



MISSOURI
DEPARTMENT OF
NATURAL RESOURCES

Compliance Assistance

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Enforcement Chief

Consists of:

- Remote or onsite assistance
- Explain regulatory requirements, permits, registrations, etc.
- Assist in identifying issues or potential issues
- Explain options to achieve compliance
- Provide training and technical expertise
- Provide recommendations

Compliance Assistance Visits

- Entity-requested (voluntary)
- Provide review of specific topics or overview
- Provide improved understanding of requirements, permits, registrations, etc.
- Identification of issues or potential issues
- Recommendations only

Caveat: if issue causing serious and significant threat to human health or environment is found an inspection will be performed.

Routine Compliance Assistance

- Inspector Provided
 - Hands-on assessment and recommendations
- Water Specialist Provided
 - Classroom instruction, hands-on assessment and recommendations
- May be provided separately or incorporated into other compliance and enforcement actions by phone, during meetings, inspections, investigations, etc.

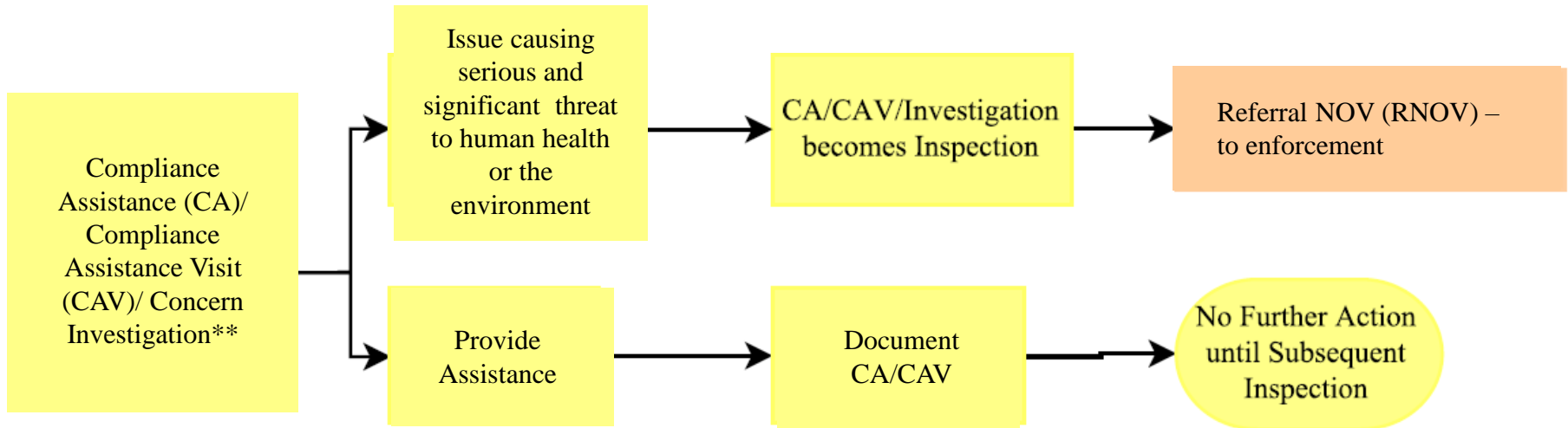
Compliance Assistance Initiative

- Piloted in the Southeast Regional Office
- Written offers for assistance vs. in-person visits

Compliance Assistance Initiative

- [Video Here](#)

Work Flow



** Refers to a concern investigation where investigated party has no issues or previous concerns reported for 5 years.

Find and Fix

- If issues are resolved on site → inspection report with **NO RESPONSE REQUIRED**
- DNR documents the issue for future follow-up as needed, but considers the issue resolved.
- If issues are resolved and reported (with documentation) after the inspection, but prior to issuance of the inspection report → same result

Schedules of Compliance

- If issues cannot be resolved prior to issuance of an inspection report
- Response and correction of issues is required
- Schedule may be negotiated for resolution of issues

Prior to Referral

- Prior to referring an entity, DNR will work to communicate with an entity's decision makers:
 - To ensure decision makers are aware of issues and requirements
 - To ensure all options for compliance are clear

Coming soon...

- Compliance Assistance Program –
Centered in Jefferson City
 - Provide local assistance and technical expertise to central Missouri counties
 - Coordination center for policy, local permitting activities, and operation of field activities
 - Take stakeholder needs/concerns from the field to DEQ decision makers

Enforcement & Assistance

- Requires an entity to achieve compliance and potentially pay penalties and other fees, including cost recovery, as appropriate.
- Begins with a Referral Notice of Violation (RNOV) to the enforcement section and covers all violations that have not been addressed by a regulated entity.
- Assistance performed by enforcement section to assist regulated entities in achieving compliance in cases referred to enforcement.

Assistance to POTW's

- Pretreatment Implementation Training
 - How Streamlining Changed the Pretreatment Program
 - What are Pretreatment Standards
 - Writing Effective Pretreatments Permits
 - Conducting Industrial Inspections
 - Enforcing Pretreatment Standards
 - The E-reporting Rule and Your Program
 - Modifications to Pretreatment Programs
 - Developing Local Limits

Significant NonCompliance Rates

- In EPA's FY 2018-2022 Strategic Plan EPA identified a new priority to decrease Significant NonCompliance Rates by 50% by end of 2022.
- Universe of Permits are individually permitted facilities, both major and minor.
- National compliance rate is 74% - National goal for end of 2022 is 86%
- Missouri's compliance rate for 2017 was 72%

What is Significant Noncompliance

- Failure to submit complete, required report within 30 days after date established in permit, administrative or judicial order, or regulation.
- Failure to start/complete construction, or achieve compliance within 90 days after date established in permit, administrative or judicial order, or regulation.
- Violation of any requirement or condition in permits, or administrative or judicial order.

What is Significant Noncompliance

- Violations of applicable effluent limits established in permit. 40 CFR 123.45 appendix A

Effluent exceeds monthly average limit any four months in six-month period.

Effluent exceeds monthly average limit by 1.4 for Group I Pollutants or 1.2 for Group II Pollutants two months in six-month period.

What is Significant Noncompliance

- Violations of narrative permit requirements or requirements to implement best management practices that caused water quality impacts, such as fish kill, oil sheens, beach closings, restrictions on designated uses, unauthorized bypass or pass through.



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Thank you!

Questions?