

Executive Summary – Enforcement Matter – Case No. 65106
COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P.
RN102450277
Docket No. 2023-1729-IHW-E

Order Type:

1660 Agreed Order

Findings Order Justification:

N/A

Media:

IHW

Small Business:

No

Location(s) Where Violation(s) Occurred:

Medical Center of Plano, 3901 West 15th Street, Plano, Collin County

Type of Operation:

Hospital

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Past-Due Fees: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: September 19, 2025

Comments Received: No

Penalty Information

Total Penalty Assessed: \$37,575

Amount Deferred for Expedited Settlement: \$7,515

Total Paid to General Revenue: \$30,060

Total Due to General Revenue: \$0

Payment Plan: N/A

Compliance History Classifications:

Person/CN - High

Site/RN - High

Major Source: Yes

Statutory Limit Adjustment: N/A

Applicable Penalty Policy: January 2021

Investigation Information

Complaint Date(s): N/A

Complaint Information: N/A

Date(s) of Investigation: November 21, 2023

Date(s) of NOE(s): November 21, 2023

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RN102450277
Docket No. 2023-1729-IHW-E

Violation Information

1. Failed to update the Notice of Registration ("NOR"). Specifically, the Facility's NOR was not updated to include a new waste stream for lead aprons, and the Environmental Protection Agency ("EPA") waste codes D010, D011, D022, P075, U002, U059, U129, and U150 for TEXAS WASTE CODE ("TWC") 0001004H [30 TEX. ADMIN. CODE § 335.6(b)].
2. Failed to submit to the Executive Director a complete and correct Annual Waste Summary ("AWS") detailing the management of each hazardous and Class I waste generated on-site during the reporting calendar year. Specifically, the Respondent did not submit the AWS for the years 2021 and 2022. Also, the AWS for the year 2020 listed incorrect quantities of hazardous wastes generated, incorrect waste management codes, and incorrect TWCs [30 TEX. ADMIN. CODE § 335.9(a)(2)].
3. Failed to prepare a five-year pollution prevention plan and maintain it on-site and make it available to Commission personnel for inspection [30 TEX. ADMIN. CODE § 335.474(1)].
4. Failed to maintain hazardous waste containers closed in a satellite accumulation area ("SAA") except when adding, removing, or consolidating waste. Specifically, two SAA containers were observed to have been left open when not in use by Facility staff [30 TEX. ADMIN. CODE § 335.53(d) and 40 CODE OF FEDERAL REGULATIONS ("CFR") § 262.15(a)(4)(i)].
5. Failed to mark or label containers with an indication of the hazards of the contents. Specifically, three SAA containers were missing labels that indicated the hazards of the containers [30 TEX. ADMIN. CODE § 335.53(d) and 40 CFR § 262.15(a)(5)(ii)].
6. Failed to include a TWC for each hazardous waste itemized on a manifest. Specifically, multiple manifests were provided for review that indicated that the itemized hazardous wastes did not include a corresponding TWC for each hazardous waste on each manifest [30 TEX. ADMIN. CODE § 335.10(a)(1) and 40 CFR § 262.20(a)(1)].
7. Failed to submit an exception report for not receiving a copy of a manifest with the handwritten signature of the owner or operator of the designated facility within 60 days of the date the waste was accepted by the initial transporter. Specifically, the Facility did not have copies of the hazardous waste manifests from designated facilities and had not submitted exception reports for Manifest Nos. 014006599FLE, 014006498FLE, 014006409FLE, 015108033FLE, 015108087FLE, 014962376FLE, 014962026FLE, 015947271FLE, 015947273FLE, 015947123FLE, 015947081FLE, 015946891FLE, and 014006662FLE in 2021; and for Manifest Nos. 014963029FLE, 014963142FLE, 014963067FLE, 015944758FLE, 015623261FLE, 015623207FLE, 015623144FLE, 015623080FLE, 015622975FLE, 015622297FLE, 015622237FLE, 015622179FLE, 015622147FLE, 015622078FLE, 017506087FLE, 017506037FLE,

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017505851FLE, 017505801FLE, 017511609FLE, 015621396FLE, 015621277FLE, 015621211FLE, 015621129FLE, 015621079FLE, 015621036FLE, 015620973FLE, 015620913FLE, 015623359FLE, 015623312FLE, 015944758FLE, 015944667FLE, 015944579FLE, 017505755FLE, 017505630FLE, 015621958FLE, 014963459FLE, and 014963233FLE in 2022 [30 TEX. ADMIN. CODE § 335.56 and 40 CFR § 262.42(a)(2)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

N/A

Technical Requirements:

The Order will require the Respondent to:

a. Within 30 days:

- i. Update the Facility's NOR to include the new lead apron waste stream and missing EPA waste codes;
- ii. Develop and implement procedures to ensure that the AWS is submitted timely;
- iii. Complete and submit the AWS for the 2021 and 2022 calendar years and submit a corrected 2020 AWS;
- iv. Prepare a five-year Pollution Prevention Plan and maintain it on-site and make it available to Commission personnel for inspection;
- v. Securely close the two SAA containers containing hazardous waste;
- vi. Label the three SAA containers indicating the hazards of the contents; and
- vii. Develop and implement procedures to ensure that TWCs will be included on all manifests in the future.

b. Within 60 days:

- i. List the correct TWC for each hazardous waste listed per manifest; and
- ii. Submit 50 signed manifest copies not received.

c. Within 75 days, submit written certification to demonstrate compliance with a. and b.

**Executive Summary – Enforcement Matter – Case No. 65106
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RN102450277
Docket No. 2023-1729-IHW-E**

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Stephanie McCurley, Enforcement Division,
Enforcement Team 3, MC 219, (512) 239-2607; Michael Parrish, Enforcement Division,
MC R-12, (512) 239-2548

Respondent: Samuel N. Hazen, President, COLUMBIA MEDICAL CENTER OF PLANO
SUBSIDIARY, L.P., P.O. Box 570, Nashville, Tennessee 37202

Elizabeth Johnsen, Chief Operating Officer, COLUMBIA MEDICAL CENTER OF PLANO
SUBSIDIARY, L.P., P.O. Box 570, Nashville, Tennessee 37202

Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	27-Nov-2023	Screening	11-Dec-2023	EPA Due	
	PCW	18-Mar-2024				

RESPONDENT/FACILITY INFORMATION						
Respondent	COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P.					
Reg. Ent. Ref. No.	RN102450277					
Facility/Site Region	4-Dallas/Fort Worth			Major/Minor Source	Major	

CASE INFORMATION					
Enf./Case ID No.	65106		No. of Violations	7	
Docket No.	2023-1729-IHW-E		Order Type	1660	
Media Program(s)	Industrial and Hazardous Waste		Government / Non-Profit	No	
Multi-Media			Enf. Coordinator	Stephanie McCurley	
			EC's Team	Enforcement Team 3	
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$25,000		

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$41,750
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ADJUSTMENTS (+ / -) TO SUBTOTAL 1

Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.

Compliance History	-10.0 %	Adjustment	Subtotals 2, 3, & 7	-\$4,175
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Notes	Reduction for High Performer classification.			
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Culpability	No	0.0 %	Enhancement	Subtotal 4	\$0
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Notes	The Respondent does not meet the culpability criteria.				
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Good Faith Effort to Comply Total Adjustments	Subtotal 5	\$0
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Economic Benefit	0.0 %	Enhancement*	Subtotal 6	\$0
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Total EB Amounts	\$1,046	*Capped at the Total EB \$ Amount
Estimated Cost of Compliance	\$8,535	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$37,575
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OTHER FACTORS AS JUSTICE MAY REQUIRE	0.0 %	Adjustment	\$0
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Reduces or enhances the Final Subtotal by the indicated percentage.

Notes				
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Final Penalty Amount	\$37,575
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$37,575
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DEFERRAL	20.0 %	Reduction	Adjustment	-\$7,515
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Reduces the Final Assessed Penalty by the indicated percentage.

Notes	Deferral offered for expedited settlement.			
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PAYABLE PENALTY	\$30,060
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Screening Date	11-Dec-2023	Docket No.	2023-1729-IHW-E	PCW
Respondent	COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P.			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	65106			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN102450277			
Media	Industrial and Hazardous Waste			
Enf. Coordinator	Stephanie McCurley			

Compliance History Worksheet

>> Compliance History Site Enhancement (Subtotal 2)

Component	Number of...	Number	Adjust.
NOVs	Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (<i>number of NOVs meeting criteria</i>)	0	0%
	Other written NOVs	0	0%
Orders	Any agreed final enforcement orders containing a denial of liability (<i>number of orders meeting criteria</i>)	0	0%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (<i>number of judgments or consent decrees meeting criteria</i>)	0	0%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government (<i>number of counts</i>)	0	0%
Emissions	Chronic excessive emissions events (<i>number of events</i>)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which notices were submitted</i>)	0	0%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which violations were disclosed</i>)	0	0%
Other	Environmental management systems in place for one year or more	No	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%

Adjustment Percentage (Subtotal 2) 0%

>> Repeat Violator (Subtotal 3)

Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

Adjustment Percentage (Subtotal 7) -10%

>> Compliance History Summary

Compliance History Notes

Reduction for High Performer classification.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) -10%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% -10%

Screening Date	11-Dec-2023	Docket No.	2023-1729-IHW-E	PCW
Respondent	COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P.			Policy Revision 5 (January 28, 2021)
Case ID No.	65106			PCW Revision February 11, 2021
Reg. Ent. Reference No.	RN102450277			
Media	Industrial and Hazardous Waste			
Enf. Coordinator	Stephanie McCurley			
Violation Number	1			
Rule Cite(s)	30 Tex. Admin. Code § 335.6(b)			
Violation Description	Failed to update the Notice of Registration ("NOR"). Specifically, the Facility's NOR was not updated to include a new waste stream for lead aprons, and the Environmental Protection Agency ("EPA") waste codes D010, D011, D022, P075, U002, U059, U129, and U150 for Texas Waste Code ("TWC") 0001004H.			
Base Penalty				\$25,000

>> Environmental, Property and Human Health Matrix						
OR	Release	Major	Harm	Moderate	Minor	Percent
	Actual					
	Potential					
						0.0%

>> Programmatic Matrix					
	Falsification	Major	Moderate	Minor	Percent
		X			
20.0%					
Matrix Notes	100% of the rule requirement was not met.				
Adjustment					\$20,000
					\$5,000

Violation Events					
Number of Violation Events		1	Number of violation days		20
	daily		Violation Base Penalty		
	weekly				
	monthly				
	quarterly				
	semiannual				
	annual				
	single event	x	\$5,000		
One single event is recommended.					

Good Faith Efforts to Comply		0.0 %	Reduction	\$0
		Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer	
	Extraordinary			
	Ordinary			
	N/A	x		
Notes	The Respondent does not meet the good faith criteria for this violation.			
Violation Subtotal			\$5,000	

Economic Benefit (EB) for this violation		Statutory Limit Test	
Estimated EB Amount	\$31	Violation Final Penalty Total	\$4,500
This violation Final Assessed Penalty (adjusted for limits)		\$4,500	

Economic Benefit Worksheet

Respondent COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P.
Case ID No. 65106
Reg. Ent. Reference No. RN102450277
Media Industrial and Hazardous Waste
Violation No. 1

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
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Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering / Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System	\$250	13-Apr-2023	22-Sep-2025	2.45	\$31	n/a	\$31
Training / Sampling				0.00	\$0	n/a	\$0
Remediation / Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0
Notes for DELAYED costs	Estimated delayed cost to update the Facility's NOR to include the new lead apron waste stream and missing EPA waste codes. The Date Required is the initial investigation date and the Final Date is the estimated date of compliance.						

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection / Reporting / Sampling				0.00	\$0	\$0	\$0
Supplies / Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs							

Approx. Cost of Compliance \$250

TOTAL \$31

Screening Date	11-Dec-2023	Docket No.	2023-1729-IHW-E	PCW																
Respondent	COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P.																			
Case ID No.	65106	<i>Policy Revision 5 (January 28, 2021)</i>																		
Reg. Ent. Reference No.	RN102450277	<i>PCW Revision February 11, 2021</i>																		
Media	Industrial and Hazardous Waste																			
Enf. Coordinator	Stephanie McCurley																			
Violation Number	2																			
Rule Cite(s)	30 Tex. Admin. Code § 335.9(a)(2)																			
Violation Description	Failed to submit to the Executive Director a complete and correct Annual Waste Summary ("AWS") detailing the management of each hazardous and Class I waste generated on-site during the reporting calendar year. Specifically, the Respondent did not submit the AWS for the years 2021 and 2022. Also, the AWS for the year 2020 listed incorrect quantities of hazardous wastes generated, incorrect waste management codes, and incorrect TWCS.																			
Base Penalty				\$25,000																
>> Environmental, Property and Human Health Matrix																				
OR	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td></td> <th colspan="3">Harm</th> </tr> <tr> <td style="text-align: center;">Release</td> <td style="text-align: center;">Major</td> <td style="text-align: center;">Moderate</td> <td style="text-align: center;">Minor</td> </tr> <tr> <td style="text-align: center;">Actual</td> <td></td> <td></td> <td></td> </tr> <tr> <td style="text-align: center;">Potential</td> <td></td> <td></td> <td></td> </tr> </table>					Harm			Release	Major	Moderate	Minor	Actual				Potential			
		Harm																		
	Release	Major	Moderate	Minor																
	Actual																			
Potential																				
Percent				0.0%																
>> Programmatic Matrix																				
OR	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td></td> <th colspan="3">Harm</th> </tr> <tr> <td style="text-align: center;">Falsification</td> <td style="text-align: center;">Major</td> <td style="text-align: center;">Moderate</td> <td style="text-align: center;">Minor</td> </tr> <tr> <td></td> <td style="text-align: center;">x</td> <td></td> <td></td> </tr> </table>					Harm			Falsification	Major	Moderate	Minor		x						
		Harm																		
	Falsification	Major	Moderate	Minor																
		x																		
Percent				20.0%																
Matrix Notes	100% of the rule requirement was not met.																			
Adjustment				\$20,000																
				\$5,000																
Violation Events																				
Number of Violation Events		3	20	Number of violation days																
	<table border="1" style="width:100%; border-collapse: collapse;"> <tr><td>daily</td><td></td></tr> <tr><td>weekly</td><td></td></tr> <tr><td>monthly</td><td></td></tr> <tr><td>quarterly</td><td></td></tr> <tr><td>semiannual</td><td></td></tr> <tr><td>annual</td><td></td></tr> <tr><td>single event</td><td style="text-align: center;">x</td></tr> </table>	daily		weekly		monthly		quarterly		semiannual		annual		single event	x					
daily																				
weekly																				
monthly																				
quarterly																				
semiannual																				
annual																				
single event	x																			
Violation Base Penalty				\$15,000																
Three single events are recommended (one for each AWS that was not submitted, administratively complete, or inaccurate).																				
Good Faith Efforts to Comply		0.0 %	Reduction																	
		Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer																	
	Extraordinary																			
	Ordinary																			
	N/A	x																		
Notes	The Respondent does not meet the good faith criteria for this violation.																			
Violation Subtotal				\$15,000																
Economic Benefit (EB) for this violation																				
Statutory Limit Test																				
Estimated EB Amount	\$202	Violation Final Penalty Total	\$13,500																	
This violation Final Assessed Penalty (adjusted for limits)				\$13,500																

Economic Benefit Worksheet

Respondent COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P.
Case ID No. 65106
Reg. Ent. Reference No. RN102450277
Media Industrial and Hazardous Waste
Violation No. 2

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
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Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System	\$500	13-Apr-2023	22-Sep-2025	2.45	\$61	n/a	\$61
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$1,135	1-Apr-2023	22-Sep-2025	2.48	\$141	n/a	\$141

Notes for DELAYED costs

Estimated delayed cost to develop and implement procedures to ensure that the AWS is submitted timely (\$500). The Date Required is the initial investigation date and the Final Date is the estimated date of compliance.

Estimated delayed cost to complete and submit the AWS for the 2021 and 2022 calendar years and submit a corrected 2020 AWS (\$1,135). The Date Required is the date the last AWS was due and the Final Date is the estimated date of compliance.

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$1,635

TOTAL

\$202

Screening Date	11-Dec-2023	Docket No.	2023-1729-IHW-E	PCW
Respondent	COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P.			
Case ID No.	65106	<i>Policy Revision 5 (January 28, 2021)</i>		
Reg. Ent. Reference No.	RN102450277	<i>PCW Revision February 11, 2021</i>		
Media	Industrial and Hazardous Waste			
Enf. Coordinator	Stephanie McCurley			
Violation Number	3			
Rule Cite(s)	30 Tex. Admin. Code § 335.474(1)			
Violation Description	Failed to prepare a five-year pollution prevention plan and maintain it on-site and make it available to Commission personnel for inspection.			
Base Penalty				\$25,000

> > Environmental, Property and Human Health Matrix

OR	Harm					
		Major	Moderate	Minor		
	Release					
	Actual					
	Potential				Percent	0.0%

> > Programmatic Matrix

	Falsification	Major	Moderate	Minor	
		x			
Percent					20.0%

Matrix Notes	100% of the rule requirement was not met.
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Adjustment	\$20,000
\$5,000	

Violation Events

Number of Violation Events	1	Number of violation days	20
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	daily	
	weekly	
	monthly	
	quarterly	
	semiannual	
	annual	
	single event	x

	Violation Base Penalty	\$5,000
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One single event is recommended.	
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Good Faith Efforts to Comply

	0.0%		Reduction	\$0
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	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	x	

Notes	The Respondent does not meet the good faith criteria for this violation.
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	Violation Subtotal	\$5,000
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Economic Benefit (EB) for this violation

	\$122		Statutory Limit Test
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Estimated EB Amount	\$122	Violation Final Penalty Total	\$4,500
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This violation Final Assessed Penalty (adjusted for limits)	\$4,500
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Economic Benefit Worksheet

Respondent COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P.
Case ID No. 65106
Reg. Ent. Reference No. RN102450277
Media Industrial and Hazardous Waste
Violation No. 3

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
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Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering / Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training / Sampling				0.00	\$0	n/a	\$0
Remediation / Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$1,000	13-Apr-2023	22-Sep-2025	2.45	\$122	n/a	\$122

Notes for DELAYED costs

Estimated delayed cost to prepare a five-year pollution prevention plan and maintain it on-site and make it available to Commission personnel for inspection. The Date Required is the initial investigation date and the Final Date is the estimated date of compliance.

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection / Reporting / Sampling				0.00	\$0	\$0	\$0
Supplies / Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$1,000

TOTAL

\$122

Screening Date	11-Dec-2023	Docket No.	2023-1729-IHW-E	PCW
Respondent	COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P.			
Case ID No.	65106	<i>Policy Revision 5 (January 28, 2021)</i>		
Reg. Ent. Reference No.	RN102450277	<i>PCW Revision February 11, 2021</i>		
Media	Industrial and Hazardous Waste			
Enf. Coordinator	Stephanie McCurley			
Violation Number	4			
Rule Cite(s)	30 Tex. Admin. Code § 335.53(d) and 40 Code of Federal Regulations ("CFR") § 262.15(a)(4)(i)			
Violation Description	Failed to maintain hazardous waste containers closed in a satellite accumulation area ("SAA") except when adding, removing, or consolidating waste. Specifically, two SAA containers were observed to have been left open when not in use by Facility staff.			
Base Penalty				\$25,000

>> Environmental, Property and Human Health Matrix

OR	Harm				
	Release	Major	Moderate	Minor	
	Actual				
	Potential			x	Percent 7.0%

>> Programmatic Matrix

Matrix Notes	Falsification				
	Major	Moderate	Minor		
				Percent 0.0%	

Human health or the environment will or could be exposed to insignificant amounts of pollutants that would not exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment \$23,250

\$1,750

Violation Events

Number of Violation Events	1	20	Number of violation days
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daily		Violation Base Penalty	
weekly			
monthly			
quarterly			
semiannual			
annual			
single event	x		

One single event is recommended.

Good Faith Efforts to Comply

	0.0%	
	Before NOE/NOV	NOE/NOV to EDRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	x	
Notes	The Respondent does not meet the good faith criteria for this violation.	

Violation Subtotal \$1,750

Economic Benefit (EB) for this violation

Estimated EB Amount	\$2	Statutory Limit Test
		Violation Final Penalty Total \$1,575
		This violation Final Assessed Penalty (adjusted for limits) \$1,575

Economic Benefit Worksheet

Respondent COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P.
Case ID No. 65106
Reg. Ent. Reference No. RN102450277
Media Industrial and Hazardous Waste
Violation No. 4

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
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Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering / Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training / Sampling				0.00	\$0	n/a	\$0
Remediation / Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$20	13-Apr-2023	22-Sep-2025	2.45	\$2	n/a	\$2

Notes for DELAYED costs

Estimated delayed cost to securely close the two SAA containers containing hazardous waste (\$10 for each container). The Date Required is the initial investigation date and the Final Date is the estimated date of compliance.

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection / Reporting / Sampling				0.00	\$0	\$0	\$0
Supplies / Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$20

TOTAL

\$2

Screening Date 11-Dec-2023 Respondent COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P. Case ID No. 65106 Reg. Ent. Reference No. RN102450277 Media Industrial and Hazardous Waste Enf. Coordinator Stephanie McCurley	Docket No. 2023-1729-IHW-E Base Penalty \$25,000	PCW <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>
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Violation Number	5	Rule Cite(s)	30 Tex. Admin. Code § 335.53(d) and 40 CFR § 262.15(a)(5)(ii)
Violation Description	Failed to mark or label containers with an indication of the hazards of the contents. Specifically, three SAA containers were missing labels that indicated the hazards of the containers.		

Base Penalty		\$25,000
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>> Environmental, Property and Human Health Matrix

OR	Harm				
	Release	Major	Moderate	Minor	
	Actual				
	Potential				
					Percent 0.0%

>> Programmatic Matrix

	Falsification				
	Major	Moderate	Minor		
					Percent 20.0%

Matrix Notes	100% of the rule requirement was not met.
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Adjustment	\$20,000
\$5,000	

Violation Events

Number of Violation Events	1	20	Number of violation days
----------------------------	---	----	--------------------------

	daily		Violation Base Penalty \$5,000
	weekly		
	monthly	x	
	quarterly		
	semiannual		
	annual		
	single event		

One monthly event is recommended from the November 21, 2023 record review date to the December 11, 2023 screening date.

Good Faith Efforts to Comply

	0.0%	Reduction \$0
	Before NOE/NOV	NOE/NOV to EDRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	x	
Notes	The Respondent does not meet the good faith criteria for this violation.	

Violation Subtotal	\$5,000
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Economic Benefit (EB) for this violation

Statutory Limit Test	
Estimated EB Amount	\$4
Violation Final Penalty Total	\$4,500
This violation Final Assessed Penalty (adjusted for limits)	\$4,500

Economic Benefit Worksheet

Respondent COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P.
Case ID No. 65106
Reg. Ent. Reference No. RN102450277
Media Industrial and Hazardous Waste
Violation No. 5

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering / Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training / Sampling				0.00	\$0	n/a	\$0
Remediation / Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$30	13-Apr-2023	22-Sep-2025	2.45	\$4	n/a	\$4
Notes for DELAYED costs	Estimated delayed cost to label the three SAA containers indicating the hazards of the contents (\$10 per container). The Date Required is the initial investigation date and the Final Date is the estimated date of compliance.						

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection / Reporting / Sampling				0.00	\$0	\$0	\$0
Supplies / Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs							

Approx. Cost of Compliance \$30

TOTAL \$4

Screening Date	11-Dec-2023	Docket No.	2023-1729-IHW-E	PCW
Respondent	COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P.			
Case ID No.	65106	<i>Policy Revision 5 (January 28, 2021)</i>		
Reg. Ent. Reference No.	RN102450277	<i>PCW Revision February 11, 2021</i>		
Media	Industrial and Hazardous Waste			
Enf. Coordinator	Stephanie McCurley			
Violation Number	6			
Rule Cite(s)	30 Tex. Admin. Code § 335.10(a)(1) and 40 CFR § 262.20(a)(1)			
Violation Description	Failed to include a TWC for each hazardous waste itemized on a manifest. Specifically, multiple manifests were provided for review that indicated that the itemized hazardous wastes did not include a corresponding TWC for each hazardous waste on each manifest.			
Base Penalty				\$25,000

> > Environmental, Property and Human Health Matrix

OR	Harm					
	Release	Major	Moderate	Minor		
	Actual					
	Potential					
					Percent	0.0%

> > Programmatic Matrix

OR	Harm					
	Release	Major	Moderate	Minor		
	Actual					
	Potential					
					Percent	20.0%

Matrix Notes	100% of the rule requirement was not met.
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Adjustment	\$20,000
Base Penalty	
\$5,000	

Violation Events

Number of Violation Events	1	Number of violation days	20														
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td>daily</td><td></td></tr> <tr><td>weekly</td><td></td></tr> <tr><td>monthly</td><td></td></tr> <tr><td>quarterly</td><td></td></tr> <tr><td>semiannual</td><td></td></tr> <tr><td>annual</td><td></td></tr> <tr><td>single event</td><td>x</td></tr> </table>	daily		weekly		monthly		quarterly		semiannual		annual		single event	x		
daily																	
weekly																	
monthly																	
quarterly																	
semiannual																	
annual																	
single event	x																
Violation Base Penalty			\$5,000														

One single event is recommended.	
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Good Faith Efforts to Comply

	0.0%			Reduction	\$0
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer			
Extraordinary					
Ordinary					
N/A	x				
Notes	The Respondent does not meet the good faith criteria for this violation.				
Violation Subtotal					\$5,000

Economic Benefit (EB) for this violation

Estimated EB Amount	\$73	Statutory Limit Test	
Violation Final Penalty Total		\$4,500	
This violation Final Assessed Penalty (adjusted for limits)		\$4,500	

Economic Benefit Worksheet

Respondent COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P.
Case ID No. 65106
Reg. Ent. Reference No. RN102450277
Media Industrial and Hazardous Waste
Violation No. 6

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
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Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering / Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System	\$100	13-Apr-2023	22-Sep-2025	2.45	\$12	n/a	\$12
Training / Sampling	\$500	13-Apr-2023	22-Sep-2025	2.45	\$61	n/a	\$61
Remediation / Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0
Notes for DELAYED costs Estimated cost to list the correct TWC for each hazardous waste listed per manifest (\$100) and develop and implement procedures to ensure that TWCs will be included on all manifests in the future (\$500). The Dates Required are the initial investigation date and the Final Dates are the estimated date of compliance.							

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection / Reporting / Sampling				0.00	\$0	\$0	\$0
Supplies / Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs							

Approx. Cost of Compliance \$600

TOTAL \$73

Screening Date	11-Dec-2023	Docket No.	2023-1729-IHW-E	PCW
Respondent	COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P.			
Case ID No.	65106	<i>Policy Revision 5 (January 28, 2021)</i>		
Reg. Ent. Reference No.	RN102450277	<i>PCW Revision February 11, 2021</i>		
Media	Industrial and Hazardous Waste			
Enf. Coordinator	Stephanie McCurley			
Violation Number	7			
Rule Cite(s)	30 Tex. Admin. Code § 335.56 and 40 CFR § 262.42(a)(2)			
Violation Description	Failed to submit an exception report for not receiving a copy of a manifest with the handwritten signature of the owner or operator of the designated facility within 60 days of the date the waste was accepted by the initial transporter. Specifically, the Facility did not have copies of the hazardous waste manifests from designated facilities and had not submitted exception reports for Manifest Nos. 014006599FLE, 014006498FLE, 014006409FLE, 015108033FLE, 015108087FLE, 014962376FLE, 014962026FLE, 015947271FLE, 015947273FLE, 015947123FLE, 015947081FLE, 015946891FLE, and 014006662FLE in 2021; and for Manifest Nos. 014963029FLE, 014963142FLE, 014963067FLE, 015944758FLE, 015623261FLE, 015623207FLE, 015623144FLE, 015623080FLE, 015622975FLE, 015622297FLE, 015622237FLE, 015622179FLE, 015622147FLE, 015622078FLE, 017506087FLE, 017506037FLE, 017505851FLE, 017505801FLE, 017511609FLE, 015621396FLE, 015621277FLE, 015621211FLE, 015621129FLE, 015621079FLE, 015621036FLE, 015620973FLE, 015620913FLE, 015623359FLE, 015623312FLE, 015944758FLE, 015944667FLE, 015944579FLE, 017505755FLE, 017505630FLE, 015621958FLE, 014963459FLE, and 014963233FLE in 2022.			
Base Penalty			\$25,000	
>> Environmental, Property and Human Health Matrix				
OR	Harm			
	Release	Major	Moderate	Minor
	Actual			
	Potential			
			Percent	0.0%
>> Programmatic Matrix				
	Falsification	Major	Moderate	Minor
		x		
			Percent	20.0%
Matrix Notes	100% of the rule requirement was not met.			
Adjustment			\$20,000	
			\$5,000	
Violation Events				
Number of Violation Events		1	20	Number of violation days
	daily			
	weekly			
	monthly			
	quarterly			
	semiannual			
	annual			
	single event	x		
			Violation Base Penalty	\$5,000
One single event is recommended.				
Good Faith Efforts to Comply		0.0%	Reduction	
		Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer	
	Extraordinary			
	Ordinary			
	N/A	x		
Notes	The Respondent does not meet the good faith criteria for this violation.			
Violation Subtotal			\$5,000	
Economic Benefit (EB) for this violation				
Estimated EB Amount		\$612	Statutory Limit Test	
			Violation Final Penalty Total	\$4,500
This violation Final Assessed Penalty (adjusted for limits)			\$4,500	

Economic Benefit Worksheet

Respondent COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P.
Case ID No. 65106
Reg. Ent. Reference No. RN102450277
Media Industrial and Hazardous Waste
Violation No. 7

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
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Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering / Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training / Sampling				0.00	\$0	n/a	\$0
Remediation / Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$5,000	13-Apr-2023	22-Sep-2025	2.45	\$612	n/a	\$612

Notes for DELAYED costs

Estimated delayed cost to submit 50 signed manifest copies not received (\$100 per report). The Date Required is the initial investigation date and the Final Date is the estimated date of compliance.

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection / Reporting / Sampling				0.00	\$0	\$0	\$0
Supplies / Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$5,000

TOTAL

\$612



Compliance History Report

Compliance History Report for CN603966631, RN102450277, Rating Year 2024 which includes Compliance History (CH) components from September 1, 2019, through August 31, 2024.

Customer, Respondent, or Owner/Operator: CN603966631, COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P. **Classification:** HIGH **Rating:** 0.00

Regulated Entity: RN102450277, Medical Center of Plano **Classification:** HIGH **Rating:** 0.00

Complexity Points: 6 **Repeat Violator:** NO

CH Group: 14 - Other

Location: 3901 West 15th Street in Plano, Collin County, Texas

TCEQ Region: REGION 04 - DFW METROPLEX

ID Number(s):
PETROLEUM STORAGE TANK REGISTRATION **INDUSTRIAL AND HAZARDOUS WASTE SOLID WASTE**
REGISTRATION 13007 REGISTRATION # (SWR) 90728

Compliance History Period: September 01, 2019 to August 31, 2024 **Rating Year:** 2024 **Rating Date:** 09/01/2024

Date Compliance History Report Prepared: June 16, 2025

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: June 16, 2020 to June 16, 2025

TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.
Name: Stephanie McCurley **Phone:** (512) 239-2607

Site and Owner/Operator History:

- 1) Has the site been in existence and/or operation for the full five year compliance period? YES
- 2) Has there been a (known) change in ownership/operator of the site during the compliance period? YES
- 3) Who is the current owner/operator? COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P. OWNER OPERATOR since 10/4/2011
HCA HEALTHCARE INC OWNER OPERATOR since 2/1/2021
- 4) Who was/were the prior owner(s)/operator(s)? HCA Holdings, Inc., OWNER OPERATOR, 3/22/2012 to 1/31/2021

Components (Multimedia) for the Site Are Listed in Sections A - J

A. Final Orders, court judgments, and consent decrees:

N/A

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

D. The approval dates of investigations (CCEDS Inv. Track. No.):

Item 1 August 20, 2021 (1755660)

E. Written notices of violations (NOV) (CCEDS Inv. Track. No.):

A notice of violation represents a written allegation of a violation of a specific regulatory requirement from the commission to a regulated entity. A notice of violation is not a final enforcement action, nor proof that a violation has actually occurred.

N/A

F. Environmental audits:

N/A

G. Type of environmental management systems (EMSs):

N/A

H. Voluntary on-site compliance assessment dates:

N/A

I. Participation in a voluntary pollution reduction program:

N/A

J. Early compliance:

N/A

Sites Outside of Texas:

N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
COLUMBIA MEDICAL CENTER OF
PLANO SUBSIDIARY, L.P.
RN102450277

§ BEFORE THE
§
§ TEXAS COMMISSION ON
§
§ ENVIRONMENTAL QUALITY
§

AGREED ORDER DOCKET NO. 2023-1729-IHW-E

I. JURISDICTION AND STIPULATIONS

On _____, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P. (the "Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 361 and TEX. WATER CODE ch. 7. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent together stipulate that:

1. The Respondent owns and operates a hospital located at 3901 West 15th Street in Plano, Collin County, Texas (the "Facility"). The Facility involves or involved the management of industrial and hazardous waste ("IHW") as defined in TEX. HEALTH & SAFETY CODE ch. 361.
2. The Executive Director and the Respondent agree that the TCEQ has jurisdiction to enter this Order pursuant to TEX. WATER CODE §§ 7.002, 7.051, and 7.073, and that the Respondent is subject to TCEQ's jurisdiction. The TCEQ has jurisdiction in this matter pursuant to TEX. WATER CODE § 5.013 because it alleges violations of TEX. HEALTH & SAFETY CODE ch. 361 and the rules of the TCEQ.
3. The occurrence of any violation is in dispute and the entry of this Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
4. An administrative penalty in the amount of \$37,575 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent paid \$30,060 of the penalty and \$7,515 is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Order. The deferred amount shall be waived only upon full compliance with all the terms and conditions contained in this Order. If the Respondent fails to timely and satisfactorily comply with any of the terms or requirements contained in this Order, the Executive Director may demand payment of all or part of the deferred penalty amount.
5. The Executive Director and the Respondent agree on a settlement of the matters alleged in this enforcement action, subject to final approval in accordance with 30 TEX. ADMIN. CODE § 70.10(a). Any notice and procedures, which might otherwise be authorized or

required in this action, are waived in the interest of a more timely resolution of the matter.

6. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Order.
7. This Order represents the complete and fully integrated agreement of the parties. The provisions of this Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Order unenforceable, the remaining provisions shall be valid and enforceable.
8. This Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Order, whichever is later.

II. ALLEGATIONS

During a record review for the Facility conducted on November 21, 2023, an investigator documented that the Respondent:

1. Failed to update the Notice of Registration ("NOR"), in violation of 30 TEX. ADMIN. CODE § 335.6(b). Specifically, the Facility's NOR was not updated to include a new waste stream for lead aprons, and the Environmental Protection Agency ("EPA") waste codes D010, D011, D022, P075, U002, U059, U129, and U150 for Texas Waste Code ("TWC") 0001004H.
2. Failed to submit to the Executive Director a complete and correct Annual Waste Summary ("AWS") detailing the management of each hazardous and Class I waste generated on-site during the reporting calendar year, in violation of 30 TEX. ADMIN. CODE § 335.9(a)(2). Specifically, the Respondent did not submit the AWS for the years 2021 and 2022. Also, the AWS for the year 2020 listed incorrect quantities of hazardous wastes generated, incorrect waste management codes, and incorrect TWCs.
3. Failed to prepare a five-year pollution prevention plan and maintain it on-site and make it available to Commission personnel for inspection, in violation of 30 TEX. ADMIN. CODE § 335.474(1).
4. Failed to maintain hazardous waste containers closed in a satellite accumulation area ("SAA") except when adding, removing, or consolidating waste, in violation of 30 TEX. ADMIN. CODE § 335.53(d) and 40 CODE OF FEDERAL REGULATIONS ("CFR") § 262.15(a)(4)(i). Specifically, two SAA containers were observed to have been left open when not in use by Facility staff.
5. Failed to mark or label containers with an indication of the hazards of the contents, in violation of 30 TEX. ADMIN. CODE § 335.53(d) and 40 CFR § 262.15(a)(5)(ii). Specifically, three SAA containers were missing labels that indicated the hazards of the containers.
6. Failed to include a TWC for each hazardous waste itemized on a manifest, in violation of 30 TEX. ADMIN. CODE § 335.10(a)(1) and 40 CFR § 262.20(a)(1). Specifically, multiple manifests were provided for review that indicated that the itemized hazardous wastes did not include a corresponding TWC for each hazardous waste on each manifest.

7. Failed to submit an exception report for not receiving a copy of a manifest with the handwritten signature of the owner or operator of the designated facility within 60 days of the date the waste was accepted by the initial transporter, in violation of 30 TEX. ADMIN. CODE § 335.56 and 40 CFR § 262.42(a)(2). Specifically, the Facility did not have copies of the hazardous waste manifests from designated facilities and had not submitted exception reports for Manifest Nos. 014006599FLE, 014006498FLE, 014006409FLE, 015108033FLE, 015108087FLE, 014962376FLE, 014962026FLE, 015947271FLE, 015947273FLE, 015947123FLE, 015947081FLE, 015946891FLE, and 014006662FLE in 2021; and for Manifest Nos. 014963029FLE, 014963142FLE, 014963067FLE, 015944758FLE, 015623261FLE, 015623207FLE, 015623144FLE, 015623080FLE, 015622975FLE, 015622297FLE, 015622237FLE, 015622179FLE, 015622147FLE, 015622078FLE, 017506087FLE, 017506037FLE, 017505851FLE, 017505801FLE, 017511609FLE, 015621396FLE, 015621277FLE, 015621211FLE, 015621129FLE, 015621079FLE, 015621036FLE, 015620973FLE, 015620913FLE, 015623359FLE, 015623312FLE, 015944758FLE, 015944667FLE, 015944579FLE, 017505755FLE, 017505630FLE, 015621958FLE, 014963459FLE, and 014963233FLE in 2022.

III. DENIALS

The Respondent generally denies each allegation in Section II ("Allegations").

IV. ORDERING PROVISIONS

NOW, THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ORDERS that:

1. The Respondent is assessed a penalty as set forth in Section I, Paragraph No. 4. The payment of this penalty and the Respondent's compliance with all of the requirements set forth in this Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations which are not raised here. Penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P., Docket No. 2023-1729-IHW-E" to:

Financial Administration Division, Revenue Operations Section
Attention: Cashier's Office, MC 214
Texas Commission on Environmental Quality
P.O. Box 13088
Austin, Texas 78711-3088
2. The Respondent shall undertake the following technical requirements:
 - a. Within 30 days after the effective date of this Order:
 - i. Update the Facility's NOR to include the new lead apron waste stream and missing EPA waste codes, in accordance with 30 TEX. ADMIN. CODE § 335.6;
 - ii. Develop and implement procedures to ensure that the AWS is submitted timely, in accordance with 30 TEX. ADMIN. CODE § 335.9;

- iii. Complete and submit the AWS for the 2021 and 2022 calendar years and submit a corrected 2020 AWS, in accordance with 30 TEX. ADMIN. CODE § 335.9;
 - iv. Prepare a five-year Pollution Prevention Plan and maintain it on-site and make it available to Commission personnel for inspection, in accordance with 30 TEX. ADMIN. CODE § 335.474;
 - v. Securely close the two SAA containers containing hazardous waste, in accordance with 30 TEX. ADMIN. CODE § 335.53 and 40 CFR § 262.15;
 - vi. Label the three SAA containers indicating the hazards of the contents, in accordance with 30 TEX. ADMIN. CODE § 335.53 and 40 CFR § 262.15; and
 - vii. Develop and implement procedures to ensure that TWCs will be included on all manifests in the future, in accordance with 30 TEX. ADMIN. CODE § 335.10 and 40 CFR § 262.20.
- b. Within 60 days after the effective date of this Order:
- i. List the correct TWC for each hazardous waste listed per manifest, in accordance with 30 TEX. ADMIN. CODE § 335.10 and 40 CFR § 262.20; and
 - ii. Submit 50 signed manifest copies not received, in accordance with 30 TEX. ADMIN. CODE § 335.56 and 40 CFR § 262.42.
- c. Within 75 days after the effective date of this Order, submit written certification, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision Nos. 2.a and 2.b. The certification shall be signed by the Respondent and shall include the following certification language:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations."

The certification shall be submitted to:

Enforcement Division, MC 149A
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

with a copy to:

Waste Section Manager
Dallas/Fort Worth Regional Office
Texas Commission on Environmental Quality
2309 Gravel Drive
Fort Worth, Texas 76118-6951

3. All relief not expressly granted in this Order is denied.
4. The duties and provisions imposed by this Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of this Order to personnel who maintain day-to-day control over the Facility operations referenced in this Order.
5. The Executive Director may grant an extension of any deadline in this Order or in any plan, report, or other document submitted pursuant to this Order, upon a written and substantiated showing of good cause. All requests for extensions by the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director. Extension requests shall be sent to the Enforcement Division at the address listed above.
6. This Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
7. This Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and may be transmitted by digital or electronic transmission, including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms: electronic transmission, owner, person, writing, and written, shall have the meanings assigned to them under TEX. BUS. ORG. CODE § 1.002.
8. The effective date of this Order is the date it is signed by the Commission. A copy of this fully executed Order shall be provided to each of the parties.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission


For the Executive Director

Date
10/03/2025

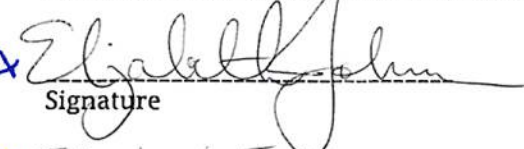
Date

I, the undersigned, have read and understand the attached Order. I am authorized to agree to the attached Order, and I do agree to the terms and conditions specified therein. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

I also understand that failure to comply with the Ordering Provisions, if any, in this Order and/or failure to timely pay the penalty amount, may result in:

- A negative impact on compliance history;
- Greater scrutiny of any permit applications submitted;
- Referral of this case to the OAG for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency;
- Increased penalties in any future enforcement actions;
- Automatic referral to the OAG of any future enforcement actions; and
- TCEQ seeking other relief as authorized by law.

In addition, any falsification of any compliance documents may result in criminal prosecution.

x 

Signature

8/29/25

Date

x Elizabeth Johnson

Name (Printed or typed)
Authorized Representative of
COLUMBIA MEDICAL CENTER OF PLANO SUBSIDIARY, L.P.

Coo

Title

☐ If mailing address has changed, please check this box and provide the new address below:

Instructions: Send the original, signed Order with penalty payment to the Financial Administration Division, Revenue Operations Section at the address in Ordering Provision 1 of this Order.