

**Title 33
ENVIRONMENTAL QUALITY**

**Part I. Office of the Secretary
Subpart 1. Departmental Administrative Procedures**

Chapter 8. Expedited Penalty Agreement

§807. Types of Violations and Expedited Penalty Amounts

A. The types of violations listed in the following tables may qualify for coverage under this Chapter; however, any violation listed below, which is identified in an expedited penalty agreement, must also meet the conditions set forth in LAC 33:I.805.E.

EXPEDITED PENALTIES			
ALL MEDIA			
Violation	Citation	Amount	Frequency
* * *			
[See Prior Text]			

EXPEDITED PENALTIES			
AIR QUALITY			
Violation	Citation	Amount	Frequency
* * *			
[See Prior Text]			

EXPEDITED PENALTIES			
AIR QUALITY—Asbestos			
Violation	Citation	Amount	Frequency
<u>Failure to teach courses meeting the minimum criteria and length of training specified, including hands-on training specific to the discipline taught.</u>	<u>LAC 33:III.2799.C and F.5.i</u>	<u>\$200</u>	<u>Per occurrence</u>
<u>Failure to renew training provider or trainer recognition prior to teaching a class.</u>	<u>LAC 33:III.2799.F</u>	<u>\$200-Training Provider</u> <u>\$100-Trainer</u>	<u>Per occurrence</u>

Failure to submit any applicable course notification in writing prior to class commencement, including changes in instructors, location, or time, or course cancellation.	LAC 33:III.2799.F.5.c.i-ii and e	\$150	Per occurrence
Failure to timely submit a complete class roster of trainees.	LAC 33:III.2799.F.5.d	\$100	Per occurrence
Failure to thoroughly inspect the affected facility or part of the facility where a demolition or renovation operation will occur for the presence of asbestos, including Category I and Category II nonfriable ACM, prior to the commencement of the demolition or renovation.	LAC 33:III.5151.F.1	\$500	Per occurrence
Failure to provide a typed notice of intention to demolish or renovate, using the latest version of Form AAC-2, Notification of Demolition and Renovation.	LAC 33:III.5151.F.2.a	\$200	Per occurrence
Failure to provide notice of a new start date to the DEQ regional office if an asbestos renovation or demolition operation will begin on a date other than the one contained in the original notice.	LAC 33:III.5151.F.2.c.iv	\$100	Per occurrence
Failure to submit a typed notification as specified in LAC 33:III.5151.F.2.d and e within five working days after an emergency asbestos notification has been made by phone.	LAC 33:III.5151.F.2.f.ii	\$200	Per occurrence
Acceptance of an invalid Asbestos Disposal Verification Form (ADVF) by a waste transporter or disposal site owner or operator.	LAC 33:III.5151.F.2.g.vii	\$200	Per occurrence

<u>EXPEDITED PENALTIES</u>
<u>AIR QUALITY—Lead</u>

<u>Violation</u>	<u>Citation</u>	<u>Amount</u>	<u>Frequency</u>
<u>Failure by a training provider to receive recognition prior to offering or claiming to provide, or providing, lead training courses for accreditation purposes.</u>	<u>LAC 33:III.2805.A and B.14</u>	<u>\$200</u>	<u>Per occurrence</u>
<u>Failure by a training provider to employ qualified principal instructors; in particular, allowing trainers to teach courses without current accreditation in the disciplines they teach.</u>	<u>LAC 33:III.2805.B.2.c</u>	<u>\$100</u>	<u>Per occurrence</u>
<u>Failure to teach courses meeting the minimum criteria and length of training specified, including required hands-on training.</u>	<u>LAC 33:III.2805.B.6 and 14.b</u>	<u>\$200</u>	<u>Per occurrence</u>
<u>Failure to timely submit a complete class roster of trainees within 10 days of course completion.</u>	<u>LAC 33:III.2805.B.9</u>	<u>\$100</u>	<u>Per occurrence</u>
<u>Failure to submit any applicable course notification in writing prior to class commencement, including changes in instructors, location, or time, or course cancellation.</u>	<u>LAC 33:III.2805.E</u>	<u>\$100</u>	<u>Per occurrence</u>

EXPEDITED PENALTIES			
AIR QUALITY—Stage II Vapor Recovery			
Violation	Citation	Amount	Frequency
* * *			
[See Prior Text]			

EXPEDITED PENALTIES			
HAZARDOUS WASTE—Used Oil			
Violation	Citation	Amount	Frequency
* * *			
[See Prior Text]			

EXPEDITED PENALTIES			
SOLID WASTE			
Violation	Citation	Amount	Frequency
* * *			
[See Prior Text]			

EXPEDITED PENALTIES			
SOLID WASTE—Waste Tires			
Violation	Citation	Amount	Frequency
* * *			
[See Prior Text]			

EXPEDITED PENALTIES			
WATER QUALITY			
Violation	Citation	Amount	Frequency
* * *			
[See Prior Text]			

EXPEDITED PENALTIES			
UNDERGROUND STORAGE TANKS			
Violation	Citation	Amount	Frequency
* * *			
[See Prior Text]			

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2001 et seq., and in particular R.S. 30:2025(D).

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of the Secretary, Legal Affairs Division, LR 32:2243 (December 2006), amended LR 34:1393 (July 2008), LR 35:**.