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Second Quarter Report on Performance Measures

Fiscal Year 2006

Budget & Planning Division - Strategic Planning and Assessment

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



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Strategic Planning Structure

Fiscal Year 2006

Goal 01 — ASSESSMENT, PLANNING, AND PERMITTING

To protect public health and the environment by accurately assessing environmental conditions; by preventing or minimizing the level of contaminants released to the environment through regulation and permitting of facilities, individuals, or activities with potential to contribute to pollution levels.

Objective 01: To decrease the amount of toxics released and disposed of in Texas by 40 percent by 2007 from the 1992 level and reduce air, water, and waste pollutants through assessing the environment.

Strategy 01 — Air Quality Assessment and Planning: Reduce and prevent air pollution by monitoring and assessing air quality, developing and/or revising plans to address identified air quality problems, and assist in the implementation of approaches to reduce motor vehicle emissions.

Strategy 02 — Water Resource Assessment and Planning: Develop plans to ensure an adequate, affordable supply of clean water by monitoring and assessing water quality and availability.

Strategy 03 — Waste Assessment and Planning: Ensure the proper and safe disposal of pollutants by monitoring the generation, treatment, and storage of solid waste and assessing the capacity of waste disposal facilities; and by providing financial and technical assistance to municipal solid waste planning regions for the development and implementation of waste reduction plans.

Objective 02: To review and process 90% of air, water, and waste authorization applications within established time frames.

Strategy 01 — Air Quality Permitting: Perform complete and timely reviews of applications to release pollutants into the air.

Strategy 02 — Water Resource Permitting: Perform complete and timely reviews of applications to utilize the state's water resources or to discharge to the state's waterways.

Strategy 03 — Waste Management and Permitting: Perform complete and timely reviews of applications relating to the management and disposal of municipal and industrial solid and hazardous waste.

Strategy 04 — Occupational Licensing: Establish and maintain occupational certification programs to ensure compliance with statutes and regulations that protect public health and the environment.

Objective 03: To ensure the proper and safe disposal of low-level radioactive waste.

Strategy 01 — Low-Level Radioactive Waste Management: To ensure the proper and safe disposal of low-level radioactive waste.

Goal 02 — DRINKING WATER AND WATER UTILITIES

To protect public health and the environment by assuring the delivery of safe drinking water to the citizens of Texas consistent with requirements in the Safe Drinking Water Act; by providing regulatory oversight of water and sewer utilities; and by promoting regional water strategies.

Objective 01: To supply 95% of Texans served by public drinking water systems with drinking water consistent with requirements in the Safe Drinking Water Act. To provide regulatory oversight of water and sewer utilities and to promote regional water strategies.

Strategy 01 — Safe Drinking Water: Ensure the delivery of safe drinking water to all citizens through monitoring and oversight of drinking water sources consistent with the requirements of the Safe Drinking Water Act.

Strategy 02 — Water Utilities Oversight: Provide regulatory oversight of water and sewer utilities to ensure that charges to customers are necessary and cost-based and ensure adequate customer service.

Goal 03 – ENFORCEMENT AND COMPLIANCE ASSISTANCE

To protect public health and the environment by administering enforcement and environmental assistance programs that promote compliance with environmental laws and regulations, voluntary efforts to prevent pollution, and offer incentives for demonstrated environmental performance while providing strict, sure, and just enforcement when environmental laws are violated.

Objective 01: By fiscal year 2007, to maintain at least 95 percent of all regulated facilities in compliance with state environmental laws and regulations, and to respond appropriately to citizen inquiries and complaints and to achieve pollution prevention, resource conservation, and enhanced compliance.

Strategy 01 – Field Inspections and Complaints: Promote compliance with environmental laws and regulations by conducting field inspections and responding to citizen complaints.

Strategy 02—Enforcement and Compliance Support: Maximize voluntary compliance with environmental laws and regulations by providing educational outreach and assistance to businesses and units of local governments; and assure compliance with environmental laws and regulations by taking swift, sure and just enforcement actions to address violation situations.

Strategy 03 – Pollution Prevention and Recycling: Enhance environmental performance, pollution prevention, recycling, and innovative programs through technical assistance, public education, and innovative programs implementation.

Goal 04 – POLLUTION CLEANUP

To protect public health and the environment by identifying, assessing, and prioritizing contaminated sites, and by assuring timely and cost-effective cleanup based on good science and current risk factors.

Objective 01: By fiscal year 2007, to identify, assess and remediate up to 56 percent of the known Superfund sites and/or other sites contaminated by hazardous materials. To identify, assess and remediate up to 85% of the leaking petroleum storage tank sites.

Strategy 01 – Storage Tank Administration and Cleanup: Regulate the installation and operation of underground storage tanks and administer a program to identify and remediate sites contaminated by leaking storage tanks. Provide prompt and appropriate reimbursement to contractors and owners for the cost of remediating sites contaminated by leaking storage tanks.

Strategy 02 – Hazardous Materials Cleanup: Aggressively pursue the investigation, design and cleanup of federal and state Superfund sites; and facilitate voluntary cleanup activities at other sites and respond immediately to spills which threaten human health and environment.

Goal 05 – TEXAS RIVER COMPACTS

To ensure the delivery of Texas' equitable share of water.

Objective 01: To ensure the delivery of 100% of Texas' equitable share of water as apportioned by the River Compacts.

Goal – HISTORICALLY UNDERUTILIZED BUSINESS PROGRAM

To establish and carry out policies and practices governing purchasing and public works contracts that foster meaningful and substantive inclusion of historically underutilized businesses (HUBs). The agency strives to conduct a good faith effort program that will encourage inclusion of HUBs in all purchasing and procurement opportunities as set forth by 1 TAC 111.11 - 111.23, as adopted by the TCEQ. The HUB program will develop and implement a plan for increasing the use of HUBs in purchasing and public works contracts and subcontracts.

Strategy 01-01-01: Air Quality Assessment and Planning

Output Measure 01:
Number of point source air quality assessments (Key)

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	500	248	12.40%
2nd Quarter	500	154	7.70%
3rd Quarter	500		0.00%
4th Quarter	500		0.00%
Total Performance	2,000	402	20.10%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the number of point source air quality assessments was below projections for the second quarter of FY 2006. This measure counts the number of point source air emissions inventories which have been reviewed and entered into the State of Texas Air Reporting System database. Per the air emissions inventory rule, the point source emissions inventories are distributed during the second quarter so that the affected sites can submit their point source emissions inventories by the required due date which is in the third quarter; therefore, the assessments of the emissions inventories do not follow a smooth quarterly curve. Historically, the bulk of assessments are processed during the fourth quarter. The end-of-year projections are expected to be met.

Output Measure 02:
Number of area source air quality assessments (Key)

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	625	642	25.68%
2nd Quarter	625	654	26.16%
3rd Quarter	625		0.00%
4th Quarter	625		0.00%
Total Performance	2,500	1,296	51.84%

Variance Explanation:

Performance met projections. No variance explanation required.

Strategy 01-01-01: Air Quality Assessment and Planning

**Output Measure 03:
Number of mobile source air quality assessments (Key)**

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	312.50	150	12.00%
2nd Quarter	312.50	95	7.60%
3rd Quarter	312.50		0.00%
4th Quarter	312.50		0.00%
Total Performance	1,250	245	19.60%

Variance Explanation:
BELOW PROJECTED LEVEL
 Performance for the number of mobile source air quality assessments was below projections for the second quarter of FY 2006. This measure reports the number of on-road mobile source/ transportation related scenarios evaluated by the agency. During the first and second quarters, mobile source staff performed other high priority tasks including processing of emissions inventories to be used for photochemical modeling to support the 8-hour ozone State Implementation Plan revisions. Staff were also developing and managing mobile source research projects including fuel studies, diesel emission impacts, and mobile source control strategy evaluations. These activities do not produce any assessments but provide staff with the tools necessary to perform improved assessments throughout the fiscal year. Performance is projected to increase throughout the fiscal year but not reach maximum levels until the fourth quarter.

**Output Measure 04:
Number of air monitors operated**

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	610	574	94.10%
2nd Quarter	610	576	94.43%
3rd Quarter	610		0.00%
4th Quarter	610		0.00%
Annual Target	610	576	94.43%

Variance Explanation:
BELOW PROJECTED LEVEL
 Performance for the number of air monitors operated was below projected levels for the second quarter of FY 2006. This measure reports the number of monitors operated within the state which report the level of air pollutants to which Texas citizens are exposed. Due to funding reductions for the federal PM2.5 Air Monitoring Program, 28 monitors were deactivated at the beginning of the fiscal year. However, additional monitors are expected to be deployed throughout the fiscal year and performance should increase and reach projected levels by the fourth quarter.

Strategy 01-01-01: Air Quality Assessment and Planning

Output Measure 05:

Tons of NOx reduced through the Texas Emissions Reduction Plan (Key)

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	6,541	0	0.00%
2nd Quarter	6,541	1,811.07	6.92%
3rd Quarter	6,541		0.00%
4th Quarter	6,541		0.00%
Total Performance	26,164	1,811.07	6.92%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the tons of NOx reduced through the Texas Emissions Reduction Plan was below projections for the second quarter of FY 2006. This measure reports the amount of NOx emissions projected to be reduced through projects funded by TERP incentive grants awarded each year. During the second quarter, 45 Emissions Reduction Incentives Grants were awarded under the TERP program. Additional rounds of requests for applications will be released in the third and fourth quarters of 2006 for the remainder of FY 2006 funds. Applications will be ranked and recommendations submitted to management for selection decisions during the fourth quarter. It is projected that the annual target will be met.

Output Measure 06:

Number of new technology grant proposals reviewed (Key)

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	20	0	0.00%
2nd Quarter	20	0	0.00%
3rd Quarter	20		0.00%
4th Quarter	20		0.00%
Total Performance	80	0	0.00%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the number of new technology grant proposals reviewed was below projections for the second quarter of FY 2006. This measure reports the number of grant proposals reviewed that identify and evaluate new technologies to improve air quality and to facilitate the deployment of those technologies. During the 79th Legislative Session, implementation of the NTRD program was transferred to the Texas Environmental Research Consortium (TERC). TERC has informed the agency that the first round of grant proposals will not be reviewed until the third quarter. Performance is projected to remain below projections until that time.

Strategy 01-01-01: Air Quality Assessment and Planning

Output Measure 07:

Number of technology verifications by the EPA

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	1.25	0	0.00%
2 nd Quarter	1.25	1	20.00%
3 rd Quarter	1.25		0.00%
4 th Quarter	1.25		0.00%
Total Performance	5	1	20.00%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the number of technology verifications by the EPA was below projections for the second quarter of FY 2006. This measure reports the number of technology grants that are verified by the EPA based on their commercialization potential after being recommended for verification by the TCEQ. There are currently 18 projects that are in the verification process. The process can take anywhere from nine months to several years to complete. Performance is projected to increase as more projects move through the process.

Strategy 01-01-01: Air Quality Assessment and Planning

Efficiency Measure 01:

Percent of data collected by TCEQ continuous and non-continuous air monitoring networks

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	83%	94%	113.25%
2 nd Quarter	83%	92%	110.84%
3 rd Quarter	83%		0.00%
4 th Quarter	83%		0.00%
Annual Target	83%	92%	110.84%

Variance Explanation:

ABOVE PROJECTED LEVEL.

Performance for the percent of data collected by TCEQ continuous and non-continuous air monitoring networks was above projected levels for the second quarter of FY 2006. This measure reports the percent of valid data collected by the TCEQ continuous and non-continuous monitoring networks. Performance was above projections because of improving data return for the PM 10, lead monitoring networks, and improved technology for monitor calibrations in the continuous monitoring networks. The agency has switched to an improved sampling system for the air toxics network, which replaced the old canister sampling system. We have also developed improved lab techniques for data analysis. These factors have all contributed to improving the data quality from the air monitoring networks.

Efficiency Measure 02:

Average cost per air quality assessment

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	\$350	\$426	121.71%
2 nd Quarter	\$350	\$488	139.43%
3 rd Quarter	\$350		0.00%
4 th Quarter	\$350		0.00%
Annual Target	\$350	\$457	130.57%

Variance Explanation:

ABOVE PROJECTED LEVEL

Performance for the average cost per air quality assessment was above projections for the second quarter of FY 2006. This measure reports the average cost for the salaries and other operating expenses that are expended to conduct Point Source, Mobile Source, and Area Source air quality assessments. The average cost was higher than projected due to the number of Point Source and mobile source assessments being below projections. Point Source assessments are anticipated to remain below projections for the second and third quarters but reach projections for the annual target by the fourth quarter. As the number of assessments increases throughout the year, performance for the average cost per assessment will decrease and reach the annual target by the end of the fiscal year.

Strategy 01-01-01: Air Quality Assessment and Planning

Efficiency Measure 03:

Average cost of LIRAP vehicle emissions repairs/retrofits (Key)

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	\$480	\$490.30	102.15%
2nd Quarter	\$480	\$506.42	105.50%
3rd Quarter	\$480		0.00%
4th Quarter	\$480		0.00%
Annual Target	\$480	\$498.61	103.88%

*Note: Annual target attainment is calculated by taking year-to-date expenditures and dividing by the number of repairs and retrofits completed. As of the first quarter, \$1,789,003.30 has been expended for the program. There have been 3,588 vehicles repaired or retrofitted.

Variance Explanation:

Performance for the average cost of LIRAP vehicle emissions repairs/retrofits met projections for the second quarter of FY 2006. This measure reports the average cost of repairs/retrofits to cars participating in the LIRAP program. This measure includes costs for the five (5) county Houston/Galveston area, nine (9) county North Central Texas area, and two (2) county Austin area. The average cost for the 1,150 vehicles repaired in the Houston/Galveston area was \$518.42. The average cost for the 603 vehicles repaired in the North Central Texas area was \$503.38. The average cost for the 96 vehicles repaired in the Austin area was \$381.74. Overall average LIRAP repair cost for all 1,849 vehicles was \$506.42 for the second quarter.

Efficiency Measure 04:

Average cost of LIRAP vehicle retirements

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	\$1,000	\$997.78	99.78%
2nd Quarter	\$1,000	\$993.73	99.37%
3rd Quarter	\$1,000		0.00%
4th Quarter	\$1,000		0.00%
Annual Target	\$1,000	\$995.62	99.56%

*Note: Annual target attainment is calculated by taking year-to-date expenditures and dividing by the number of vehicle retirements completed. Year to date retirement costs have been \$102,548.36. There have been 103 vehicle retirements as of the second quarter.

Variance Explanation:

Performance met projections. No variance explanation required.

Strategy 01-01-01: Air Quality Assessment and Planning

Efficiency Measure 05:

Average cost per ton of NOx reduced through the Texas Emissions Reduction Plan (Key)

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	\$5,000	\$0	0.00%
2nd Quarter	\$5,000	\$4,874.70	97.49%
3rd Quarter	\$5,000		0.00%
4th Quarter	\$5,000		0.00%
Annual Target	\$5,000	\$4,874.70	97.49%

Variance Explanation:
 Performance met projections. No variance explanation required.

Efficiency Measure 06:

Average number of days to review a grant proposal (Key)

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	14	0	0.00%
2nd Quarter	14	0	0.00%
3rd Quarter	14		0.00%
4th Quarter	14		0.00%
Annual Target	14	0	0.00%

Variance Explanation:
BELOW PROJECTED LEVEL
 Performance for the average number of days to review a grant proposal was below projections for the second quarter of FY 2006. This measure reports the number of days required for agency staff to review grant proposals. During the 79th Legislative Session, implementation of the NTRD program was transferred to the Texas Environmental Research Consortium (TERC). TERC has informed the agency that the first round of grant proposals will not be reviewed until the third quarter. Performance is projected to remain below projections until that time.

Strategy 01-01-02: Water Resource Assessment and Planning

**Output Measure 01:
Number of surface water assessments (Key)**

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	11.25	10	22.22%
2nd Quarter	11.25	3	6.67%
3rd Quarter	11.25		0.00%
4th Quarter	11.25		0.00%
Total Performance	45	13	28.89%

Variance Explanation:
BELOW PROJECTED LEVEL
 Performance for the number of surface water assessments was below projections for the second quarter of FY 2006. This measure quantifies a diverse assemblage of assessment types performed and reported by multiple divisions within the agency. Field sampling conducted to support surface water assessments is performed primarily during the warmer parts of the year when aquatic systems are most responsive to environmental conditions. It is anticipated that performance will continue to improve but will not reach maximum levels until the fourth quarter when all assessments should be completed.

**Output Measure 02:
Number of groundwater assessments (Key)**

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	12.5	1	2.00%
2nd Quarter	12.5	4	8.00%
3rd Quarter	12.5		0.00%
4th Quarter	12.5		0.00%
Total Performance	50	5	10.00%

Variance Explanation:
BELOW PROJECTED LEVEL
 Performance for the number of groundwater assessments was below projections for the second quarter of FY 2006. This measure counts the number of reports completed which evaluate environmental or programmatic data related to groundwater quality or quantity issues. This level of performance is to be expected as most of the assessments are either regional studies requiring four months or longer of preparation or ongoing tasks where data or the number of coordination activities are compiled at the end of the year. Most of these projects are anticipated for third or fourth quarter completion.

Strategy 01-01-02: Water Resource Assessment and Planning

**Output Measure 03:
Number of dam safety assessments**

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	107.5	165	38.37%
2nd Quarter	107.5	61	14.19%
3rd Quarter	107.5		0.00%
4th Quarter	107.5		0.00%
Total Performance	430	226	52.56%

Variance Explanation:
Performance met projections. No variance explanation required.

**Efficiency Measure 01:
Average cost per dam safety assessment**

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	\$1,200	\$1,113.89	92.82%
2nd Quarter	\$1,200	\$1,757.12	146.43%
3rd Quarter	\$1,200		0.00%
4th Quarter	\$1,200		0.00%
Annual Target	\$1,200	\$1,235.03	102.92%

Variance Explanation:
Performance met projections. No variance explanation required.

Strategy 01-01-03: Waste Management Assessment and Planning

Output Measure 01:

Number of municipal solid waste facility capacity assessments (Key)

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	62.5	0	0.00%
2 nd Quarter	62.5	34	13.60%
3 rd Quarter	62.5		0.00%
4 th Quarter	62.5		0.00%
Total Performance	250	34	13.60%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the number of municipal solid waste facility capacity assessments was below projections for the second quarter of FY 2006. This measure reports the number of annual capacity assessments for municipal solid waste landfills reviewed by the Waste Planning Team. Much of the first and second quarters were spent preparing for and mailing out the Annual Report for Permitted Solid Waste Facilities. This report is used to gather data regarding the operations of each facility, including capacity information. This report was due to TCEQ by November 15, 2005. As of the end of the second quarter, 89 percent of the Annual Reports have been received. Reviews will continue throughout the remainder of the fiscal year with the majority of reviews being conducted during the third and fourth quarters. Performance is expected to meet projected levels by the end of the fiscal year.

Efficiency Measure 01:

Average cost per municipal solid waste facility capacity assessment (Key)

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	\$35	\$0	0.00%
2 nd Quarter	\$35	\$48.50	138.57%
3 rd Quarter	\$35		0.00%
4 th Quarter	\$35		0.00%
Annual Target	\$35	\$48.50	138.57%

Variance Explanation:

ABOVE PROJECTED LEVEL

Performance for the average cost per Municipal Solid Waste (MSW) facility capacity assessment was above projections for the second quarter of FY 2006. This measure reflects agency efforts to conduct MSW facility capacity assessments in an efficient manner. Due to very few assessments being performed in the first and second quarters, the per-assessment cost is above projections. Agency staff spent the bulk of their time logging receipt of the annual reports and entering the data. As the number of assessments increases, it is anticipated that the per-assessment cost will reach the projected level by the fourth quarter.

Strategy 01-02-01: Air Quality Permitting

Output Measure 01:

Number of state and federal new source review air quality permit applications reviewed (Key)

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	1,400	1,262	22.54%
2 nd Quarter	1,400	1,326	23.68%
3 rd Quarter	1,400		0.00%
4 th Quarter	1,400		0.00%
Total Performance	5,600	2,588	46.21%

Variance Explanation:

Performance met projections. No variance explanation required.

Output Measure 02:

Number of federal air quality operating permits reviewed (Key)

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	200	328	41.00%
2 nd Quarter	200	269	33.63%
3 rd Quarter	200		0.00%
4 th Quarter	200		0.00%
Total Performance	800	597	74.63%

Variance Explanation:

ABOVE PROJECTED LEVEL

Performance for the number of federal air quality operating permits reviewed was above projections for the second quarter of FY 2006. This measure reflects the number of completed application reviews for federal air quality operating permits mandated by Title V of the Federal Clean Air Act. Performance for this measure has exceeded projections due to the inclusion of a project type not reflected in prior quarters' reports. Additionally, streamlining efforts by the Air Permits Division may have contributed to additional productivity. Performance is projected to remain above projections for the remainder of the fiscal year.

Strategy 01-02-01: Air Quality Permitting

Output Measure 03:

Number of Emissions Banking and Trading transaction applications reviewed

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	250	103	10.30%
2 nd Quarter	250	24	2.40%
3 rd Quarter	250		0.00%
4 th Quarter	250		0.00%
Total Performance	1,000	127	12.70%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the number of Emissions Banking and Trading (EBT) transaction applications reviewed was below projections for the second quarter of FY 2006. This measure reports the number of EBT transaction applications reviewed by the Air Permits Division. The measure includes emission reduction credits, discrete emission reduction credits, mass emission cap and trade, emissions banking and trading of allowances, and System Cap Trading programs. The agency has received fewer applications than projected during the first two quarters of the year. The majority of applications received by the agency are driven by three compliance dates: January 30, March 31, and June 30. Historically, the bulk of applications are received in the fourth quarter. Performance is projected to increase during the remaining quarters and achieve the annual target by the fourth quarter.

Strategy 01-02-02: Water Resource Permitting

Output Measure 01:

Number of applications to address water quality impacts reviewed (Key)

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	3,864.50	3,188	20.62%
2 nd Quarter	3,864.50	4,369	28.26%
3 rd Quarter	3,864.50		0.00%
4 th Quarter	3,864.50		0.00%
Total Performance	15,458	7,557	48.89%

Variance Explanation:

Performance met projections. No variance explanation required.

Output Measure 02:

Number of applications to address water rights impacts reviewed

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	125	101	20.20%
2 nd Quarter	125	110	22.00%
3 rd Quarter	125		0.00%
4 th Quarter	125		0.00%
Total Performance	500	211	42.20%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the number of applications to address water rights impacts reviewed was below projections for the second quarter of FY 2006. This measure reflects agency workload with regard to the review of water rights permit applications. This includes water rights applications, ownership transfers, temporary permits, and water supply contracts. During the first and second quarter, staff concentrated their efforts on complex water rights applications including contested applications. This resulted in less time spent processing water supply contracts and ownership transfers. Performance has also been impacted by the continuing trend of fewer applications received by the agency per year. This is believed to be a result of the diminishing number of water rights sites available. Performance is projected to remain at this level for the remainder of the fiscal year.

Strategy 01-02-02: Water Resource Permitting

Output Measure 03:

Number of Concentrated Animal Feeding Operation (CAFO) authorizations reviewed (Key)

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	21.25	33	38.82%
2 nd Quarter	21.25	14	16.47%
3 rd Quarter	21.25		0.00%
4 th Quarter	21.25		0.00%
Total Performance	85	47	55.29%

Variance Explanation:

ABOVE PROJECTED LEVEL

Performance for the number of Concentrated Animal Feeding Operation (CAFO) authorizations reviewed was above projections for the second quarter of FY 2006. This measure counts the number of CAFO authorizations the agency reviews. The commission issued a general permit applicable to the majority of CAFOs in the fourth quarter of FY 2004. The previous rules and registration program which authorized these CAFOs has expired and thus required the submittal of notices of intent for coverage under the new general permit for the majority of the CAFOs in Texas. This performance carried forward into FY 2006. Performance has also been impacted by an increase in the number of new dairies located in the Texas Panhandle. Performance is projected to remain above projections for the remainder of FY 2006.

Strategy 01-02-03: Waste Management and Permitting

Output Measure 01:

Number of new system waste evaluation conducted

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	142.50	137	24.04%
2 nd Quarter	142.50	137	24.04%
3 rd Quarter	142.50		0.00%
4 th Quarter	142.50		0.00%
Total Performance	570	274	48.07%

Variance Explanation:

Performance met projections. No variance explanation required.

Output Measure 02:

Number of non-hazardous waste permit applications reviewed (Key)

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	59	61	25.85%
2 nd Quarter	59	54	22.88%
3 rd Quarter	59		0.00%
4 th Quarter	59		0.00%
Total Performance	236	115	48.73%

Variance Explanation:

Performance met projections. No variance explanation required.

Strategy 01-02-03: Waste Management and Permitting

Output Measure 03:

Number of hazardous waste permit applications reviewed (Key)

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	40	54	33.75%
2 nd Quarter	40	41	25.63%
3 rd Quarter	40		0.00%
4 th Quarter	40		0.00%
Total Performance	160	95	59.38%

Variance Explanation:

ABOVE PROJECTED LEVEL

Performance for the number of hazardous waste permit applications reviewed met projections for the second quarter of FY 2006 but remains above projections for the year. This measure reports the number of permits and authorizations reviewed, denied, or withdrawn. The high level of performance can be attributed to the agency responding to the needs of the regulated community. During the first quarter of the year, there was a higher than anticipated number of Class V well authorizations processed. The use of these wells is driven primarily by the business activities of the regulated community.

Strategy 01-02-04: Occupational Licensing

Output Measure 01:
Number of applications for occupational licensing

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	6,000	5,057	21.07%
2 nd Quarter	6,000	4,819	20.08%
3 rd Quarter	6,000		0.00%
4 th Quarter	6,000		0.00%
Total Performance	24,000	9,876	41.15%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the number of applications for occupational licensing received was below projections for the second quarter of FY 2006. This measure reports the number of applications for professional licensure that are received and processed to formal action during the reporting period. The agency has no control over how many individuals seek certification. The lower number may be related to economic conditions with less demand for licensed occupations.

*Note: Performance for the first quarter has been changed from 5,036 to 5,057. Additional applications were reported after the first quarter report was published.

Output Measure 02:
Number of examinations administered (Key)

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	2,625	2,567	24.45%
2 nd Quarter	2,625	2,462	23.45%
3 rd Quarter	2,625		0.00%
4 th Quarter	2,625		0.00%
Total Performance	10,500	5,029	47.90%

Variance Explanation:

Performance met projections. No variance explanation required.

*Note: Performance for the first quarter has been changed from 2,458 to 2,567. Additional examinations were reported after the first quarter report was published.

Strategy 01-02-04: Occupational Licensing

Output Measure 03:
Number of new licenses and registrations issued

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	2,000	1,514	18.93%
2nd Quarter	2,000	1,522	19.03%
3rd Quarter	2,000		0.00%
4th Quarter	2,000		0.00%
Total Performance	8,000	3,036	37.95%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the number of licenses and registrations issued was below projections for the second quarter of FY 2006. This measure reports the number of new and upgraded licenses and registrations issued during the reporting period. The agency has no control over how many individuals seek certification. The lower number may be related to economic conditions with less demand for licensed occupations.

Output Measure 04:
Number of licenses and registrations renewed

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	3,000	2,964	24.70%
2nd Quarter	3,000	2,822	23.52%
3rd Quarter	3,000		0.00%
4th Quarter	3,000		0.00%
Total Performance	12,000	5,786	48.22%

Variance Explanation:

Performance met projections. No variance explanation required.

Strategy 01-02-04: Occupational Licensing

Efficiency Measure 01:

Average annualized cost per license and registration

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	\$18	\$18.31	101.72%
2 nd Quarter	\$18	\$18.25	101.39%
3 rd Quarter	\$18		0.00%
4 th Quarter	\$18		0.00%
Annual Target	\$18	\$18.25	101.39%

Variance Explanation:

Performance met projections. No variance explanation required.

Strategy 02-01-01: Safe Drinking Water

Output Measure 01:

Number of public drinking water systems which meet primary drinking water standards (Key)

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	6,200	6,212	100.19%
2 nd Quarter	6,200	6,308	101.74%
3 rd Quarter	6,200		0.00%
4 th Quarter	6,200		0.00%
Total Performance	6,200	6,308	101.74%

Variance Explanation:

Performance met projections. No variance explanation required.

Output Measure 02:

Number of drinking water samples collected (Key)

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	9,000	10,159	28.22%
2 nd Quarter	9,000	7,543	20.95%
3 rd Quarter	9,000		0.00%
4 th Quarter	9,000		0.00%
Total Performance	36,000	17,702	49.17%

Variance Explanation:

Performance met projections. No variance explanation required.

Strategy 02-01-02: Water Utilities Oversight

Output Measure 01:
Number of utility rate reviews performed (Key)

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	25	9	9.00%
2nd Quarter	25	13	13.00%
3rd Quarter	25		0.00%
4th Quarter	25		0.00%
Total Performance	100	22	22.00%

Variance Explanation:
 BELOW PROJECTED LEVEL
 Performance for the number of utility rate reviews performed was below projections for the second quarter of FY 2006. This measure reports the number of utility rate change requests which are reviewed and processed by agency staff. So far for this fiscal year, the agency has received fewer applications than projected. The agency has no control over how many rate review applications are filed. The number of applications filed is dependent upon the needs of the utility companies.

Output Measure 02:
Number of district applications processed

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	137.5	228	41.45%
2nd Quarter	137.5	206	37.45%
3rd Quarter	137.5		0.00%
4th Quarter	137.5		0.00%
Total Performance	550	434	78.91%

Variance Explanation:
 ABOVE PROJECTED LEVEL
 Performance for the number of district applications processed was above projections for the second quarter of FY 2006. This measure reports the number of major and minor district applications reviewed which includes: applications for district creation, bond issues, and other approvals required under the Texas Water Code. Performance is directly tied to the needs of the regulated community. With the rapid expansion of the housing markets in the state, the needs of water districts have expanded as well. This has resulted in a greater number of applications being filed and processed. This performance is expected to continue as long as economic activity remains high.

Strategy 02-01-02: Water Utilities Oversight

Output Measure 03:

Number of certificates of convenience and necessity applications processed

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	56.25	45	20.00%
2nd Quarter	56.25	36	16.00%
3rd Quarter	56.25		0.00%
4th Quarter	56.25		0.00%
Total Performance	225	81	36.00%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the number of certificates of convenience and necessity applications processed was below projections for the second quarter of FY 2006. This measure reports the number of applications received and processed by agency staff and either approved, dismissed, referred to legal staff as a contested case matter or withdrawn by the applicant within the reporting period. Recent rulemaking has changed the requirements for cities that serve or plan to serve customers outside their city limits but within the city's extraterritorial jurisdiction. Additional information must now be submitted with applications. Agency staff have contacted the applicants to inform them of the changes. As the regulated community becomes aware of the new requirements, performance is projected to increase.

Strategy 03-01-01: Field Inspections and Complaints

Output Measure 01:
Number of inspections and investigations of air sites (Key)

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	4,000	2,428	15.18%
2nd Quarter	4,000	4,014	25.09%
3rd Quarter	4,000		0.00%
4th Quarter	4,000		0.00%
Total Performance	16,000	6,442	40.26%

Variance Explanation:
 BELOW PROJECTED LEVEL
 Performance for the number of inspections and investigations of air sites met projections for the second quarter of FY 2006 but remains below projections for the year. This measure reports the number of investigations performed to assure compliance with rules, regulations, and statutes designed to protect human health and the environment. Several investigation types, which included office permit compliance certification activities and emissions events activities, were below mid-year projections. Both investigation types are considered to be on-demand activities. In addition, a local air program contract expired at the end of FY05, and was not been renewed. Ten positions were added during the second quarter to complete the workload formerly completed by the local air program. This combined with the loss of staff resources due to hurricanes Katrina and Rita contributed to the overall shortfall. It is anticipated, however, that FY 2006 projections will be met.

Output Measure 02:
Number of inspections and investigations of water rights sites (Key)

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	8,500	7,045	20.72%
2nd Quarter	8,500	9,173	26.98%
3rd Quarter	8,500		0.00%
4th Quarter	8,500		0.00%
Total Performance	34,000	16,218	47.70%

Variance Explanation:
 Performance met projections. No variance explanation required.

Strategy 03-01-01: Field Inspections and Complaints

Output Measure 03:

Number of inspections and investigations of water sites and facilities (Key)

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	2,125	1,722	20.26%
2 nd Quarter	2,125	2,113	24.86%
3 rd Quarter	2,125		0.00%
4 th Quarter	2,125		0.00%
Total Performance	8,500	3,835	45.12%

Variance Explanation:

Performance met projections. No variance explanation required.

Output Measure 04:

Number of inspections and investigations of livestock and poultry operation sites (Key)

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	175	89	12.71%
2 nd Quarter	175	160	22.86%
3 rd Quarter	175		0.00%
4 th Quarter	175		0.00%
Total Performance	700	249	35.57%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the number of inspections and investigations of livestock and poultry operation sites met projections for the second quarter of FY 2006 but remains below for the fiscal year. This measure reports the number of inspections and investigations at livestock and poultry operation sites completed to assure compliance with rules, regulations, and statutes designed to protect human health and the environment. Investigations were delayed in order to allow all regulated operations to submit annual reports by the February 15th deadline as established in a recent rulemaking. The data provided in these annual reports must be reviewed prior to conducting the investigations. Performance is projected to increase during the remaining quarters and should reach projections by the fourth quarter.

Strategy 03-01-01: Field Inspections and Complaints

**Output Measure 05:
Number of inspections and investigations of waste sites (Key)**

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	1,839.50	1,007	13.69%
2nd Quarter	1,839.50	1,702	23.13%
3rd Quarter	1,839.50		0.00%
4th Quarter	1,839.50		0.00%
Total Performance	7,358	2,709	36.82%

Variance Explanation:
 BELOW PROJECTED LEVEL
 Performance for the number of inspections and investigations met projections for the second quarter of FY 2006 but remains below for the fiscal year. This measure reports the number of investigations performed to assure compliance with rules, regulations, and statutes designed to protect human health and the environment. During the first quarter, field staff were diverted from normal investigative activities due to the emergency response to hurricanes Katrina and Rita. Performance is projected to increase during the remaining quarters and should reach projections by the fourth quarter.

**Output Measure 06:
Number of spill cleanup inspections**

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	100	57	14.25%
2nd Quarter	100	130	32.50%
3rd Quarter	100		0.00%
4th Quarter	100		0.00%
Total Performance	400	187	46.75%

Variance Explanation:
 Performance met projections. No variance explanation required.

Strategy 03-01-01: Field Inspections and Complaints

Efficiency Measure 01:

Average inspection and investigation cost of livestock and poultry operations

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	\$430	\$938	218.14%
2nd Quarter	\$430	\$835	194.19%
3rd Quarter	\$430		0.00%
4th Quarter	\$430		0.00%
Annual Target	\$430	\$896	208.37%

Variance Explanation:

ABOVE PROJECTED LEVEL

Performance for the average inspection and investigation cost of livestock and poultry operations was above projections for the second quarter of FY 2006. This measure reports the average cost per investigation and inspection of livestock and poultry operations in the state. This measure is directly tied to the number of inspections and investigations of livestock and poultry operations performed. Expenses tied to this measure are fixed. Performance is above projections due to a reduced number of inspections and investigations performed in the first two quarters. As the number of inspections and investigations increases, the average cost will fall and is expected to meet projections.

Efficiency Measure 02:

Average time (days) from air inspection to report completion

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	21	22.7	108.10%
2nd Quarter	21	23.1	110.00%
3rd Quarter	21		0.00%
4th Quarter	21		0.00%
Annual Target	21	22.9	109.05%

Variance Explanation:

ABOVE PROJECTED LEVEL

Performance for the average time in days from air inspection to report completion was above projections for the first quarter of FY 2006. This measure reports how efficiently the agency completes investigations of air sites. During the first quarter, there was a greater than anticipated turnover rate for staff members who conduct air inspections. As new investigators continued to be mentored by more experienced staff during the second quarter, the projected number of days required to prepare the reports was exceeded. Performance is projected to meet projections in future quarters.

Strategy 03-01-01: Field Inspections and Complaints

Efficiency Measure 03:

Average time (days) from water inspection to report completion

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	35	29.2	83.43%
2 nd Quarter	35	34.2	97.71%
3 rd Quarter	35		0.00%
4 th Quarter	35		0.00%
Annual Target	35	31.7	90.57%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the average time in days from water inspection to report completion met projections for the second quarter of FY 2006 but remains below projections for the year. This measure reports how efficiently the agency completes investigations of water sites. During the first quarter, emergency response activities as a result of hurricanes Katrina and Rita required agency staff to perform inspections in an expedited manner. It is expected that performance will be closer to the projected target in future quarters.

Efficiency Measure 04:

Average time (days) from waste inspection to report completion

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	35	36.2	103.43%
2 nd Quarter	35	28	80.00%
3 rd Quarter	35		0.00%
4 th Quarter	35		0.00%
Annual Target	35	32.1	91.71%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the average time in days from waste inspection to report completion was below projections for the second quarter of FY 2006. This measure reports how efficiently the agency completes investigations of waste sites. During the second quarter, a greater than expected number of PST investigations were performed. These types of investigations typically take less time than other waste investigations. It is expected that performance will be closer to the projected target in future quarters.

Strategy 03-01-02: Enforcement and Compliance Support

Output Measure 01:
Number of commercial lab inspections

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	7.5	0	0.00%
2nd Quarter	7.5	0	0.00%
3rd Quarter	7.5		0.00%
4th Quarter	7.5		0.00%
Total Performance	30	0	0.00%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the number of commercial lab inspections was below projections for the second quarter of FY 2006. This measure reports the number of inspections conducted for purposes of awarding, maintaining, or renewing accreditation according to the Texas Water Code. As of the end of the second quarter, the agency has received nine applications for accreditation, seven of which are from commercial laboratories. Inspections are projected to occur no more than six months after receipt of an approved application. The received applications are currently being reviewed by staff for accuracy. As more applications are received and approved by the agency, performance for this measure will improve.

Output Measure 02:
Number of small business and local governments assisted (Key)

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	13,500	36,588	67.76%
2nd Quarter	13,500	1,442	2.67%
3rd Quarter	13,500		0.00%
4th Quarter	13,500		0.00%
Total Performance	54,000	38,030	70.43%

Variance Explanation:

ABOVE PROJECTED LEVEL

Performance for the number of small businesses and local governments assisted was below projections for the second quarter of FY 2006 but remains above projections for the year. This measure provides an indication of the number of notifications provided to the state's small businesses and local governments to keep them informed of regulatory changes that might affect them. The TCEQ sent a notification of TCEQ rule and policy changes to all small businesses and local governments included in the programs database during the first quarter. It is projected that performance will meet projections for the fiscal year.

Strategy 03-01-02: Enforcement and Compliance Support

Output Measure 03:
Number of drinking water labs certified (Key)

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	117	118	100.85%
2nd Quarter	117	109	93.16%
3rd Quarter	117		0.00%
4th Quarter	117		0.00%
Total Performance	117	109	93.16%

Variance Explanation:
BELOW PROJECTED LEVEL
 Performance for the number of drinking water labs certified was below projections for the second quarter of FY 2006. This measure reports the number of labs certified to analyze public water supply samples. During the second quarter, five labs stopped conducting analysis of water supply samples, five more switched over from the drinking water certification program to the environmental laboratory accreditation program, and one additional lab was certified. Environmental laboratories are accredited according to standards adopted by the National Environmental Laboratory Accreditation Conference. It is projected that as more laboratories switch their certification, performance will continue to fall. Migration to this accreditation should be complete within three years.

Output Measure 04:
Number of administrative enforcement orders issued

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	212.5	418	49.18%
2nd Quarter	212.5	349	41.06%
3rd Quarter	212.5		0.00%
4th Quarter	212.5		0.00%
Total Performance	850	767	90.24%

*Note: First quarter performance has been changed from 417 to 418 enforcement orders issued. This change is due to a database error that was found after the first quarter report had been printed.

Variance Explanation:
ABOVE PROJECTED LEVEL
 Performance for the number of administrative enforcement orders issued was above projections for the second quarter of FY 2006. This measure reflects agency enforcement efforts. Performance exceeded projections as a result of three federal and state initiatives: 1) EPA and TCEQ implemented new drinking water rules regarding regulation of disinfectant by-products resulting from water treatment chemicals; 2) TCEQ has increased compliance monitoring activities related to smaller wastewater treatment facilities; and 3) financial assurance initiatives in the waste programs have continued to increase the number of cases requiring enforcement. This level of performance is expected to continue through the end of the fiscal year.

Strategy 03-01-02: Enforcement and Compliance Support

Efficiency Measure 01:
Average number of days to file notices or formal violations

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	70	58	82.86%
2nd Quarter	70	66	94.29%
3rd Quarter	70		0.00%
4th Quarter	70		0.00%
Annual Target	70	66	94.29%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the average number of days to file notices of formal violations was below projections for the second quarter of FY 2006. This measure represents the average number of days from the date the case was screened for appropriate evidence and a decision was made to take formal enforcement action, to the mailing date of the initial document that explains the violations and calculated penalty included in the enforcement action. The average number of days was lower than projected because the agency has revised enforcement processing procedures to process all new cases within a 60 day average time frame. This change in procedures is part of an overall review of the Agency's enforcement policies and procedures. This level of performance is expected to continue for the remainder of the fiscal year.

Strategy 03-01-03: Pollution Prevention and Recycling

Output Measure 01:

Number of on-site technical assistance visits, audits, presentations and workshops on pollution prevention/waste minimization and environmental management systems conducted

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	50	44	22.00%
2nd Quarter	50	45	22.50%
3rd Quarter	50		0.00%
4th Quarter	50		0.00%
Total Performance	200	89	44.50%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the number of on-site technical assistance visits was below projections for the second quarter of FY 2006. This measure reports the number of outreach activities conducted by the Pollution Prevention and Environmental Management staff. Performance has been slightly below projections but will increase in the remaining two quarters and reach the annual target. The Environmental Trade Fair during the third quarter is expected to contribute to the increased performance.

Output Measure 02:

Number of entities participating in performance-based regulatory programs

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	37.5	20	13.33%
2nd Quarter	37.5	38	25.33%
3rd Quarter	37.5		0.00%
4th Quarter	37.5		0.00%
Total Performance	150	58	38.67%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the number of entities participating in performance-based regulatory programs met projections for the second quarter of FY 2006 but remains below projections for the year. This measure reports the number of entities who participate in agency conducted or approved regulatory programs. Marketing campaigns designed to highlight agency programs should increase performance in future quarters. The agency also anticipates a greater level of participation after the Environmental Trade Fair and Conference that will take place in the third quarter.

Strategy 03-01-03: Pollution Prevention and Recycling

Output Measure 03:

Number of quarts of used oil diverted from landfills and processed (in millions)

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	5.75	0	0.0%
2 nd Quarter	5.75	32.5	141.3%
3 rd Quarter	5.75		0.0%
4 th Quarter	5.75		0.0%
Total Performance	23	32.5	141.3%

Variance Explanation:

ABOVE PROJECTED LEVEL.

Performance for the number of quarts of used oil diverted from landfills and processed was above projections for the second quarter of FY 2006. This measure reports the amount of used oil which, if not received by the registered collection centers, would otherwise be delivered to landfills or improperly disposed of. This information is collected from the Annual Used Oil Report which is submitted by used oil collection centers. In the last year, 250 new facilities have registered with the agency bringing the total number of registered facilities to 2,160. Performance has also been affected by an increase in the amount of oil processed by facilities. The significant increase over the prior year can be attributed to more facilities registering and the agency's efforts to ensure that the registered facilities are reporting their numbers accurately.

Efficiency Measure 01:

Average cost per on-site technical assistance visit

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	\$600	\$522.30	87.05%
2 nd Quarter	\$600	\$662	110.33%
3 rd Quarter	\$600		0.00%
4 th Quarter	\$600		0.00%
Annual Target	\$600	\$605	100.83%

Variance Explanation:

Performance met projections. No variance explanation required.

Strategy 04-01-01: Storage Tank Administration and Cleanup

Output Measure 01:

Number of petroleum storage tank self certifications processed

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	4,500	2,781	15.45%
2 nd Quarter	4,500	4,882	27.12%
3 rd Quarter	4,500		0.00%
4 th Quarter	4,500		0.00%
Total Performance	18,000	7,663	42.60%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the number of petroleum storage tank self-certifications processed met projections for the second quarter but remains below projections for the year. This measure reflects agency workload for the processing of petroleum storage tank self-certifications. Self-certification is an annual requirement of owners or operators to certify that facilities are in compliance with certain technical and administrative requirements. Self-certifications are renewed January through October of each year based upon the last digit of the owner ID number. Performance for the second quarter is consistent with prior years. Historically, performance is low in the first quarter, increases during the second quarter, and continues to increase during the third and fourth quarters. It is projected that the annual target will be attained.

Output Measure 02:

Number of emergency response actions at petroleum storage tank sites

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	7.5	2	6.67%
2 nd Quarter	7.5	3	10.00%
3 rd Quarter	7.5		0.00%
4 th Quarter	7.5		0.00%
Total Performance	30	5	16.67%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the number of emergency response actions at petroleum storage tank sites was below projections for the second quarter of FY 2006. This measure reports the number of sites to which a state lead contractor is dispatched to address an immediate threat to human health or safety. This is an on-demand activity. Fluctuations in performance are likely to occur due to the unpredictable number of sites requiring emergency responses.

Strategy 04-01-01: Storage Tank Administration and Cleanup

Output Measure 03:

Number of Petroleum Storage Tank Reimbursement Fund applications processed (Key)

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	1,500	1,155	19.25%
2nd Quarter	1,500	1,165	19.42%
3rd Quarter	1,500		0.00%
4th Quarter	1,500		0.00%
Total Performance	6,000	2,320	38.67%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the number of Petroleum Storage Tank Reimbursement Fund applications processed was below projections for the second quarter of FY 2006. This measure reflects agency workload in processing applications for reimbursements for petroleum storage tank remediation. The number of claims reviewed in a given quarter is variable (dependent upon the number of received claims). The Petroleum Storage Tank program was scheduled to sunset at the end of FY 2006. The program was extended through FY 2008 during the 79th Legislative Session. The program has experienced a decrease in the number of claims submitted due to the anticipated sunseting of the program. Performance is projected to meet projections in FY 2006.

Output Measure 04:

Number of petroleum storage tank cleanups completed

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	225	476	52.89%
2nd Quarter	225	156	17.33%
3rd Quarter	225		0.00%
4th Quarter	225		0.00%
Total Performance	900	632	70.22%

Variance Explanation:

ABOVE PROJECTED LEVEL

Performance for the number of petroleum storage tank cleanups completed was above projections for the second quarter of FY 2006. This measure reports the number of leaking petroleum storage tank sites at which no further corrective action is required. The number of cleanup completions is not expected to be evenly distributed over each reporting quarter. Applicants have increased their efforts to close sites since the program was scheduled to sunset at the end of FY 2006. However, the 79th Legislature extended the program through FY 2008. With the reimbursement program coming to an end, a renewed effort by the applicants to receive reimbursement for cleanup may result in performance remaining above projections for the remainder of the fiscal year.

Strategy 04-01-01: Storage Tank Administration and Cleanup

Efficiency Measure 01:

Average time (days) to review and respond to remedial action plans

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	30	27.7	92.33%
2 nd Quarter	30	28.2	94.00%
3 rd Quarter	30		0.00%
4 th Quarter	30		0.00%
Annual Target	30	28	93.33%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the average time to review and respond to remedial action plans was below projections for the second quarter of FY 2006. This measure reports the average number of days for the agency to review and respond to remedial action plans over the reporting period. The TCEQ has implemented procedures for reviewing remedial action plans to ensure average review times remain below the legislatively mandated time frame of 30 days.

Efficiency Measure 02:

Average time (days) to review and respond to risk-based site assessments

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	30	28.1	93.67%
2 nd Quarter	30	26.6	88.67%
3 rd Quarter	30		0.00%
4 th Quarter	30		0.00%
Annual Target	30	27.4	91.33%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the average time to review and respond to risk-based site assessments was below projections for the second quarter of FY 2006. This measure reports the average number of days for the agency to review and respond to risk-based site assessments over the reporting period. The TCEQ has implemented procedures for reviewing these assessments to ensure average review times remain below the legislatively mandated time frame of 30 days.

Strategy 04-01-01: Storage Tank Administration and Cleanup

Efficiency Measure 03:

Average time (days) to process Petroleum Storage Tank Remediation Fund reimbursement claims

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	90	55	61.11%
2nd Quarter	90	59	65.56%
3rd Quarter	90		0.00%
4th Quarter	90		0.00%
Annual Target	90	57	63.33%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the average time to process Petroleum Storage Tank Remediation Fund reimbursement claims was below projections for the second quarter of FY 2006. This measure reflects how efficiently the agency processes claims for reimbursements from the PST remediation fund. Turnaround time for claim processing has consistently been below the mandated level of 90 days. This is primarily due to staff efficiency and the improved quality of information provided in claims submitted. This level of performance is projected to continue for the remainder of FY 2006.

Strategy 04-01-02: Hazardous Materials Cleanup

Output Measure 01:

Number of Immediate Response Actions completed to protect human health and the environment

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	1.25	1	20.00%
2nd Quarter	1.25	1	20.00%
3rd Quarter	1.25		0.00%
4th Quarter	1.25		0.00%
Total Performance	5	2	40.00%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the number of immediate response actions completed to protect human health and the environment. This measure reports the total number of removal actions completed to protect human health and the environment. During the second quarter, one immediate response action was completed (Bailey Metals dump site). Currently there are seven additional response actions in progress. It is projected that the annual target will be achieved by the fourth quarter.

Output Measure 02:

Number of Superfund site assessments

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	18	18	25.00%
2nd Quarter	18	32	44.44%
3rd Quarter	18		0.00%
4th Quarter	18		0.00%
Total Performance	72	50	69.44%

Variance Explanation:

ABOVE PROJECTED LEVEL

Performance for the number of Superfund site assessments was above projections for the second quarter of FY 2006. This measure reports the number of potential Superfund sites that have undergone an eligibility assessment for either the state or federal Superfund program. Greater performance can be attributed to the division's efforts to cross train staff in response to HB 3030 (78th Legislative Session) which changed the requirements in assessing groundwater impacts to private wells. Also, a greater than projected number of sites assessed required no further action. It is projected that the annual target will be achieved.

Strategy 04-01-02: Hazardous Materials Cleanup

Output Measure 03:

Number of voluntary and brownfield cleanups completed (Key)

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	17.5	102	145.71%
2 nd Quarter	17.5	22	31.43%
3 rd Quarter	17.5		0.00%
4 th Quarter	17.5		0.00%
Total Performance	70	124	177.14%

Variance Explanation:

ABOVE PROJECTED LEVEL

Performance for the number of voluntary and brownfield cleanups completed was above projections for the second quarter of FY 2006. This measure reports the number of voluntary cleanup and brownfields sites which have completed necessary response action through the removal or control of contamination levels which are protective of human health and the environment. Performance remains above projections due to the very high performance reported during the first quarter. One individual applicant requested 75 separate certificates of completion for contiguous residential lots that were originally designated as one site. As a result, performance will remain above projections for the remainder of the fiscal year.

Output Measure 04:

Number of Superfund evaluations underway (Key)

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	25	28	112.00%
2 nd Quarter	25	31	124.00%
3 rd Quarter	25		0.00%
4 th Quarter	25		0.00%
Total Performance	25	31	124.00%

Variance Explanation:

ABOVE PROJECTED LEVEL

Performance for the number of Superfund evaluations underway was above projections for the second quarter of FY 2006. This measure reports the number of state and federal Superfund sites that are undergoing the evaluation phase of the Superfund process. During the second quarter, three sites (Tenaha Wood Treating, Patrick Bayou, Star Lake Canal) initiated the evaluation process. No sites achieved cleanup underway status. Several federal Superfund sites are progressing slower than projected due to delays in federal funding. It is unknown when funding will be made available to fund these federal projects.

Strategy 04-01-02: Hazardous Materials Cleanup

**Output Measure 05:
Number of Superfund cleanups underway (Key)**

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	28	18	64.29%
2nd Quarter	28	17	60.71%
3rd Quarter	28		0.00%
4th Quarter	28		0.00%
Total Performance	28	17	60.71%

Variance Explanation:
 BELOW PROJECTED LEVEL
 Performance for the number of Superfund cleanups underway was below projections for the first quarter of FY 2006. This measure reports the total number of state and federal Superfund sites that are in the cleanup phase. Six federal Superfund sites have not moved into cleanup underway status due to delays in federal funding. Additionally, several state sites are progressing slower than projected due to ground water issues that were discovered during the evaluation process of the sites.

**Output Measure 06:
Number of Superfund cleanups completed (Key)**

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	1.25	0	0.00%
2nd Quarter	1.25	1	20.00%
3rd Quarter	1.25		0.00%
4th Quarter	1.25		0.00%
Total Performance	5	1	20.00%

Variance Explanation:
 BELOW PROJECTED LEVEL
 Performance for the number of Superfund cleanups completed was below projections for the second quarter of FY 2006. During the second quarter, one site achieved cleanup completion status (Rockwool Industries). Superfund cleanup completions are not expected to be evenly distributed over each reporting quarter, but the number of cleanups completed is expected to meet projections by the end of the fiscal year.

Strategy 04-01-02: Hazardous Materials Cleanup

Output Measure 07:

Number of corrective action documents approved for industrial solid and municipal hazardous waste sites

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	137.5	166	30.18%
2nd Quarter	137.5	111	20.18%
3rd Quarter	137.5		0.00%
4th Quarter	137.5		0.00%
Total Performance	550	277	50.36%

Variance Explanation:
 Performance met projections. No variance explanation required.

Output Measure 08:

Number of Dry Cleaner Remediation program applications received (Key)

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	6.25	11	44.00%
2nd Quarter	6.25	14	56.00%
3rd Quarter	6.25		0.00%
4th Quarter	6.25		0.00%
Total Performance	25	25	100.00%

Variance Explanation:
ABOVE PROJECTED LEVEL
 Performance for the number of Dry Cleaner Remediation program applications received was above projections for the second quarter of FY 2006. This measure reports the number of Dry Cleaner Remediation Program applications received, ranked, prioritized, and scheduled for, or undergoing, corrective action activity. The higher performance may be linked to new rule changes which were adopted late in FY 2005. It is believed that many applications were not submitted to the agency until the rules were finalized. Performance is anticipated to remain above projections for the fiscal year.

Strategy 04-01-02: Hazardous Materials Cleanup

Efficiency Measure 01:

Average time (days) to process Dry Cleaner Remediation program applications

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	90	26.1	29.00%
2nd Quarter	90	36	40.00%
3rd Quarter	90		0.00%
4th Quarter	90		0.00%
Annual Target	90	31.1	34.56%

Variance Explanation:

BELOW PROJECTED LEVEL

Performance for the average time to process Dry Cleaner Remediation program applications was below projections for the second quarter of FY 2006. This measure reports the average number of days required by agency staff to process the Dry Cleaner Remediation program applications. The program area has implemented procedures for screening and reviewing the applications to ensure the average processing time is less than the legislatively mandated time frame of 90 days.

Goal 05-01: Texas River Compacts

Pursuant to Rider 38 for the Texas Commission on Environmental Quality as specified in the General Appropriations Act of the 79th Legislature, the five River Compact Commissions have been incorporated into the budget structure of the TCEQ. Because the River Compact Commissions hold their official meetings in the third and fourth quarters of each fiscal year, there is no performance measure data available until the fourth quarter. Reporting for all performance measures for the River Compacts will be included in the fourth quarter performance measure report.

Historically Underutilized Business Program

Output Measure 01:
Percentage of professional services going to HUBs

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	18.1%	6.6%	36.46%
2 nd Quarter	18.1%	27.5%	151.93%
3 rd Quarter	18.1%		0.00%
4 th Quarter	18.1%		0.00%
Total Performance	18.1%	17.2%	95.03%

Variance Explanation:
Performance met projections. No variance explanation required.

Output Measure 02:
Percentage of other services going to HUBs

	Projected	Actual	Percent of Annual Projection Attained
1 st Quarter	33%	35.4%	107.27%
2 nd Quarter	33%	27.9%	84.55%
3 rd Quarter	33%		0.00%
4 th Quarter	33%		0.00%
Total Performance	33%	32.5%	98.48%

Variance Explanation:
Performance met projections. No variance explanation required.

Historically Underutilized Business Program

Output Measure 03:
Percentage of commodity purchasing awarded to HUBs

	Projected	Actual	Percent of Annual Projection Attained
1st Quarter	12.6%	53.3%	423.02%
2nd Quarter	12.6%	22.9%	181.75%
3rd Quarter	12.6%		0.00%
4th Quarter	12.6%		0.00%
Total Performance	12.6%	47.1%	373.81%

Variance Explanation:

ABOVE PROJECTED LEVEL.

Performance for the percentage of commodity purchases awarded to HUBs was above projections for the second quarter of FY 2006. The TCEQ has successfully focused efforts on identifying HUB vendors in this area. A large number of certified HUB vendors available in this category has aided TCEQ efforts to utilize their services.