

EXECUTIVE OFFICER SUMMARY REPORT
February 13, 2013

ITEM: 6

SUBJECT: Information Item: Briefing on the Enforcement Policy's Penalty Calculation Method (*Chiara Clemente*)

PURPOSE: To provide information about the process for calculating administrative penalty amounts, as described in the State Water Resources Control Board Water Quality Enforcement Policy (2010).

RECOMMENDATION(S): This is an informational item. No action will be taken by the San Diego Water Board.

KEY ISSUES: None.

DISCUSSION: In 2010, the State Water Resources Control Board (State Board) adopted the Water Quality Enforcement Policy (Policy) (supporting Document No. 1). The goal of the Policy is to "protect and enhance the quality of the waters of the State by defining an enforcement process that addresses water quality problems in the most efficient, effective, and consistent manner." To provide a consistent approach in the analysis of the factors that determine monetary assessments in enforcement cases statewide, Section VI of the Policy sets forth a process for calculating penalties.

The Director of State Board's Office of Enforcement, Cris Carrigan, will provide an overview of this calculation methodology, along with some relevant sample cases. The discussion will be focused on general concepts, and no specific, pending enforcement cases will be discussed.

LEGAL CONCERNS: None.

SUPPORTING DOCUMENTS: 1. Water Quality Enforcement Policy (2010)

PUBLIC NOTICE: Notice was provided with the current agenda distribution and posted on the San Diego Water Board's website.