

The Enforcement Tab

Link a Violation

All violations that are addressed by the enforcement action must be linked to the regulatory measure when the record is complete and the enforcement action is active.

Creating Projects and Liabilities

Projects are created when the discharger must do something besides pay a fine, such as a Supplemental Environmental Project (SEP). Liabilities are created when the discharger must pay a fine. If the discharger is required to pay a fine and do something else, both a Project and a Liability shall be created.

Projects:

The Responsible Party is at least one of the parties in violation and that is responsible for complying with the project.

The name of the project should be short and descriptive of the required project, for example, "Bank Stabilization Project" or "Clarifier Upgrade Project."

Project Type:

Type	Definition
Compliance Project	A Compliance Project is a project that is designed to address problems related to the violation and bring the discharger back into compliance in a timely manner. Compliance Projects are associated with specific potential liability amounts.
Other Project with no \$Assessment	A requirement or group of requirements that must be completed by a specified date. For instance, requirements within a CAO shall be classified as this type of project.
Pollution Prevention Project	A project designed to causes a net reduction in the use or generation of a hazardous substance or other pollutant that is discharged into water. This type of project is allowed for in special circumstances, as defined by the Water Code.
Supplemental Environmental Project	SEPs are projects that enhance the beneficial uses of the waters of the State, provide a benefit to the public at large, and that, at the time they are included in an ACL action, are not otherwise required of the discharger. SEPs are associated with specific potential liability amounts.

Status:

Status	Definition
Deleted (to be "Replaced")	Used when project is changed to a liability.
Fulfilled (to be "Completed")	Responsible party is not required to perform additional tasks for the project.
Not Fulfilled (to be "Not	Responsible party is required to perform additional tasks for the

Completed")	project.
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Latest Completed Milestone:

Read only. This field is auto-populated with the Task Name of the milestone that was most recently completed.

Status Date:

Date the status actually changed, not necessarily the date of data entry.

Description:

Brief description of project, if needed.

Planned Dates:

Starting and ending date due dates of entire project. If not otherwise stated in the enforcement action, the start date shall be the effective date of the enforcement action.

Actual Dates:

The start and end date of when the project was actually started and completed. Unless otherwise discovered, the actual start date may be the effective date of the enforcement action.

Total Assessment:

Assessment amount if project is not completed.

Applicable Water Code:

Select appropriate water code section.

Fund:

Read only, based on water code section.

Comments:

This field is not required but may be used for status updates of discharger activities or other noteworthy situations.

Create New Milestone:

Record the milestones as they are written in the enforcement action.

Task Type: Select appropriate task type.

Type	Definition
Begin Construction	
Begin Design	
Begin Facilities Operations	
Begin Other Project	
Board Dismissal Date	
Closure Date	
Complete Construction	
Complete Design	
Complete Other Project	

Type	Definition
Compliance Date	
Conduct Sampling	
Hearing Waiver Request Notice Date	
Implement Work Plan	
Liability	
Other	
Response Date	
Return to Compliance with Permits/Reqmts	
Submit Monitoring Report	
Submit Status Report	
Submit Technical Report	
Submit Work Plan	
Third Party Payment	

Task Name:

Free text field to briefly name the task.

Status:

Status	Comment	Definition
Fulfilled (to be "Completed")	Change to "Completed"	Responsible party is not required to perform additional tasks for the project.
Not Fulfilled (to be "Not Completed")	Change to "Not Completed"	Responsible party is required to perform additional tasks for the project.

Dates: Unless the enforcement action requires that actions begin by a certain time, only planned and actual **end** dates are required. The planned date is the due date. The actual date is the date that the task is completed.

Milestone Amount: This is only applicable to ACLs/MMPs. This is the contingent liability amount for the milestone (i.e., the amount assessed if the project is not completed on time).

Paid/Received Amount: User does not enter this. This should be auto-populated from the "record payments" module, which is completed by DAS.

Outstanding Amount: Read only, calculated: Milestone Amount – Paid/Received Amount

Spent Amount: Do not complete this field.

Liability:

Name: see project

Liability Type

Type	Definition
Federally Mandated	Use Federally Mandated when enforcement authority relies on the Clean Water Act.
State Mandated	Use State Mandated when it is not Federally Mandated.

Status: see status for project

Latest Completed Milestone: see project

Status Date: see project

Description: see project

Planned Dates: see project

Actual dates: see project

Total Assessment: Amount identified in the enforcement action

Applicable Water Code Sub-section: see project

Comments: see project

Milestones: Task Type shall be "Liability"; actual end date should auto-populate according to the date the payment was received by DAS (from record payments module).

Attaching the Enforcement Action:

If the regulatory measure is a formal enforcement order, a pdf version of the actual order must be uploaded to the enforcement tab. Because staff may also access files from this page, a copy of the regulatory measure does not need to be attached on the attachment tab as well. Other attachments may be attached on the tab

Formal enforcement actions include:

- Notice to Comply
- Notice of Stormwater Noncompliance
- Technical Reports and Investigations
- Cleanup and Abatement Orders
- Section 13300 Time Schedule Orders
- Section 13308 Time Schedule Orders
- Cease and Desist Orders
- Modification Or Rescission of Waste Discharger Requirements
- Administrative Civil Liability
- Referrals to Attorney General, District Attorney, United States Attorney or City Attorney