

Executive Summary - Enforcement Matter - Case No. 66769
Texas Department of Criminal Justice
RN102314465
Docket No. 2024-1506-MWD-E

Order Type:

1660 Agreed Order

Findings Order Justification:

N/A

Media:

MWD

Small Business:

No

Location(s) Where Violation(s) Occurred:

TDCJ Wainwright, 2665 Prison Road 1, Lovelady, Houston County

Type of Operation:

Wastewater treatment facility

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: January 23, 2026

Comments Received: No

Penalty Information

Total Penalty Assessed: \$35,140

Amount Deferred for Expedited Settlement: \$7,028

Total Paid to General Revenue: \$0

Total Due to General Revenue: \$0

Payment Plan: N/A

Supplemental Environmental Project ("SEP") Conditional Offset: \$28,112

Name of SEP: Angelina Beautiful Clean (Third-Party Pre-Approved)

Compliance History Classifications:

Person/CN - Satisfactory

Site/RN - Satisfactory

Major Source: No

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: August 6, 2024

Date(s) of NOE(s): August 23, 2024

Executive Summary – Enforcement Matter – Case No. 66769
Texas Department of Criminal Justice
RN102314465
Docket No. 2024-1506-MWD-E

Violation Information

1. Failed to provide atmospheric vacuum breakers at all potable water washdown hoses. Specifically, the potable water hose bibs located at the headworks, at the clarifier, and a hose bib located by the chlorine contact chamber did not have atmospheric vacuum breakers [30 TEX. ADMIN. CODE §§ 317.7(i) and 317.4(a)(8)].
2. Failed to ensure the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained. Specifically, two of the three rotors in the oxidation ditch were nonfunctional and removed for repairs [30 TEX. ADMIN. CODE § 305.125(1) and (5) and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0011181001 Operational Requirements No. 1].
3. Failed to ensure the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained. Specifically, the 4 small drying beds were not being maintained for use and had excessive vegetation present [30 TEX. ADMIN. CODE § 305.125(1) and (5) and TPDES Permit No. WQ0011181001 Operational Requirements No. 1].
4. Failed to prevent an unauthorized discharge of sludge wastewater into or adjacent to any water in the state. Specifically, the return activated sludge line from the clarifier on the West end of the oxidation ditch had return activated sludge splashing onto the ground when the sludge return pump turned on [30 TEX. ADMIN. CODE § 305.125(1), TEX. WATER CODE § 26.121(a)(1), and TPDES Permit No. WQ0011181001 Permit Conditions No. 2.g].
5. Failed to accurately report monitoring activities. Specifically, one transcription error was noted on the June 2024 discharge monitoring report ("DMR") for chlorine residual minimum. The daily operator log showed that the minimum results was 1.67 milligrams per liter ("mg/l"), but 1.17 mg/l was reported on the report [30 TEX. ADMIN. CODE § 305.125(1) and (12) and TPDES Permit No. WQ0011181001 Permit Conditions No. 1.a].
6. Failed to report to the TCEQ in writing, any effluent violation which deviates from the permitted effluent limitation by more than 40% within five working days of becoming aware of noncompliance. Specifically, the Respondent did not provide a notification for the exceedances during the monthly monitoring periods of April, October, November, and December 2023, and April, May, and June 2024 [30 TEX. ADMIN. CODE § 305.125(1) and (9)(A) and TPDES Permit No. WQ0011181001, Monitoring and Reporting Requirements No. 7.c].
7. Failed to ensure the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained. Specifically, screenings from the automatic bar screen were being dumped into a container and then transferred to uncovered drums and screenings from the manually cleaned bar screen were being placed into an uncovered container and a wheelbarrow [30 TEX. ADMIN.

Executive Summary – Enforcement Matter – Case No. 66769
Texas Department of Criminal Justice
RN102314465
Docket No. 2024-1506-MWD-E

CODE § 305.125(1) and (5) and TPDES Permit No. WQ0011181001 Operational Requirements No. 1].

8. Failed to ensure the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained. Specifically, the chlorine room was evaluated and found to have a nonfunctional forced air ventilation fan [30 TEX. ADMIN. CODE § 305.125(1) and (5) and TPDES Permit No. WQ0011181001 Operational Requirements No. 1].

9. Failed to comply with test procedures. Specifically, an evaluation of the chlorine test kit was conducted and revealed that the potassium iodide and sodium arsenite reagents and the low range secondary standards had expired. Additionally, the sample compositor had a thermometer, serial number 41305, present, but no record of the certification could be located [30 TEX. ADMIN. CODE §§ 305.125(1) and 319.11(a), TPDES Permit No. WQ0011181001 Monitoring and Reporting Requirements No. 2.a].

10. Failed to maintain monitoring and reporting records at the Facility. Specifically, operator logs for April 2023 and June 2024 for flow and chlorine residual measurements were reviewed, and the times of analysis or readings and the identity of the individuals performing the tests were being inconsistently recorded. Additionally, the chlorine meter calibration record for daily check against the secondary standard was missing the time of the analysis [30 TEX. ADMIN. CODE § 305.125(1) and (11)(C) and TPDES Permit No. WQ0011181001 Monitoring and Reporting Requirements No. 3.c].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

By July 11, 2025, the Respondent implemented the following corrective actions:

- a. Installed atmospheric vacuum breakers at the potable water hose bibs located at the headworks, at the clarifier, and capped a hose bib located by the chlorine contact chamber;
- b. Removed the vegetation from the four small drying beds;
- c. Collected and disposed of the discharged sludge, and disinfected the affected area around the return activated sludge line from the clarifier on the West end of the oxidation ditch;
- d. Repaired the return activated sludge line from the clarifier on the West end of the oxidation ditch;
- e. Repaired the chlorination room fan;

Executive Summary – Enforcement Matter – Case No. 66769
Texas Department of Criminal Justice
RN102314465
Docket No. 2024-1506-MWD-E

- f. Submitted an updated DMR to reflect the actual results for the June 2024 DMR for chlorine residual minimum;
- g. Installed lids for the disposed screening containers;
- h. Purchased potassium iodide and sodium arsenite reagents, low range secondary standards, and a certified thermometer for the sample compositor;
- i. Repaired the nonfunctional rotors in the oxidation ditch; and
- j. Updated the Facility's operational guidance and conducted employee training to ensure that:
 - i. All self-reporting requirements are properly accomplished, including the timely submittal of noncompliance notifications;
 - ii. Test procedures are properly followed and maintained, including records of equipment certification and chlorine test kit components; and
 - iii. Monitoring and reporting records are properly maintained, including the times of analysis and the identity of the individuals performing the tests.

Technical Requirements:

The Order will require the Respondent to implement and complete a SEP (see SEP Attachment A).

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Taylor Williamson, Enforcement Division, Enforcement Team 1, MC 219, (512) 239-2097; Michael Parrish, Enforcement Division, MC R-12, (512) 239-2548

TCEQ SEP Coordinator: Stuart Beckley, Enforcement Division, MC 219, (512) 239-3565

SEP Third-Party Administrator: Angelina Beautiful Clean, 1615 South Chestnut Drive, Lufkin, Texas 75901

Respondent: Ron Steffe, Chief Financial Officer, Texas Department of Criminal Justice, P.O. Box 4011, Huntsville, Texas 77340

Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned PCW	26-Aug-2024	Screening	27-Aug-2024	EPA Due	
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RESPONDENT/FACILITY INFORMATION	
Respondent	Texas Department of Criminal Justice
Reg. Ent. Ref. No.	RN102314465
Facility/Site Region	10-Beaumont
Major/Minor Source	Minor

CASE INFORMATION			
Enf./Case ID No.	66769	No. of Violations	10
Docket No.	2024-1506-MWD-E	Order Type	1660
Media Program(s)	Water Quality	Government/Non-Profit	Yes
Multi-Media		Enf. Coordinator	Taylor Williamson
		EC's Team	Enforcement Team 1
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$25,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$32,750
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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	16.0% Adjustment	Subtotals 2, 3, & 7	\$5,240
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Notes	Enhancement for seven months of self-reported effluent violations and one NOV with dissimilar violations.
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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	\$1,085	*Capped at the Total EB \$ Amount
Estimated Cost of Compliance	\$17,251	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$37,990
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OTHER FACTORS AS JUSTICE MAY REQUIRE	-7.5% Adjustment	-\$2,850
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Reduces or enhances the Final Subtotal by the indicated percentage.

Notes	Recommended reduction to prevent events from Violation 6 from overly impacting the penalty.
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Final Penalty Amount	\$35,140
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$35,140
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DEFERRAL	20.0% Reduction Adjustment	-\$7,028
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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	\$28,112
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Screening Date 27-Aug-2024

Docket No. 2024-1506-MWD-E

PCW

Respondent Texas Department of Criminal Justice

Policy Revision 5 (January 28, 2021)

Case ID No. 66769

PCW Revision February 11, 2021

Reg. Ent. Reference No. RN102314465

Media Water Quality

Enf. Coordinator Taylor Williamson

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	8	16%
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) 16%

>> Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

Satisfactory Performer

Adjustment Percentage (Subtotal 7) 0%

>> Compliance History Summary

Compliance History Notes

Enhancement for seven months of self-reported effluent violations and one NOV with dissimilar violations.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 16%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% 16%

Screening Date 27-Aug-2024 **Docket No.** 2024-1506-MWD-E **PCW**
Respondent Texas Department of Criminal Justice *Policy Revision 5 (January 28, 2021)*
Case ID No. 66769 *PCW Revision February 11, 2021*
Reg. Ent. Reference No. RN102314465
Media Water Quality
Enf. Coordinator Taylor Williamson

Violation Number 1

Rule Cite(s) 30 Tex. Admin. Code §§ 317.7(i) and 317.4(a)(8)

Violation Description Failed to provide atmospheric vacuum breakers at all potable water washdown hoses. Specifically, the potable water hose bibs located at the headworks, at the clarifier, and a hose bib located by the chlorine contact chamber did not have atmospheric vacuum breakers.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual				15.0%
	Potential	x			

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent
					0.0%

Matrix Notes Human health or the environment will or could be exposed to pollutants that would exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment \$21,250

\$3,750

Violation Events

Number of Violation Events: 1 21 Number of violation days

daily	
weekly	
monthly	x
quarterly	
semiannual	
annual	
single event	

Violation Base Penalty \$3,750

One monthly event is recommended from the investigation date (August 6, 2024) to the screening date (August 27, 2024).

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 \$3,750

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount \$6 **Violation Final Penalty Total** \$4,024

This violation Final Assessed Penalty (adjusted for limits) \$4,024

Economic Benefit Worksheet

Respondent Texas Department of Criminal Justice
Case ID No. 66769
Reg. Ent. Reference No. RN102314465
Media Water Quality
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	\$100	6-Aug-2024	11-Jul-2025	0.93	\$0	\$6	\$6
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)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated equipment cost to purchase and install atmospheric vacuum breakers at all potable water washdown hoses. The Date Required is the investigation date, and the Final Date is the 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

\$100

TOTAL

\$6

Screening Date	27-Aug-2024	Docket No.	2024-1506-MWD-E	PCW
Respondent	Texas Department of Criminal Justice			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	66769			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN102314465			
Media	Water Quality			
Enf. Coordinator	Taylor Williamson			
Violation Number	2			
Rule Cite(s)	30 Tex. Admin. Code § 305.125(1) and (5) and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0011181001 Operational Requirements No. 1			
Violation Description	Failed to ensure the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained. Specifically, two of the three rotors in the oxidation ditch were nonfunctional and removed for repairs.			
		Base Penalty	\$25,000	

>> Environmental, Property and Human Health Matrix

OR		Harm			
	Release	Major	Moderate	Minor	
	Actual				
	Potential			x	Percent 3.0%

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
					Percent 0.0%

Matrix Notes: 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 \$24,250

\$750

Violation Events

Number of Violation Events: 1 21 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty \$750

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 \$750

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount \$650 **Violation Final Penalty Total** \$805

This violation Final Assessed Penalty (adjusted for limits) \$805

Economic Benefit Worksheet

Respondent Texas Department of Criminal Justice
Case ID No. 66769
Reg. Ent. Reference No. RN102314465
Media Water Quality
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	\$10,000	6-Aug-2024	11-Jul-2025	0.93	\$31	\$619	\$650
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)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated equipment cost to repair/replace the two nonfunctional rotors in the oxidation ditch. The Date Required is the investigation date, and the Final Date is the 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

\$10,000

TOTAL

\$650

Screening Date 27-Aug-2024 **Docket No.** 2024-1506-MWD-E **PCW**
Respondent Texas Department of Criminal Justice *Policy Revision 5 (January 28, 2021)*
Case ID No. 66769 *PCW Revision February 11, 2021*
Reg. Ent. Reference No. RN102314465
Media Water Quality
Enf. Coordinator Taylor Williamson

Violation Number 3

Rule Cite(s) 30 Tex. Admin. Code § 305.125(1) and (5) and TPDES Permit No. WQ0011181001 Operational Requirements No. 1

Violation Description Failed to ensure the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained. Specifically, the 4 small drying beds were not being maintained for use and had excessive vegetation present.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

Release	Harm			Percent
	Major	Moderate	Minor	
Actual				3.0%
Potential			x	

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
				0.0%

Matrix Notes 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 \$24,250

\$750

Violation Events

Number of Violation Events 1 21 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty \$750

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 \$750

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount \$23 **Violation Final Penalty Total** \$805

This violation Final Assessed Penalty (adjusted for limits) \$805

Economic Benefit Worksheet

Respondent Texas Department of Criminal Justice
Case ID No. 66769
Reg. Ent. Reference No. RN102314465
Media Water Quality
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)	\$500	6-Aug-2024	11-Jul-2025	0.93	\$23	n/a	\$23

Notes for DELAYED costs

Estimated other cost to remove the vegetation from the drying beds. The Date Required is the investigation date, and the Final Date is the 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

\$500

TOTAL

\$23

Screening Date 27-Aug-2024 **Docket No.** 2024-1506-MWD-E **PCW**
Respondent Texas Department of Criminal Justice *Policy Revision 5 (January 28, 2021)*
Case ID No. 66769 *PCW Revision February 11, 2021*
Reg. Ent. Reference No. RN102314465
Media Water Quality
Enf. Coordinator Taylor Williamson

Violation Number 4
Rule Cite(s) 30 Tex. Admin. Code § 305.125(1), Tex. Water Code § 26.121(a)(1), and TPDES Permit No. WQ0011181001 Permit Conditions No. 2.g
Violation Description Failed to prevent an unauthorized discharge of sludge wastewater into or adjacent to any water in the state. Specifically, the return activated sludge line from the clarifier on the West end of the oxidation ditch had return activated sludge splashing onto the ground when the sludge return pump turned on.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual			x	15.0%
	Potential				

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent
					0.0%

Matrix Notes Human health or the environment has been 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 \$21,250

\$3,750

Violation Events

Number of Violation Events 1 21 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty \$3,750

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 \$3,750

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount \$269 **Violation Final Penalty Total** \$4,024

This violation Final Assessed Penalty (adjusted for limits) \$4,024

Economic Benefit Worksheet

Respondent Texas Department of Criminal Justice
Case ID No. 66769
Reg. Ent. Reference No. RN102314465
Media Water Quality
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	\$2,000	6-Aug-2024	11-Jul-2025	0.93	\$6	\$124	\$130
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	\$3,000	6-Aug-2024	11-Jul-2025	0.93	\$139	n/a	\$139
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated equipment cost to repair/replace the return activated sludge line. The Date Required is the investigation date, and the Final Date is the date of compliance.

Estimated remediation/disposal cost to collect and properly dispose of the discharged sludge, and disinfect the affected area. The Date Required is the investigation date, and the Final Date is the 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 \$269

Screening Date 27-Aug-2024 **Docket No.** 2024-1506-MWD-E **PCW**
Respondent Texas Department of Criminal Justice *Policy Revision 5 (January 28, 2021)*
Case ID No. 66769 *PCW Revision February 11, 2021*
Reg. Ent. Reference No. RN102314465
Media Water Quality
Enf. Coordinator Taylor Williamson

Violation Number 5
Rule Cite(s) 30 Tex. Admin. Code § 305.125(1) and (12) and TPDES Permit No. WQ0011181001 Permit Conditions No. 1.a
Violation Description Failed to accurately report monitoring activities. Specifically, one transcription error was noted on the June 2024 discharge monitoring report ("DMR") for chlorine residual minimum. The daily operator log showed that the minimum results was 1.67 milligrams per liter ("mg/l"), but 1.17 mg/l was reported on the report.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

Release	Harm			Percent
	Major	Moderate	Minor	
Actual				0.0%
Potential				

>> Programmatic Matrix

Falsification	Harm			Percent
	Major	Moderate	Minor	
			x	1.0%

Matrix Notes: Less than 30% of the rule requirement was not met.

Adjustment \$24,750

\$250

Violation Events

Number of Violation Events: 1 21 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty \$250

One single event is recommended for the inaccurate DMR.

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 \$250

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount \$1 **Violation Final Penalty Total** \$268

This violation Final Assessed Penalty (adjusted for limits) \$268

Economic Benefit Worksheet

Respondent Texas Department of Criminal Justice
Case ID No. 66769
Reg. Ent. Reference No. RN102314465
Media Water Quality
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
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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	\$25	20-Jul-2024	11-Jul-2025	0.98	\$1	n/a	\$1
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 cost to submit an updated DMR to reflect the actual results for the June 2024 DMR. The Date Required is the DMR due date for the first month of noncompliance, and the Final Date is the 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 \$25

TOTAL \$1

Screening Date 27-Aug-2024 **Docket No.** 2024-1506-MWD-E **PCW**
Respondent Texas Department of Criminal Justice *Policy Revision 5 (January 28, 2021)*
Case ID No. 66769 *PCW Revision February 11, 2021*
Reg. Ent. Reference No. RN102314465
Media Water Quality
Enf. Coordinator Taylor Williamson

Violation Number 6

Rule Cite(s) 30 Tex. Admin. Code § 305.125(1) and (9)(A) and TPDES Permit No. WQ0011181001, Monitoring and Reporting Requirements No. 7.c

Violation Description Failed to report to the TCEQ in writing, any effluent violation which deviates from the permitted effluent limitation by more than 40% within five working days of becoming aware of noncompliance. Specifically, the Respondent did not provide a notification for the exceedances during the monthly monitoring periods of April, October, November, and December 2023, and April, May, and June 2024.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual				0.0%
	Potential				

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent
		x			10.0%

Matrix Notes 100% of the rule requirements were not met.

Adjustment \$22,500

\$2,500

Violation Events

Number of Violation Events 7 213 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty \$17,500

Seven single events are recommended, one for each report that was not submitted.

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 \$17,500

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount \$53 **Violation Final Penalty Total** \$18,777

This violation Final Assessed Penalty (adjusted for limits) \$18,777

Economic Benefit Worksheet

Respondent Texas Department of Criminal Justice
Case ID No. 66769
Reg. Ent. Reference No. RN102314465
Media Water Quality
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
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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	\$250	5-May-2023	11-Jul-2025	2.19	\$27	n/a	\$27
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 update the Facility's operational guidance and conduct employee training to ensure that all self-reporting requirements are properly accomplished, including the timely submittal of noncompliance notifications. The Date Required is the first noncompliance notification was due, and the Final Date is the 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	\$179	5-Jul-2024	27-Aug-2024	0.15	\$0	\$26	\$26
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
 Estimated cost to report in writing any effluent violation that deviates from the permitted effluent limitation by more than 40% to the Beaumont Regional Office and the Enforcement Division within five working days of becoming aware of the noncompliance (\$25 per each missed notification). The Date Required is the date the last noncompliance notification was due, and the Final Date is the screening date.

Approx. Cost of Compliance \$276

TOTAL \$53

Screening Date 27-Aug-2024 **Docket No.** 2024-1506-MWD-E **PCW**
Respondent Texas Department of Criminal Justice *Policy Revision 5 (January 28, 2021)*
Case ID No. 66769 *PCW Revision February 11, 2021*
Reg. Ent. Reference No. RN102314465
Media Water Quality
Enf. Coordinator Taylor Williamson

Violation Number

Rule Cite(s) 30 Tex. Admin. Code § 305.125(1) and (5) and TPDES Permit No. WQ0011181001 Operational Requirements No. 1

Violation Description Failed to ensure the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained. Specifically, screenings from the automatic bar screen were being dumped into a container and then transferred to uncovered drums and screenings from the manually cleaned bar screen were being placed into an uncovered container and a wheelbarrow.

Base Penalty

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
		Actual	<input type="text"/>	<input type="text"/>	
Potential	<input type="text"/>	<input type="text"/>	<input type="text" value="x"/>		

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="0.0%"/>

Matrix Notes 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

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text"/>
quarterly	<input type="text"/>
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input type="text" value="x"/>

Violation Base Penalty

One single event is recommended.

Good Faith Efforts to Comply Reduction

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>
N/A	<input type="text" value="x"/>	<input type="text"/>

Notes The Respondent does not meet the good faith criteria for this violation.

Violation Subtotal

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Texas Department of Criminal Justice
Case ID No. 66769
Reg. Ent. Reference No. RN102314465
Media Water Quality
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	\$200	6-Aug-2024	11-Jul-2025	0.93	\$1	\$12	\$13
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)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated equipment cost to purchase lids or covered containers to properly store the disposed screenings. The Date Required is the investigation date, and the Final Date is the 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

\$200

TOTAL

\$13

Screening Date 27-Aug-2024 **Docket No.** 2024-1506-MWD-E **PCW**
Respondent Texas Department of Criminal Justice *Policy Revision 5 (January 28, 2021)*
Case ID No. 66769 *PCW Revision February 11, 2021*
Reg. Ent. Reference No. RN102314465
Media Water Quality
Enf. Coordinator Taylor Williamson

Violation Number 8
Rule Cite(s) 30 Tex. Admin. Code § 305.125(1) and (5) and TPDES Permit No. WQ0011181001 Operational Requirements No. 1
Violation Description Failed to ensure the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained. Specifically, the chlorine room was evaluated and found to have a nonfunctional forced air ventilation fan.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual				15.0%
	Potential	x			

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent
					0.0%

Matrix Notes Human health or the environment will or could be exposed to pollutants that would exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment \$21,250

\$3,750

Violation Events

Number of Violation Events 1 21 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty \$3,750

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 \$3,750

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount \$20 **Violation Final Penalty Total** \$4,024

This violation Final Assessed Penalty (adjusted for limits) \$4,024

Economic Benefit Worksheet

Respondent Texas Department of Criminal Justice
Case ID No. 66769
Reg. Ent. Reference No. RN102314465
Media Water Quality
Violation No. 8

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

//	\$300	6-Aug-2024	11-Jul-2025	0.93	\$1	\$19	\$20
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)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated equipment cost to repair/replace the chlorination room fan. The Date Required is the investigation date, and the Final Date is the 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 \$300

TOTAL \$20

Screening Date 27-Aug-2024 **Docket No.** 2024-1506-MWD-E **PCW**
Respondent Texas Department of Criminal Justice *Policy Revision 5 (January 28, 2021)*
Case ID No. 66769 *PCW Revision February 11, 2021*
Reg. Ent. Reference No. RN102314465
Media Water Quality
Enf. Coordinator Taylor Williamson

Violation Number 9

Rule Cite(s) 30 Tex. Admin. Code §§ 305.125(1) and 319.11(a), TPDES Permit No. WQ0011181001 Monitoring and Reporting Requirements No. 2.a

Violation Description Failed to comply with test procedures specified in 30 Tex. Admin. Code §§ 319.11 - 319.12 for the analysis of pollutants. Specifically, an evaluation of the chlorine test kit was conducted and revealed that the potassium iodide and sodium arsenite reagents and the low range secondary standards had expired. Additionally, the sample compositor had a thermometer, serial number 41305, present, but no record of the certification could be located.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual				0.0%
	Potential				

>> Programmatic Matrix

Matrix Notes	Falsification	Harm			Percent
		Major	Moderate	Minor	
				x	1.0%

Less than 30% of the rule requirements were not met.

Adjustment \$24,750

\$250

Violation Events

Number of Violation Events 1 21 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty \$250

One single event is recommended.

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 \$250

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount \$45 **Violation Final Penalty Total** \$268

This violation Final Assessed Penalty (adjusted for limits) \$268

Economic Benefit Worksheet

Respondent Texas Department of Criminal Justice
Case ID No. 66769
Reg. Ent. Reference No. RN102314465
Media Water Quality
Violation No. 9

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	\$500	6-Aug-2024	11-Jul-2025	0.93	\$2	\$31	\$33
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	\$250	6-Aug-2024	11-Jul-2025	0.93	\$12	n/a	\$12
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 equipment cost to purchase potassium iodide and sodium arsenite reagents, low range secondary standards, and a certified thermometer for the sample compositor. Date Required is the investigation date, and the Final Date is the date of compliance.

Estimated training cost to update the Facility's operational guidance and conduct employee training to ensure that test procedures are properly followed and maintained, including records of equipment certification and chlorine test kit components. Date Required is the investigation date, and the Final Date is the 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

\$750

TOTAL

\$45

Screening Date 27-Aug-2024	Docket No. 2024-1506-MWD-E	PCW																
Respondent Texas Department of Criminal Justice		Policy Revision 5 (January 28, 2021)																
Case ID No. 66769		PCW Revision February 11, 2021																
Reg. Ent. Reference No. RN102314465																		
Media Water Quality																		
Enf. Coordinator Taylor Williamson																		
Violation Number 10																		
Rule Cite(s)	30 Tex. Admin. Code § 305.125(1) and (11)(C) and TPDES Permit No. WQ0011181001 Monitoring and Reporting Requirements No. 3.c																	
Violation Description	Failed to maintain monitoring and reporting records at the Facility. Specifically, operator logs for April 2023 and June 2024 for flow and chlorine residual measurements were reviewed, and the times of analysis or readings and the identity of the individuals performing the tests were being inconsistently recorded. Additionally, the chlorine meter calibration record for daily check against the secondary standard was missing the time of the analysis.																	
	Base Penalty	\$25,000																
>> Environmental, Property and Human Health Matrix																		
OR	Release	Harm																
		Major Moderate Minor																
	Actual	<input type="text"/>	<input type="text"/>	Percent 0.0%														
Potential	<input type="text"/>	<input type="text"/>																
>> Programmatic Matrix																		
	Falsification	Major	Moderate	Minor	Percent 2.5%													
	<input type="text"/>	<input type="text"/>	x	<input type="text"/>														
Matrix Notes	Between 30% and 70% of the rule requirements were not met.																	
	Adjustment	\$24,375																
		\$625																
Violation Events																		
	Number of Violation Events	2	Number of violation days	21														
	<table border="1" style="width:100%; border-collapse: collapse;"> <tr><td>daily</td><td><input type="text"/></td></tr> <tr><td>weekly</td><td><input type="text"/></td></tr> <tr><td>monthly</td><td><input type="text"/></td></tr> <tr><td>quarterly</td><td><input type="text"/></td></tr> <tr><td>semiannual</td><td><input type="text"/></td></tr> <tr><td>annual</td><td><input type="text"/></td></tr> <tr><td>single event</td><td style="text-align: center;">x</td></tr> </table>	daily	<input type="text"/>	weekly	<input type="text"/>	monthly	<input type="text"/>	quarterly	<input type="text"/>	semiannual	<input type="text"/>	annual	<input type="text"/>	single event	x		Violation Base Penalty	\$1,250
daily	<input type="text"/>																	
weekly	<input type="text"/>																	
monthly	<input type="text"/>																	
quarterly	<input type="text"/>																	
semiannual	<input type="text"/>																	
annual	<input type="text"/>																	
single event	x																	
	Two single events are recommended, one for each record type.																	
Good Faith Efforts to Comply		0.0%	Reduction	\$0														
		Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer																
	<table border="1" style="width:100%; border-collapse: collapse;"> <tr><td>Extraordinary</td><td><input type="text"/></td><td><input type="text"/></td></tr> <tr><td>Ordinary</td><td><input type="text"/></td><td><input type="text"/></td></tr> <tr><td>N/A</td><td style="text-align: center;">x</td><td><input type="text"/></td></tr> </table>	Extraordinary	<input type="text"/>	<input type="text"/>	Ordinary	<input type="text"/>	<input type="text"/>	N/A	x	<input type="text"/>								
Extraordinary	<input type="text"/>	<input type="text"/>																
Ordinary	<input type="text"/>	<input type="text"/>																
N/A	x	<input type="text"/>																
	Notes	The Respondent does not meet the good faith criteria for this violation.																
		Violation Subtotal	\$1,250															
Economic Benefit (EB) for this violation		Statutory Limit Test																
	Estimated EB Amount	\$5	Violation Final Penalty Total	\$1,341														
	This violation Final Assessed Penalty (adjusted for limits)			\$1,341														

Economic Benefit Worksheet

Respondent Texas Department of Criminal Justice
Case ID No. 66769
Reg. Ent. Reference No. RN102314465
Media Water Quality
Violation No. 10

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	\$100	6-Aug-2024	11-Jul-2025	0.93	\$5	n/a	\$5
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 training/sampling cost to update the Facility's operational guidance and conduct employee training to ensure that monitoring and reporting records are properly maintained, including the times of analysis and the identity of the individuals performing the tests. Date Required is the investigation date, and the Final Date is the 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

\$100

TOTAL

\$5



Compliance History Report

Compliance History Report for CN601550650, RN102314465, Rating Year 2024 which includes Compliance History (CH) components from September 1, 2019, through August 31, 2024.

Customer, Respondent, or Owner/Operator: CN601550650, Texas Department of Criminal Justice **Classification:** SATISFACTORY **Rating:** 1.87

Regulated Entity: RN102314465, TDCJ WAINWRIGHT UNIT **Classification:** SATISFACTORY **Rating:** 2.00

Complexity Points: 8 **Repeat Violator:** NO

CH Group: 12 - Agriculture, Forestry, Fishing, and Hunting

Location: 2665 Prison Road 1, in the City of Lovelady in Houston County, Texas

TCEQ Region: REGION 10 - BEAUMONT

ID Number(s):

PUBLIC WATER SYSTEM/SUPPLY REGISTRATION 1130004 **AIR NEW SOURCE PERMITS REGISTRATION** 44383
AIR NEW SOURCE PERMITS REGISTRATION 45345 **AIR NEW SOURCE PERMITS ACCOUNT NUMBER** HS0012U
AIR NEW SOURCE PERMITS REGISTRATION 53361 **AIR NEW SOURCE PERMITS REGISTRATION** 168937
AIR NEW SOURCE PERMITS REGISTRATION 169263 **USED OIL EPA ID** TXD980747919
PETROLEUM STORAGE TANK REGISTRATION **WASTEWATER PERMIT** WQ0011181001
REGISTRATION 36092 **WASTEWATER AGRICULTURE PERMIT** TXG920537
WASTEWATER EPA ID TX0031593

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

Date Compliance History Report Prepared: May 27, 2025

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: May 27, 2020 to May 27, 2025

TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.

Name: Taylor Williamson

Phone: (512) 239-2097

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? NO

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	June 16, 2020	(1667053)	Item 11	April 15, 2021	(1726825)
Item 2	July 17, 2020	(1674001)	Item 12	May 18, 2021	(1740719)
Item 3	August 18, 2020	(1680780)	Item 13	June 17, 2021	(1747815)
Item 4	September 14, 2020	(1687349)	Item 14	July 19, 2021	(1752138)
Item 5	October 13, 2020	(1693689)	Item 15	August 18, 2021	(1757589)
Item 6	November 09, 2020	(1713759)	Item 16	September 15, 2021	(1766768)
Item 7	December 09, 2020	(1713760)	Item 17	October 20, 2021	(1777266)
Item 8	January 15, 2021	(1713761)	Item 18	November 15, 2021	(1784058)
Item 9	February 12, 2021	(1726823)	Item 19	December 16, 2021	(1791093)
Item 10	March 19, 2021	(1726824)	Item 20	January 18, 2022	(1798877)

Item 21	February 15, 2022	(1806754)	Item 33	February 16, 2023	(1890407)
Item 22	March 16, 2022	(1813819)	Item 34	March 17, 2023	(1898975)
Item 23	April 18, 2022	(1820392)	Item 35	April 19, 2023	(1905761)
Item 24	May 19, 2022	(1829231)	Item 36	June 19, 2023	(1919545)
Item 25	June 20, 2022	(1835524)	Item 37	July 19, 2023	(1926510)
Item 26	July 18, 2022	(1842724)	Item 38	August 18, 2023	(1933468)
Item 27	August 22, 2022	(1848855)	Item 39	September 19, 2023	(1939608)
Item 28	September 20, 2022	(1856656)	Item 40	October 19, 2023	(1946456)
Item 29	October 19, 2022	(1863013)	Item 41	April 19, 2024	(1990665)
Item 30	November 15, 2022	(1869925)	Item 42	November 20, 2024	(2036696)
Item 31	December 15, 2022	(1875775)	Item 43	December 20, 2024	(2043072)
Item 32	January 18, 2023	(1882595)	Item 44	March 19, 2025	(2065761)

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.

- 1 Date: 05/31/2024 (2004076)
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

- 2 Date: 06/30/2024 (2011633)
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

- 3 Date: 07/31/2024 (2017227)
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

- 4 Date: 08/31/2024 (2024250)
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

- 5 Date: 09/30/2024 (2030371)
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

- 6 Date: 12/31/2024 (2049628)
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

- 7 Date: 01/31/2025 (2057197)
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

- 8 Date: 02/10/2025 (2040631)
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 290, SubChapter D 290.44(h)(1)(A)
30 TAC Chapter 290, SubChapter D 290.46(m)
Description: Failure by Texas Department of Criminal Justice – Wainwright Unit to adequately test backflow assemblies.
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 290, SubChapter D 290.46(n)(2)

Description: Failure by Texas Department of Criminal Justice – Wainwright Unit to maintain an adequate distribution map.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(2)
30 TAC Chapter 290, SubChapter D 290.46(f)(3)(A)(i)
30 TAC Chapter 290, SubChapter D 290.46(f)(3)(A)(ii)
30 TAC Chapter 290, SubChapter D 290.46(f)(3)(B)(iii)
30 TAC Chapter 290, SubChapter D 290.46(f)(3)(B)(v)
30 TAC Chapter 290, SubChapter D 290.46(f)(3)(D)(ii)

Description: Failure by Texas Department of Criminal Justice - Wainwright Unit to have operating records accessible for review upon request.

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	§	BEFORE THE
ENFORCEMENT ACTION	§	
CONCERNING	§	TEXAS COMMISSION ON
TEXAS DEPARTMENT OF CRIMINAL	§	
JUSTICE	§	ENVIRONMENTAL QUALITY
RN102314465	§	

AGREED ORDER DOCKET NO. 2024-1506-MWD-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 the Texas Department of Criminal Justice (the "Respondent") under the authority of TEX. WATER CODE chs. 7 and 26. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent together stipulate that:

1. The Respondent owns and operates a wastewater treatment facility located at 2665 Prison Road 1, in the City of Lovelady in Houston County, Texas (the "Facility"). The Facility is near or adjacent to water in the state as defined in TEX. WATER CODE § 26.001(5).
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. WATER CODE ch. 26 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 \$35,140 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The amount of \$7,028 is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Order and shall be waived only upon full compliance with all the terms and conditions of this Order. If the Respondent fails to timely and satisfactorily comply with any of the terms and conditions contained in this Order, the Executive Director may demand payment of all or part of the deferred penalty amount.

Pursuant to TEX. WATER CODE § 7.067, \$28,112 of the penalty shall be conditionally offset by the Respondent's timely and satisfactory completion of a Supplemental Environmental Project ("SEP") as defined in the attached SEP Agreement ("Attachment A", incorporated herein by reference). The Respondent's obligation to pay the conditionally offset portion of the penalty shall be discharged upon full compliance with all the terms

and conditions of this Order, which includes the timely and satisfactory completion of all provisions of the SEP Agreement, as determined by the Executive Director.

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.
9. The Executive Director recognizes that by July 11, 2025, the Respondent implemented the following corrective actions:
 - a. Installed atmospheric vacuum breakers at the potable water hose bibs located at the headworks, at the clarifier, and capped a hose bib located by the chlorine contact chamber;
 - b. Removed the vegetation from the four small drying beds;
 - c. Collected and disposed of the discharged sludge, and disinfected the affected area around the return activated sludge line from the clarifier on the West end of the oxidation ditch;
 - d. Repaired the return activated sludge line from the clarifier on the West end of the oxidation ditch;
 - e. Repaired the chlorination room fan;
 - f. Submitted an updated DMR to reflect the actual results for the June 2024 DMR for chlorine residual minimum;
 - g. Installed lids for the disposed screening containers;
 - h. Purchased potassium iodide and sodium arsenite reagents, low range secondary standards, and a certified thermometer for the sample compositor;
 - i. Repaired the nonfunctional rotors in the oxidation ditch; and
 - j. Updated the Facility's operational guidance and conducted employee training to ensure that:

- i. All self-reporting requirements are properly accomplished, including the timely submittal of noncompliance notifications;
- ii. Test procedures are properly followed and maintained, including records of equipment certification and chlorine test kit components; and
- iii. Monitoring and reporting records are properly maintained, including the times of analysis and the identity of the individuals performing the tests.

II. ALLEGATIONS

During an investigation at the Facility conducted on August 6, 2024, an investigator documented that the Respondent:

1. Failed to provide atmospheric vacuum breakers at all potable water washdown hoses, in violation of 30 TEX. ADMIN. CODE §§ 317.7(i) and 317.4(a)(8). Specifically, the potable water hose bibs located at the headworks, at the clarifier, and a hose bib located by the chlorine contact chamber did not have atmospheric vacuum breakers.
2. Failed to ensure the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and (5) and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0011181001 Operational Requirements No. 1. Specifically, two of the three rotors in the oxidation ditch were nonfunctional and removed for repairs.
3. Failed to ensure the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and (5) and TPDES Permit No. WQ0011181001 Operational Requirements No. 1. Specifically, the 4 small drying beds were not being maintained for use and had excessive vegetation present.
4. Failed to prevent an unauthorized discharge of sludge wastewater into or adjacent to any water in the state, in violation of 30 TEX. ADMIN. CODE § 305.125(1), TEX. WATER CODE § 26.121(a)(1), and TPDES Permit No. WQ0011181001 Permit Conditions No. 2.g. Specifically, the return activated sludge line from the clarifier on the West end of the oxidation ditch had return activated sludge splashing onto the ground when the sludge return pump turned on.
5. Failed to accurately report monitoring activities, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and (12) and TPDES Permit No. WQ0011181001 Permit Conditions No. 1.a. Specifically, one transcription error was noted on the June 2024 discharge monitoring report ("DMR") for chlorine residual minimum. The daily operator log showed that the minimum results was 1.67 milligrams per liter ("mg/l"), but 1.17 mg/l was reported on the report.
6. Failed to report to the TCEQ in writing, any effluent violation which deviates from the permitted effluent limitation by more than 40% within five working days of becoming aware of noncompliance, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and (9)(A) and TPDES Permit No. WQ0011181001, Monitoring and Reporting Requirements No. 7.c. Specifically, the Respondent did not provide a notification for the exceedances during the monthly monitoring periods of April, October, November, and December 2023, and April, May, and June 2024.

7. Failed to ensure the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and (5) and TPDES Permit No. WQ0011181001 Operational Requirements No. 1. Specifically, screenings from the automatic bar screen were being dumped into a container and then transferred to uncovered drums and screenings from the manually cleaned bar screen were being placed into an uncovered container and a wheelbarrow.
8. Failed to ensure the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and (5) and TPDES Permit No. WQ0011181001 Operational Requirements No. 1. Specifically, the chlorine room was evaluated and found to have a nonfunctional forced air ventilation fan.
9. Failed to comply with test procedures specified in 30 TEX. ADMIN. CODE §§ 319.11 - 319.12 for the analysis of pollutants, in violation of 30 TEX. ADMIN. CODE §§ 305.125(1) and 319.11(a), TPDES Permit No. WQ0011181001 Monitoring and Reporting Requirements No. 2.a. Specifically, an evaluation of the chlorine test kit was conducted and revealed that the potassium iodide and sodium arsenite reagents and the low range secondary standards had expired. Additionally, the sample compositor had a thermometer, serial number 41305, present, but no record of the certification could be located.
10. Failed to maintain monitoring and reporting records at the Facility, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and (11)(C) and TPDES Permit No. WQ0011181001 Monitoring and Reporting Requirements No. 3.c. Specifically, operator logs for April 2023 and June 2024 for flow and chlorine residual measurements were reviewed, and the times of analysis or readings and the identity of the individuals performing the tests were being inconsistently recorded. Additionally, the chlorine meter calibration record for daily check against the secondary standard was missing the time of the analysis.

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: Texas Department of Criminal Justice, Docket No. 2024-1506-MWD-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 implement and complete the SEP as set forth in Section I, Paragraph No. 4. The amount of \$28,112 of the assessed penalty is conditionally offset based on the Respondent's implementation and completion of the SEP pursuant to the terms of the SEP Agreement, as defined in Attachment A. Penalty payments for any portion of the SEP deemed by the Executive Director as not complete shall be paid within 30 days after the date the Executive Director demands payment.
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

Krista Mello-Jurack

For the Executive Director

Date

04/13/2026

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.

Signature

Ron Steffe

Name (Printed or typed)

Authorized Representative of
Texas Department of Criminal Justice

Date

12-29-25

Title

CFO

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 I of this Order.

Attachment A

Docket Number: 2024-1506-MWD-E

SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent:	Texas Department of Criminal Justice
Payable Penalty Amount:	\$28,112
SEP Offset Amount:	\$28,112
Type of SEP:	Contribution to a Third-Party Pre-Approved SEP
Third-Party Administrator:	Angelina Beautiful Clean
Project Name:	<i>Household Hazardous Waste Collection</i>
Total Project Budget:	\$301,080 (\$30,108 per event)
Location of SEP:	Angelina, Cherokee, Houston, Jasper, Nacogdoches, Polk, San Augustine, Trinity, and Tyler Counties

The Texas Commission on Environmental Quality (“TCEQ”) agrees to offset the administrative penalty amount assessed in this Agreed Order for the Respondent to contribute to a Supplemental Environmental Project (“SEP”). The offset is equal to the SEP Offset Amount set forth above and is conditioned upon completion of the project in accordance with the terms of this Attachment A.

1. Project Description

A. Project

The Respondent shall contribute the SEP Offset Amount to the Third-Party Administrator named above. The contribution will be to **Angelina Beautiful Clean** for the *Household Hazardous Waste Collection* project (the “Project”). The Project is to conduct events for residents to bring in Household Hazardous Waste (“HHW”) such as paint, thinners, pesticides, oil and gas, corrosive cleaners, and fertilizers for proper disposal (“Collection Event”). When possible, the Collection Event may also provide electronics collection, disposal, and recycling. The Third-Party Administrator or its contractors shall determine exactly which materials will be accepted and how they will be disposed of or recycled. The Third-Party Administrator shall ensure that individuals qualified to make determinations regarding receiving, handling, and temporarily storing HHW are present at each event.

The Third-Party Administrator shall ensure that, at least 45 days before each Collection Event, Form TCEQ-20459 Notification for a Household Hazardous Waste Collection Event, as may be amended, is submitted to TCEQ in accordance with Chapter 335, Texas Administrative Code.

The Third-Party Administrator shall use only licensed haulers and authorized disposal sites. The Project will be done in accordance with all federal, state, and local environmental laws and regulations. The contribution will be used in accordance with the SEP Agreement between the Third-Party Administrator and the TCEQ.

All dollars contributed will be used solely for the direct cost of implementing the Project, including, but not limited to supplies, materials, and equipment. Any portion of this contribution that is not able to be spent on the specifically identified SEP may, at the discretion of the Executive Director (“ED”), be applied to another pre-approved SEP.

The Respondent's signature affixed to this Agreed Order certifies that the Respondent has no prior commitment to make this contribution and that it is being contributed solely to settle this enforcement action. The Respondent shall not profit from this SEP.

B. Environmental Benefit

This SEP will provide a means of properly disposing of HHW which might otherwise be disposed of in regular landfills, storm drains, sewer systems, or other means detrimental to the environment. This SEP will provide assistance to help rid communities of the dangers and health threats associated with HHW and will provide for proper and protective disposal or recycling of collected materials.

C. Minimum Expenditure

The Respondent shall contribute at least the SEP Offset Amount to Third-Party Administrator and comply with all other provisions of this SEP.

2. Performance Schedule

Within 30 days after the effective date of this Agreed Order, the Respondent must contribute the SEP Offset Amount to Third-Party Administrator. The Respondent shall make the check payable to **Angelina Beautiful Clean SEP** and shall mail the contribution with a copy of the Agreed Order to:

Angelina Beautiful Clean
Attention: Project Manager
1615 South Chestnut Drive
Lufkin, Texas 75901

3. Records and Reporting

Concurrent with the payment of the SEP Offset Amount, the Respondent shall provide the Litigation SEP Coordinator with a copy of the check and transmittal letter indicating full payment of the SEP Offset Amount to Third-Party Administrator. The Respondent shall mail a copy of the check and transmittal letter to:

Texas Commission on Environmental Quality
Litigation Division
Attention: SEP Coordinator, MC 175
P.O. Box 13087
Austin, Texas 78711-3087

4. Failure to Fully Perform

If the Respondent does not perform its obligations under this Attachment A, including full expenditure of the SEP Offset Amount and submittal of the required reporting described in Sections 2 and 3, above the ED may require immediate payment of all or part of the SEP Offset Amount.

In the event the ED determines that the Respondent failed to fully implement and complete the Project, the Respondent shall remit payment for all or a portion of the SEP Offset Amount, as determined by the ED, and as set forth in the attached Agreed Order. The Respondent shall include the docket number of the attached Agreed Order and a note that the enclosed payment

Texas Department of Criminal Justice
Docket No. 2024-1506-MWD-E
Agreed Order - Attachment A

is for the reimbursement of a SEP; shall make the check payable to “Texas Commission on Environmental Quality;” and shall mail it to:

Texas Commission on Environmental Quality
Litigation Division
Attention: SEP Coordinator, MC 175
P.O. Box 13087
Austin, Texas 78711-3087

5. Publicity

Any public statements concerning this SEP and/or project, made by or on behalf of the Respondent must include a clear statement that **the project was performed as part of the settlement of an enforcement action brought by the TCEQ**. Such statements include advertising, public relations, and press releases.

6. Recognition

The Respondent may not seek recognition for this contribution in any other state or federal regulatory program.

7. Other SEPs by TCEQ or Other Agencies

The SEP Offset Amount identified in this Attachment A and in the attached Agreed Order has not been, and shall not be, included as a SEP for the Respondent under any other Agreed Order negotiated with the TCEQ or any other agency of the state or federal government.