

MDEStat Meeting

July 21, 2008



Definition

A violator is in **Significant Non-Compliance (SNC)** if the violation(s) meets any of the following criteria:

- exceeds SNC thresholds established by a corresponding federal program;
- has caused actual, or has the potential to cause adverse impact to public health or the environment;
- represents willful, chronic or recalcitrant behavior;
- substantially deviates from the terms of a permit, order, settlement agreement, or from statutory or regulatory requirements; or
- is not corrected within 60 days following the issuance of a Notice of Violation, Site Complaint or Inspection Report by the Department.

Table 2: Asbestos FY07 and FY08 Compliance Data

	FY05	FY06	FY07	FY08		
				Q1	Q2	Q3
Number of of asbestos project notifications received	3,273	3,201	3,227	812	816	744
Number of sites inspected	961	922	814	260	131	136
Coverage rate	29%	29%	25%	32%	16%	18%
Number of sites inspected with significant violations	4	3	5	0	0	0
Number of enforcement actions excluding compliance assistance	6	8	3	0	2	2
Amount of penalties obtained as reported for ECR	\$75,000	\$15,000	\$750	\$2,250*	\$2,250*	\$2,250*
Penalties reported in Clean Air Fund annual report	\$80,850	\$33,000	(\$17,250)	NA	NA	NA

*These three penalty amounts of \$2,250 reflect a single penalty that had monthly payments of \$750.

Table 2: ARMA SOP Implementation, October 1, 2007 to March 30, 2008

	high-impact facilities	low-impact facilities
Number of facilities with significant violations	5	11
Of the number above, number of facilities for which the case was referred to the OAG within 90 days of the violation	3	7

Note: Complaint and asbestos inspections found no significant violations in these two quarters.

Table 3: Title V Permitting Summary

	as of 7/14/08
facilities needing Title V permit but not having one	10 (3 of the initial grouping and 7 after the initial grouping)
number of applications pending for new Title V permits	10
number of applications pending for new Title V permits that were received prior to 7/14/05*	1
facilities with expired Title V permits	10
number of renewal applications pending for Title V permits	20
number of Title V renewal applications pending for Title V permits that were received prior to 1/14/07*	4
facilities with permits within six months of expiration that have not submitted a renewal application	0

* Standard turnaround time for new Title V permits is three years; the standard for renewals is 18 months.

Table 4: ARMA Vacancy Summary as of 7/18/08

	12/3/07	1/8/08	2/21/08	4/8/08	5/8/08	6/13/08	7/18/08
Total positions vacant	13	19	16	19	18	17	28
Vacancies with exceptions approved by DBM	7	4	2	5	6	6	4
Positions vacant more than 4 months	10	11	9	11	15	14	14
Positions vacant more than 6 months	6	9	7	9	9	11	13

ATTACHMENT A

Table 5: ARMA VACANCIES as of 7/17/08

PIN	Program/ Division	Vacancy Date	Class/ Grade	Except- ions to OB	Excep. To DBM	Excep. Apprvd by DBM	MS 22 to OHR	MS 22 Apprvd by OHR	Interv. Quests to OHR	Interview Questions Recvd & Approved by OFP	Announ- cement Posted/ Closed	Notes
018492	Planning/ RGGI	04/18/07	Administrator III/18 (Class was changed)	01/08/08	PRF?		09/26/07 resub. 12/07/07	5/2/08	??			****Pilot study has been re-opened on 3/25/08 (Class Unit has 45 day turnaround), Several mtgs held, no final resolution Code 17, 10
C7030	Planning/ SIP	05/16/07	Nat. Res. Plnr. (previous class PHE I)/13	09/11/07	09/25/07	2/19/08	09/26/07	10/10/07	01/15/08	R1/17/08 A1/17/08	P 5/12/08 C 6/13/08	6, 9 Interviews completed 7/10/08
C7041	Planning/ Admin. Serv.	06/12/07	Administrative Aide/11	01/07/08	PRF?		01/08/08	3/7/08	3/28/08	R 4/3/08 A 4/3/08		10, 12, 14
C7042	Mobile/ Admin. Serv.	06/12/07	Office Secretary II/9	09/26/07	PFR?		08/24/07	08/28/07	10/10/07	R 10/12/07 A 10/12/07		10, 12, 14
018370	Planning/ Spec. Prog.	07/15/07	Natural Resource Planner IV/17 (Class was changed)	09/26/07	PRF?		09/26/07 resub. 12/11/07	5/2/08	??			****Pilot study has been re-opened on 3/25/08 (Class Unit has 45 day turnaround) Several mtgs held, no final resolution Code 17, 10
074063	Planning SIP	07/15/07	PH Engineer IV/18	09/26/07	7/9/08		09/26/07	10/01/07	02/1/08	R02/1/08 A02/1/08		10, 12, 14
063992	Compliance/ Field Serv.	09/30/07	Sanitarian II Registered/12	10/25/07	5/28/08		1/22/08	02/08/08	2/10/08	R 2/12/08 A 2/12/08		10, 12, 14

Vacancy Key Codes:

Yellow highlighting: date seems late or item seems overdue.

EDC: Estimated Date of Completion DNR: Did not Record P: Posted C: Closed

R: Received A: Approved

Codes: 1-Budget/funding holds, 2-Admin. has not responded to Notice of Vacancy letter sent by HRC within 10 working days, 3-Testing or developing test for position specific requirements, 4-Testing or developing test to produce new eligibility list, 5-Position was advertised, but received no qualified applicants, 6-Insufficient applicant continue recruitment, 7-Selection made, 8-Appointment pending, 9-Applicant declined position, 10-Office of Budget did not submit hiring exception to DBM within 15 days of receipt, 11-DBM did not approve hiring exception within 30 days of receipt, 12-Admin. did not submit MS-22 within 30 days of vacancy, 13-Admin. did not submit hiring exception within 30 days of vacancy, 14-Admin did not submit interview questions within 30 days of vacancy, 15-OHR did not approve MS-22 within 45 days of receipt, 16-OFP did not approve interview questions within 10 days of receipt, 17-Hold pending organizational decisions, 18 key codes don't apply, 19 in process of interviewing, 20 Position Review Form (PRF)