-to-date, accessible, and transparent. When programs and resources are available (such as turn-in programs or grants), outreach must be strategic to ensure that resources are offered and dedicated equitably

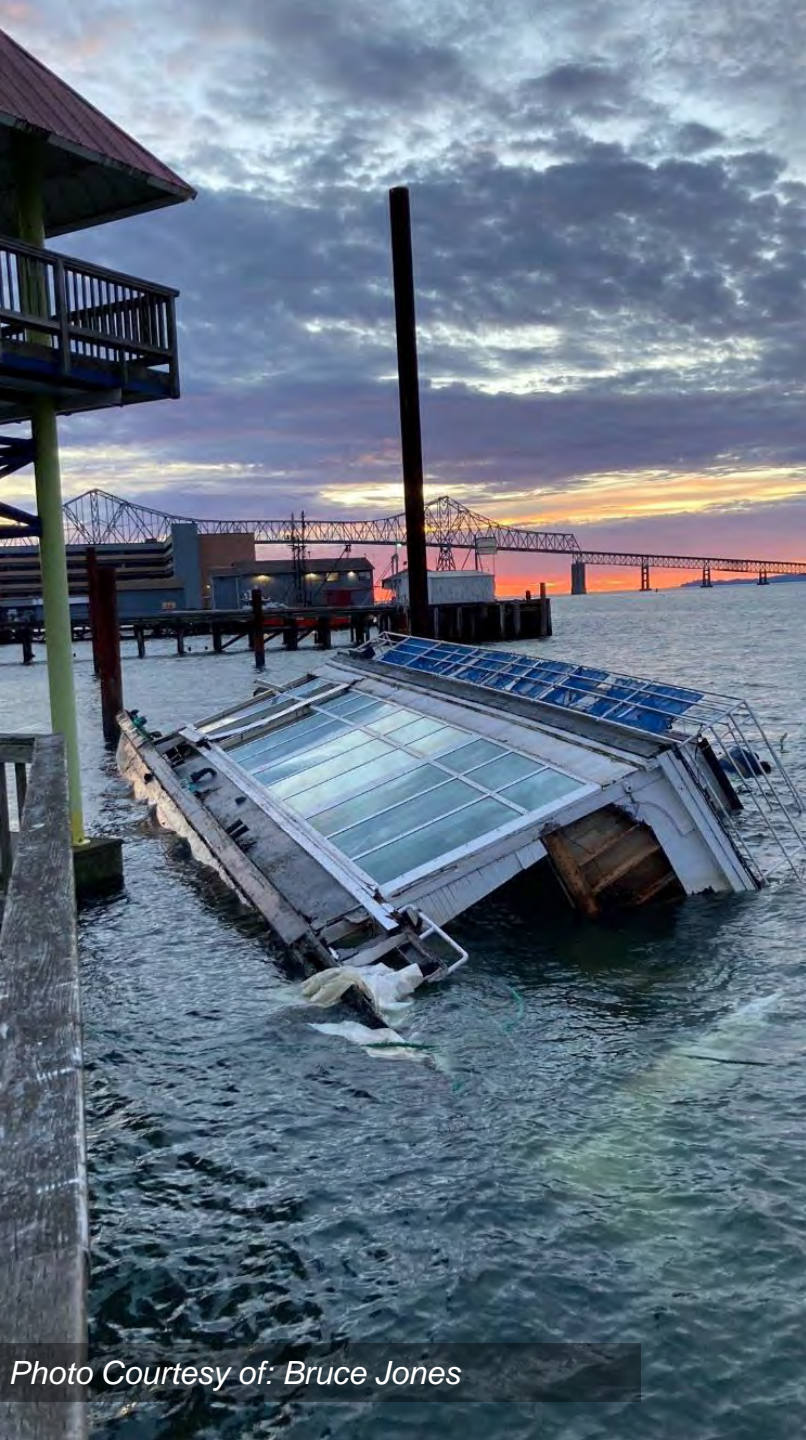


Photo Courtesy of: Bruce Jones

Other Functions

DSL will initiate ongoing communication with entities whose product, resources, or regulations intersect with ADV response (areas such as vessel documentation and title/registration records, salvage, disposal, and environmental regulations) in an effort to promote the availability of clear and readily accessible information

DSL will utilize the legal tools at its disposal when dealing with noncompliance with pertinent laws, including liens, civil penalties, and restitution measures

DSL will look at ways to ensure self-reliance when accessing sites and carrying out administrative tasks, potentially including expanded field capacity or equipment

What does the workgroup envision for future involvement past April 2024?



*Photo Courtesy of: Cait McCusker,
Department of State Lands*

Give Community Input Today



Use the "Raise Hand" feature to provide community input. Time is limited and we may not be able to hear from all of you today.

- To raise your hand, click the reactions near the bottom of your screen and click "raise hand" or by pressing star 9 if you are on the phone.
- You will be called in the order in which hands are raised.
- Please keep your mic muted unless it is your turn to speak.

When it's your turn to speak:

- When your turn is coming up, the moderator will call on you to begin speaking.
- Please say your name, where you're from, and any organization you're representing.
- Please keep your remarks to two minutes and be respectful of each other and agency representatives. We will help track your time.



Thank You!

Contact us or learn more:

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www.oregon.gov/dsl/WW/Pages/ADVAC