

Penalty Determination for ADP Sources

Facility		NOV	
Violation		Base Pen.	

Note:

Gravity Criteria (gravity criteria for non-Title 5 and SM80 sources are multiplied by 1/4 the base penalty and added to the base penalty)

Impact on Population and Environment	Score	-
0: No human or environmental impact or ambient air quality standard violation as a result of the violation 1: Potential human or environmental impact as a result of the violation 2: Likely human or environmental impact as a result of the violation 3: Ambient air quality standards violation		

Note:

Quantity of Emissions Exceedance (violation of numerical emission standard)	Score	-
0: < 150% of numerical emission standard 1: 150-200% of numerical emission standard 2: > 200% of numerical emission standard		

Note:

Compliance with Equipment or Work Practice Standard	Score	-
0: Violation of non-equipment or non-work practice requirement 1: Violation of equipment or work practice requirement		

Note:

Prior Knowledge of Violation	Score	-
0: No reason to believe the violator was aware of the requirement or the requirement was paperwork related 1: The violator should have been aware of the requirement 2: The violators conduct was negligent 3: The violators conduct was reckless, flagrant, or intentional		

Note:

Efforts to Correct or Mitigate Current Violation	Score	-
0: Made extraordinary efforts to correct or minimize effects of the violation or violation was paperwork related 1: Made reasonable efforts to correct or minimize the effects of the violation 2: Did not address violation		

Note:

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Effectiveness of Correction or Mitigation of Current Violation 0: Correction or mitigation of violation was effective and timely or violation was paperwork related 1: Correction or mitigation of violation was partially effective or partially timely 2: Correction or mitigation of violation was not effective or not timely	Score	-

Note:

Efforts to Prevent Future Violations 0: Appropriate measures taken to prevent future violations or violation was paperwork related 1: Appropriate measures taken to minimize future violations 2: Appropriate measures not taken to minimize or prevent future violations	Score	-

Note:

History of Non-Compliance 1: <2 penalties in 5 year period for a similar violation 2: 2 to 3 penalties in 5 year period for a similar violation 3: > 3 penalties in 2 year period for a similar violation	Score	1.0

Notes:

Multiplier

Multi-day (if violation of emission, equipment or work practice related standard) 1: 1 to 6 month violation 1.5: 6 to 12 month violation 2: > 12 month violation	Duration	
	Score	1.0

Notes:

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Base Penalty \$ -

Gravity criteria

I	Impact of Violation	0
Q	Quantity of Emissions Exceedance (violation of numerical emission standard)	0
C	Compliance with Equipment or Work Practice Standard	0
K	Prior Knowledge of Violation	0
M	Efforts to Correct or Mitigate Current Violation	0
E	Effectiveness of Correction or Mitigation of Current Violations	0
P	Efforts to Prevent Future Violations	0

Total 0

Scaled Base Penalty $SBP = BP + [BP \times 0.25 \times (I + Q + C + K + M + E + P)]$ \$ -

Repeat violator multiplier (RVM) 1

Scaled Base Penalty with Repeat Violator Multiplier $RVSBP = SBP \times RVM$ \$ -

Multiday multiplier (MDM) 1

Base Penalty with Multiday Multiplier $PMDM = AP \times MDM$ \$ -

Economic Benefit (From BenMap or other method) (EB) \$ -

Notes:

Final Civil Penalty $FCP = PMDM + EB$ \$ -

Days of violation 1

Penalty Per Day \$ -

Adjusted Penalty (max. ~~\$12,500~~\$17,000/day) \$ -