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U.S. Environmental Protection Agency

Administrator's Management Accountability System

Second Quarter FY 1983 Report

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*Office of Management Systems
and Evaluation
March 31, 1983*

U. S. ENVIRONMENTAL PROTECTION AGENCY

Administrator's Management
Accountability System

Second Quarter FY 1983 Report

PREFACE

This is the second quarter FY 1983 report of EPA's Management Accountability System. It reports performance during the previous quarter on specific program objectives and individual management commitments in support of the Agency's major goals. The report is published each quarter by the Office of Management Systems and Evaluation (OMSE) using information provided by Headquarters and Regional Offices. During the second quarter, we revised the procedures for reporting Regional information in response to suggestions from both the Headquarters and the Regional Offices. Under the revised procedures Regional program performance is reported primarily by the National Program offices in Headquarters, with subsequent confirmation by the Regional Administrator.

We gratefully acknowledge the continuing assistance and cooperation of the many people in Headquarters program offices and in the Regions who have made the timely production of this report possible. We invite continuing examination of this report and the goals, objectives, commitments and measures contained in the Management Accountability System. We would appreciate any suggestions you have for improving the System, and invite you to contact either Lew Crampton or Cindy Kelly with your ideas.

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OFFICE OF AIR, NOISE AND RADIATION

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DEVELOPING AND REVIEWING CRITICAL REGULATIONS

REDUCING THE BACKLOG OF NEW SOURCE PERFORMANCE STANDARDS (NSPS)

- o SIGNIFICANT PROGRESS WAS MADE DURING THE SECOND QUARTER TO IMPROVE MANAGEMENT OF THE NSPS DEVELOPMENT PROCESS:
 - A COMPREHENSIVE REVIEW OF THE SCHEDULE AND RESOURCES NEEDED TO COMPLETE NSPS FOR THE PRIORITY SOURCE CATEGORIES WAS COMPLETED.
 - MANAGEMENT REFORMS AIMED AT EXPEDITING THE REVIEW PROCESS DURING NSPS DEVELOPMENT WERE IMPLEMENTED.
- o A NEW MULTI-YEAR SCHEDULE HAS BEEN DEVELOPED THAT WILL MEET STATUTORY REQUIREMENTS AS QUICKLY AS POSSIBLE:
 - DURING FY 83, 16 PROMULGATIONS (9 ARE PRIORITY LIST NSPS) AND 21 PROPOSALS ARE SCHEDULED.
 - AT MID-YEAR, 10 PROMULGATIONS (4 ARE PRIORITY LIST NSPS) AND 6 PROPOSALS HAVE BEEN MADE.
- o AGENCY RED BORDER AND OMB REVIEWS CONTINUE TO CAUSE LENGTHY DELAYS:
 - RED BORDER REVIEW AVERAGES ONE-TO-TWO MONTHS LONGER THAN ALLOWED.
 - OMB HAS HELD TWO NSPS PACKAGES OVER ONE YEAR WITHOUT PROVIDING FORMAL NONCONCURRENCE MEMOS.

DEVELOPING AND REVIEWING CRITICAL REGULATIONS

PLANNED NSPS MULTI-YEAR PROGRAM

PROMULGATIONS	THROUGH FY 82	FISCAL YEAR					
		83	84	85	86	87	88
I. PRIORITY LIST (36)	7	9	12	7	1	0	0
II. OTHER NSPS (36)	<u>3</u>	<u>7</u>	<u>9</u>	<u>-</u>	<u>4</u>	<u>5</u>	<u>8</u>
TOTAL	10	16	21	7	5	5	8
CUMULATIVE	10	26	47	54	59	64	72
% OF PRIORITY LIST		44	78	97	100	-	-
% OF TOTAL		36	65	75	82	89	100

FY 1983 NSPS DEVELOPMENT SCHEDULE

MILESTONE	QUARTER			
	1	2	3	4
PROPOSALS	(2)	(4)	12	3
PROMULGATIONS	(5)	(5)	5	1

(x) = ACTUAL NUMBERS

DEVELOPING AND REVIEWING CRITICAL REGULATIONS

OANR SCHEDULE FOR FY 83 PROPOSAL AND PROMULGATION

STANDARD	PROPOSAL F.R. DATE	PROMULGATION F.R. DATE	STATUS*
NATIONAL AMBIENT AIR QUALITY STANDARDS			
CARBON MONOXIDE	--	4/83	OFF SCHEDULE 4 MONTHS; DATA PROBLEMS
PARTICULATE MATTER	3/83	3/84	OFF SCHEDULE 3 MONTHS; OANR INTERNAL DELAY
NITROGEN DIOXIDE	5/83	5/84	OFF SCHEDULE 4 MONTHS; OANR INTERNAL DELAY
SULFUR DIOXIDE	9/83	9/84	OFF SCHEDULE 8 MONTHS; CASAC CLOSURE DELAY
NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS			
COKE OVEN (BENZENE)	7/83	--	OFF SCHEDULE 1 MONTH; OANR INTERNAL DELAY
ASBESTOS REVISION	5/83	--	OFF SCHEDULE 1 MONTH; RED BORDER DELAY
BENZENE FUGITIVE	--	7/83	OFF SCHEDULE 1 MONTH; OANR INTERNAL DELAY
MALEIC ANHYDRIDE (BENZENE)	--	7/83	OFF SCHEDULE 1 MONTH; OANR INTERNAL DELAY
ETHYBENZENE STYRENE	--	7/83	OFF SCHEDULE 1 MONTH; OANR INTERNAL DELAY
BENZENE STORAGE	--	7/83	OFF SCHEDULE 1 MONTH; OANR INTERNAL DELAY

*BASED ON INTERIM MILESTONES

DEVELOPING AND REVIEWING CRITICAL REGULATIONS

OANR SCHEDULE FOR FY 83 PROPOSAL AND PROMULGATION (CONTINUED)

STANDARD	PROPOSAL F.R. DATE	PROMULGATION F.R. DATE	STATUS*
RADIATION REGULATIONS			
INACTIVE URANIUM MILL TAILINGS SITES	--	11/82	<u>COMPLETED</u>
RADIONUCLIDES NESHAP	3/83	10/83	<u>ON SCHEDULE</u>
DISPOSAL OF HIGH LEVEL RADIOACTIVE WASTE	12/82	12/83	<u>ON SCHEDULE;</u> <u>PUBLIC COMMENTS</u>
ACTIVE URANIUM MILL TAILINGS SITES	1/83	9/83	<u>OFF SCHEDULE 3 MONTHS;</u> <u>RED BORDER/OMB DELAY</u>
MOBILE SOURCES REGULATIONS			
HD-HC/CO POSTPONEMENT	--	1/83	<u>COMPLETED</u>
HD-HC/CO REVISION	--	9/83	<u>ON SCHEDULE</u>
LD DIESEL AVERAGING	--	12/82	<u>OFF SCHEDULE 5 MONTHS;</u> <u>OANR INTERNAL DELAY</u>
LD DIESEL POSTPONEMENT	12/82	10/83	<u>ON SCHEDULE</u>
LEAD PHASEDOWN	--	11/82	<u>COMPLETED</u>

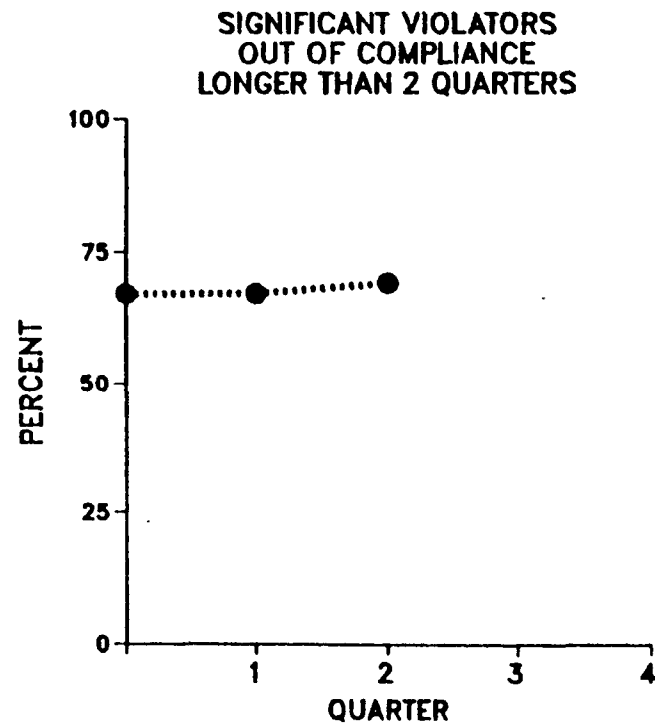
*BASED ON INTERIM MILESTONES

AIR ENFORCEMENT

- DURING THE SECOND QUARTER THE NUMBER OF SIGNIFICANT VIOLATORS INCREASED, DUE IN PART TO PASSAGE OF THE DECEMBER 31, 1982 COMPLIANCE DEADLINES FOR MANY VOC SOURCES:
 - SIGNIFICANT VIOLATORS INCREASED FROM 303 AT THE BEGINNING OF THE QUARTER TO 330 AT THE END OF THE QUARTER.
 - 77 NEW SIGNIFICANT VIOLATORS IDENTIFIED.
 - 50 SIGNIFICANT VIOLATORS RETURNED TO COMPLIANCE.
- THE OVERALL COMPLIANCE RATE FOR MAJOR SOURCES REMAINS AT 95% FOR THE SECOND QUARTER.
- COMBINED EPA/STATE INSPECTION STATISTICS IMPROVED THIS QUARTER AS DATA ENTRY PROBLEMS IN THE REGIONS ARE BEING CORRECTED:
 - 67% OF A1 SOURCES DUE INSPECTION WERE INSPECTED.
 - 74% OF A2 SOURCES DUE INSPECTION WERE INSPECTED.
- SERIOUS PROBLEMS WITH INSPECTION FREQUENCY HAVE BEEN IDENTIFIED IN FOUR REGIONS (V, VII, X, AND POSSIBLY I). HEADQUARTERS IS WORKING WITH THE REGIONAL OFFICES TO DEVELOP SOLUTIONS TO THESE PROBLEMS.

PROGRESS IN RETURNING AIR VIOLATORS TO COMPLIANCE

As Of March 31, 1983



PENDING ACTION: 303 330

MAJOR SOURCE COMPLIANCE RATE

COMPLIANCE
95.0%

5.0%

INSPECTION RATE: 70%
OF SOURCES DUE INSPECTION

OMSE 4/83

MEETING PROGRAM COMMITMENTS

AIR TOXICS STRATEGY

- A DRAFT DOCUMENT, "PROPOSED PROCESS FOR CONTROL AND EVALUATION OF TOXIC AIR POLLUTANTS," HAS BEEN DISTRIBUTED AS SCHEDULED FOR EXTERNAL REVIEW.
- THE FINAL REPORT WILL BE SUBMITTED TO THE ADMINISTRATOR IN THE FOURTH QUARTER.

ENVIRONMENTAL RESULTS INDICATORS

- A CONTRACT WAS AWARDED AS SCHEDULED TO STUDY THE FEASIBILITY OF REPORTING ADDITIONAL INDICATORS. A REPORT WILL BE SUBMITTED BY THE END OF THE FISCAL YEAR WITH ADDITIONAL INDICATORS TO BE TRACKED.
- A REPORT OF THE NUMBER OF NONATTAINMENT AREAS WILL BE INCLUDED AT THE END OF THE FOURTH QUARTER.

MEETING PROGRAM COMMITMENTS

SPECIAL ACTION SIPs

PROGRESS ON LEAD SIPs

- SCHEDULES FOR COMPLETING LEAD SIPs WERE NOT NEGOTIATED AS PLANNED. ALTHOUGH ORAL AGREEMENT HAS BEEN REACHED BY EPA AND NRDC, THERE IS NO WRITTEN AGREEMENT IN THE NRDC'S LAWSUIT. THEREFORE, FINAL GUIDANCE ON COMPLETING THESE SIPs CANNOT BE PROVIDED TO THE REGIONAL OFFICES.
- ADDITIONAL TECHNICAL GUIDANCE FOR PREPARING THE LEAD SIPs WAS PROVIDED TO THE REGIONS DURING THE SECOND QUARTER.
- DURING THE THIRD QUARTER, A CONTRACT TO UPDATE TECHNICAL, POLICY AND LEGAL GUIDANCE ON LEAD SIPs WILL PROVIDE ASSISTANCE TO THE REGIONAL OFFICES IN THEIR REVIEW AND PROMULGATION OF LEAD SIPs.

PROGRESS ON 1982 OZONE/CO SIPs

- ALL REQUIRED SIP PROPOSALS WERE PUBLISHED ON FEBRUARY 3, 1983.
- SCHEDULES FOR FINAL ACTION HAVE NOT BEEN PREPARED. ROUTINE SIP PROCESSING REQUIREMENTS WILL HAVE FINAL ACTIONS REACH HEADQUARTERS BY JULY 3, 1983; PUBLICATION IN THE FEDERAL REGISTER BY SEPTEMBER 3, 1983.
 - FINAL ACTIONS FOR PROPOSED SIP DISAPPROVALS WILL CONTAIN SANCTION PROVISIONS. THE PUBLIC COMMENT PERIOD HAS BEEN EXTENDED AND ANALYSIS OF COMMENTS MUST BE COMPLETED BEFORE FINAL ACTION SCHEDULES ARE DETERMINED.
 - FINAL ACTIONS FOR PROPOSED SIP APPROVALS ARE EXPECTED TO OCCUR AT A FASTER RATE THAN PROVIDED FOR BY ROUTINE SCHEDULING.

MEETING PROGRAM COMMITMENTS

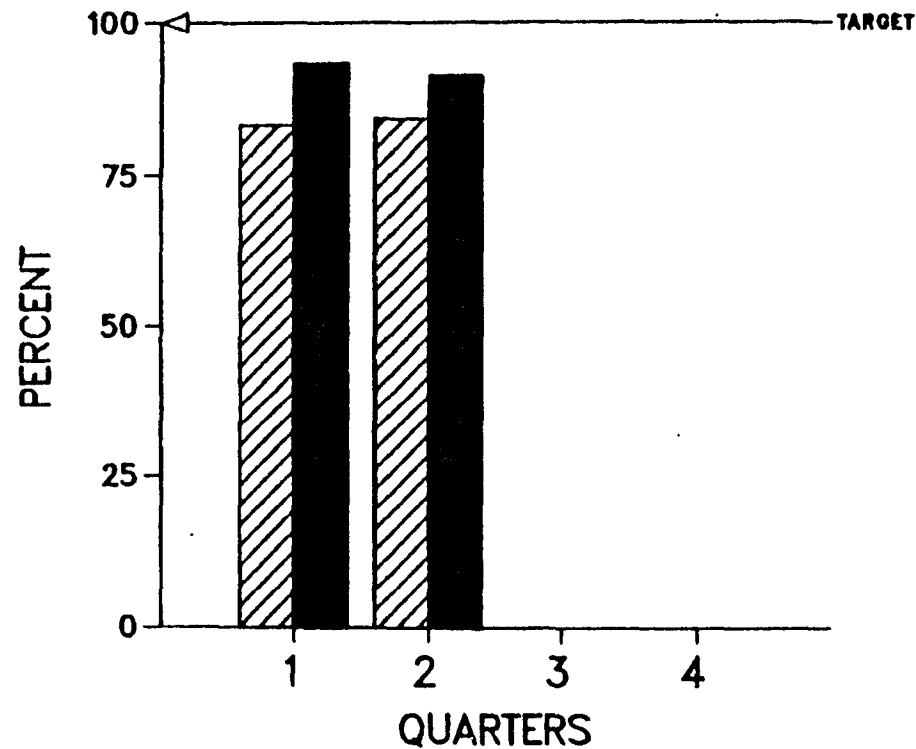
PERCENT OF SIP REVISIONS PROCESSED ON TIME

- SIPs ARE CONTINUING TO BE PROCESSED IN A TIMELY MANNER:
 - 91% WITHIN THE FIVE MONTHS REGIONAL TARGET.
 - 84% WITHIN THE TWO MONTHS HEADQUARTERS TARGET.
- DURING THE SECOND QUARTER, 176 SIP REVISIONS WERE PROCESSED; 111 REVISIONS WERE PUBLISHED.
- MAJOR POLICY ISSUES CONTINUE TO DELAY SOME SIP REVISIONS:
 - SEVEN NEW SOURCE REVIEW (NSR) REVISIONS ARE ON HOLD IN THE REGIONS BECAUSE OF THE NRDC SUIT.
 - ELEVEN REVISIONS ARE DELAYED AT HEADQUARTERS FOR ISSUES DEALING WITH NEW SOURCE REVIEW REQUIREMENTS, INTERSTATE TRANSPORT OF SO₂, BUBBLES, AND REDESIGNATIONS OF NONATTAINMENT AREAS TO "UNCLASSIFIABLE".

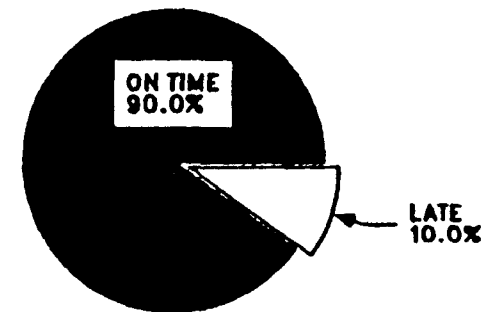
PERCENT OF SIP REVISIONS

PROCESSED ON TIME

As Of March 31, 1983



NATIONAL



#SIPs IN PROCESS: 315

354

Legend

- HEADQUARTERS (TARGET - 2 MOS.)
- REGIONS (TARGET - 5 MOS.)

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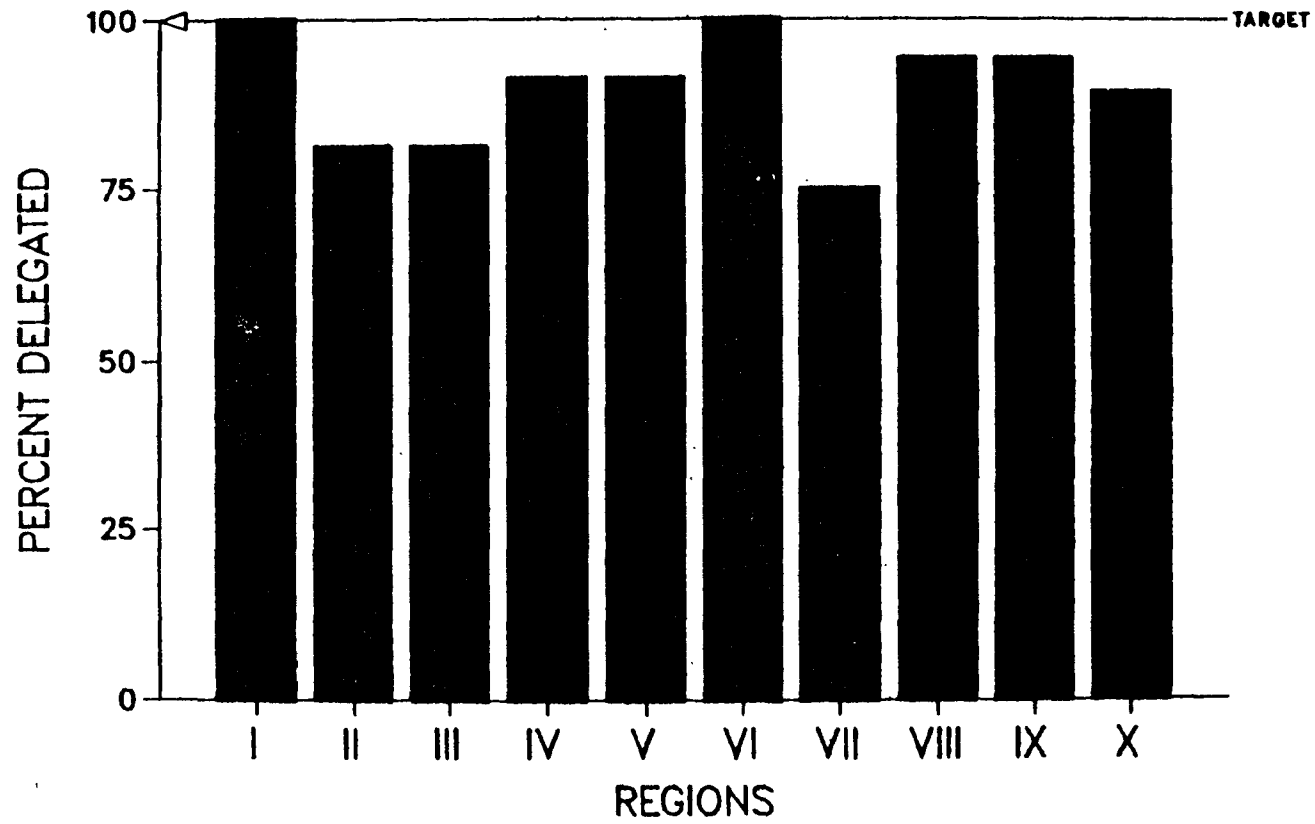
DELEGATION TO STATES

NEW SOURCE PERFORMANCE STANDARDS

- DURING THE SECOND QUARTER REGIONS SUBMITTED REVISED DELEGATION MILESTONES, MAKING THEM COMPATIBLE WITH APPLICABILITY DETERMINATIONS MADE DURING THE FIRST QUARTER.
- ALL REGIONAL COMMITMENTS WERE MET DURING THE SECOND QUARTER:
 - REGION I ACHIEVED 100% DELEGATION DURING THE SECOND QUARTER AND EXCEEDED ITS YEAR-END PROJECTION BY DELEGATING ALL APPLICABLE NEW NSPS.
 - REGION VII DELEGATED THREE NSPS TO IOWA.
- THE OVERALL DELEGATION OF NSPS NOW STANDS AT 91%. WITH THE ADDITION OF FOUR NEW NSPS CATEGORIES DURING THE FIRST QUARTER, AN INCREASE IN OVERALL DELEGATION TO 95% IS PROJECTED TO BE ACHIEVED BY THE END OF THE FOURTH QUARTER.
- BECAUSE THE JOB OF DELEGATING THE FEW REMAINING NSPS CATEGORIES HAS PROVED MORE DIFFICULT THAN WAS THE CASE FOR THE INITIAL GROUP, THE OVERALL TARGET OF 100% DELEGATION OF NSPS THIS FISCAL YEAR WILL PROBABLY NOT BE MET.

DELEGATION STATUS OF NSPS

As Of March 31, 1983



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DELEGATED: 109 70 107 124 167 68 54 153 265 73

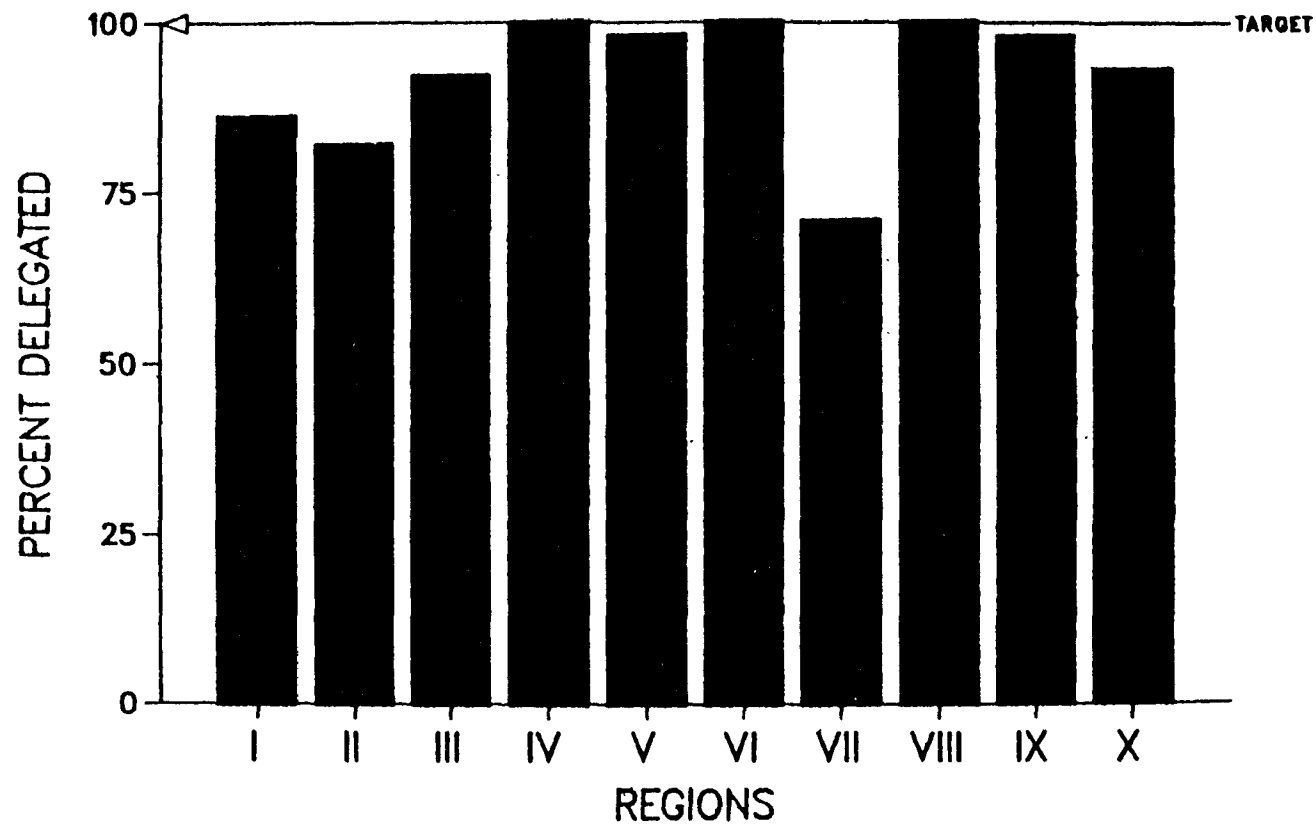
DELEGATION TO STATES

NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS

- NO NESHAPS DELEGATIONS WERE SCHEDULED FOR THE SECOND QUARTER AND NONE WERE ACHIEVED.
- AT THE END OF THE SECOND QUARTER, THE DELEGATION OF NESHAPS REMAINS AT 94% OVERALL.
- NO NEW NESHAPS HAVE BEEN PROMULGATED SINCE THE BEGINNING OF THE FISCAL YEAR. BASED UPON REGIONAL COMMITMENTS REVISED DURING THE SECOND QUARTER, 97% DELEGATION WILL BE ACHIEVED BY THE END OF THE FOURTH QUARTER.

DELEGATION STATUS OF NESHAPS

As Of March 31, 1983



#DELEGATED: 64 32 67 59 117 41 32 73 212 37

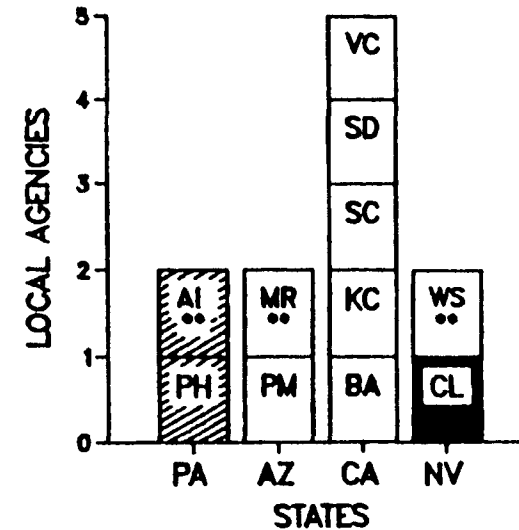
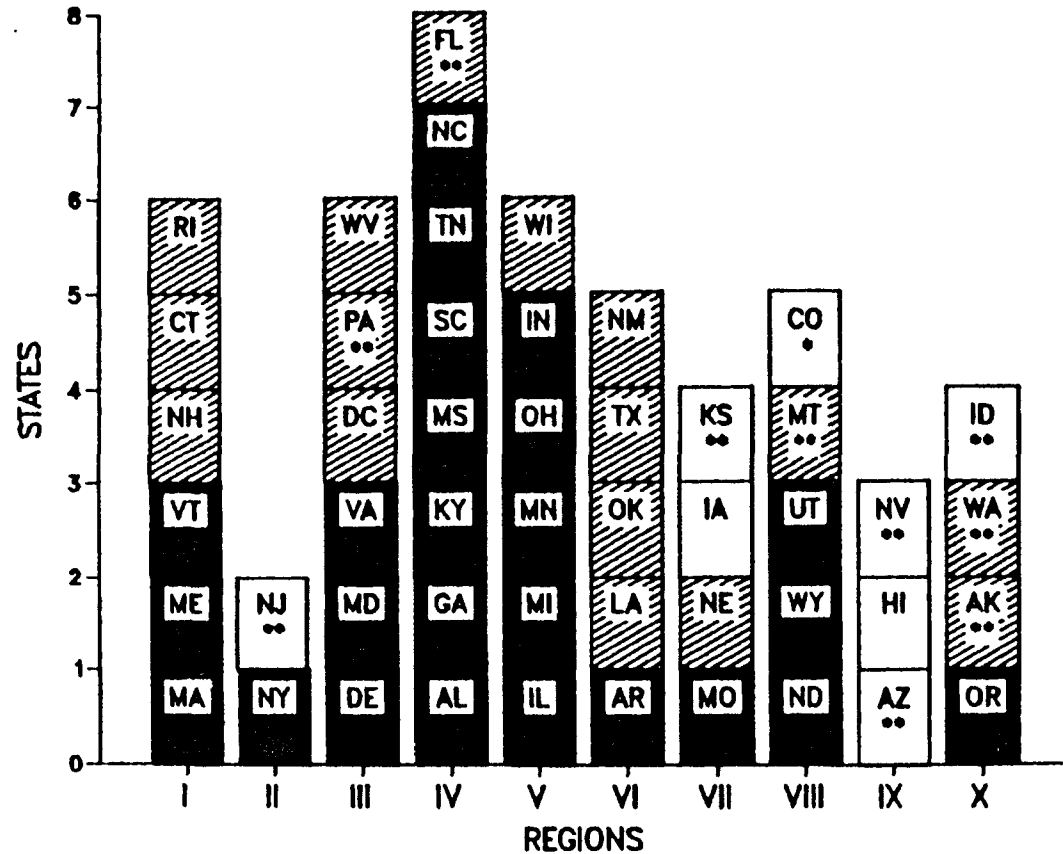
OMSE 4/83

DELEGATION TO STATES

PREVENTION OF SIGNIFICANT DETERIORATION

- THERE HAS BEEN NO CHANGE OF STATUS IN DELEGATION OF PSD RESPONSIBILITY.
- NEITHER OF THE TWO DELEGATIONS SCHEDULED IN REGION IX WERE ACHIEVED:
 - ARIZONA'S SIP REVISION HAS NOW BEEN CLEARED BY OMB AND SENT TO THE ADMINISTRATOR FOR SIGNATURE.
 - NEVADA'S SIP REVISION IS HELD UP AT THE REGIONAL OFFICE WHILE ENFORCEMENT PROVISIONS ARE NEGOTIATED WITH THE STATE (DELEGATION NOW EXPECTED IN FOURTH QUARTER).
- BY THE END OF THE FISCAL YEAR, HALF OF THE STATES WITH NO PSD RESPONSIBILITY ARE EXPECTED TO ACCEPT DELEGATION.

DELEGATION STATUS OF PSD As Of March, 31 1983



Legend
 NONE----- 16
 PARTIAL-- 18
 FULL----- 28

•• TARGETED FOR FULL
DELEGATION IN FY-83

• TARGETED FOR PARTIAL
PROGRAM DELEGATION
IN FY-83

Selected local agencies with independent authority :

PA - Allegheny Co, Philadelphia
 AZ - Maricopa Co, Pima Co
 CA - Bay Area Dist, Kern Co, San Diego Co, So Coast Dist, Ventura Co
 NV - Clark Co, Washoe Co

Exclusions : Region II - PR, VI; Region VIII - SD;
 Region IX - GU, AS, TT

OMSE 4/83

DELEGATION TO STATES

NATIONAL AUDIT SYSTEM

- KEY DEVELOPMENTAL STEPS TOWARD ACHIEVEMENT OF THE NATIONAL AIR PROGRAM AUDIT SYSTEM WERE COMPLETED ON SCHEDULE:
 - A SURVEY OF REGIONAL AIR AUDIT PROGRAMS WAS COMPLETED.
 - A WORK GROUP COMPOSED OF BOTH EPA AND STAPPA/ALAPCO REPRESENTATIVES WAS FORMED TO DETERMINE AUDIT ELEMENTS, SCHEDULES AND CRITERIA.
- DRAFT AUDIT CRITERIA WILL BE AVAILABLE BY JUNE AND REGIONS WILL PROVIDE AUDIT SCHEDULES FOR FY 84 BY THE END OF THE FOURTH QUARTER, FOLLOWING ISSUANCE OF THE FINAL AUDIT CRITERIA.

TAMPERING AND FUEL SWITCHING PROGRAM

- COMMITMENTS FOR THE NUMBER OF TAMPERING AND FUEL SWITCHING PROGRAMS DEVELOPED BY STATES DURING FY 83 WERE SUBMITTED ON SCHEDULE BY ALL REGIONAL OFFICES.
- BY THE END OF THE FISCAL YEAR, 32 AREAS ARE EXPECTED TO HAVE OPERATING PROGRAMS OR TO BE MAKING SIGNIFICANT PROGRESS TOWARD IMPLEMENTATION OF PROGRAMS.

OFFICE OF PESTICIDES AND TOXIC SUBSTANCES

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MEETING PROGRAM COMMITMENTS

PESTICIDE REGISTRATION APPLICATIONS

CURRENT APPLICATIONS

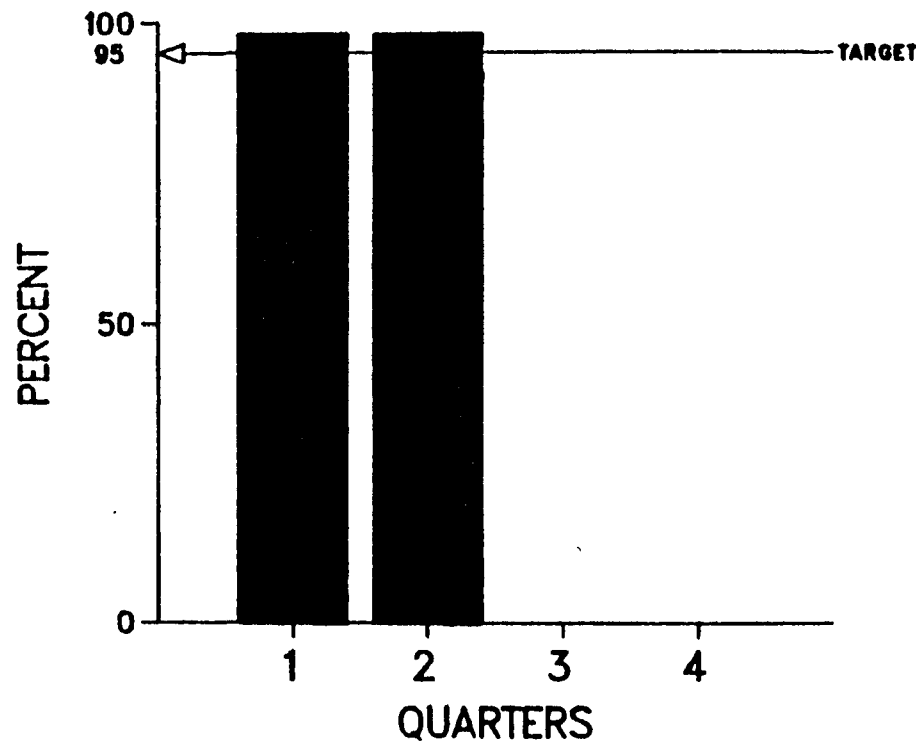
- OPP COMPLETED AN AVERAGE OF 98% OF ALL APPLICATIONS WITHIN THE ADMINISTRATIVE TIMETABLES.
- OPP EXCEEDED THE TARGET IN EACH CATEGORY OF REGISTRATION APPLICATIONS:
 - 97% OF NEW CHEMICAL REVIEWS;
 - 98% OF OLD CHEMICAL REVIEWS; AND
 - 99% OF AMENDED REGISTRATION REVIEWS.
- OF 4,634 APPLICATIONS PROCESSED, 20% OF THE APPLICATIONS WERE FOR NEW CHEMICALS.

BACKLOG

- THE NUMBER OF BACKLOGGED APPLICATIONS CONTINUED TO GROW TO 69 FROM 31 LAST QUARTER. THIS COMPARES WITH 183 AT THIS TIME LAST YEAR. OPTS ATTRIBUTES THE RECENT INCREASE TO SEVERAL FACTORS, INCLUDING AN INCREASE IN REGISTRATION APPLICATIONS AND THE TRANSFER OF 20 KEY SCIENTIFIC AND TECHNICAL STAFF FROM OPP TO OTS IN AN OUTPLACEMENT PROGRAM.

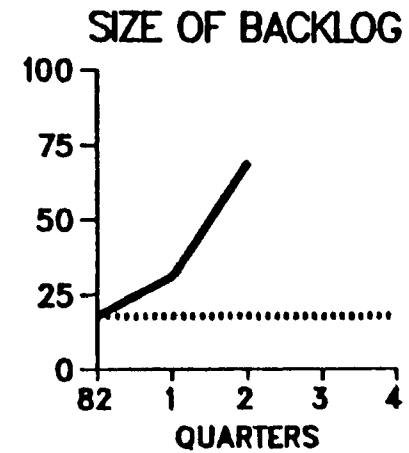
PESTICIDE REGISTRATION APPLICATIONS PERCENT OF FY-83 APPLICATIONS COMPLETED WITHIN APPLICABLE TIMETABLE

As Of March 31, 1983



TOTAL
PROCESSED :

4357	4634
------	------



NO. OF PENDING
APPLICATIONS WHOSE TIME
LIMIT HAS BEEN EXCEEDED

Legend
ACTUAL
 TARGET....

OMSE 4/83

MEETING PROGRAM COMMITMENTS

PESTICIDE FFDCA TOLERANCE PETITIONS

CURRENT PETITIONS

- OPTS REVIEWED 81% OF THE SUBMISSIONS WITHIN THE STATUTORY DEADLINE. PERFORMANCE IN THIS AREA HAS NOTABLY IMPROVED BOTH FROM 75% LAST QUARTER AND 54% AT THIS TIME LAST YEAR.
- QUARTERLY PERFORMANCE IMPROVED WHILE THE NUMBER OF SUBMISSIONS PROCESSED INCREASED BY 76% OVER FIRST QUARTER.

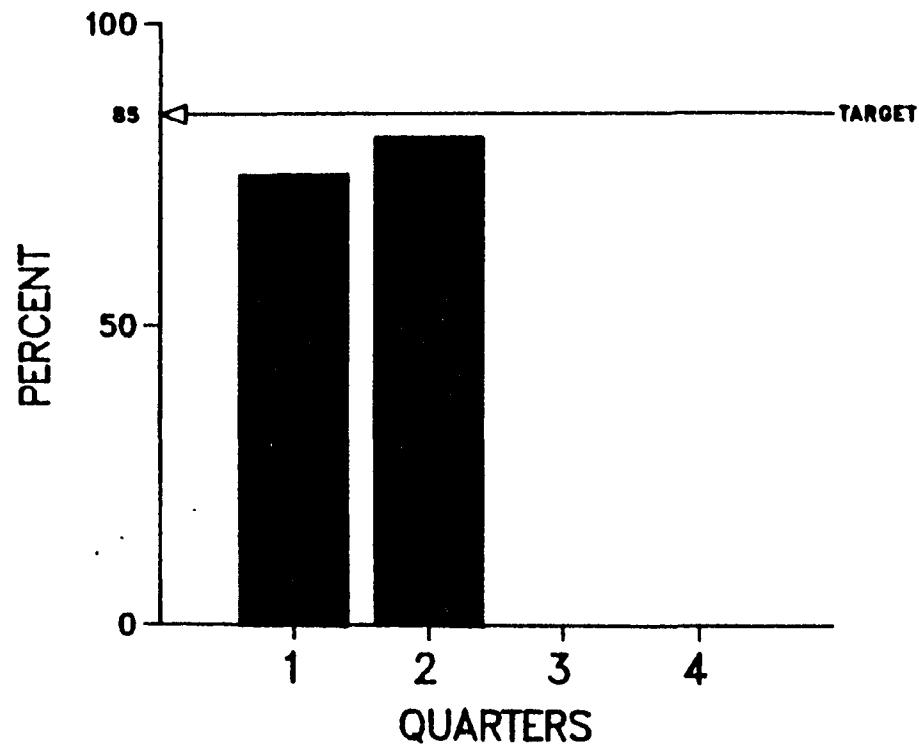
BACKLOG

- OPTS HAS BEGUN TO RECOVER FROM IT'S FIRST QUARTER INCREASE IN THE BACKLOG.

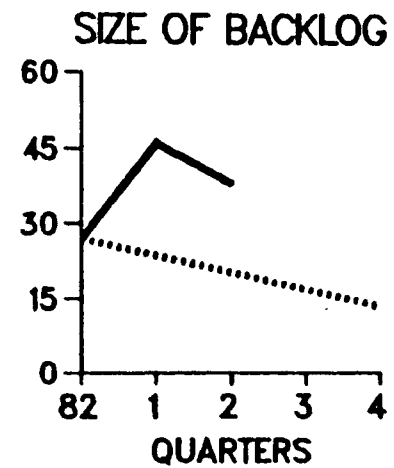
FFDCA TOLERANCE PETITIONS

PERCENT OF FY-83 PETITIONS COMPLETED WITHIN STATUTORY TIME LIMIT

As Of March 31, 1983



TOTAL
PROCESSED : 113 199



NO. OF PENDING
PETITIONS WHOSE TIME
LIMIT HAS BEEN EXCEEDED

Legend
ACTUAL
TARGET....

OMSE 4/83

MEETING PROGRAM COMMITMENTS

PESTICIDE EXPERIMENTAL USE PERMITS

CURRENT APPLICATIONS

- OPTS MET THE STATUTORY DEADLINE FOR REVIEW OF SUBMISSIONS IN 87% OF THE CASES. EVEN THOUGH THIS IS A SLIGHT DECREASE IN PERFORMANCE AGAINST TARGET, THE TOTAL NUMBER OF SUBMISSIONS PROCESSED NEARLY DOUBLED DURING THE SECOND QUARTER.

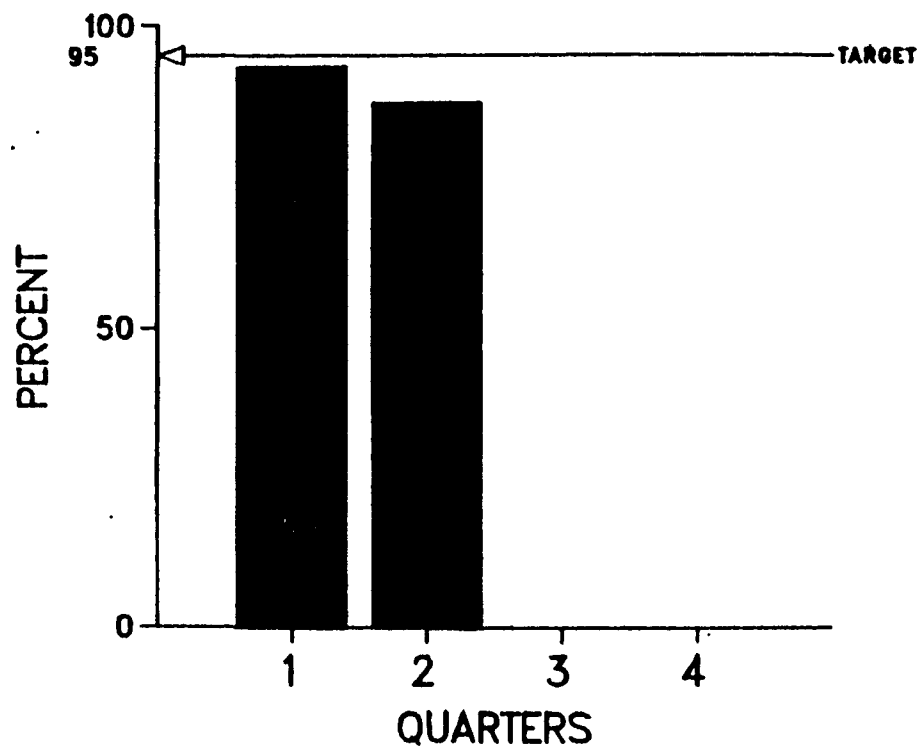
BACKLOG

- THE BACKLOG INCREASED SLIGHTLY TO 12 ACTIONS IN THE SECOND QUARTER. OPTS ATTRIBUTES THIS INCREASE TO THE LOSS OF KEY SCIENTIFIC AND TECHNICAL STAFF IN OPP.

EXPERIMENTAL USE PERMIT APPLICATIONS

PERCENT PROCESSED ON TIME

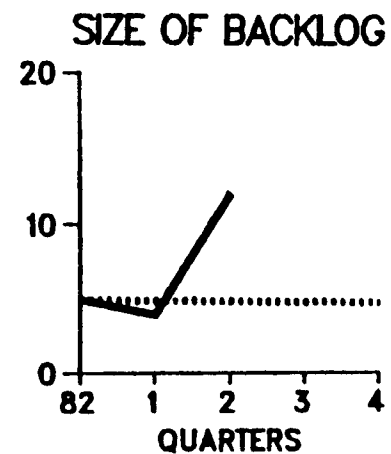
As Of March 31, 1983



TOTAL
PROCESSED :

68

120



NO. OF APPLICATIONS
WHOSE TIME LIMIT
HAS BEEN EXCEEDED

Legend

ACTUAL
TARGET....

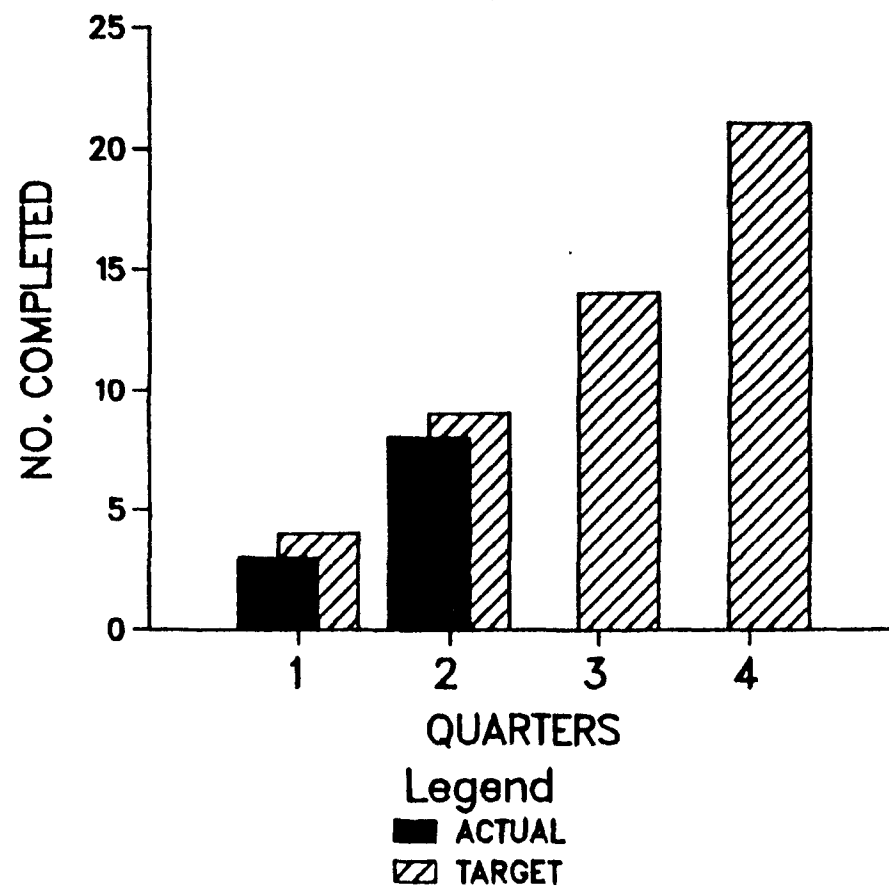
OMSE 4/83

MEETING PROGRAM COMMITMENTS

PESTICIDE REGISTRATION STANDARDS

- OPTS ESTABLISHED FIVE REGISTRATION STANDARDS IN THE SECOND QUARTER. THIS PERFORMANCE MET THE SECOND QUARTER TARGET AND RAISED TO EIGHT THE CUMULATIVE NUMBER OF STANDARDS COMPLETED IN FY 83.
- DURING THE SECOND QUARTER, OPRM CONDUCTED A MANAGEMENT REVIEW OF THE FOLLOW-UP NEEDED FOR OPP TO OBTAIN AND PROCESS DATA REQUESTED UNDER THESE STANDARDS. RECOMMENDATIONS HAVE BEEN SUBMITTED TO OPP MANAGEMENT FOR DEVELOPMENT OF A COMPREHENSIVE WORK PLAN TO BE INCORPORATED INTO THE ACCOUNTABILITY SYSTEM WHICH WILL RESULT IN AN INCREASED FOCUS ON FOLLOW-UP ACTIVITIES BY THE END OF FY 83.

PESTICIDE REGISTRATION STANDARDS
CUMULATIVE NUMBER OF STANDARDS ESTABLISHED
As Of March 31, 1983



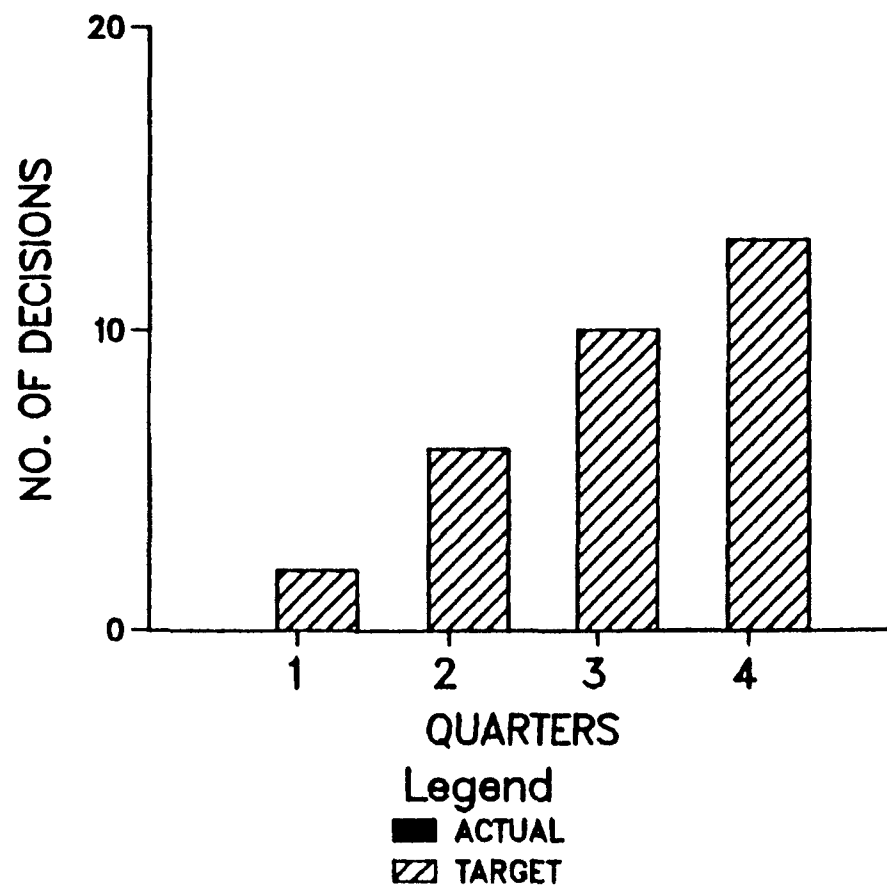
OMSE 4/83

MEETING PROGRAM COMMITMENTS

PESTICIDE SPECIAL REVIEW DECISIONS

- NO SPECIAL REVIEW DECISIONS WERE COMPLETED IN THE SECOND QUARTER, NOR HAVE ANY BEEN COMPLETED IN FY 83 AGAINST AN END-OF-YEAR TARGET OF 13.
- OPTS ATTRIBUTES THIS LACK OF PERFORMANCE TO A NUMBER OF FACTORS:
 - LOSS OF KEY SCIENTIFIC STAFF AND PROJECT MANAGERS;
 - USE OF SCARCE STAFF TO ADDRESS OTHER HIGH PRIORITY PROBLEMS; AND
 - UNANTICIPATED ISSUES WHICH HAVE HAMPERED DECISION-MAKING AND DISRUPTED PROGRAM PROCESSES.
- OPTS HAS SUBMITTED A DRAFT REQUEST TO ADJUST DOWNWARD FROM 13 TO 9 THE TOTAL SPECIAL REVIEW TARGET FOR FY 83.

PESTICIDE SPECIAL REVIEW DECISIONS
CUMULATIVE NUMBER OF DECISIONS COMPLETED
As Of March 31, 1983



OMSE 4/83

MEETING PROGRAM COMMITMENTS

SUMMARY OF OPTS ACTIONS ON EXISTING CHEMICALS

<u>ITEM</u>	<u>STATUS</u>
○ PCB REMAND--PROPOSED RULE FOR UNCONTROLLED SYSTEMS.	<u>ON SCHEDULE:</u> SUBMITTED COURT-ORDERED QUARTERLY PROGRESS REPORT.
○ FORMALDEHYDE INTERAGENCY AGREEMENT.	<u>ON SCHEDULE:</u> COMPLETED QUARTERLY REVIEW OF CLEARINGHOUSE AND WORKSHOP ACTIVITIES.
○ FORMALDEHYDE CANCER-CASE CONTROL STUDY.	<u>BEHIND SCHEDULE ONE MONTH:</u> DEVELOPED AND SUBMITTED STUDY QUESTIONNAIRE TO OMB FOR APPROVAL.
○ MBOCA--PROPOSED RULE.	<u>BEHIND SCHEDULE THREE WEEKS:</u> ANPR AND DEVELOPMENT PLAN COMPLETED STEERING COMMITTEE REVIEW THREE WEEKS LATE.

DEVELOPING AND REVIEWING CRITICAL REGULATIONS

SUMMARY OF SECOND QUARTER OPTS ACTIVITIES

<u>ITEM</u>	<u>STATUS</u>
○ REVIEW OF FIFRA REGULATIONS: - WORKER PROTECTION STANDARD.	RECOMMENDATION FORWARDED TO AA/OPTS <u>ON SCHEDULE</u> .
○ TSCA PREMANUFACTURE NOTIFICATION (PMN) RULE.	<u>AHEAD OF SCHEDULE</u> : STEERING COMMITTEE AND RED BORDER REVIEWS COMPLETED TWO WEEKS EARLY.

ENFORCEMENT

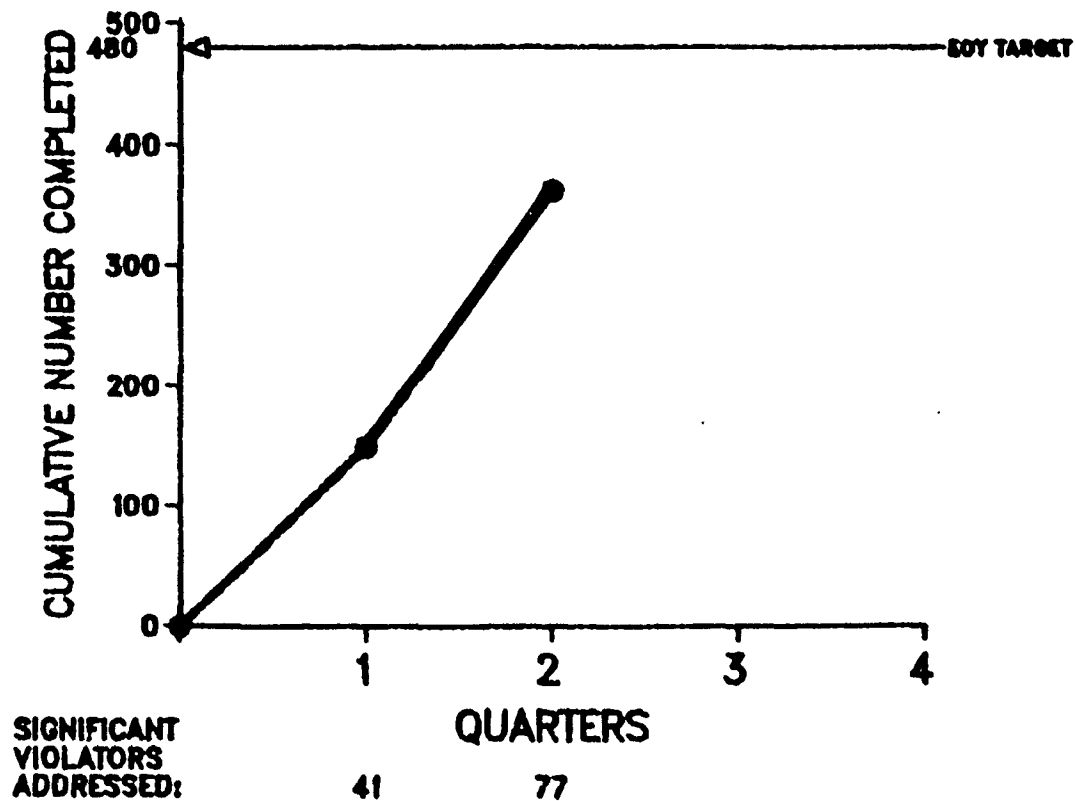
FIFRA COMPLIANCE MONITORING INSPECTIONS

- INSPECTIONS COMPLETED IN THE SECOND QUARTER RAISED THE TOTAL NUMBER OF INSPECTIONS IN FY 83 TO WITHIN 75% OF THE END-OF-YEAR TARGET.
- AFTER A RELATIVELY POOR SHOWING LAST QUARTER, OPP MADE A NOTEWORTHY EFFORT TO IMPROVE ITS PERFORMANCE IN COMPLETING LABORATORY AUDITS. 13 AUDITS WERE COMPLETED IN THE SECOND QUARTER AGAINST THE END-OF-YEAR TARGET OF 40.
- SIGNIFICANT VIOLATORS INCLUDE THOSE ISSUED ADMINISTRATIVE CIVIL COMPLAINTS AND CRIMINAL REFERRALS TO DOJ.

FIFRA COMPLIANCE MONITORING INSPECTIONS AND ENFORCEMENT ACTIONS

CUMULATIVE NUMBER COMPLETED

As Of March 31, 1983



OMSE 4/83

ENFORCEMENT

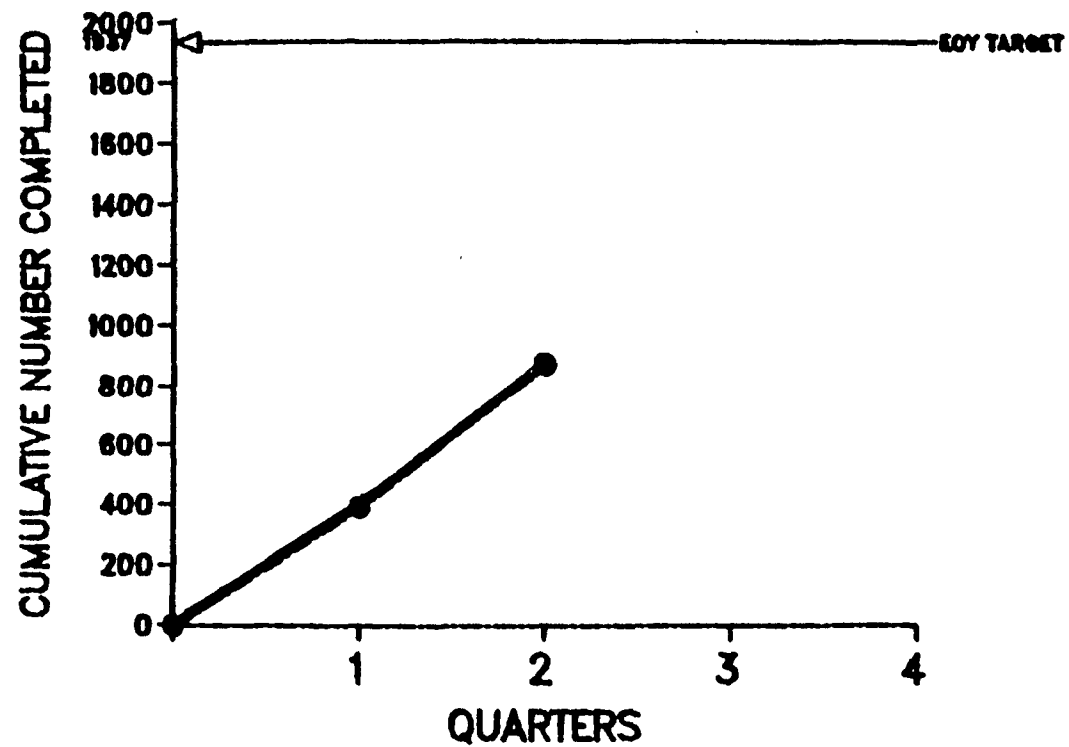
TSCA COMPLIANCE MONITORING INSPECTIONS

- o COLLECTIVELY, THE REGIONS ARE ON TARGET SCHEDULE, COMPLETING 45% OF THEIR END-OF-YEAR COMMITMENT.
- o OF 483 INSPECTIONS COMPLETED, 436 WERE FOR PCB COMPLIANCE MONITORING. ONLY 1 DIOXIN INSPECTION HAS BEEN COMPLETED AGAINST THE END-OF-YEAR TARGET OF 64.
- o CONSENT AGREEMENTS AND FINAL ORDERS HAVE BEEN SIGNED TO RETURN 26 OF 138 SIGNIFICANT VIOLATORS TO COMPLIANCE THIS YEAR. THE CUMULATIVE NUMBER OF FY 83 CASES REMAINING OPEN IS 112. SETTLEMENT DISCUSSIONS ARE ONGOING IN THESE CASES.

TSCA COMPLIANCE MONITORING INSPECTIONS AND ENFORCEMENT ACTIONS

CUMULATIVE NUMBER COMPLETED

As Of March 31, 1983



SIGNIFICANT
VIOLATORS
ADDRESSED:

50

138

OMSE 4/83

ENFORCEMENT

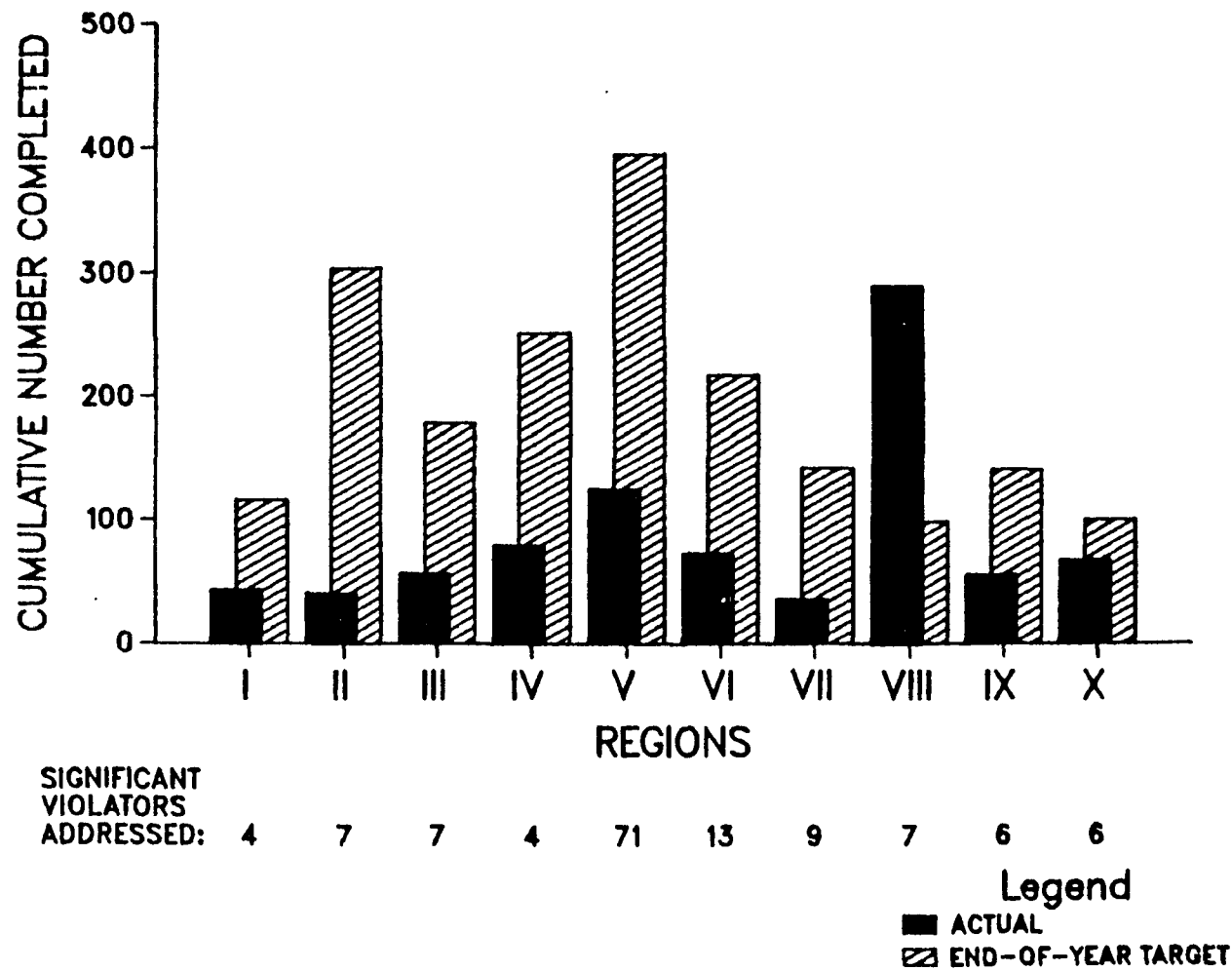
REGIONAL TSCA COMPLIANCE MONITORING INSPECTIONS

- THE REGIONS MADE MIXED PROGRESS IN THE SECOND QUARTER TOWARD ACHIEVING THEIR END-OF-YEAR TARGETS:
 - REGIONS II AND VII AND SHOULD SIGNIFICANTLY INCREASE THEIR ENFORCEMENT ACTIVITY IN THE THIRD QUARTER;
 - REGION V MADE SLOW PROGRESS, BUT EFFECTIVELY FOCUSED ITS ENFORCEMENT EFFORTS TO ADDRESS 71 SIGNIFICANT VIOLATORS WHILE COMPLETING 124 INSPECTIONS IN THE FIRST TWO QUARTERS;
 - REGION VIII HAS COMPLETED 287 INSPECTIONS IN FY 83 AGAINST A TARGET OF 98. THE APPARENT LOW VIOLATION RATE IN REGION VIII WHEN COMPARED TO REGION V WILL BE REVIEWED BY OPRM IN THE THIRD QUARTER.

- NEXT QUARTER, THE REGIONS WILL BEGIN TO REPORT ON THE NUMBER OF SIGNIFICANT VIOLATORS IDENTIFIED IN TSCA INSPECTIONS. THIS INFORMATION WILL MAKE IT POSSIBLE TO CALCULATE THE COMPLIANCE RATE.

REGIONAL TSCA COMPLIANCE MONITORING INSPECTIONS

As Of March 31, 1983



OMSE 4/83

IMPROVING THE QUALITY OF EPA SCIENCE

QUALITY ASSURANCE ACTIVITIES

OPP

- OPP COMPLETED ON SCHEDULE A STANDARD OPERATING PROCEDURE FOR FORMULATION ANALYSIS AND CHEMICAL LABORATORIES; HOWEVER, THE PLAN HAS NOT YET BEEN APPROVED BY THE OPP QA OFFICER.

OTS

- OTS COMPLETED AND APPROVED AHEAD OF SCHEDULE A QA PROJECT PLAN FOR ASBESTOS EFFICACY TESTING OF ABATEMENT TECHNIQUES.

OFFICE OF WATER

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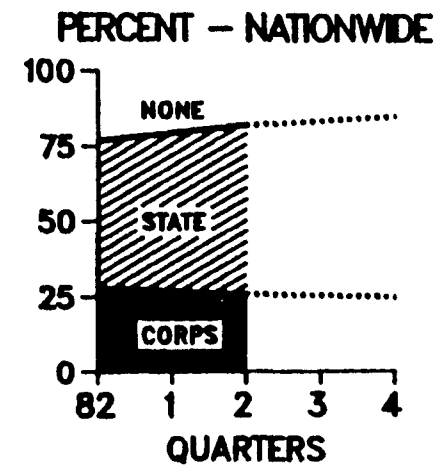
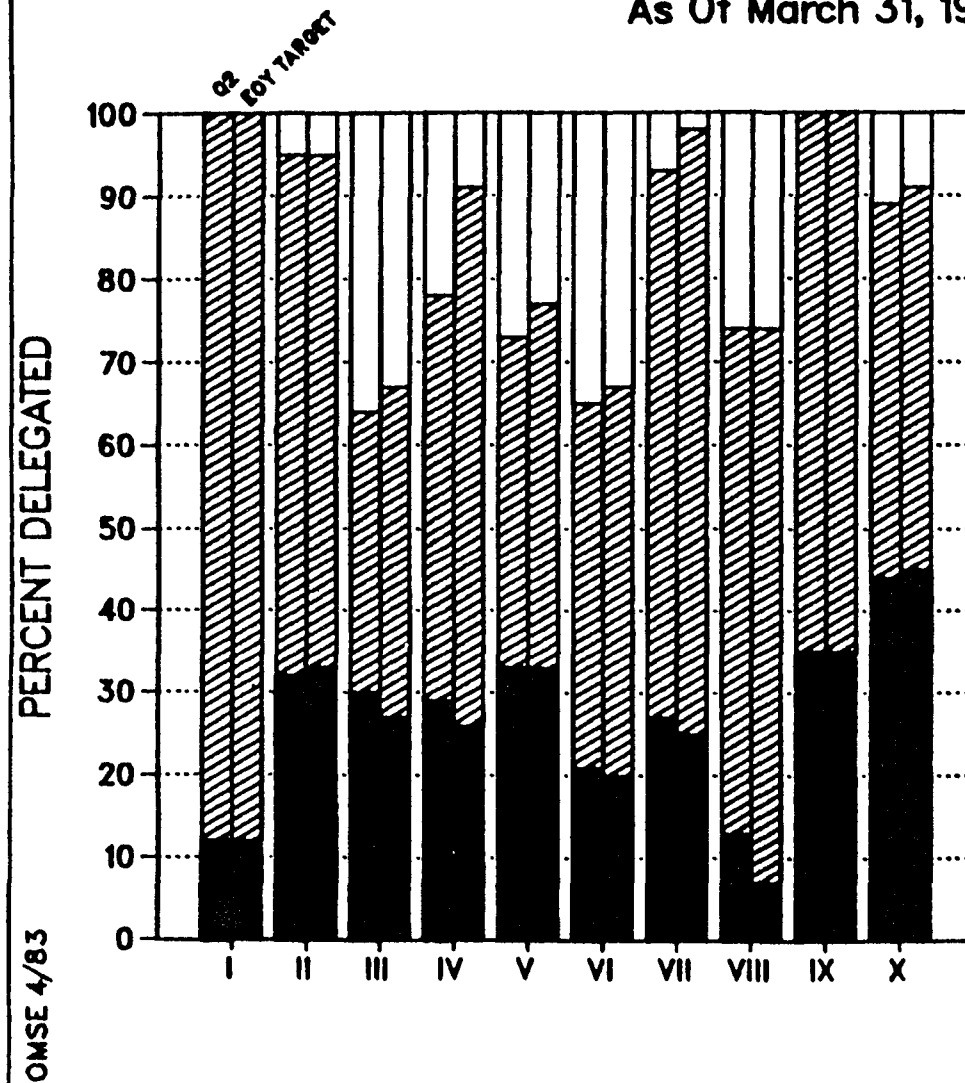
DELEGATION

CONSTRUCTION GRANTS DELEGATION TO STATES AND ASSIGNMENT TO CORPS OF ENGINEERS

- AT THE START OF FY 83, THE PROGRAM WAS 77% DELEGATED WITH FOURTEEN STATES FULLY DELEGATED. BY THE END OF FY 83, THE PROGRAM IS SCHEDULED TO BE 85% DELEGATED, WITH TWENTY-THREE STATES FULLY DELEGATED.
- THE PROGRAM MET ITS NATIONAL MID-YEAR TARGET AND IS NOW 82% DELEGATED:
 - 56% TO THE STATES.
 - 26% TO THE CORPS.
- REGIONS II, VII AND VIII MET AND REGION VI SIGNIFICANTLY EXCEEDED MID-YEAR TARGETS FOR TOTAL WORKLOAD DELEGATED.
- THREE STATES HAVE BEEN FULLY DELEGATED SINCE THE START OF FY 83:
 - IN REGION II, NEW YORK AND NEW JERSEY.
 - IN REGION IV, NORTH CAROLINA.
- AT THE START OF FY 83, FORTY-SIX STATES AND TERRITORIES HAD SIGNED DELEGATION AGREEMENTS. THREE MORE STATES ARE EXPECTED TO SIGN DELEGATION AGREEMENTS BY THE END OF FY 83.

CONSTRUCTION GRANTS DELEGATION STATUS PERCENT WORKLOAD DELEGATED TO STATES & CORPS

As Of March 31, 1983



Legend

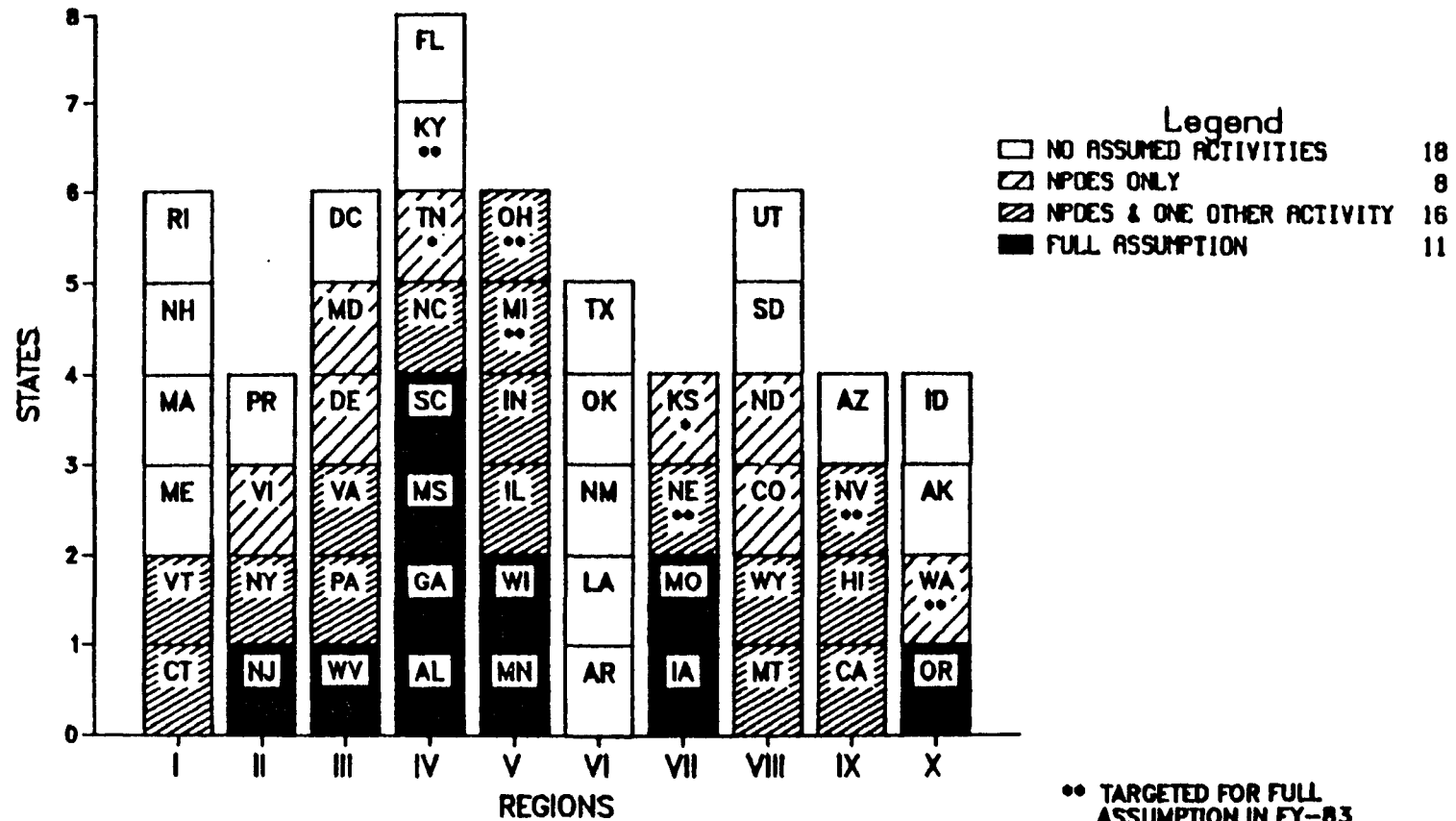
- CORPS OF ENGINEERS
- STATE
- NONE

DELEGATION

STATE ASSUMPTION OF NPDES AUTHORITY

- AT THE START OF FY 83, TEN STATES HAD ASSUMED FULL DELEGATION. BY THE END OF FY 83, SEVENTEEN STATES ARE SCHEDULED TO BE FULLY DELEGATED.
- DURING THE FIRST TWO QUARTERS, REGIONS IV AND V MET THEIR TARGETS:
 - MISSISSIPPI ASSUMED FULL DELEGATION AFTER ACCEPTING FEDERAL FACILITIES ACTIVITY.
 - OHIO ADDED FEDERAL FACILITIES TO ITS BASE NPDES ACTIVITIES.
- REGION VII WAS UNABLE TO DELEGATE PRETREATMENT ACTIVITIES TO NEBRASKA AS SCHEDULED DUE TO PROBLEMS WITH STATE REGULATIONS.
- REGIONS I, II, III, VI AND VIII ARE NOT SCHEDULED TO DELEGATE NPDES PROGRAM ACTIVITIES IN FY 83.

STATE ASSUMPTION OF NPDES AUTHORITY As Of March 31, 1983



Assumable activities are NPDES, Federal Facilities and Pretreatment.

OMSE 4/83

DELEGATION

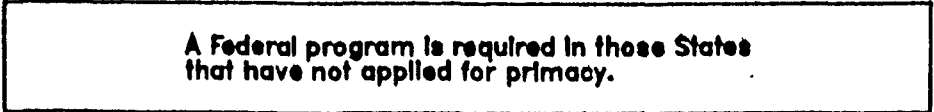
STATE UNDERGROUND INJECTION CONTROL PROGRAMS APPROVED

- AT THE START OF THE SECOND QUARTER OF FY 83:
 - 5 STATES HAD ASSUMED FULL PRIMACY.
 - 5 STATES HAD PARTIAL PROGRAM APPROVAL.
 - 30 STATES HAD ASSUMED NO ACTIVITIES.
 - 18 STATES REQUIRED FEDERAL PROGRAMS.
- DURING THE SECOND QUARTER, UTAH ASSUMED FULL PRIMACY AND FLORIDA AND NEBRASKA RECEIVED PARTIAL PROGRAM APPROVAL. SIX STATES NOW HAVE FULL PRIMACY AND SIX STATES HAVE PARTIAL PROGRAM APPROVAL.
- BY THE END OF FY 83:
 - 27 STATES ARE SCHEDULED FOR FULL PRIMACY.
 - 3 STATES ARE SCHEDULED FOR PARTIAL PROGRAM APPROVAL.
 - 10 STATES ARE NOT EXPECTED TO ASSUME ANY ACTIVITIES.
 - 18 STATES ARE EXPECTED TO REQUIRE FEDERAL PROGRAMS.
- REGIONS III AND VIII MISSED THEIR TARGETS FOR MARYLAND AND SOUTH DAKOTA.
- AT THE END OF THE SECOND QUARTER, STATE UIC PROGRAMS COVERED ABOUT 50% OF THE APRIL 13, 1983 NATIONAL INVENTORY OF INJECTION WELLS AND, BY THE END OF THE YEAR, THEY ARE EXPECTED TO COVER ABOUT 85%.
- THE OFFICE OF WATER HAS PROPOSED CHANGES TO THE DELEGATION SCHEDULE.

DIRECT IMPLEMENTATION

- THE OFFICE OF WATER HAS ACCELERATED ITS DIRECT IMPLEMENTATION SCHEDULE. A DIRECT IMPLEMENTATION PROGRAM FOR ALL STATES IS TARGETED TO BE PROPOSED 5/83 AND FINAL 10/83.
- PROGRAMS CURRENTLY TARGETED FOR DIRECT IMPLEMENTATION WILL COVER ABOUT 15% OF THE APRIL 13, 1983 NATIONAL INVENTORY OF INJECTION WELLS.
- THE OFFICE OF WATER HAS PROPOSED ADDING SOME STATES TO THE LIST FOR DIRECT IMPLEMENTATION.

OMSE 4/83



- TARGETED FOR FULL PRIMACY
IN FY-83
- TARGETED FOR PARTIAL
PROGRAM APPROVAL IN FY-83
- ☐ TARGETED FOR FULL PRIMACY
IN FY-84

DEVELOPING AND REVIEWING CRITICAL REGULATIONS

<u>ITEM</u>	<u>STATUS</u>
CONSTRUCTION GRANTS REGULATIONS	<u>OFF SCHEDULE</u> ONE MONTH; RED BORDER DELAY. AGENCY APPROVED FINAL RULE 2/11/83. NOW AT OMB.
404(b)(1) GUIDELINES REVISIONS	<u>OFF SCHEDULE</u> TEN DAYS; RED BORDER DELAY - AWAITING NEW ADMINISTRATOR'S REVIEW.
NATIONAL INTERIM PRIMARY DRINKING WATER STANDARDS	<u>OFF SCHEDULE</u> ONE MONTH; OW INTERNAL DELAY.
BEST CONVENTIONAL TECHNOLOGY REGULATIONS	NPRM PUBLISHED FIRST QUARTER. PROGRAM APPROVED FINAL RULE DUE 7/15/83.
GENERAL PRETREATMENT REGULATIONS	NPRM PUBLISHED FIRST QUARTER. PROGRAM APPROVED FINAL RULE DUE 6/15/83.
NPDES REGULATIONS REVISIONS	PROGRAM APPROVED NPRM FIRST QUARTER. AGENCY APPROVED NPRM DUE 5/15/83.
WATER QUALITY STANDARDS REGULATIONS	NPRM PUBLISHED FIRST QUARTER. PROGRAM APPROVED FINAL RULE DUE 6/6/83.

DEVELOPING AND REVIEWING CRITICAL REGULATIONS

EFFLUENT GUIDELINES

- TWENTY-NINE EFFLUENT GUIDELINES WERE COVERED BY THE AUGUST 25, 1982 COURT-ORDERED SCHEDULE. THE PROGRAM IS IN COMPLIANCE WITH THAT SCHEDULE.
 - FOUR EFFLUENT GUIDELINES WERE PROMULGATED ON SCHEDULE BEFORE FY 83.
 - EIGHT EFFLUENT GUIDELINES WERE PROMULGATED ON SCHEDULE DURING THE THE FIRST QUARTER FY 83.
- ONE EFFLUENT GUIDELINE WAS PROMULGATED ON SCHEDULE DURING THE SECOND QUARTER (ELECTRICAL/ELECTRONIC COMPONENTS (PHASE I)).
- FOUR EFFLUENT GUIDELINES WERE PROPOSED ON SCHEDULE DURING THE SECOND QUARTER:
 - COIL COATING (CAN MAKING SEGMENT).
 - ELECTRICAL/ELECTRONIC COMPONENTS (PHASE II).
 - NONFERROUS METALS (PHASE I).
 - ORGANIC CHEMICALS.
- ONE EFFLUENT GUIDELINE (ADHESIVE/SEALANTS) WAS REMOVED FROM THE SCHEDULE IN FEBRUARY.
- BY THE END OF FY 83, THERE WILL BE:
 - 18 FINAL EFFLUENT GUIDELINES.
 - 10 PROPOSED EFFLUENT GUIDELINES.

EFFLUENT GUIDELINES SCHEDULE FOR FY '83 PROPOSAL AND PROMULGATION

AS OF MARCH 31, 1983

Industry	RMP (F.R. Date)	FY '83	FY '84
		O N D J F M A M J J A S	O N D
Adhesive/Sealants		EXCLUDED BY PARAGRAPH 8.	
Aluminum Forming	11/22/82•	
Battery Manufacturing	11/10/82•	
Coil Coating (Can Making Segment)	1/83	PROPOSED 1/83.....	•
Copper Forming	11/12/82•	
Electrical & Electronic (Phase I)	3/83	PROMULGATED 3/83.	
Electrical & Electronic (Phase II)	2/83	PROPOSED 2/83.....	•
Foundries	11/15/82•	
Inorganic Chemicals (Phase II)	—•
Metal Finishing	8/31/82•	
Nonferrous Metals Forming	—•
Nonferrous Metals (Phase I)	1/83	PROPOSED 1/83.....
Nonferrous Metals (Phase II)	—•
Organic & Plastics Chem	2/83	PROPOSED 2/83.....
Pesticides	11/30/82•
Pharmaceuticals	11/26/82•
Plastics Molding and Forming	—•

- Proposal
- Promulgation

Note: This is the
schedule
approved by
the Court on
August 25, 1982.

MEETING PROGRAM COMMITMENTS

CONSTRUCTION GRANTS OBLIGATIONS

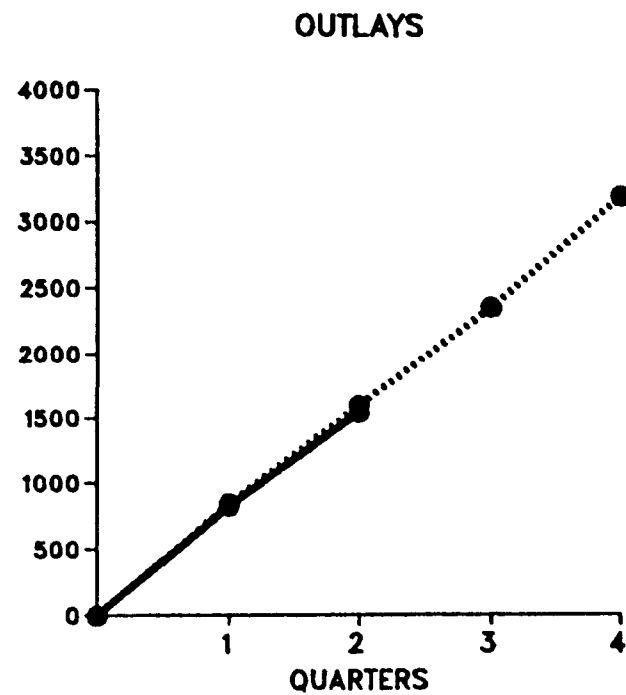
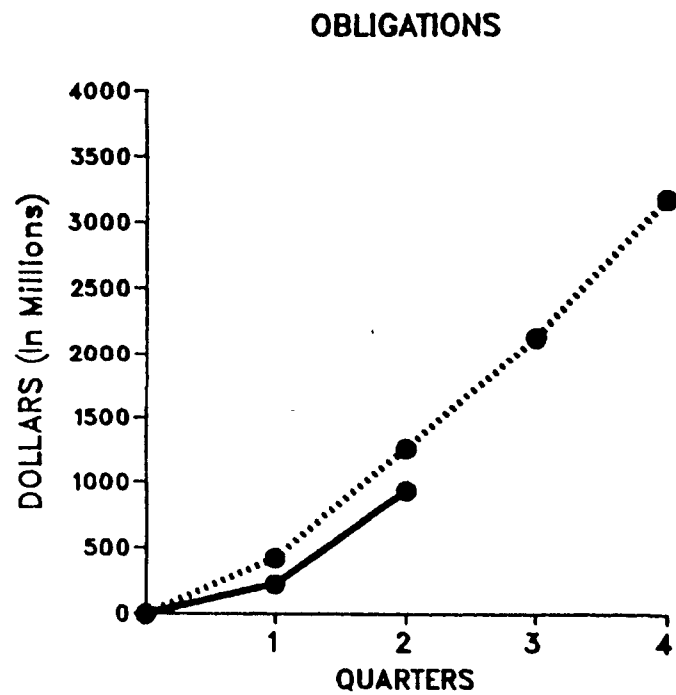
- NATIONALLY, ACTUAL OBLIGATIONS FOR THE SECOND QUARTER WERE 74% OF THE PLANNED TARGET. ALTHOUGH THIS IS SIGNIFICANTLY BELOW THE 85% MINIMUM TARGET, IT REPRESENTS A SUBSTANTIAL IMPROVEMENT OVER THE FIRST QUARTER PERFORMANCE OF 54%.
- REGIONS II, VI, VII AND X EXCEEDED THEIR OBLIGATION TARGETS.
- REGIONS III AND IV ACHIEVED LESS THAN 40% OF THEIR OBLIGATION TARGETS.
- THE OFFICE OF WATER IS PROPOSING TO CHANGE ITS COMMITMENT TO GROSS OBLIGATIONS TO ELIMINATE THE COMPETING PRESSURES OF NET OBLIGATIONS AND PROMPT DEOBLIGATIONS.

CONSTRUCTION GRANTS OUTLAYS

- NATIONALLY, ACTUAL OUTLAYS FOR THE FIRST QUARTER WERE 97% OF THE PLANNED TARGET.
- MOST REGIONS WERE WITHIN +5% OF THEIR TARGET. REGIONS IV, VIII AND X ACHIEVED 86%, 81% AND 86% OF THEIR RESPECTIVE TARGETS.

CONSTRUCTION GRANT PROGRAM OBLIGATIONS AND OUTLAYS

As Of March 31, 1983



● TARGET
.....
● ACTUALS

OMSE 4/83

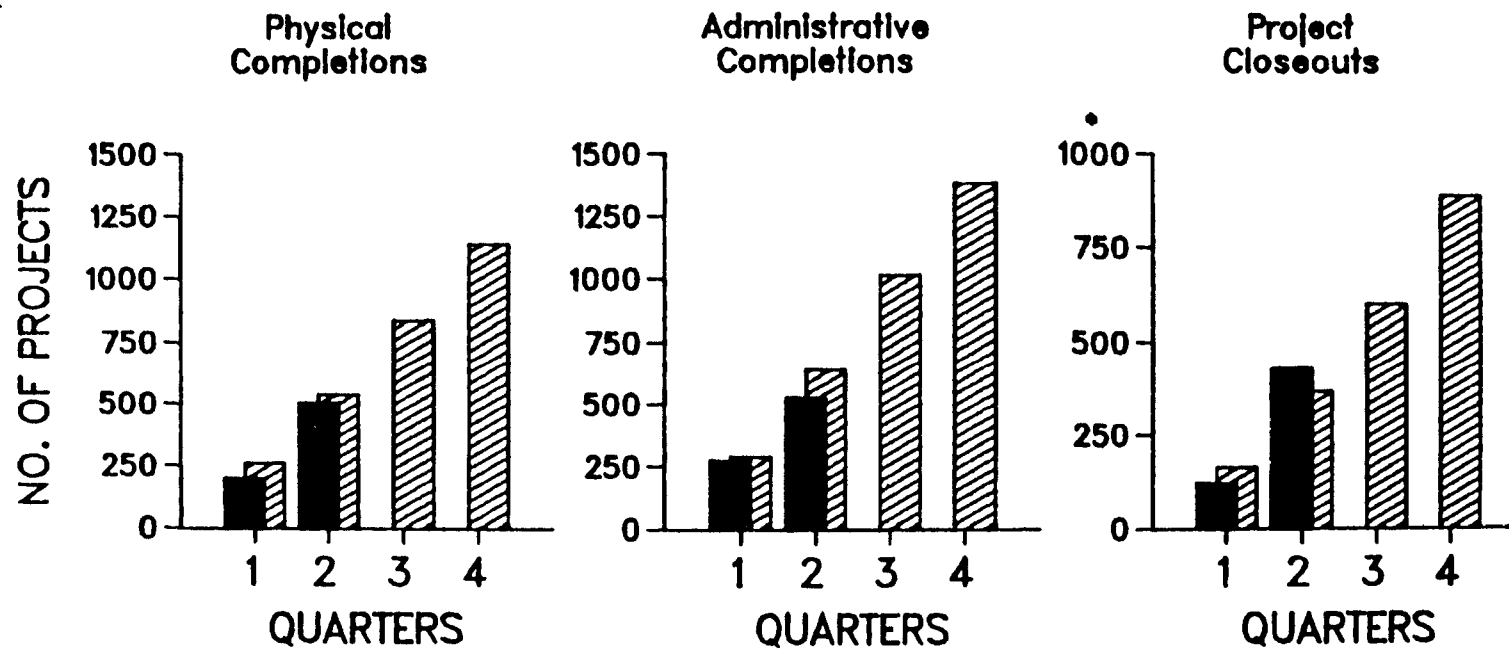
MEETING PROGRAM COMMITMENTS

CONSTRUCTION GRANTS COMPLETIONS AND CLOSEOUTS

- NATIONALLY THE OFFICE OF WATER ACHIEVED 94% OF ITS SECOND QUARTER TARGET FOR PHYSICAL COMPLETIONS. REGIONS I, II, VI, VII, IX AND X EXCEEDED THEIR TARGETS WHILE REGIONS III, IV AND VIII ACHIEVED LESS THAN 75% OF THEIR TARGETS.
- NATIONALLY, THE OFFICE OF WATER ACHIEVED 82% OF ITS SECOND QUARTER TARGET FOR ADMINISTRATIVE COMPLETIONS. REGIONS I, VI, VII AND X EXCEEDED THEIR TARGETS WHILE REGIONS II, III AND V ACHIEVED LESS THAN 75% OF THEIR TARGETS.
- NATIONALLY, THE OFFICE OF WATER ACHIEVED 117% OF ITS SECOND QUARTER TARGET FOR PROJECT CLOSEOUTS. THIS WAS A SUBSTANTIAL IMPROVEMENT OVER THE FIRST QUARTER PERFORMANCE OF 74%. REGIONS I, III, IV, VI, VII, VIII AND X MET OR EXCEEDED THEIR TARGETS WHILE REGION II ACHIEVED LESS THAN 50% OF ITS TARGET.

CONSTRUCTION GRANT COMPLETIONS/CLOSEOUTS PROJECTS COMPLETED

As Of March 31, 1983



* DIFFERENT SCALE

Legend
 ■ ACTUAL
 ▨ TARGET

OMSE 4/83

MEETING PROGRAM COMMITMENTS

NPDES PERMITTING

REPERMITTING

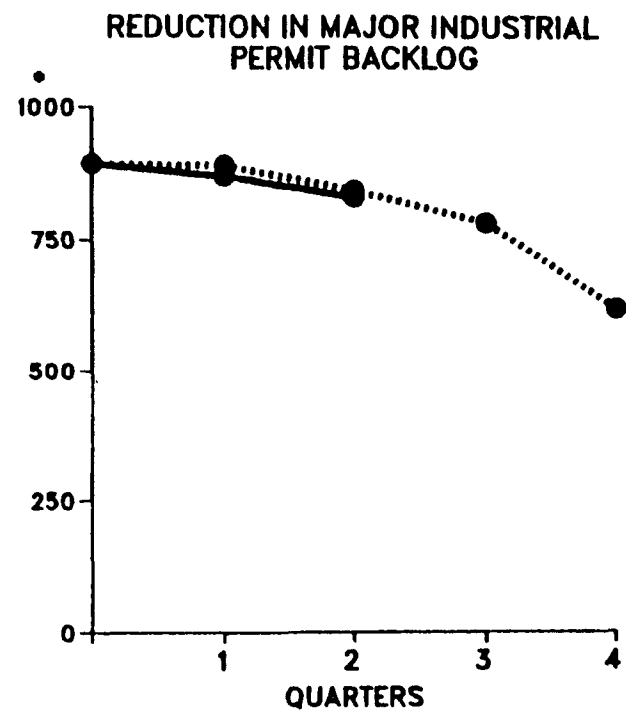
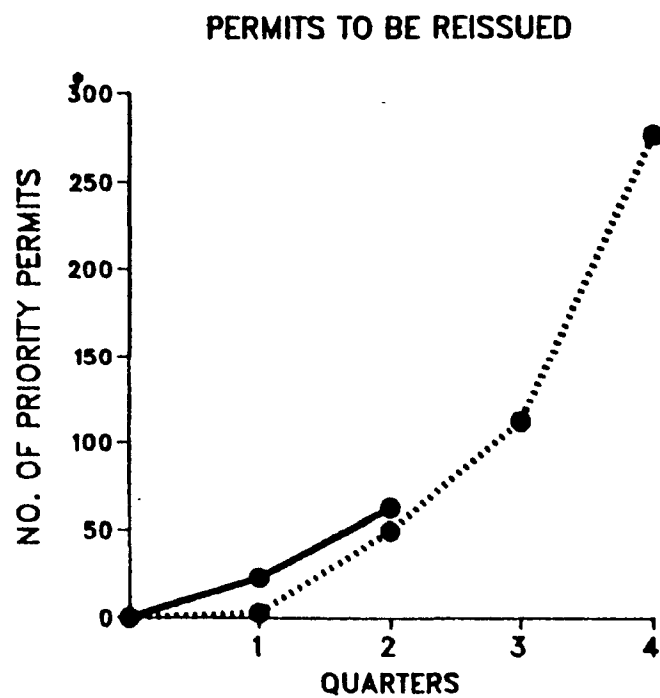
- AT THE START OF FY 83, EPA'S NPDES REPERMITTING BACKLOG INCLUDED APPROXIMATELY 1,175 MAJOR PERMITS AND 9,000 MINOR PERMITS. OF THE 1,175 BACKLOGGED MAJOR PERMITS, 20 WERE FOR FEDERAL FACILITIES, 260 WERE FOR MUNICIPALITIES AND 895 WERE FOR INDUSTRIAL FACILITIES. THE OFFICE OF WATER IS CURRENTLY GIVING PRIORITY TO REDUCING THE BACKLOG OF MAJOR INDUSTRIAL PERMITS.
- FORTY-SEVEN INDUSTRIAL PERMITS WERE TARGETED FOR REISSUANCE IN THE SECOND QUARTER. FORTY (INCLUDING SOME MINORS) WERE REISSUED.
- REGIONS I AND IV EXCEEDED THEIR REPERMITTING TARGETS.

NEW PERMITS

- THE REGIONS ISSUED 305 NEW PERMITS DURING THE FIRST TWO QUARTERS. THE AVERAGE PROCESSING TIME FROM RECEIPT OF A COMPLETE APPLICATION TO PERMIT ISSUANCE WAS THREE MONTHS.

REDUCING REPERMITTING BACKLOG

As Of March 31, 1983



*DIFFERENT SCALES

● TARGET
 ● ACTUALS

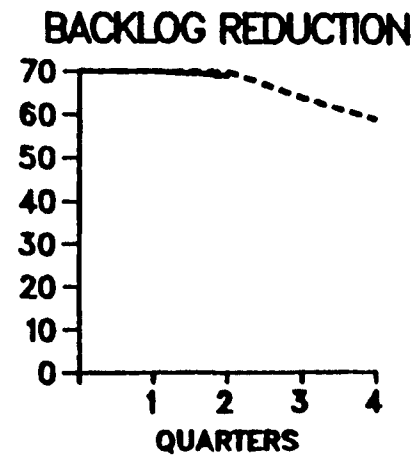
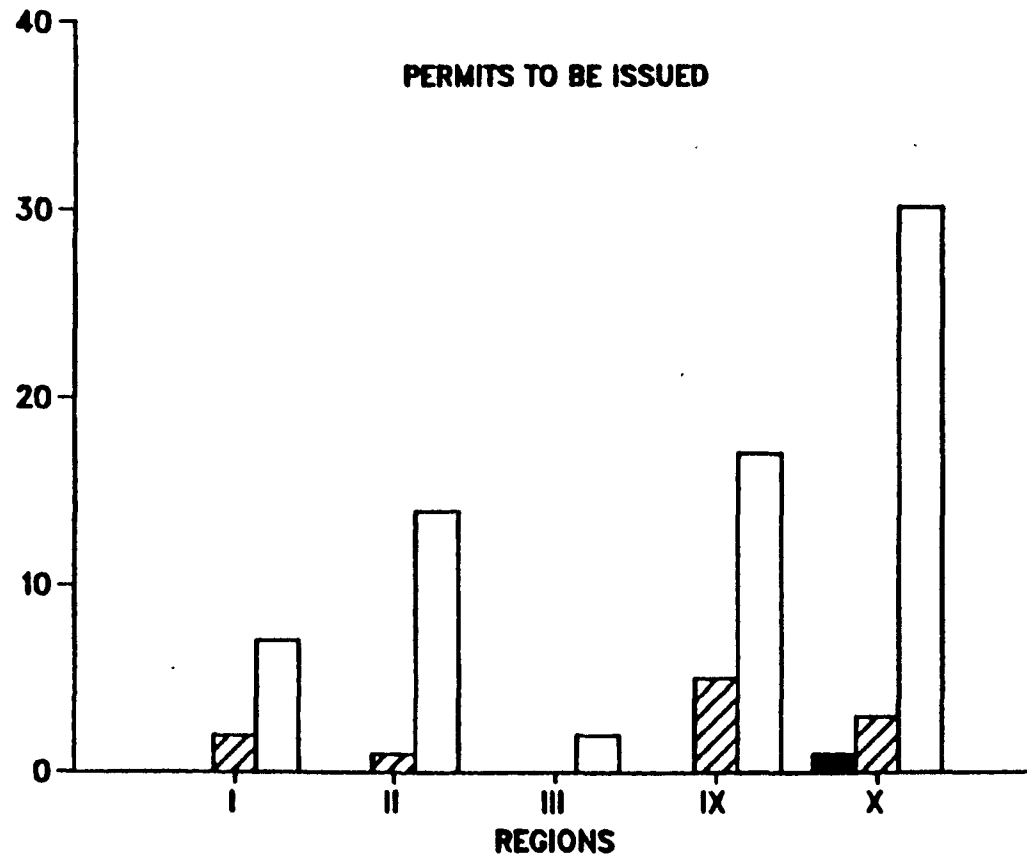
OMSE 4/83

MEETING PROGRAM COMMITMENTS

301(h) PERMITS

- THE OFFICE OF WATER RECEIVED SEVENTY 301(h) APPLICATIONS PRIOR TO THE ORIGINAL SEPTEMBER 13, 1979 DEADLINE.
- BEFORE THE SECOND QUARTER FY 83, HEADQUARTERS ESTABLISHED THE PROGRAM AND ISSUED:
 - TWENTY-FOUR WAIVER DECISIONS (LARGE, COMPLEX APPLICATIONS).
 - SIX DRAFT PERMITS.
 - NO FINAL PERMITS.
- THE ORDER OFFERING DELEGATION OF THE 301(h) PROGRAM TO THE REGIONS WAS SIGNED ON DECEMBER 30, 1982.
 - REGIONS II, IV AND X HAVE RECEIVED DELEGATION.
 - REGIONS I, III AND IX ARE STILL EVALUATING THEIR CAPABILITY TO IMPLEMENT THE PROGRAM.
- IN FY 83, FOR THE TWENTY-FOUR WAIVER DECISIONS AND SIX DRAFT PERMITS ISSUED, THE REGIONS ARE TARGETED TO ISSUE:
 - NINE DRAFT PERMITS.
 - ELEVEN FINAL PERMITS.
- DURING THE SECOND QUARTER, REGION X ISSUED:
 - ONE FINAL PERMIT.
- ONE HUNDRED AND FORTY-FOUR NEW APPLICATIONS HAVE BEEN RECEIVED IN RESPONSE TO THE NEW DECEMBER 12, 1982 APPLICATION DEADLINE. THE REGIONS MUST PROCESS THOSE APPLICATIONS EVEN THOUGH TARGETS WERE NOT DEVELOPED FOR THEM.
- THE FY 83 DRAFT AND FINAL PERMIT TARGETS ARE NOT GOOD INDICATORS OF PROGRAM PROGRESS AND MAY BE TOO HIGH GIVEN CURRENT REGULATORY PROCEDURES. THE REGIONS ARE ACCOMPLISHING MORE THAN THE TARGETS INDICATE. THE OFFICE OF POLICY AND RESOURCE MANAGEMENT IS WORKING WITH THE OFFICE OF WATER TO TRY TO STREAMLINE THE PROCESS AND TO IDENTIFY BETTER INDICATORS OF PROGRAM PROGRESS.

301(H) PERMITS As Of March 31, 1983



ACTUAL
TARGET

Legend
 ■ FINAL PERMITS COMPLETED
 ▨ FINAL PERMITS TARGETED FOR FY 1983
 □ PERMIT BACKLOG

OMSE 4/83

ENFORCEMENT

GENERAL

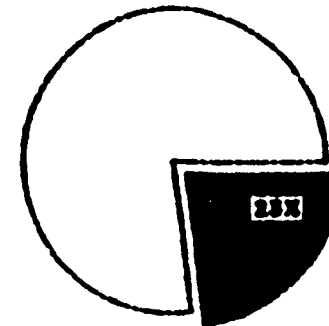
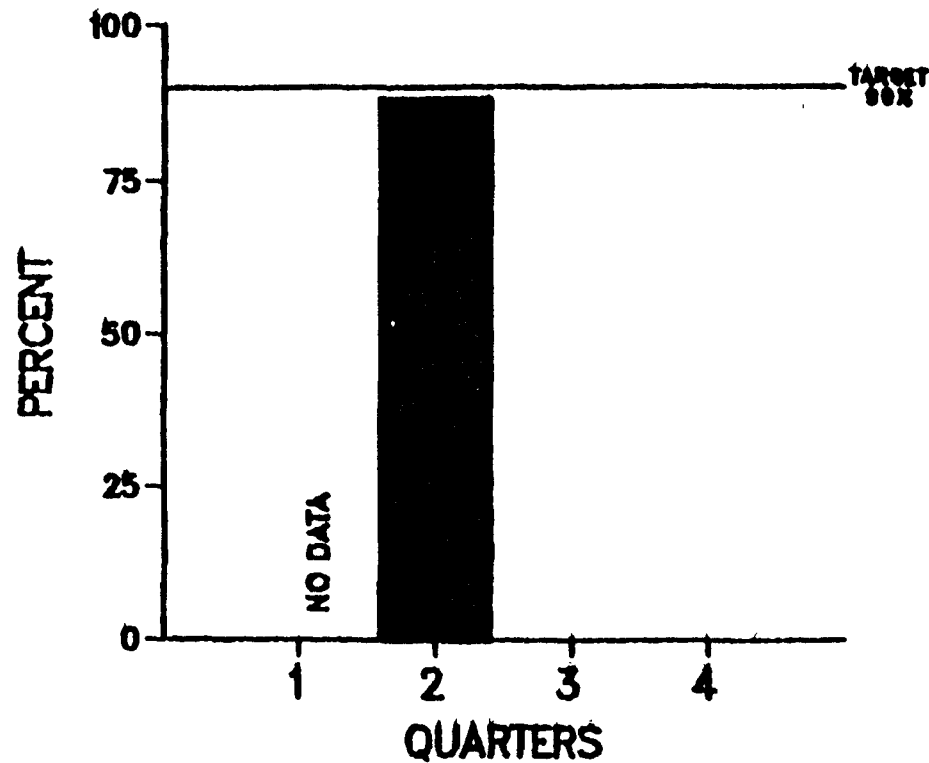
- o THE NATIONAL MUNICIPAL POLICY IS IN DRAFT FORM. THE FINAL HAS BEEN DELAYED TO PROVIDE THE NEW ADMINISTRATOR THE OPPORTUNITY TO REVIEW IT.
- o THE FINAL NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATION WILL INCLUDE AND REQUIRE THE USE OF THE NEW NATIONAL DEFINITION OF SIGNIFICANT NON-COMPLIANCE IN REPORTING COMPLIANCE RATES. FINAL PROMULGATION IS EXPECTED IN NOVEMBER, 1984.
- o MOST REGIONS AND ALL BUT NINE STATES ARE VOLUNTARILY USING THE NEW DEFINITION OF SIGNIFICANT NON-COMPLIANCE IN REPORTING COMPLIANCE RATES.
- o THE OFFICE OF POLICY AND RESOURCE MANAGEMENT IS WORKING WITH THE OFFICE OF WATER TO CONSIDER THE BEST WAY TO EXPAND COVERAGE OF THE MANAGEMENT ACCOUNTABILITY SYSTEM TO PROVIDE A MORE REPRESENTATIVE PICTURE OF MAJOR SOURCE COMPLIANCE.

MUNICIPALS

- o THERE ARE APPROXIMATELY:
 - 3,500 MAJOR MUNICIPAL FACILITIES.
 - 2,400 MAJOR MUNICIPAL FACILITIES ON FINAL EFFLUENT LIMITS.
 - 800 MAJOR 92-500 MUNICIPAL FACILITIES ON FINAL EFFLUENT LIMITS.
- o THE SECOND QUARTER COMPLIANCE RATE FOR MAJOR 92-500 MUNICIPALS ON FINAL EFFLUENT LIMITS WAS 88%.
- o DURING THE FIRST TWO QUARTERS, EPA MADE 229 COMPLIANCE INSPECTIONS OF MAJOR MUNICIPAL FACILITIES TO CONFIRM COMPLIANCE REPORTING.

COMPLIANCE RATES FOR MAJOR 92-500 MUNICIPALS ON FINAL EFFLUENT LIMITS

As Of March 31, 1983



PERCENT OF ALL MAJOR
MUNICIPALS MEASURED HERE

OMSE 4/83

NUMBER OF MAJOR 92-500 MUNICIPALS ON FINAL EFFLUENT LIMITS: 802

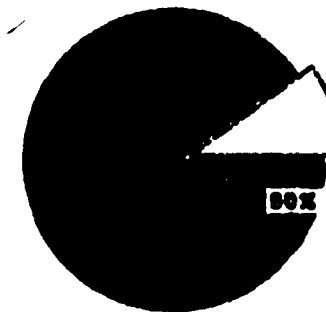
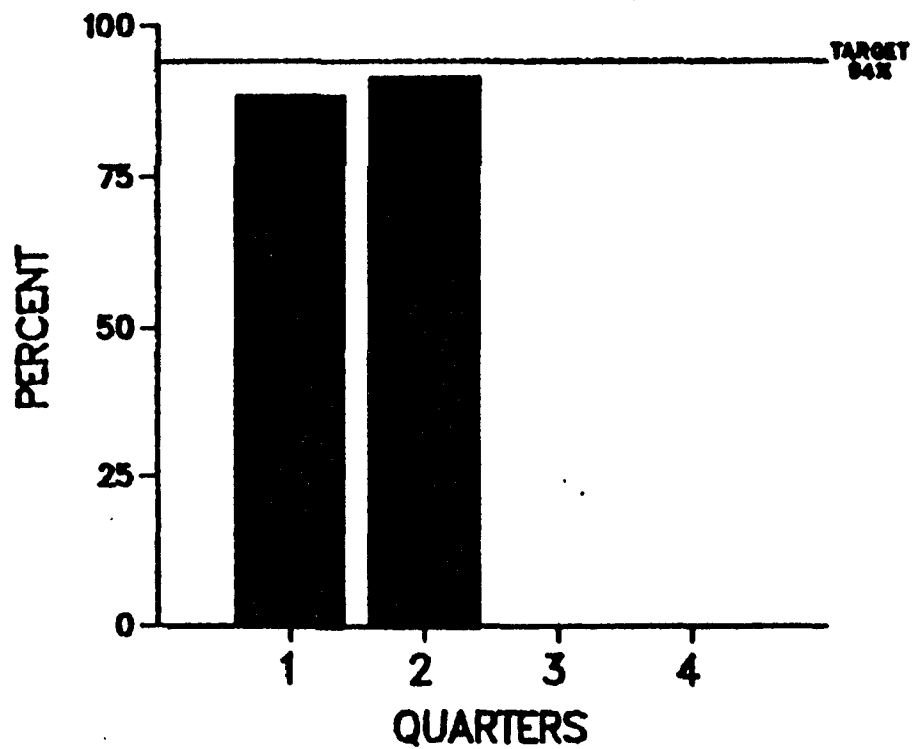
ENFORCEMENT

NON-MUNICIPALS

- THERE ARE APPROXIMATELY:
 - 4,000 MAJOR NON-MUNICIPAL FACILITIES.
 - 3,600 MAJOR NON-MUNICIPAL FACILITIES ON FINAL EFFLUENT LIMITS.
- THE SECOND QUARTER COMPLIANCE RATE FOR MAJOR NON-MUNICIPALS ON FINAL EFFLUENT LIMITS WAS 91%.
- DURING THE FIRST TWO QUARTERS, EPA MADE 226 COMPLIANCE INSPECTIONS OF MAJOR NON-MUNICIPAL FACILITIES TO CONFIRM COMPLIANCE REPORTING.

COMPLIANCE RATES FOR MAJOR NON-MUNICIPALS ON FINAL EFFLUENT LIMITS

As Of March 31, 1983



PERCENT OF ALL MAJOR
NON-MUNICIPALS MEASURED
HERE

NUMBER OF MAJOR NON-MUNICIPALS ON FINAL EFFLUENT LIMITS: 3802

OMSE 4/83

OFFICE OF SOLID WASTE AND EMERGENCY RESPONSE

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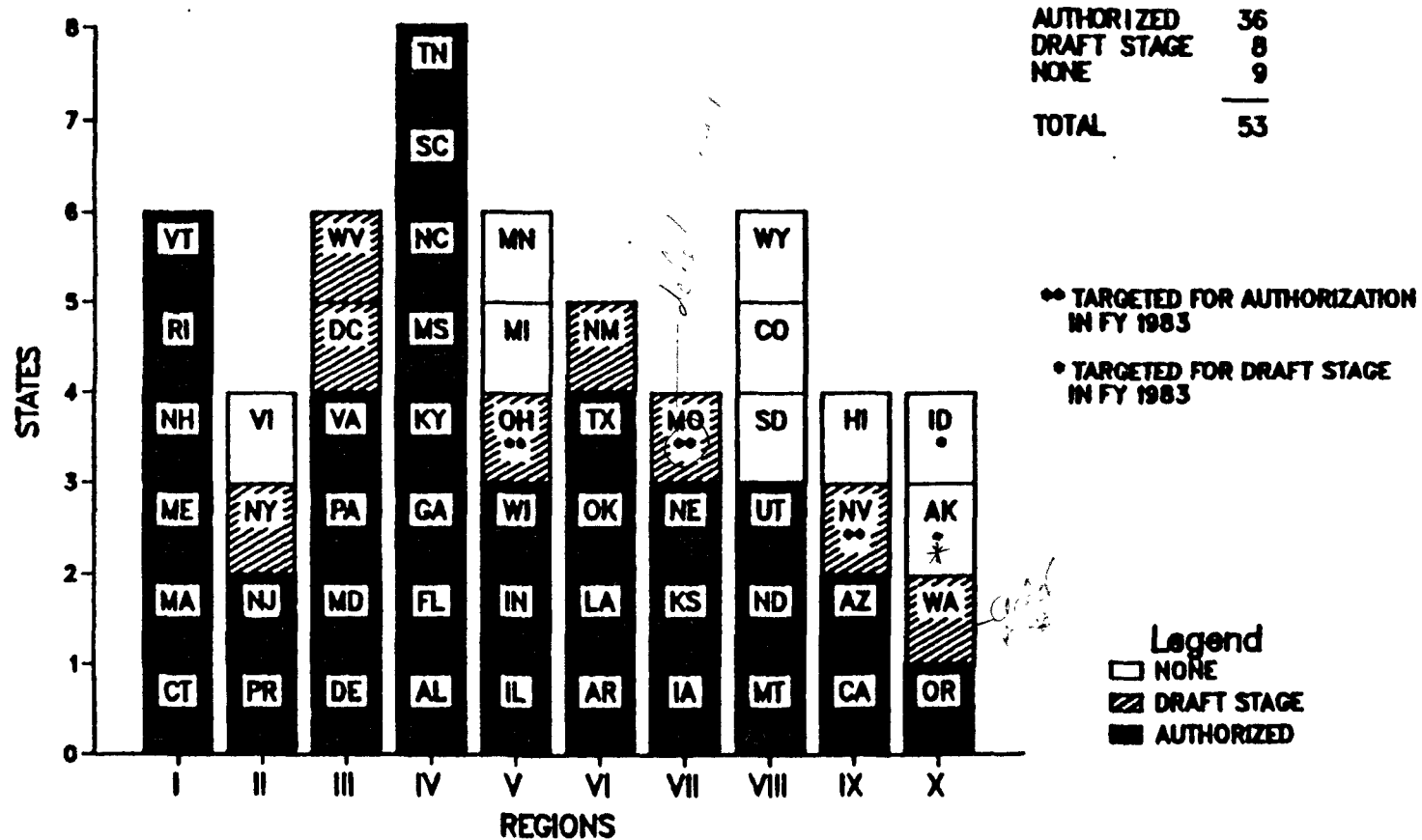
DELEGATION TO STATES

RCRA-C PHASE I STATE AUTHORIZATIONS

- NEW JERSEY OBTAINED PHASE I AUTHORIZATION DURING SECOND QUARTER, BRINGING THE TOTAL TO 36. IN ADDITION, WEST VIRGINIA AND D.C. ARE NOW IN DRAFT STAGE. FORTY STATES ARE TARGETED FOR PHASE I AUTHORIZATION BY THE END OF FY 83.
- FIVE STATES--VIRGIN ISLANDS, MICHIGAN, MINNESOTA, COLORADO, SOUTH DAKOTA--PLAN TO GO DIRECTLY TO FINAL AUTHORIZATION.
- WYOMING DOES NOT INTEND TO ADOPT THE RCRA PROGRAM. IN ADDITION, HAWAII MAY NOT SEEK AUTHORIZATION AT ANY LEVEL.
- PHASE I IS AUTHORIZED TO STATES THAT HAVE AN ACCEPTABLE FRAMEWORK FOR UNDERTAKING ALL RCRA RESPONSIBILITIES, EXCEPT PERMITTING.

DELEGATION STATUS OF RCRA - PHASE I

As Of March 31, 1983



OMSE 4/83

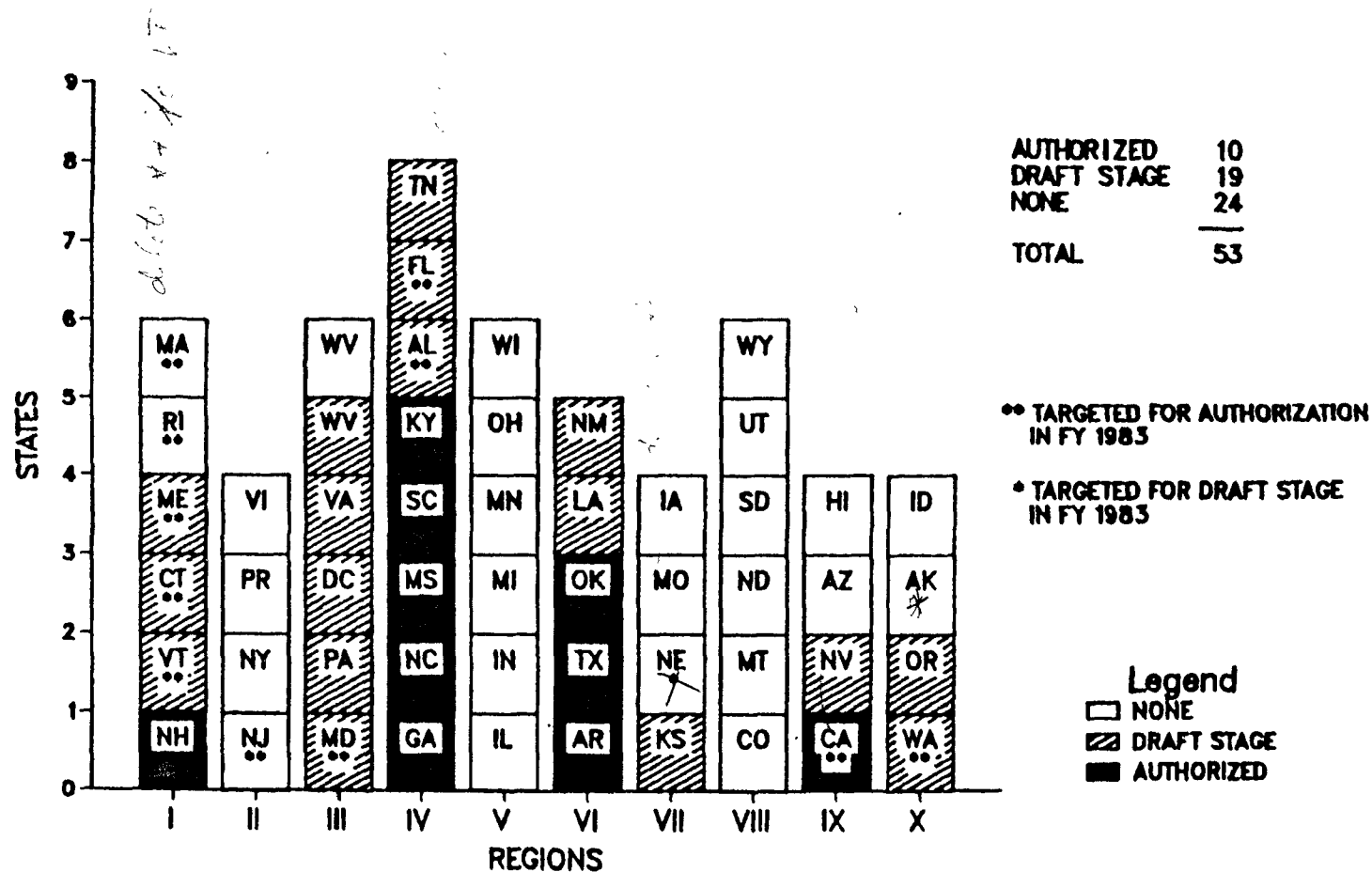
DELEGATION TO STATES

RCRA-C PHASE II STATE AUTHORIZATIONS

- THREE STATES--NEW HAMPSHIRE, KENTUCKY AND CALIFORNIA--OBTAINED PHASE II AUTHORIZATION DURING SECOND QUARTER. THIS BRINGS THE TOTAL TO 10. TWENTY-THREE STATES ARE TARGETED FOR PHASE II AUTHORIZATION BY THE END OF FY 83.
- FOURTEEN STATES--PUERTO RICO, VIRGIN ISLANDS, DELAWARE, ILLINOIS, INDIANA, MICHIGAN, MINNESOTA, OHIO, WISCONSIN, IOWA, KANSAS, COLORADO, MONTANA AND SOUTH DAKOTA--PLAN TO GO DIRECTLY TO FINAL AUTHORIZATION.
- PRELIMINARY ESTIMATES ARE THAT FINAL AUTHORIZATIONS WILL BE OBTAINED BY:
 - 9 STATES IN FY 84.
 - 36 STATES IN FY 85.
- PHASE II IS AUTHORIZED TO STATES THAT HAVE AN ACCEPTABLE PROGRAM FOR PERMITTING HAZARDOUS WASTE MANAGEMENT FACILITIES.

DELEGATION STATUS OF RCRA — PHASE II

As Of March 31, 1983



MEETING PROGRAM COMMITMENTS

- THE AUTOMATED RCRA PERMITTING DATA PRESENTED TO THE ADMINISTRATOR IN THE FIRST QUARTER ACCOUNTABILITY REPORT WAS INACCURATE. PERMIT DATA IS NOW BEING COLLECTED MANUALLY UNTIL THE HAZARDOUS WASTE DATA MANAGEMENT SYSTEM IS PROPERLY ADJUSTED. THE REVISED PERMIT NUMBERS ARE PRESENTED BELOW.

- A TOTAL OF 10 RCRA PERMITS HAVE BEEN ISSUED NATIONALLY:
 - 2 IN REGION III.
 - 3 IN REGION IV.
 - 1 IN REGION VI.
 - 1 IN REGION VII.
 - 1 IN REGION VIII.
 - 2 IN REGION IX.

- EXISTING FACILITIES (ACTIVITY SINCE INCEPTION OF PROGRAM IN FY 82):
 - 678 OUT OF 698 STORAGE AND TREATMENT PERMITS HAVE BEEN CALLED IN. EPA AND THE STATES ARE IN THE PROCESS OF REVIEWING 470 APPLICATIONS. TWO PERMITS HAVE BEEN ISSUED (CALIFORNIA).

MEETING PROGRAM COMMITMENTS (CONTINUED)

- 100 OUT OF 179 INCINERATOR PERMITS HAVE BEEN CALLED IN. EPA AND THE STATES ARE IN THE PROCESS OF REVIEWING 35 APPLICATIONS.
 - 160 OUT OF 231 LAND DISPOSAL PERMITS HAVE BEEN CALLED IN. EPA IS IN THE PROCESS OF REVIEWING 13 APPLICATIONS. (NOTE: EPA STARTED CALLING IN APPLICATIONS ONLY AFTER THE LAND DISPOSAL REGULATIONS BECAME EFFECTIVE ON JANUARY 26, 1983.)
- o VOLUNTARY SUBMITTALS* (ACTIVITY SINCE INCEPTION OF PROGRAM IN FY 82):
- 78 STORAGE AND TREATMENT APPLICATIONS HAVE BEEN RECEIVED AND 8 PERMITS HAVE BEEN ISSUED. PROCESSING TIME AVERAGED 292 DAYS.
 - 12 INCINERATOR APPLICATIONS HAVE BEEN RECEIVED AND 1 PERMIT HAS BEEN ISSUED. PROCESSING TIME AVERAGED 360 DAYS.
 - 13 LAND DISPOSAL APPLICATIONS HAVE BEEN RECEIVED AND 1 PERMIT HAS BEEN ISSUED.

* INCLUDES NEW FACILITIES AND EXPANSIONS.

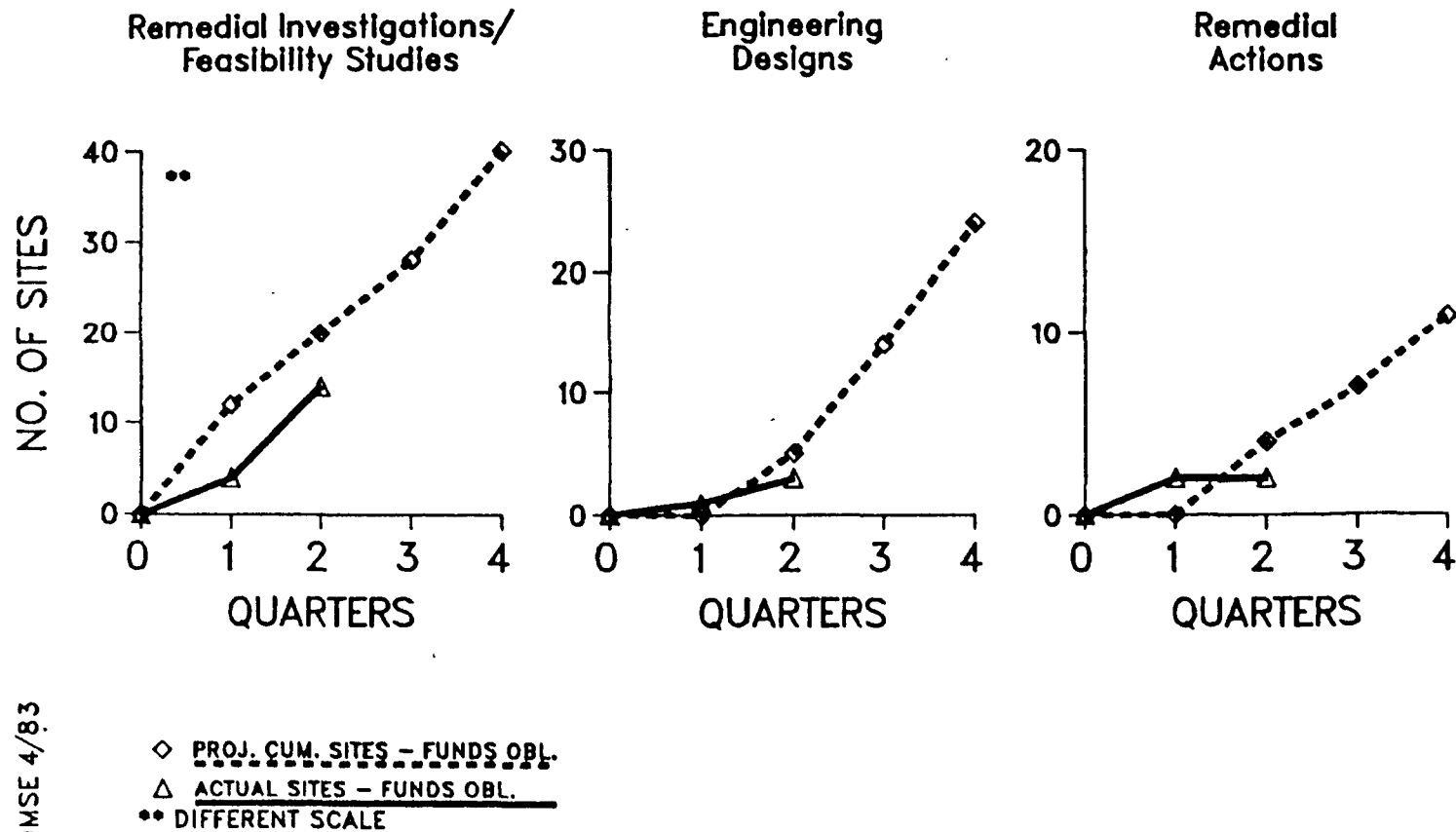
MEETING PROGRAM COMMITMENTS

SUPERFUND REMEDIAL ACTIVITIES

- DURING THE SECOND QUARTER, \$13.1 MILLION WAS OBLIGATED FOR REMEDIAL ACTIVITIES, INCLUDING GENERIC FUNCTIONS SUCH AS CONTRACTS, CORPS OF ENGINEERS AGREEMENT AND TRAINING. THIS BRINGS THE CUMULATIVE AMOUNT OF FY 83 REMEDIAL FUNDS OBLIGATED TO \$18.3 MILLION.
 - OF THE \$13.1 MILLION, \$5.4 MILLION WAS OBLIGATED FOR:
 - REMEDIAL INVESTIGATIONS/FEASIBILITY STUDIES (RI/FS) AT 10 NEW SITES, BRINGING THE FY 83 TOTAL TO 14 SITES. THE SECOND QUARTER TARGET CALLED FOR RI/FS AT 20 SITES.
 - ENGINEERING DESIGNS AT 2 NEW SITES, BRINGING THE FY 83 TOTAL TO 3 SITES. THE SECOND QUARTER TARGET CALLED FOR ENGINEERING DESIGNS AT 5 SITES.
 - IN ADDITION, \$3.1 MILLION WAS OBLIGATED FOR 3 INITIAL REMEDIAL MEASURES.
- NO FUNDS WERE OBLIGATED FOR REMEDIAL IMPLEMENTATION DURING THE SECOND QUARTER. FUNDS FOR TWO ADDITIONAL IMPLEMENTATION PROJECTS HAD BEEN PROJECTED FOR OBLIGATION.
- REMEDIAL WORK WAS UNDERWAY AT 71 SITES AT THE END OF THE SECOND QUARTER.
- THREE COOPERATIVE AGREEMENTS WERE AWARDED DURING THIS QUARTER, BRINGING THE FY 83 TOTAL TO 8. IN ADDITION, 4 COOPERATIVE AGREEMENTS WERE AMENDED. THE 8 COOPERATIVE AGREEMENTS AND 4 AMENDMENTS GIVE THE STATES THE PROJECT LEAD FOR 42.1% OF THE SUPERFUND REMEDIAL DOLLARS OBLIGATED TO DATE IN FY 83
- THE FY 83 REMEDIAL OBLIGATION TARGET HAS BEEN REDUCED FROM \$110 MILLION TO \$72 MILLION DUE TO REPROGRAMMING OF FUNDS--\$33 MILLION TO FEMA FOR TIMES BEACH AND \$5 MILLION TO THE INTERAGENCY AGREEMENT ACCOUNT.

FY 83 SUPERFUND SITE REMEDIAL ACTIVITIES INITIATED

As Of March 31, 1983



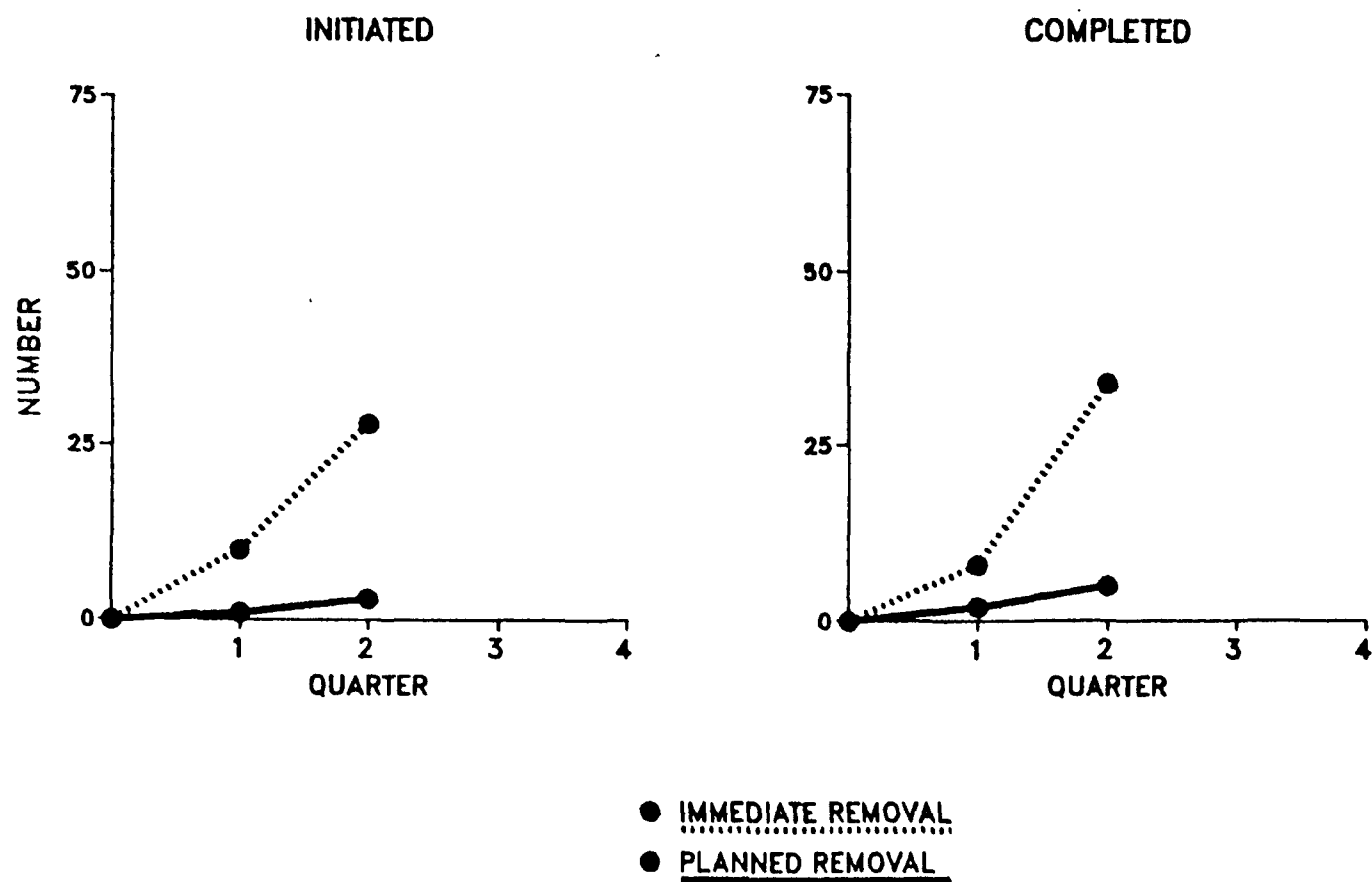
MEETING PROGRAM COMMITMENTS

SUPERFUND REMOVAL ACTIVITIES

- \$2.5 MILLION WAS OBLIGATED FOR REMOVAL ACTIVITIES DURING SECOND QUARTER, BRINGING THE FY 83 TOTAL TO \$3.6 MILLION.
- TWO PLANNED REMOVAL ACTIVITIES WERE INITIATED AND THREE WERE COMPLETED THIS QUARTER, BRINGING THE FY 83 TOTALS TO 3 INITIATED AND 5 COMPLETED.
- EIGHTEEN IMMEDIATE REMOVAL ACTIONS WERE INITIATED THIS QUARTER AND 16 ACTIONS WERE COMPLETED, BRINGING THE FY 83 TOTALS TO 28 INITIATED AND 34 COMPLETED.
- EPA ALSO UNDERTOOK 157 OTHER ON-SCENE RESPONSE ACTIVITIES.

SUPERFUND REMOVAL ACTIVITIES FOR FY 83

As Of March 31, 1983



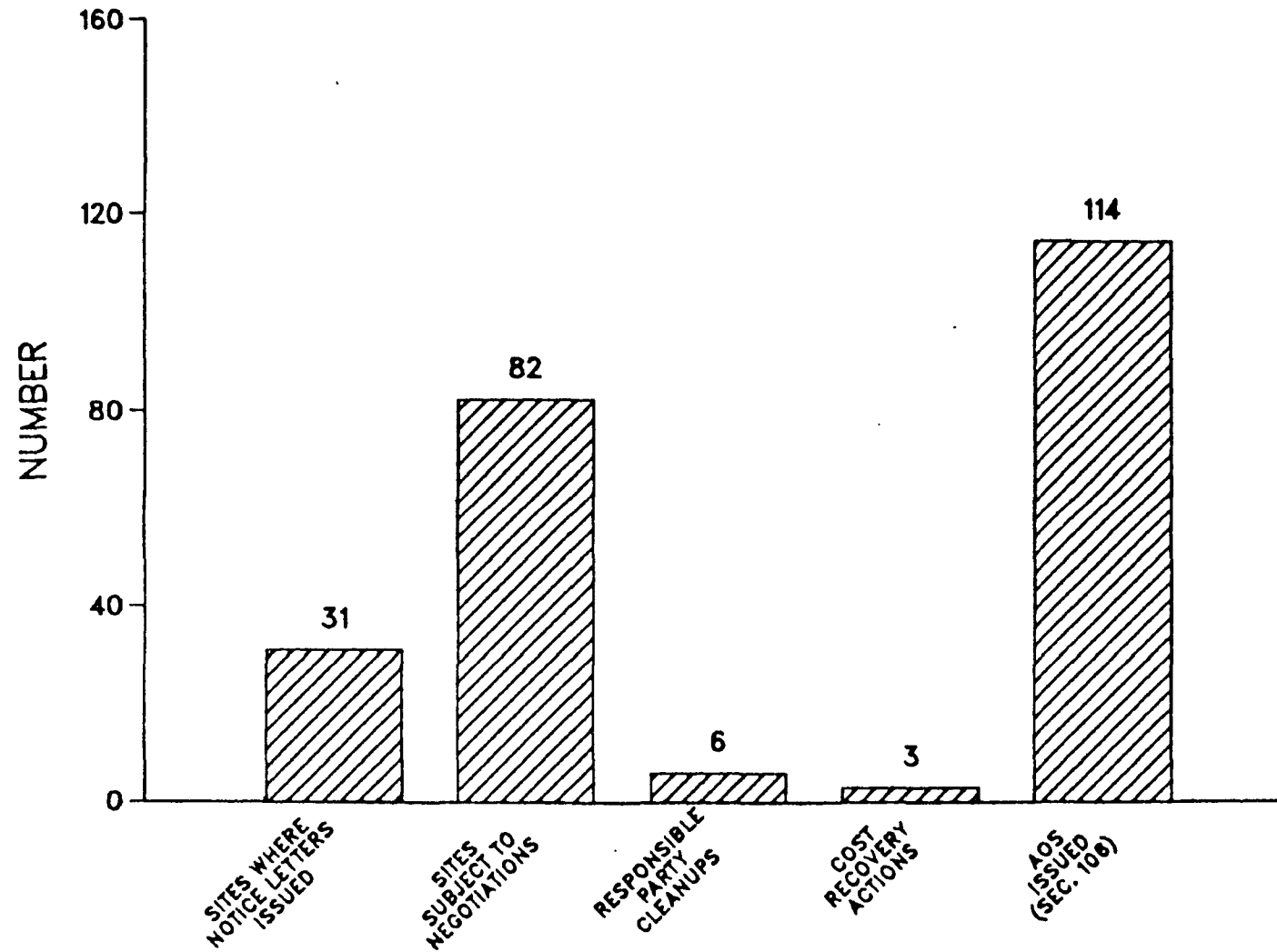
OMSE 4/83

ENFORCEMENT

SUPERFUND ENFORCEMENT ACTIVITY

- DURING SECOND QUARTER, 452 NOTICE LETTERS WERE ISSUED FOR 7 SITES, BRINGING THE FY 83 TOTAL TO 768 NOTICE LETTERS FOR 31 SITES.
- NEGOTIATIONS ARE UNDERWAY WITH RESPONSIBLE PARTIES AT 82 SITES. AT 21 OF THOSE SITES, NEGOTIATIONS HAVE BEEN SUSPENDED WHILE MORE INFORMATION IS GATHERED.
- ONE ADMINISTRATIVE ORDER ON CONSENT WAS ISSUED DURING SECOND QUARTER, BRINGING THE FY 83 TOTAL TO 114. OF THE ADMINISTRATIVE ORDERS ISSUED TO DATE, 112 WERE ISSUED ON CONSENT TO RESPONSIBLE PARTIES AT THE CHEM-DYNE, OHIO SITE.
- EPA OBTAINED PRIVATE PARTY CLEANUPS WORTH \$26.4 MILLION AT THREE SITES. THIS BRINGS THE FY 83 TOTAL TO CLEANUPS WORTH \$62 MILLION AT SIX SITES.
- EPA NEGOTIATED TWO COST RECOVERY ACTIONS WORTH APPROXIMATELY \$300,000. THIS BRINGS THE FY 83 COST RECOVERY TOTAL TO \$14.3 MILLION AT THREE SITES.

SUPERFUND ENFORCEMENT ACTIVITY FOR FY 83 As Of March 31, 1983



OMSE 4/83

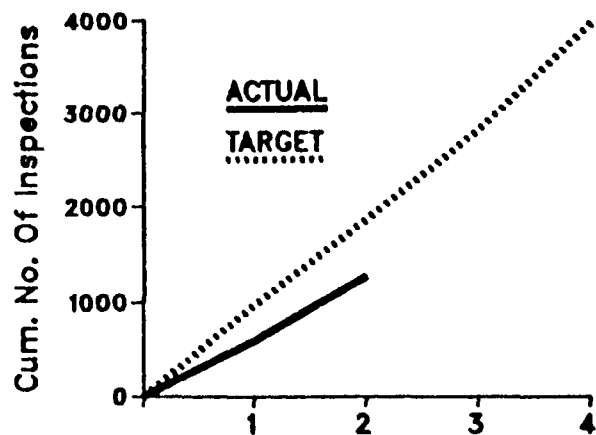
ENFORCEMENT

RCRA ENFORCEMENT ACTIVITY

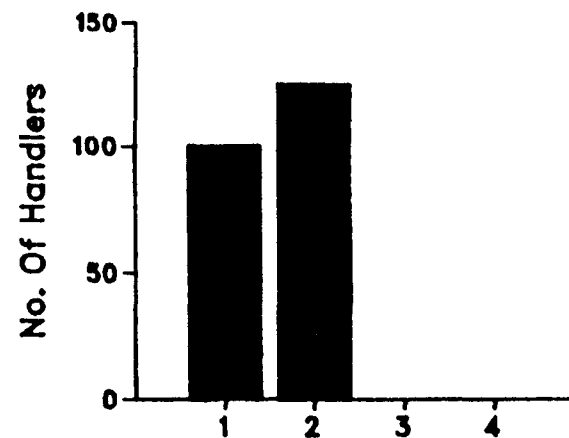
- ACTUAL INSPECTIONS ARE LAGGING BEHIND PROJECTIONS FOR SECOND QUARTER BY APPROXIMATELY 660. DUE TO WEATHER PROBLEMS, FEWER INSPECTIONS ARE GENERALLY CONDUCTED DURING THE FIRST TWO QUARTERS. THE MAJORITY OF INSPECTIONS SHOULD BE CONDUCTED DURING THE THIRD AND FOURTH QUARTERS.
- ONE HUNDRED AND EIGHTEEN HANDLERS WERE FOUND TO HAVE CLASS I VIOLATIONS DURING THE SECOND QUARTER. OVER HALF OF THE VIOLATORS WERE DETECTED IN REGION V.
- THE REGIONS ISSUED COMPLIANCE ORDERS TO 42 HANDLERS WITH CLASS I VIOLATIONS. REGIONS II AND VII LED WITH 11 AND 9 RESPECTIVELY.
- THIRTY-TWO HANDLERS WITH CLASS I VIOLATIONS WERE RETURNED TO COMPLIANCE THROUGH FINAL ORDERS. REGIONS II AND VI LED WITH 11 AND 8 RESPECTIVELY.
- PRELIMINARY FIRST QUARTER DATA HAS BEEN RECEIVED FROM MOST STATES ON THEIR ACTIVITIES. IT INDICATES THAT:
 - 3394 INSPECTIONS WERE CONDUCTED.
 - 1108 HANDLERS WERE DETECTED WITH RCRA VIOLATIONS.
 - 136 FORMAL ADMINISTRATIVE ORDERS REQUIRING COMPLIANCE WERE ISSUED.

RCRA ENFORCEMENT ACTIVITY FOR FY 1983 As Of March 31, 1983

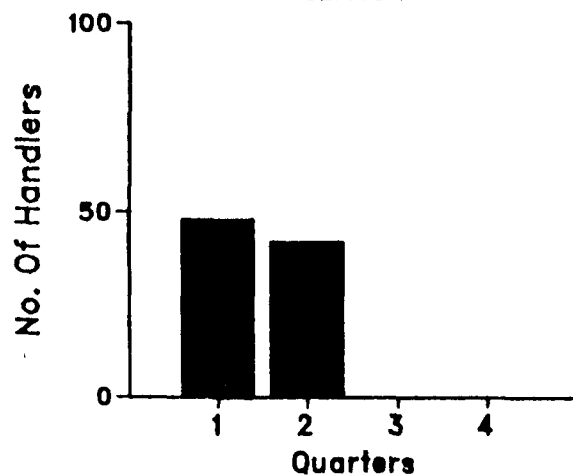
INSPECTIONS



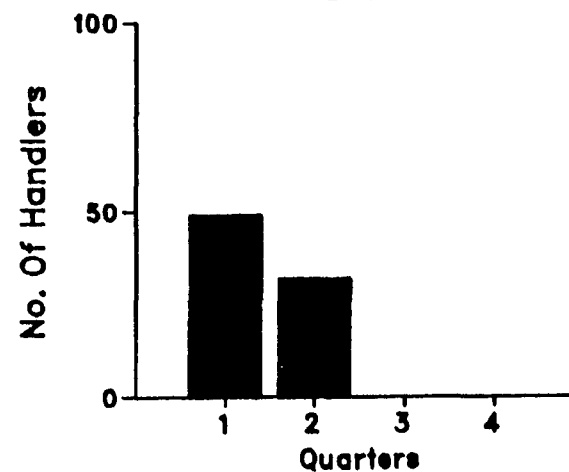
CLASS I VIOLATORS



COMPLIANCE ORDERS ISSUED CLASS I



RETURNED TO COMPLIANCE CLASS I



OMSE 4/83

DEVELOPING CRITICAL REGULATIONS

- AS A RESULT OF RESOURCE CUTBACKS FOR RCRA, OSWER HAS REVISED ITS PROGRAM PRIORITIES, INCLUDING A CHANGE IN THE ECONOMIC PORTION OF THE REGULATORY IMPACT ANALYSIS (RIA) SCHEDULE. THE REVISED REGULATORY SCHEDULE FOCUSES ON ENVIRONMENTAL PROTECTION AND IS AS FOLLOWS:

INCINERATORS	4TH QUARTER, FY 83 (POSTPONED 2 QUARTERS)
AMENDMENTS TO STORAGE	2ND QUARTER, FY 84 (POSTPONED 3 QUARTERS)
UNDERGROUND TANKS	2ND QUARTER, FY 84 (NEW ADDITION)
LOCATION	4TH QUARTER, FY 83 (POSTPONED 1 QUARTER)
LAND DISPOSAL LINER STANDARDS	4TH QUARTER, FY 83 (ADVANCED 1 QUARTER)
FINANCIAL REQUIREMENTS	1ST QUARTER, FY 84 (UNCHANGED)

OFFICE OF ADMINISTRATION

OFFICE OF ADMINISTRATION

MEETING PROGRAM COMMITMENTS

<u>ITEM</u>	<u>STATUS</u>
ELECTRONIC MAIL SYSTEM	IMPLEMENTATION <u>ON SCHEDULE.</u>
REVIEW OF EPA PROCUREMENT PROCEDURES REVIEW: - EVALUATION AND SOURCE SELECTION. - NEGOTIATION, REVIEW AND AWARD.	REPORTS WITH RECOMMENDATIONS FOR IMPROVEMENT WERE SUBMITTED TO AA <u>ON SCHEDULE.</u>
SUPERFUND COST RECOVERY TRACKING REPORT	PROCEDURES DEVELOPED AND REPORT SUBMITTED TO ADMINISTRATOR <u>ON SCHEDULE.</u>
PLAN AND SCHEDULE FOR REVIEW AND REVISION OF EPA'S FINANCIAL MANAGEMENT POLICIES AND PROCEDURES	PROJECT IS <u>ON SCHEDULE.</u>
PERFORMANCE STANDARDS REVIEW	COMPLETED <u>ON SCHEDULE.</u>

OFFICE OF ADMINISTRATION

MEETING PROGRAM COMMITMENTS (cont'd)

<u>ITEM</u>	<u>STATUS</u>
REVISIONS OF GRANT REGULATIONS	PUBLICATION OF FINAL RULE DELAYED TWO MONTHS DUE TO VOLUME OF PUBLIC COMMENTS.
- INTERGOVERNMENTAL REVIEW OF FEDERAL PROGRAMS (40 CFR, PART 29)	OA WAS MEETING REVISED SCHEDULE, BUT FINAL RULE NOW DELAYED ONE MONTH DUE TO OGC'S QUESTION OVER CHANGES IN APPEALS PROCESS.
- GENERAL REGULATIONS FOR ASSISTANCE PROGRAMS (40 CFR, PART 30)	

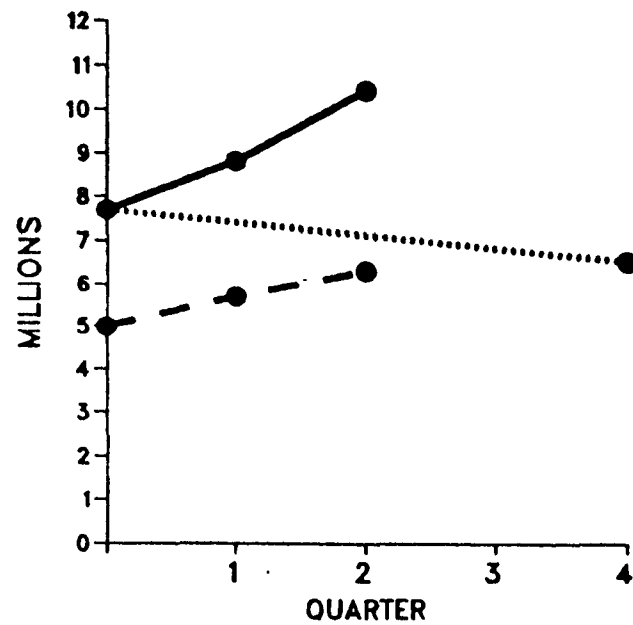
DELINQUENT ACCOUNTS RECEIVABLE

- REVISED PROCEDURES FOR TIMELY FOLLOW-UP OF DELINQUENT ACCOUNTS WERE DEVELOPED ON SCHEDULE; HOWEVER, OA IS UNLIKELY TO MEET ITS END OF YEAR TARGET FOR REDUCING ACCOUNTS RECEIVABLE DUE OVER 90 DAYS BY 15%.
- THE LARGE INCREASE IN DOLLARS PRIMARILY REFLECTS THE SIGNIFICANT INCREASE IN GRANT REFUNDS THAT ARE UNDER APPEAL.
- OA HAS MADE PROGRESS IN REDUCING THE TOTAL NUMBER OF DELINQUENT ACCOUNTS, AND THIS WILL CONTINUE AS THEY WRITE OFF THOSE CASES AMOUNTING TO LESS THAN \$600.

REDUCTION OF DELINQUENT ACCOUNTS RECEIVABLE (OVER 90 DAYS)

As Of March 31, 1983

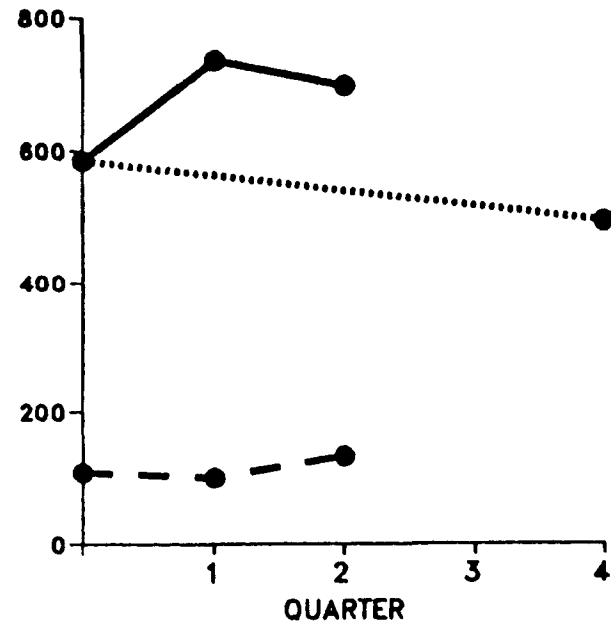
DOLLAR AMOUNT



ACTUAL

- TOTAL
- GRANT REFUNDS UNDER APPEAL

NUMBER OF ACCOUNTS



TARGET

- TOTAL
- TARGET

OFFICE OF POLICY AND RESOURCE MANAGEMENT

OFFICE OF POLICY AND RESOURCE MANAGEMENT

MEETING PROGRAM COMMITMENTS

<u>ITEM</u>	<u>STATUS</u>
RED BORDER REVIEW TARGETS	MET TWO WEEK DEADLINES FOR REVIEW IN <u>ONLY 14%</u> OF CASES. OPRM ATTRIBUTES MUCH OF THIS DELAY TO TOP-LEVEL MANAGEMENT CHANGES.
SUBMISSION OF FY 84 BUDGET TO CONGRESS	DELIVERED <u>ON SCHEDULE</u> .
ADMINISTRATOR'S GUIDANCE FOR OPERATING YEAR FY 1984 AND BUDGET YEAR FY 1985	ISSUED <u>ON SCHEDULE</u> .
CURRENT YEAR BUDGET ALLOWANCES	ISSUED <u>ON SCHEDULE</u> .
SCHEDULE FOR ENVIRONMENTAL RESULTS INITIATIVES	SUBMITTED ON <u>SCHEDULE</u> .
FINAL REPORT TO OMB ON EVALUATION OF DISCHARGE MONITORING REPORT	<u>DELAYED TWO MONTHS</u> .

OFFICE OF POLICY AND RESOURCE MANAGEMENT

MEETING PROGRAM COMMITMENTS

<u>ITEM</u>	<u>STATUS</u>
FINAL REPORTS TO OMB ON NATIONAL EMISSIONS DATA SYSTEMS	<u>DELAYED</u> THREE MONTHS.
FINAL AGENCY POLICY STATEMENT ON AIR EMISSIONS TRADING	<u>DELAYED</u> THREE MONTHS DUE TO QUESTIONS CONCERNING AIR SANCTION POLICY.
REVISED PLAN FOR TRIENNIAL REVIEW OF INFORMATION COLLECTED BY THE AGENCY	COMPLETED TWO MONTHS <u>BEHIND SCHEDULE</u> . DETAILED PROJECT WORK PLANS NOT COMPLETED.
GUIDANCE FOR FY 84 INFORMATION COLLECTION BUDGET.	<u>DELAYED</u> ONE MONTH PENDING NECESSARY OMB GUIDANCE.
REPORT TO CONGRESS ON THE COST OF CLEAN AIR AND CLEAN WATER FOR 1979.	<u>DELAYED</u> SIX MONTHS.

OFFICE OF RESEARCH AND DEVELOPMENT

OFFICE OF RESEARCH AND DEVELOPMENT

MEETING PROGRAM COMMITMENTS

<u>CLIENT</u>	<u>ITEM</u>	<u>STATUS</u>
ALL PROGRAMS	FIVE YEAR RESEARCH STRATEGIES FOR REGULATORY PROGRAMS	DRAFTS PROVIDED TO AAs <u>ON SCHEDULE.</u>
OANR	INVENTORY OF FEDERAL RESEARCH ON ACID DEPOSITION	COMPLETED <u>ON SCHEDULE.</u>
OSWER	USER'S GUIDE FOR ASSESSING HAZARDOUS WASTE TREATMENT AND INCINERATION FACILITIES	PUBLISHED <u>ON SCHEDULE.</u>
OSWER	INTERIM TECHNICAL GUIDELINES FOR MONITORING VADOSE ZONE	ISSUED <u>ON SCHEDULE.</u>
OPTS	REPORT ON ORD MONITORING IN SUPPORT OF DALLAS LEAD STUDY	ISSUED <u>AHEAD OF SCHEDULE.</u>
OPTS	FINAL PROJECT REPORT ON TEST OF EXAMS IN IOWA RESERVOIRS	ISSUED <u>ON SCHEDULE.</u>
OANR	REPORT ON CHEMICAL REACTIVITY OF PERCHLOROETHYLENE TO PRODUCE OZONE	ISSUED <u>ON SCHEDULE.</u>

OFFICE OF RESEARCH AND DEVELOPMENT

MEETING PROGRAM COMMITMENTS (CONTINUED)

<u>CLIENT</u>	<u>ITEM</u>	<u>STATUS</u>
ALL PROGRAMS	FINAL TECHNICAL GUIDELINES FOR DATA QUALITY ASSURANCE	DRAFT GUIDELINES HAVE BEEN ISSUED; FINAL ACTION <u>BEHIND SCHEDULE.</u>
ALL PROGRAMS	MANAGEMENT PLAN FOR IMPLEMENTING AGENCY-WIDE QA PROGRAM	DRAFT PLAN NOW AVAILABLE; FINAL ACTION <u>BEHIND</u> <u>SCHEDULE.</u>
ALL PROGRAMS	REVIEW OF EXPLORATORY RESEARCH CENTERS	DRAFT REPORT SUBMITTED AFTER <u>MINOR DELAY.</u>
OANR	CRITICAL ASSESSMENT DOCUMENT ON ACID DEPOSITION	TWO MONTHS DELAY DUE TO LATE RECEIPT OF MATERIAL FROM OUTSIDE CONTRIBUTORS. REVISED PUBLICATION DATE JULY 31.
OANR	DRAFT OZONE CRITERIA DOCUMENT	FIVE MONTHS <u>BEHIND SCHEDULE</u> DUE TO POOR CONTRACTOR PERFORMANCE; REVISED DATE AUGUST 31.
OANR	DRAFT LEAD AIR QUALITY CRITERIA DOCUMENT	TWO MONTHS <u>BEHIND SCHEDULE.</u> DUE TO SCIENTIFIC CONTROVERSY.

OFFICE OF LEGAL AND ENFORCEMENT COUNSEL

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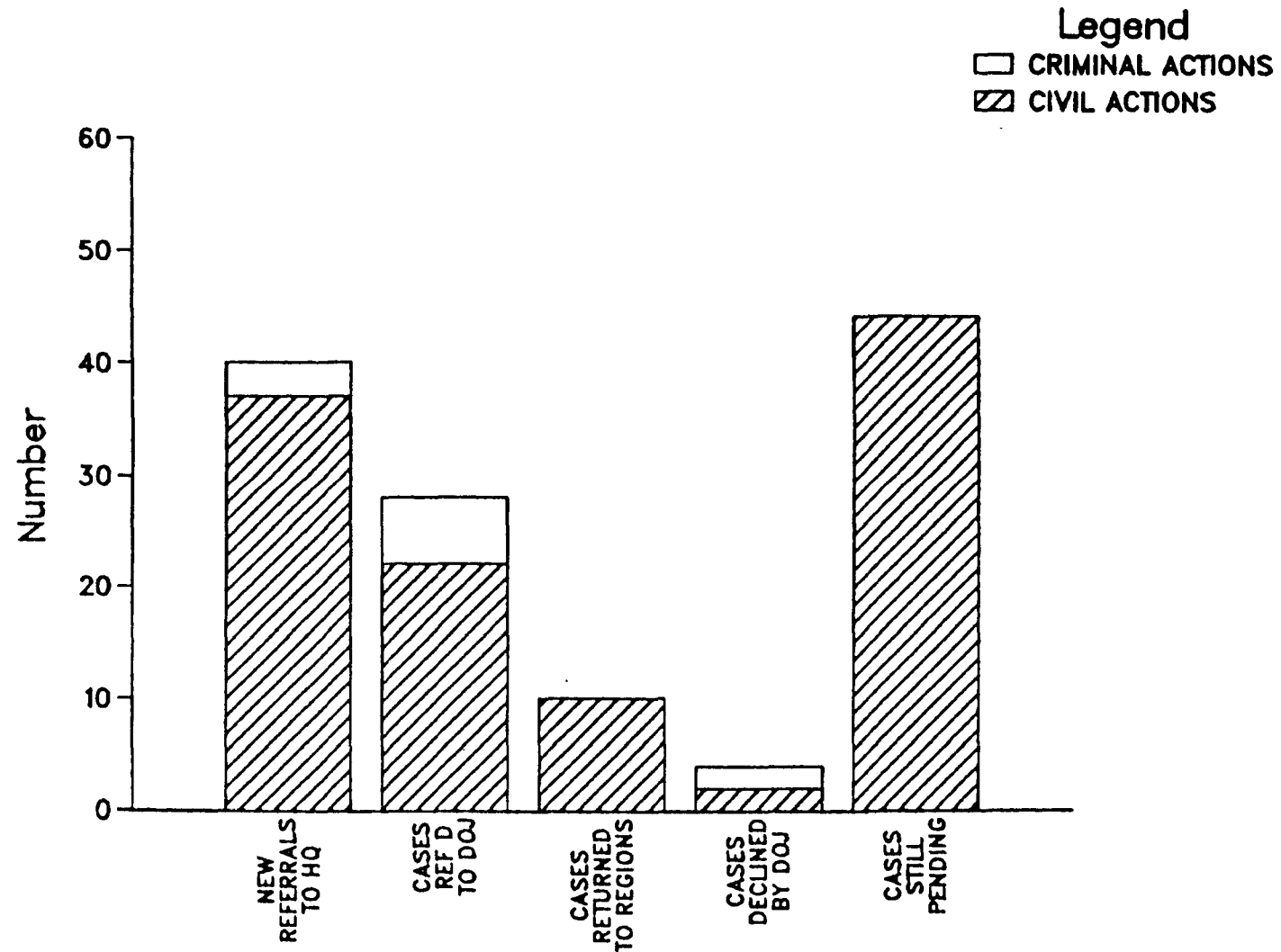
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ENFORCEMENT

PROCESSING OF LITIGATION ACTIONS

- THERE WERE 37 NEW CIVIL ACTIONS REFERRED TO EPA HEADQUARTERS DURING THE SECOND QUARTER.
- TWENTY-TWO CIVIL ACTIONS WERE REFERRED TO DEPARTMENT OF JUSTICE DURING THE SECOND QUARTER. THE TOTAL NUMBER OF CIVIL REFERRALS TO DOJ THUS FAR DURING FY 83 IS 72.
- TEN CIVIL ACTIONS WERE RETURNED TO THE REGIONS BY HEADQUARTERS FOR FURTHER DEVELOPMENT DURING THE SECOND QUARTER.
- DURING THE SECOND QUARTER, THREE NEW CRIMINAL ACTIONS WERE REFERRED TO EPA HEADQUARTERS, SIX CRIMINAL ACTIONS WERE REFERRED TO DOJ, AND TWO CASES WERE DECLINED BY DOJ. AT THE END OF THE SECOND QUARTER, THERE WERE NO CRIMINAL ACTIONS PENDING AT EPA HEADQUARTERS. THE TOTAL NUMBER OF CRIMINAL REFERRALS TO DOJ THUS FAR DURING FY 83 IS 9 .

LITIGATION ACTIONS PROCESSED BY HQ
From December 31, 1982 To March 31, 1983



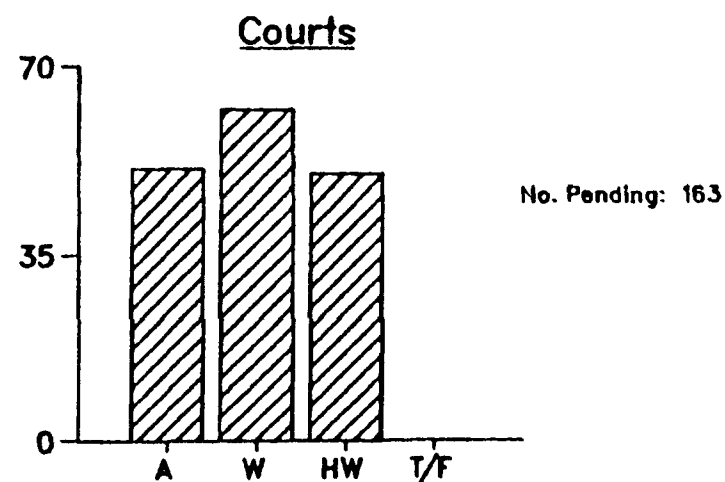
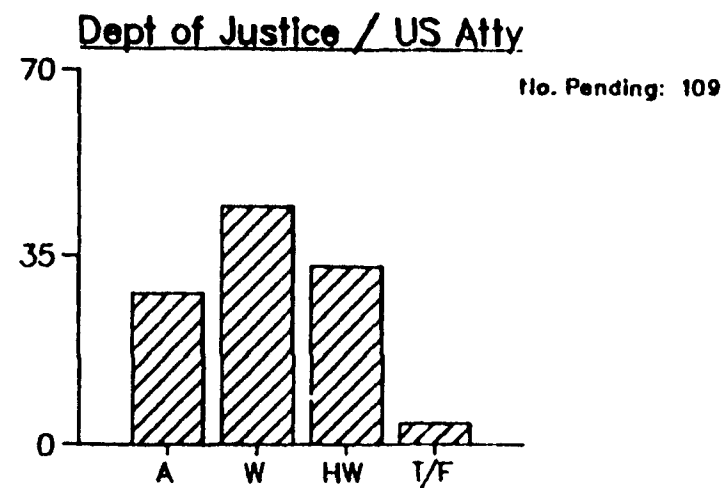
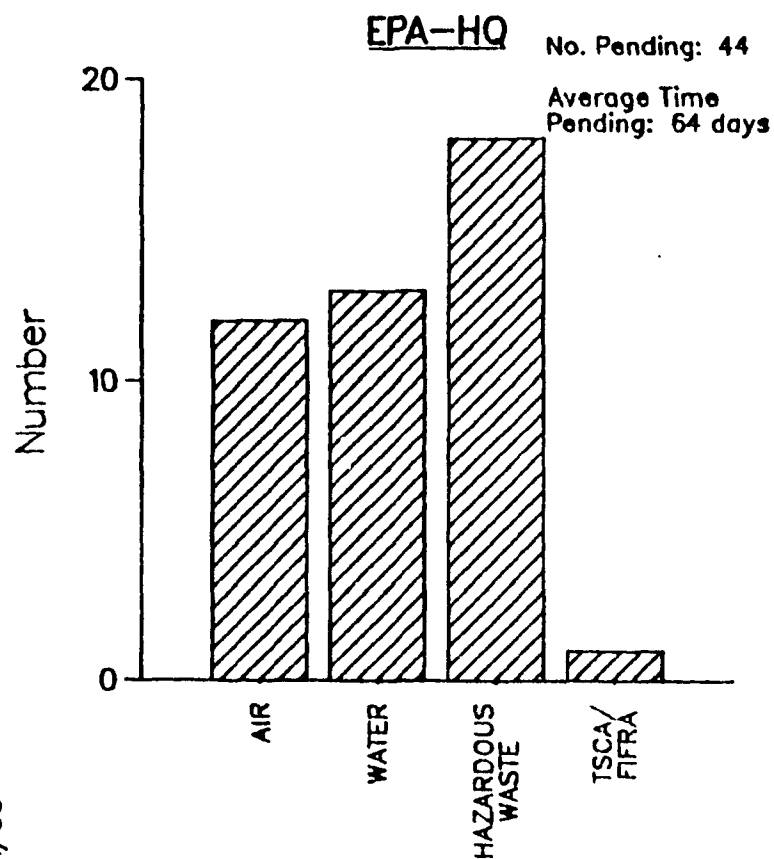
OMSE 4/83

ENFORCEMENT

STATUS OF CIVIL REFERRALS

- THE AVERAGE PROCESSING TIME BY EPA HEADQUARTERS FOR CIVIL ACTIONS REFERRED TO DEPARTMENT OF JUSTICE REMAINED AT 64 DAYS DURING THIS QUARTER, AGAIN EXCEEDING OLEC'S TARGET OF 90 DAYS.
- A TOTAL OF 316 CIVIL ACTIONS WERE PENDING AT THE END OF THE SECOND QUARTER. OF THE CIVIL ACTIONS PENDING, 51% HAVE BEEN FILED IN DISTRICT COURTS, 35% HAVE BEEN REFERRED TO DOJ/U.S. ATTORNEYS, AND 14% ARE PENDING REVIEW AT EPA HEADQUARTERS.
- SEVENTY-TWO CIVIL ACTIONS HAVE BEEN RESOLVED DURING FY 83:
 - 34 ACTIONS WERE SETTLED.
 - 5 ACTIONS WERE DISMISSED BY COURTS.
 - 6 ACTIONS WERE WITHDRAWN BY REGONS.
 - 27 ACTIONS WERE DECLINED BY EPA HEADQUARTERS, OR DOJ/U.S. ATTY.

CIVIL ENFORCEMENT CASES Pending As Of March 31, 1983



OMSE 4/83

ENFORCEMENT

OLEC POLICY AND GUIDANCE ACTIVITIES

<u>ITEM</u>	<u>STATUS</u>
ENFORCEMENT CONSENT DECREE TRACKING	DRAFT COMPLETED ON SCHEDULE.
ENFORCEMENT INDICATORS	OFF SCHEDULE 4 MONTHS, DRAFT NOW EXPECTED 5/83.
CIVIL PENALTY/SETTLEMENT POLICY	DRAFT COMPLETED ON SCHEDULE, FINAL BY 5/83.
SETTLEMENT PROCEDURES	DRAFT COMPLETED ON SCHEDULE, DOJ COMMENTS ARE PENDING.
MODEL CONSENT DECREE TERMS	DRAFT COMPLETED ON SCHEDULE, FINAL BY 5/83.
COORDINATING FEDERAL AND STATE ENFORCEMENT	DRAFT COMPLETED ON SCHEDULE, REDRAFT BY 5/83.
INSPECTIONS BY CONTRACTORS	COMPLETED ON SCHEDULE.
ENFORCEMENT/COMPLIANCE GUIDANCE MANUALS (INCLUDING COMPENDIUM OF OPERABLE POLICIES)	
- AIR	ON SCHEDULE
- WATER	ON SCHEDULE
- CERCLA	ON SCHEDULE
- PESTICIDES	ON SCHEDULE
- TOXICS	ON SCHEDULE
- RCRA	ON SCHEDULE