Executive Summary – Enforcement Matter – Case No. 68813
Formosa Plastics Corporation, Texas
RN100218973
Docket No. 2025-1846-AIR-E

Order Type:
1660
Findings Order Justification:
N/A
Media:
AIR
Small Business:
No
Location(s) Where Violation(s) Occurred:
Formosa Point Comfort Plant, 201 Formosa Drive, Point Comfort, Calhoun County
Type of Operation:
Chemical manufacturing facility
Other Significant Matters:
Additional Pending Enforcement Actions: Yes, Docket Nos. 2026-0334-AIR-E and 2026-0547-AIR-E
Past-Due Penalties: No
Past-Due Fees: No
Other: N/A
Interested Third-Parties: None
Texas Register Publication Date: June 26, 2026
Comments Received: No

Penalty Information

Total Penalty Assessed: $13,125
Amount Deferred for Expedited Settlement: $2,625
Total Paid to General Revenue: $5,250
Total Due to General Revenue: $0
Payment Plan: N/A
Supplemental Environmental Project ("SEP") Conditional Offset: $5,250
Name of SEP: American Energy Institute (Third-Party Pre-Approved)
Compliance History Classifications:
Person/CN - Satisfactory
Site/RN - Satisfactory
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: October 27, 2025 through November 10, 2025
Date(s) of NOE(s): November 13, 2025

Executive Summary – Enforcement Matter – Case No. 68813
Formosa Plastics Corporation, Texas
RN100218973
Docket No. 2025-1846-AIR-E

Violation Information

Failed to prevent unauthorized emissions. Specifically, the Respondent released 507.00 pounds of vinyl chloride monomer as fugitive emissions, during an emissions event (Incident No. 430102) that began on September 22, 2024 and lasted five minutes [30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c), and 122.143(4), New Source Review Permit Nos. 7699 and PSDTX226M7, Special Conditions No. 1, Federal Operating Permit No. O1954, General Terms and Conditions and Special Terms and Conditions No. 11, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

On September 23, 2025, the Respondent installed alarms on the DCS to alert for potential thermal expansion scenarios to prevent the reoccurrence of emissions events due to the same or similar causes as Incident No. 430102 at the Plant.

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: Christina Ferrara, Enforcement Division, Enforcement Team 2, MC R-12, (512) 239-5081; 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: American Energy Institute, 2315 Newfield Lane, Austin, Texas 78703
Respondent: Mike Rivet, Assistant Vice President and General Manager, Formosa Plastics Corporation, Texas, P.O. Box 700, Point Comfort, Texas 77978
Respondent's Attorney: N/A

Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021) — *PCW Revision February 11, 2021*

DATES						
	Assigned	19-Nov-2025				
	PCW	8-Mar-2026	**Screening**	19-Nov-2025	**EPA Due**	

RESPONDENT/FACILITY INFORMATION

Respondent	Formosa Plastics Corporation, Texas		
Reg. Ent. Ref. No.	RN100218973		
Facility/Site Region	14-Corpus Christi	**Major/Minor Source**	Major

CASE INFORMATION

Enf./Case ID No.	68813	**No. of Violations**	1
Docket No.	2025-1846-AIR-E	**Order Type**	1660
Media Program(s)	Air	**Government/Non-Profit**	No
Multi-Media		**Enf. Coordinator**	Christina Ferrara
		EC's Team	Enforcement Team 2

Admin. Penalty $ Limit Minimum $0 Maximum $25,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties) — *Subtotal 1*: **$7,500**

ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History — **100.0%** Adjustment — *Subtotals 2, 3, & 7*: **$7,500**

Notes: Enhancement for ten NOVs with same or similar violations, five NOVs with dissimilar violations, three orders containing a denial of liability, one order without a denial of liability, one court judgment containing a denial of liability, and Repeat Violator classification. Reduction for four notices of intent to conduct and audit and two disclosures of violations.

Culpability No — **0.0%** Enhancement — *Subtotal 4*: **$0**

Notes: The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Total Adjustments — *Subtotal 5*: **-$1,875**

Economic Benefit — **0.0%** Enhancement* — *Subtotal 6*: **$0**

Total EB Amounts $501
Estimated Cost of Compliance $10,000
**Capped at the Total EB $ Amount*

SUM OF SUBTOTALS 1-7 — *Final Subtotal*: **$13,125**

OTHER FACTORS AS JUSTICE MAY REQUIRE — **0.0%** — *Adjustment*: **$0**

Reduces or enhances the Final Subtotal by the indicated percentage.

Notes:

Final Penalty Amount: **$13,125**

STATUTORY LIMIT ADJUSTMENT — *Final Assessed Penalty*: **$13,125**

DEFERRAL — **20.0%** Reduction — *Adjustment*: **-$2,625**

Reduces the Final Assessed Penalty by the indicated percentage.

Notes: Deferral offered for expedited settlement.

PAYABLE PENALTY: **$10,500**

Screening Date	19-Nov-2025	**Docket No.** 2025-1846-AIR-E	**PCW**
Respondent	Formosa Plastics Corporation, Texas		*Policy Revision 5 (January 28, 2021)*
Case ID No.	68813		*PCW Revision February 11, 2021*
Reg. Ent. Reference No.	RN100218973		
Media	Air		
Enf. Coordinator	Christina Ferrara		

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 (*number of NOVs meeting criteria*)	10	50%
	Other written NOVs	5	10%
Orders	Any agreed final enforcement orders containing a denial of liability (*number of orders meeting criteria*)	3	60%
	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	1	25%
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 (*number of judgments or consent decrees meeting criteria*)	1	30%
	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 (*number of counts*)	0	0%
Emissions	Chronic excessive emissions events (*number of events*)	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 *(number of audits for which notices were submitted)*	4	-4%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (*number of audits for which violations were disclosed*)	2	-4%

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) 167%

>> Repeat Violator (Subtotal 3)

Yes

Adjustment Percentage (Subtotal 3) 25%

>> Compliance History Person Classification (Subtotal 7)

Satisfactory Performer

Adjustment Percentage (Subtotal 7) 0%

>> Compliance History Summary

Compliance History Notes

Enhancement for ten NOVs with same or similar violations, five NOVs with dissimilar violations, three orders containing a denial of liability, one order without a denial of liability, one court judgment containing a denial of liability, and Repeat Violator classification. Reduction for four notices of intent to conduct and audit and two disclosures of violations.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 192%

>> Final Compliance History Adjustment

Final Adjustment Percentage ****capped at 100%*** 100%

Screening Date	19-Nov-2025	**Docket No.** 2025-1846-AIR-E	**PCW**
Respondent	Formosa Plastics Corporation, Texas		*Policy Revision 5 (January 28, 2021)*
Case ID No.	68813		*PCW Revision February 11, 2021*
Reg. Ent. Reference No.	RN100218973		
Media	Air		
Enf. Coordinator	Christina Ferrara		

Violation Number 1

Rule Cite(s): 30 Tex. Admin. Code §§ 101.20(3), 116.115(c), and 122.143(4), New Source Review Permit Nos. 7699, and PSDTX226M7, Special Conditions No. 1, Federal Operating Permit No. O1954, General Terms and Conditions and Special Terms and Conditions No. 11, and Tex. Health & Safety Code § 382.085(b)

Violation Description: Failed to prevent unauthorized emissions. Specifically, the Respondent released 507.00 pounds of vinyl chloride monomer as fugitive emissions, during an emissions event (Incident No. 430102) that began on September 22, 2024 and lasted five minutes.

Base Penalty $25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm: Major	Moderate	Minor
Actual			x
Potential			

Percent 30.0%

>>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 do not exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment $17,500

$7,500

Violation Events

Number of Violation Events: 1 — 1 Number of violation days

daily	
weekly	
monthly	x
quarterly	
semiannual	
annual	
single event	

Violation Base Penalty $7,500

One monthly event is recommended.

Good Faith Efforts to Comply

25.0% Reduction $1,875

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary	x	
N/A		

Notes: The Respondent completed the corrective measures by September 23, 2025, prior to the NOE dated November 13, 2025.

Violation Subtotal $5,625

Economic Benefit (EB) for this violation

Estimated EB Amount $501

Statutory Limit Test

Violation Final Penalty Total $13,125

This violation Final Assessed Penalty (adjusted for limits) $13,125

Economic Benefit Worksheet

Respondent Formosa Plastics Corporation, Texas
Case ID No. 68813
Reg. Ent. Reference No. RN100218973
Media Air
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
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)	$10,000	22-Sep-2024	23-Sep-2025	1.00	$501	n/a	$501
Notes for DELAYED costs	Estimated cost to install alarms on the DCS to alert for potential thermal expansion scenarios to prevent the reoccurrence of emissions events due to the same or similar causes as Incident No. 430102. The Date Required is the date the emissions event began 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	$501

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Compliance History Report

Compliance History Report for CN600130017, RN100218973, Rating Year 2025 which includes Compliance History (CH) components from September 1, 2020, through August 31, 2025.

Customer, Respondent, or Owner/Operator:	CN600130017, Formosa Plastics Corporation, Texas	**Classification:** SATISFACTORY	**Rating:** 26.69
Regulated Entity:	RN100218973, FORMOSA POINT COMFORT PLANT	**Classification:** SATISFACTORY	**Rating:** 28.17
Complexity Points:	70	**Repeat Violator:** YES	
CH Group:	05 - Chemical Manufacturing		
Location:	201 FORMOSA DR, POINT COMFORT, CALHOUN COUNTY, TX		
TCEQ Region:	REGION 14 - CORPUS CHRISTI		

ID Number(s):

AIR OPERATING PERMITS ACCOUNT NUMBER CB0038Q
AIR OPERATING PERMITS PERMIT 1484
AIR OPERATING PERMITS PERMIT 1951
AIR OPERATING PERMITS PERMIT 1953
AIR OPERATING PERMITS PERMIT 1954
AIR OPERATING PERMITS PERMIT 1955
AIR OPERATING PERMITS PERMIT 1956
AIR OPERATING PERMITS PERMIT 1957
AIR OPERATING PERMITS PERMIT 1958
AIR OPERATING PERMITS PERMIT 3409
AIR OPERATING PERMITS PERMIT 3421
AIR OPERATING PERMITS PERMIT 4165
AIR OPERATING PERMITS PERMIT 4166
AIR OPERATING PERMITS PERMIT 4212
AIR OPERATING PERMITS PERMIT 4286
AIR OPERATING PERMITS PERMIT 4293
PUBLIC WATER SYSTEM/SUPPLY REGISTRATION 0290074
AIR NEW SOURCE PERMITS AFS NUM 4805700015
AIR NEW SOURCE PERMITS PERMIT 7699
AIR NEW SOURCE PERMITS PERMIT 17030
AIR NEW SOURCE PERMITS PERMIT 19166
AIR NEW SOURCE PERMITS PERMIT 19167
AIR NEW SOURCE PERMITS PERMIT 19168
AIR NEW SOURCE PERMITS PERMIT 19198
AIR NEW SOURCE PERMITS PERMIT 19199
AIR NEW SOURCE PERMITS PERMIT 19200
AIR NEW SOURCE PERMITS PERMIT 19201
AIR NEW SOURCE PERMITS PERMIT 19871
AIR NEW SOURCE PERMITS PERMIT 20203
AIR NEW SOURCE PERMITS REGISTRATION 29765
AIR NEW SOURCE PERMITS REGISTRATION 31130
AIR NEW SOURCE PERMITS REGISTRATION 26267
AIR NEW SOURCE PERMITS REGISTRATION 26270
AIR NEW SOURCE PERMITS REGISTRATION 26351
AIR NEW SOURCE PERMITS REGISTRATION 26523
AIR NEW SOURCE PERMITS REGISTRATION 26266
AIR NEW SOURCE PERMITS REGISTRATION 35292
AIR NEW SOURCE PERMITS REGISTRATION 37070
AIR NEW SOURCE PERMITS PERMIT 40157
AIR NEW SOURCE PERMITS REGISTRATION 40293
AIR NEW SOURCE PERMITS REGISTRATION 41145
AIR NEW SOURCE PERMITS REGISTRATION 43265
AIR NEW SOURCE PERMITS REGISTRATION 44847
AIR NEW SOURCE PERMITS REGISTRATION 44933
AIR NEW SOURCE PERMITS ACCOUNT NUMBER CB0038Q
AIR NEW SOURCE PERMITS REGISTRATION 52859
AIR NEW SOURCE PERMITS REGISTRATION 52259
AIR NEW SOURCE PERMITS EPA PERMIT HAP10
AIR NEW SOURCE PERMITS REGISTRATION 75974
AIR NEW SOURCE PERMITS PERMIT 76305
AIR NEW SOURCE PERMITS PERMIT AMOC213
AIR NEW SOURCE PERMITS PERMIT 76044
AIR NEW SOURCE PERMITS PERMIT 107520
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1053
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX699
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX760M3
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX760M4
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1058
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX760M6
AIR NEW SOURCE PERMITS REGISTRATION 78769
AIR NEW SOURCE PERMITS REGISTRATION 79826
AIR NEW SOURCE PERMITS EPA PERMIT HAP2
AIR NEW SOURCE PERMITS EPA PERMIT HAP7
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX760M8
AIR NEW SOURCE PERMITS PERMIT 83763
AIR NEW SOURCE PERMITS REGISTRATION 83990
AIR NEW SOURCE PERMITS REGISTRATION 84788
AIR NEW SOURCE PERMITS REGISTRATION 84730
AIR NEW SOURCE PERMITS REGISTRATION 85081
AIR NEW SOURCE PERMITS REGISTRATION 91047
AIR NEW SOURCE PERMITS REGISTRATION 85100
AIR NEW SOURCE PERMITS PERMIT 91780
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1222
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1230
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1232
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1224
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1226
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1240

AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1234
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1236
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX226M7
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1500
AIR NEW SOURCE PERMITS REGISTRATION 132905
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1383
AIR NEW SOURCE PERMITS EPA PERMIT GHGPSDTX47
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1384
AIR NEW SOURCE PERMITS EPA PERMIT GHGPSDTX46
AIR NEW SOURCE PERMITS PERMIT AMOC27
AIR NEW SOURCE PERMITS EPA PERMIT GHGPSDTX223
AIR NEW SOURCE PERMITS EPA PERMIT GHGPSDTX218
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1232M1
AIR NEW SOURCE PERMITS REGISTRATION 167823
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1224M1
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1236M1
AIR NEW SOURCE PERMITS EPA PERMIT GHGPSDTX221
AIR NEW SOURCE PERMITS EPA PERMIT GHGPSDTX48M1
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1237M1
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1383M2
AIR NEW SOURCE PERMITS REGISTRATION 170533
AIR NEW SOURCE PERMITS REGISTRATION 171046
AIR NEW SOURCE PERMITS REGISTRATION 163451
AIR NEW SOURCE PERMITS PERMIT AMOC26
AIR NEW SOURCE PERMITS REGISTRATION 142099
AIR NEW SOURCE PERMITS REGISTRATION 145753
AIR NEW SOURCE PERMITS PERMIT AMOC66
AIR NEW SOURCE PERMITS REGISTRATION 157260
AIR NEW SOURCE PERMITS REGISTRATION 155838
AIR NEW SOURCE PERMITS REGISTRATION 160487
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1588
AIR NEW SOURCE PERMITS REGISTRATION 159793
AIR NEW SOURCE PERMITS REGISTRATION 160486
AIR NEW SOURCE PERMITS REGISTRATION 175139
AIR NEW SOURCE PERMITS PERMIT AMOC234
AIR NEW SOURCE PERMITS REGISTRATION 176819
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1588M1
AIR NEW SOURCE PERMITS REGISTRATION 175611
AIR NEW SOURCE PERMITS REGISTRATION 176849
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1610
AIR NEW SOURCE PERMITS PERMIT 170552
AIR NEW SOURCE PERMITS REGISTRATION 172660
AIR NEW SOURCE PERMITS REGISTRATION 171738
AIR NEW SOURCE PERMITS REGISTRATION 173338
AIR NEW SOURCE PERMITS REGISTRATION 172733
AIR NEW SOURCE PERMITS REGISTRATION 182840
AIR NEW SOURCE PERMITS REGISTRATION 179485
AIR NEW SOURCE PERMITS REGISTRATION 181702
AIR NEW SOURCE PERMITS REGISTRATION 182952
AIR NEW SOURCE PERMITS REGISTRATION 178764
IHW CORRECTIVE ACTION SOLID WASTE REGISTRATION # (SWR) 31945
UNDERGROUND INJECTION CONTROL PERMIT WDW478
UNDERGROUND INJECTION CONTROL PERMIT WDW403
UNDERGROUND INJECTION CONTROL PERMIT WDW477
UNDERGROUND INJECTION CONTROL PERMIT WDW472
UNDERGROUND INJECTION CONTROL PERMIT WDW473
UNDERGROUND INJECTION CONTROL PERMIT WDW476
STORMWATER PERMIT TXR15594N

STORMWATER PERMIT TXR1575OV

AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1238
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1237
AIR NEW SOURCE PERMITS PERMIT 107518
AIR NEW SOURCE PERMITS EPA PERMIT GHGPSDTX48
AIR NEW SOURCE PERMITS PERMIT 127838
AIR NEW SOURCE PERMITS PERMIT 140763
AIR NEW SOURCE PERMITS REGISTRATION 129793
AIR NEW SOURCE PERMITS PERMIT 128752
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX760M9
AIR NEW SOURCE PERMITS REGISTRATION 161950
AIR NEW SOURCE PERMITS REGISTRATION 166145
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1500M1
AIR NEW SOURCE PERMITS REGISTRATION 167459
AIR NEW SOURCE PERMITS EPA PERMIT GHGPSDTX222
AIR NEW SOURCE PERMITS EPA PERMIT GHGPSDTX224
AIR NEW SOURCE PERMITS EPA PERMIT GHGPSDTX46M1
AIR NEW SOURCE PERMITS REGISTRATION 162757
AIR NEW SOURCE PERMITS EPA PERMIT GHGPSDTX225
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1226M1
AIR NEW SOURCE PERMITS EPA PERMIT GHGPSDTX219
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1222M1
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1240M1
AIR NEW SOURCE PERMITS PERMIT AMOC172
AIR NEW SOURCE PERMITS REGISTRATION 150952
AIR NEW SOURCE PERMITS REGISTRATION 145955
AIR NEW SOURCE PERMITS REGISTRATION 145953
AIR NEW SOURCE PERMITS REGISTRATION 159948
AIR NEW SOURCE PERMITS PERMIT AMOC133
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1383M1
AIR NEW SOURCE PERMITS REGISTRATION 163454
AIR NEW SOURCE PERMITS REGISTRATION 155332
AIR NEW SOURCE PERMITS REGISTRATION 152521
AIR NEW SOURCE PERMITS REGISTRATION 173222
AIR NEW SOURCE PERMITS REGISTRATION 171880
AIR NEW SOURCE PERMITS REGISTRATION 176741
AIR NEW SOURCE PERMITS REGISTRATION 173194
AIR NEW SOURCE PERMITS PERMIT AMOC224
AIR NEW SOURCE PERMITS REGISTRATION 176859
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX1384M1
AIR NEW SOURCE PERMITS REGISTRATION 172616
AIR NEW SOURCE PERMITS REGISTRATION 170493
AIR NEW SOURCE PERMITS REGISTRATION 173343
AIR NEW SOURCE PERMITS REGISTRATION 172930
AIR NEW SOURCE PERMITS REGISTRATION 176288
AIR NEW SOURCE PERMITS REGISTRATION 173242
AIR NEW SOURCE PERMITS REGISTRATION 179481
AIR NEW SOURCE PERMITS REGISTRATION 180073
AIR NEW SOURCE PERMITS REGISTRATION 177140
AIR NEW SOURCE PERMITS PERMIT AMOC255
AIR NEW SOURCE PERMITS REGISTRATION 180902
UNDERGROUND INJECTION CONTROL PERMIT WDW471

UNDERGROUND INJECTION CONTROL PERMIT WDW402
UNDERGROUND INJECTION CONTROL PERMIT WDW474
UNDERGROUND INJECTION CONTROL PERMIT WDW470
UNDERGROUND INJECTION CONTROL PERMIT WDW469
UNDERGROUND INJECTION CONTROL PERMIT WDW475
STORMWATER PERMIT TXR1525LK
STORMWATER PERMIT TXR1556ME

STORMWATER PERMIT TXR1529QA

STORMWATER PERMIT TXR1578PB
STORMWATER PERMIT TXR1539KX
STORMWATER PERMIT TXR1534WA
STORMWATER PERMIT TXR05GN80
WASTEWATER PERMIT WQ0002436000
WASTEWATER EPA ID TX0085570
AIR EMISSIONS INVENTORY ACCOUNT NUMBER CB0038Q
POLLUTION PREVENTION PLANNING ID NUMBER P00254
POLLUTION PREVENTION PLANNING ID NUMBER P08990
INDUSTRIAL AND HAZARDOUS WASTE EPA ID TXT490011293
INDUSTRIAL AND HAZARDOUS WASTE SOLID WASTE REGISTRATION # (SWR) 31945
INDUSTRIAL AND HAZARDOUS WASTE PERMIT PCO31945
TAX RELIEF ID NUMBER 16667
TAX RELIEF ID NUMBER 16751
TAX RELIEF ID NUMBER 16792
TAX RELIEF ID NUMBER 16795
TAX RELIEF ID NUMBER 22276
TAX RELIEF ID NUMBER 22279
TAX RELIEF ID NUMBER 22282
TAX RELIEF ID NUMBER 22269
TAX RELIEF ID NUMBER 22270
TAX RELIEF ID NUMBER 22280
TAX RELIEF ID NUMBER 22283
TAX RELIEF ID NUMBER 23653
TAX RELIEF ID NUMBER 23639
TAX RELIEF ID NUMBER 23654
TAX RELIEF ID NUMBER 23640
TAX RELIEF ID NUMBER 23651
TAX RELIEF ID NUMBER 23655
TAX RELIEF ID NUMBER 23652
TAX RELIEF ID NUMBER 16796
TAX RELIEF ID NUMBER 16793
TAX RELIEF ID NUMBER 16663
TAX RELIEF ID NUMBER 22274
TAX RELIEF ID NUMBER 22286
TAX RELIEF ID NUMBER 22265
TAX RELIEF ID NUMBER 22290
TAX RELIEF ID NUMBER 22278
TAX RELIEF ID NUMBER 22285
TAX RELIEF ID NUMBER 22272
TAX RELIEF ID NUMBER 22281
TAX RELIEF ID NUMBER 22268
TAX RELIEF ID NUMBER 22277
TAX RELIEF ID NUMBER 22287
TAX RELIEF ID NUMBER 22266
TAX RELIEF ID NUMBER 22273
TAX RELIEF ID NUMBER 22289
TAX RELIEF ID NUMBER 22267
TAX RELIEF ID NUMBER 22275
TAX RELIEF ID NUMBER 22288
TAX RELIEF ID NUMBER 22264
TAX RELIEF ID NUMBER 27309

Compliance History Period: September 01, 2020 to August 31, 2025 **Rating Year:** 2025 **Rating Date:** 09/01/2025

Date Compliance History Report Prepared: March 08, 2026

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: March 08, 2021 to March 08, 2026

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

Name: Christina Ferrara **Phone:** (512) 239-1000

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:

1 Effective Date: 12/21/2021 ADMINORDER 2020-1176-AIR-E (1660 Order-Agreed Order With Denial)

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: NSR 19198/PSDTX1234, SC1 PERMIT

Description: Failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§101.20(3), 116.115(c), and 122.143(4), New Source Review ("NSR") Permit Nos. 19198 and PSDTX1234, Special Conditions ("SC") No. 1, Federal Operating Permit ("FOP") No. O1484, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 11, and TEX. HEALTH & SAFETY CODE §382.0

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)

30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: /PSDTX1058, GC 14 PERMIT
/PSDTX1058, GC 8 PERMIT
/PSDTX1058, SC 1 PERMIT

Description: Failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§101.20(3), 116.115(c), and 122.143(4), NSR Permit Nos. 76305 and PSDTX1058, SC No. 1, FOP No. O3409, GTC and STC No. 8, and TEX. HEALTH & SAFETY CODE §382.085(b). Specifically, the Respondent released 24.30 lbs of vinyl chloride monomer as fugitive emissions, during an emissions event (Incident

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: General Terms and Conditions PERMIT
Special Condition 1 PERMIT
Special Term and Condition 8 PERMIT

Description: Failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§101.20(3), 116.115(c), and 122.143(4), NSR Permit Nos. 19198 and PSDTX1234, SC No. 1, FOP No. O1484, GTC and STC No. 11, and TEX. HEALTH & SAFETY CODE §382.085(b). Specifically, the Respondent released 413.91 lbs of carbon dioxide and 3,684.05 lbs of VOC as fugitive emissions, during an emissio

2 Effective Date: 03/29/2022 ADMINORDER 2021-0347-AIR-E (1660 Order-Agreed Order With Denial)

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: [PSDTX1226] Special Condition 1 PERMIT
Special Term & Condition 15 OP

Description: During a record review conducted from October 7, 2020 through October 21, 2020, an investigator documented that the Respondent failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§?101.20(3), 116.115(c), and 122.143(4), New Source Review Permit Nos. 19168 and PSDTX1226, Special Conditions No. 1, Federal Operating Permit No. O1958, General Terms and Conditions and Special Terms and Conditions No. 17, and TEX. HEALTH & SAFETY CODE §?382.085(b). Specifically, the Respon

3 Effective Date: 08/21/2024 COURTORDER (Final Judgement-Agreed Order With Denial)

Classification: Moderate

Citation: 2A TWC Chapter 7, SubChapter D 7.101
30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Description: Failed to prevent unauthorized emissions. Specifically, the Respondent released 246.76 pounds (“lbs”) of ethylene dichloride (“EDC”) from Vinyl Chloride Monomer ("VCM") Unit, Emissions Point Number (“EPN”) 007-1, during an emissions event (Incident No. 317295) that occurred on July 25, 2019 and lasted 14 hours and 59 minutes

Classification: Moderate

Citation: 2A TWC Chapter 7, SubChapter D 7.101
30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Description: Failed to prevent unauthorized emissions. Specifically, the Respondent released 975.4762 lbs of Diesel fuel, 173.7149 lbs of Esters, 66.8134 lbs of Trimethylbenzene, 20.0440 lbs of Naphthalene, 20.0440 lbs of Biphenyl, 20.0440 lbs of Cumene, 20.0440 lbs of Xylene, 20.0440 lbs of Ethylbenzene, and 20.0440 lbs of Particulate Matter (PM) from EPN 8FDFUGINLD (Inland Traffic Fugitives), during an emissions event (Incident No. 324560) that began on November 10, 2019 and lasted 24 hours.

Classification: Moderate

Citation: 2A TWC Chapter 7, SubChapter D 7.101
30 TAC Chapter 101, SubChapter F 101.201(a)(1)
30 TAC Chapter 122, SubChapter B 122.143(4)

5C THSC Chapter 382 382.085(b)

Description: Failed to submit the initial notification of an emissions event within 24 hours of discovery of the event. Formosa submitted its initial notification of the June 2019 Emissions Event to the TCEQ on June 21, 2019—three days after

Formosa discovered the June 2019 Emissions Event.
Classification: Moderate
Citation: 2A TWC Chapter 7, SubChapter D 7.101
30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Description: Failed to prevent unauthorized emissions. Specifically, the Respondent released 1350.91 lbs of VOC, 2.79 lbs of Carbon monoxide (CO), and 62.11 lbs of NOx from Olefins 2 Flare, EPN 1067, during an emissions event (Incident No. 312175) that began on June 18, 2019 and lasted 79 hours and 10 minutes.
Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: SC 2 OP

Description: Failure to prevent unauthorized emissions to the atmosphere during an unplanned, unscheduled MSS activity that was discovered on December 22, 2019, TCEQ/STEERS Incident No. 326984. Formosa failed to prevent unauthorized emissions to the atmosphere during an unplanned, scheduled MSS activity and released 323,142.08 pounds (lbs) of VOC, 52,633.00 lbs NOx, and 287,188.59 lbs of CO from EPN OL3 Flare.
Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter F 101.201(c)
5C THSC Chapter 382 382.085(b)

Description: Failure to submit a copy of the final record to the applicable commission office no later than two weeks after the end of the emissions event. Formosa submitted its final record of the December 2019 MSS Activity on January 24, 2020. The final record stated that the December 2019 MSS Activity began on December 22, 2019 and lasted until January 7, 2020.
Classification: Moderate
Citation: 2A TWC Chapter 7, SubChapter D 7.101
30 TAC Chapter 101, SubChapter F 101.201(a)(1)
5C THSC Chapter 382 382.085(b)

Description: Failed to submit an initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event. Specifically, the initial notification for a reportable event (Incident No. 342852) was due on September 27, 2020 at 8:57 am, but was submitted on September 27, 2020 at 16:43 pm.
Classification: Moderate
Citation: 2A TWC Chapter 7, SubChapter D 7.101
30 TAC Chapter 101, SubChapter F 101.201(b)
5C THSC Chapter 382 382.085(b)

Description: Failed to submit an accurate final record associated with emissions event, Incident No. 342852. Specifically, the final record did not provide the best-known cause of the emissions event at the time of the reporting.
Classification: Moderate
Citation: 2A TWC Chapter 7, SubChapter D 7.101
30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)

Description: Failed to prevent unauthorized emissions. Specifically, the Respondent released 5,688.94 lbs of VOC, 4,702.82 lbs of CO, and 651.07 lbs of NOx from Olefins 2 Flare, EPN 1067 and 3,004.68 lbs of VOC, 36.43 lbs of CO, and 7.07 lbs of NOx from Olefins 3 Elevated Flare, EPN OL3-FLRA, OL3-FLRB, during an emissions event (Incident No. 342852) that began on September 26, 2020 and lasted 24 hours and 2 minutes.
Classification: Major
Citation: 2A TWC Chapter 7, SubChapter D 7.101
30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)

Description: Failed to prevent unauthorized emissions. Specifically, the Respondent released 5,408.75 lbs of vinyl chloride monomer ("VCM") as fugitive emissions, during an emissions event (Incident No. 352638) that occurred on March 14, 2021 and lasted 10 minutes.
Classification: Moderate
Citation: 2A TWC Chapter 7, SubChapter D 7.101
30 TAC Chapter 101, SubChapter F 101.201(a)(1)
5C THSC Chapter 382 382.085(b)

Description: Failed to submit an initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event. Specifically, the initial notification for a reportable emissions event (Incident No. 362412) was due on July 10, 2021 at 9:20 pm, but was submitted on July 14, 2021 at 4:33 pm

Classification: Moderate
Citation: 2A TWC Chapter 7, SubChapter D 7.101
30 TAC Chapter 101, SubChapter F 101.201(b)
30 TAC Chapter 101, SubChapter F 101.201(c)
30 TAC Chapter 101, SubChapter F 101.201(g)
5C THSC Chapter 382 382.085(b)

Description: Failed to submit a final record no later than two weeks after the end of the emissions event. Specifically, the final record was due by July 23, 2021, but was not submitted
Classification: Moderate
Citation: 2A TWC Chapter 7, SubChapter D 7.101
30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)

Description: Failed to prevent unauthorized emissions. Specifically, the Respondent released 155.75 lbs of VOC, 103.63 lbs of CO, and 20.64 lbs of NOx from the Olefins 1 Flare, EPN 1018, during an emissions event (Incident No. 362412) that occurred on July 9, 2021 and lasted 43 minutes
Classification: Moderate
Citation: 2A TWC Chapter 7, SubChapter D 7.101
30 TAC Chapter 101, SubChapter F 101.201(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Description: Failed to submit a final record no later than two weeks after the end of the emissions event. Specifically, the final record was due by August 11, 2021, but was submitted on September 3, 2021
Classification: Moderate
Citation: 2A TWC Chapter 7, SubChapter D 7.101
30 TAC Chapter 101, SubChapter F 101.201(b)(1)(G)
30 TAC Chapter 101, SubChapter F 101.201(b)(1)(H)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Description: Failed to submit an accurate final record associated with a reportable emissions event. Specifically, the Respondent did not report all individually listed compounds and their estimated total quantities in the final record.
Classification: Major
Citation: 2A TWC Chapter 7, SubChapter D 7.101
30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Description: Failed to prevent unauthorized emissions. Specifically, the Respondent released 40,907.95 lbs of VOC, 46,155 lbs of CO, and 9,820 lbs of NOx from the Olefins 3 Elevated Flare (1st and 2nd Stage tips), EPN OL3-FLRA, OL3-FLRB, during an emissions event (Incident No. 363785) that occurred on July 27, 2021 and lasted 24 hours.
Classification: Moderate
Citation: 2A TWC Chapter 7, SubChapter D 7.101
30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Rqmt Prov: FOP 1954, STC No. 15 OP
NSR Permit No. 7699 PERMIT

Description: Failed to maintain the pH of incinerator scrubbing solution at a level not less than those maintained during the most recent stack test. Specifically, during the compliance period of August 9, 2020 through August 8, 2021, the Respondent reported that they did not adhere to permit specification for scrubber pH due to time response needed for current manual control setup on PH at EPN 006C
Classification: Major
Citation: 2A TWC Chapter 7, SubChapter D 7.101
30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Description: Failed to prevent unauthorized emissions. Specifically, the Respondent released 4,121.26 lbs of VOC as fugitive emissions, during an emissions event (Incident No. 367217) that began on September 23, 2021 and lasted 22 hours and 27 minutes

Classification: Moderate
Citation: 2A TWC Chapter 7, SubChapter D 7.101
30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Description: Failed to prevent unauthorized emissions. Specifically, the Respondent released 64,028.0 lbs of CO and 11,808.0 lbs NOx from the Olefins 3 Elevated Flare, EPN No. OL3-FLRA and OL3-FLRB5, during an emissions event (Incident No. 361023) that began on June 28, 2021 and lasted 24 hours.
Classification: Moderate
Citation: 2A TWC Chapter 7, SubChapter D 7.101
30 TAC Chapter 101, SubChapter F 101.201(b)
5C THSC Chapter 382 382.085(b)

Description: Failed to submit a copy of the final record no later than two weeks after the end of the emissions event. Specifically, Incident No. 352638 occurred on March 14, 2021, and the final record was due by March 28, 2021, but was not submitted until March 29, 2021.

4 Effective Date: 09/30/2025 ADMINORDER 2019-0623-IWD-E (Findings Order-Agreed Order Without Denial)
Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)(1)
30 TAC Chapter 305, SubChapter F 305.125(1)
Rqmt Prov: Eff. Limits and Monitoring RQMTs; No. 3 PERMIT

Description: Failed to prevent the discharge of floating solids or visible foam in other than trace amounts into or adjacent to any water in the state, in violation of TEX. WATER CODE § 26.121(a)(1), 30 TEX. ADMIN. CODE § 305.125(1), and TPDES Permit No. WQ0002436000, Effluent Limitations and Monitoring Requirements No. 3, Outfall Nos. 001, 006, and 007
Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)(1)
30 TAC Chapter 305, SubChapter F 305.125(1)
Rqmt Prov: Effluent Limits PERMIT

Description: Failed to comply with permitted effluent limitations, in violation of TEX. WATER CODE § 26.121(a)(1), 30 TEX. ADMIN. CODE § 305.125(1), and TPDES Permit No. WQ0002436000, Effluent Limitations and Monitoring Requirements No. 1, Outfall No. 001
Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)(1)
30 TAC Chapter 305, SubChapter F 305.125(1)
Rqmt Prov: Eff. Limits and Monitoring RQMTs; No. 3 PERMIT

Description: Failed to prevent the discharge of floating solids or visible foam in other than trace amounts into or adjacent to any water in the state, in violation of TEX. WATER CODE § 26.121(a)(1), 30 TEX. ADMIN. CODE § 305.125(1), and TPDES Permit No. WQ0002436000, Effluent Limitations and Monitoring Requirements No. 3, Outfall No. 001
Classification: Major
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)(1)
30 TAC Chapter 305, SubChapter F 305.125(1)
Rqmt Prov: Eff. Limits and Monitoring RQMTs; No. 3 PERMIT

Description: Failed to prevent the discharge of floating solids or visible foam in other than trace amounts into or adjacent to any water in the state, in violation of TEX. WATER CODE § 26.121(a)(1), 30 TEX. ADMIN. CODE § 305.125(1), and TPDES Permit No. WQ0002436000, Effluent Limitations and Monitoring Requirements No. 3, Outfall Nos. 001, 004, 005, 008, and 009
Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)(1)
30 TAC Chapter 305, SubChapter F 305.125(1)
Rqmt Prov: WQ0002436000, Effluent Limitations PERMIT

Description: Failed o comply with permitted effluent limitations, in violation of TEX. WATER CODE § 26.121(a)(1), 30 TEX. ADMIN. CODE§ 305.125(1), and TPDES Permit No. WQ0002436000, Effluent Limitations and Monitoring Requirements No. 1, Outfall No. 001
Classification: Moderate

Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)(1)
30 TAC Chapter 305, SubChapter F 305.125(1)
Rqmt Prov: WQ0002436000, Effluent Limitations PERMIT

Description: Failed to comply with permitted effluent limitations, in violation of TEX. WATER CODE § 26.121(a)(1), 30 TEX. ADMIN. CODE § 305.125(1), and TPDES Permit No. WQ0002436000, Effluent Limitations and Monitoring Requirements Nos. 101 and SUM

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

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

Item 1	March 19, 2021	(1728864)
Item 2	April 08, 2021	(1685490)
Item 3	April 23, 2021	(1703310)
Item 4	May 06, 2021	(1704585)
Item 5	May 14, 2021	(1700296)
Item 6	May 18, 2021	(1704928)
Item 7	May 20, 2021	(1741734)
Item 8	May 28, 2021	(1712106)
Item 9	June 21, 2021	(1678144)
Item 10	July 20, 2021	(1752810)
Item 11	July 21, 2021	(1722651)
Item 12	July 22, 2021	(1724495)
Item 13	August 04, 2021	(1746445)
Item 14	August 27, 2021	(1736889)
Item 15	September 15, 2021	(1738719)
Item 16	October 19, 2021	(1777940)
Item 17	October 21, 2021	(1755903)
Item 18	November 05, 2021	(1761838)
Item 19	November 19, 2021	(1784739)
Item 20	December 20, 2021	(1791769)
Item 21	January 07, 2022	(1772134)
Item 22	January 18, 2022	(1771922)
Item 23	January 20, 2022	(1799608)
Item 24	January 31, 2022	(1788501)
Item 25	February 17, 2022	(1790026)
Item 26	February 18, 2022	(1807443)
Item 27	March 18, 2022	(1814494)
Item 28	April 05, 2022	(1795541)
Item 29	April 20, 2022	(1821063)
Item 30	April 28, 2022	(1788500)
Item 31	May 06, 2022	(1812586)
Item 32	May 19, 2022	(1829902)
Item 33	June 02, 2022	(1805236)
Item 34	June 20, 2022	(1836197)
Item 35	June 21, 2022	(1804942)
Item 36	July 12, 2022	(1812343)
Item 37	August 16, 2022	(1826892)
Item 38	August 17, 2022	(1839371)
Item 39	August 18, 2022	(1834040)
Item 40	August 19, 2022	(1838554)
Item 41	September 20, 2022	(1857329)
Item 42	September 27, 2022	(1846077)
Item 43	October 10, 2022	(1848050)
Item 44	October 20, 2022	(1863683)
Item 45	October 27, 2022	(1853343)
Item 46	November 18, 2022	(1870593)
Item 47	January 04, 2023	(1866311)
Item 48	February 17, 2023	(1891078)
Item 49	February 21, 2023	(1879853)
Item 50	March 23, 2023	(1878782)
Item 51	March 25, 2023	(1825289)
Item 52	April 20, 2023	(1906448)
Item 53	April 27, 2023	(1860765)

Item 54	May 19, 2023	(1913603)
Item 55	June 20, 2023	(1920211)
Item 56	July 20, 2023	(1927179)
Item 58	July 28, 2023	(1912183)
Item 59	August 18, 2023	(1853229)
Item 60	August 24, 2023	(1896982)
Item 61	September 20, 2023	(1940281)
Item 62	October 04, 2023	(1930051)
Item 63	October 18, 2023	(1947119)
Item 64	October 30, 2023	(1853232)
Item 65	November 17, 2023	(1952807)
Item 66	December 08, 2023	(1937939)
Item 67	December 20, 2023	(1962581)
Item 68	January 10, 2024	(1902926)
Item 69	January 19, 2024	(1969168)
Item 70	February 13, 2024	(1960608)
Item 71	February 14, 2024	(1960939)
Item 72	February 20, 2024	(1978234)
Item 73	February 26, 2024	(1960609)
Item 74	February 27, 2024	(1960944)
Item 75	March 14, 2024	(1967867)
Item 76	March 20, 2024	(1984807)
Item 77	March 26, 2024	(1951031)
Item 78	April 18, 2024	(1991330)
Item 79	April 29, 2024	(1976102)
Item 80	May 17, 2024	(1997786)
Item 81	May 24, 2024	(1982747)
Item 82	June 19, 2024	(2004748)
Item 83	July 18, 2024	(2012317)
Item 84	August 06, 2024	(2002922)
Item 85	August 13, 2024	(1889216)
Item 86	August 16, 2024	(2007373)
Item 87	August 20, 2024	(2017885)
Item 88	September 19, 2024	(2024922)
Item 89	September 24, 2024	(2010580)
Item 90	October 16, 2024	(2031033)
Item 91	November 01, 2024	(2008456)
Item 92	November 20, 2024	(2037353)
Item 93	December 18, 2024	(2043740)
Item 94	January 02, 2025	(2027486)
Item 95	January 20, 2025	(2050306)
Item 96	February 10, 2025	(1925328)
Item 97	February 20, 2025	(2057856)
Item 98	February 21, 2025	(2046470)
Item 99	March 18, 2025	(2066422)
Item 100	March 31, 2025	(1908950)
Item 101	April 02, 2025	(1931524)
Item 102	April 03, 2025	(1965662)
Item 103	April 08, 2025	(2021550)
Item 104	April 30, 2025	(2064035)
Item 105	May 16, 2025	(2069315)
Item 106	May 19, 2025	(2079617)
Item 107	June 20, 2025	(2086727)
Item 108	July 17, 2025	(2093826)
Item 109	July 22, 2025	(2078214)
Item 110	August 19, 2025	(2100403)
Item 111	September 25, 2025	(2096871)
Item 112	September 30, 2025	(2097667)
Item 113	October 03, 2025	(1960946)

Item 114	October 20, 2025	(2110693)
Item 115	October 23, 2025	(2103139)
Item 117	November 04, 2025	(2105153)
Item 118	November 07, 2025	(2105508)
Item 119	November 14, 2025	(2070182)
Item 120	November 19, 2025	(2119029)
Item 121	December 17, 2025	(2108088)
Item 122	December 18, 2025	(2125901)
Item 123	February 05, 2026	(2033654)
Item 124	February 17, 2026	(2128528)
Item 125	February 25, 2026	(2035414)
Item 126	March 05, 2026	(2040662)

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: 03/31/2025 (2073233)
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: 05/20/2025 (1960945)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)
76305 PERMIT
Description: Failure to prevent unauthorized emissions to the atmosphere during an emissions event that was discovered on January 5, 2024, TCEQ/STEERS Incident No. 415191. EIC [Category B18.g(13)]

3 Date: 05/28/2025 (2069324)
Self Report? YES Classification: Moderate
Citation: [PSDTX1384] GCs & SC 6C PA
30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)
30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
GTCs & STC 9 OP
Description: Failure to prevent visible emissions for more than five minutes in any two-hour period from EPN PLANT-FLR4.

4 Date: 05/29/2025 (2069835)
Self Report? YES Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.110(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
GTCs & STC 13 OP
Description: Failure to obtain a permit to construct any new facility or to engage in the modification of any existing facility which may emit air contaminants into the air of the state of Texas.
Self Report? YES Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
GCs & SC 15 PA
GTCs & STC 12 OP
Description: Failure to operate the Common Waste Heat Boiler Stack (EPN EG2-EP910) at not more than 100 parts per million volume (ppmv) dry carbon monoxide (CO).
Self Report? YES Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
GCs & SC 14B PA

GTCs & STC 12 OP

Description: Failure to comply with the minimum 6-minute average firebox exit temperature established during the most recent satisfactory stack test (09/10/2021) for the Regenerative Thermal Oxidizer (EPN EG2-RTO221).

5 Date: 05/30/2025 (1938180)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT

Description: Failure to prevent unauthorized emissions to the atmosphere during an emissions event that was discovered on September 29, 2023, TCEQ/STEERS Incident No. 410572.

6 Date: 06/03/2025 (2069081)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.670(e)
5C THSC Chapter 382 382.085(b)
SC 10A PERMIT
SC 11A PERMIT
STC 9 OP

Description: Failure to maintain flare's net heating value of the combustion zone above minimum required value.

7 Date: 06/06/2025 (2069395)

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT YY 63.1103
5C THSC Chapter 382 382.085(b)
SC 22 (E) PERMIT
SC 22(E) PERMIT
ST&C 17 OP

Description: Failure to prevent open ended lines (OELs).

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)
5C THSC Chapter 382 382.085(b)
SC 27 A PERMIT
ST&C17 OP

Description: Failure to conduct annual drift eliminator inspections.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.145(2)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP

Description: Failure to report all instances of deviation.

Self Report? YES Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.10(e)(3)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT YY 63.1110(e)(3)

5C THSC Chapter 382 382.085(b)
SC 5 (E) PERMIT
SC5(E) PERMIT
ST&C 17 OP

Description: Failure to maintain Net Heating Value (NHVcz).

Self Report? YES Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)
5C THSC Chapter 382 382.085(b)

Description: Failure to accurately monitor the vent flow to the flare as required for at least 95% of the operations

8 Date: 08/31/2025 (2110692)

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

9 Date: 09/17/2025 (2099059)
Self Report? YES Classification: Moderate
Citation: 19168 PERMIT
1958 OP
30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Description: Failure to maintain the minimum in stack temperature.
Self Report? YES Classification: Moderate
Citation: 19168 PERMIT
1958 OP
30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.10(e)(3)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT YY 63.1110(e)(3)
5C THSC Chapter 382 382.085(b)
Description: Failure to maintain the Net Heating Value (NHVcz).

10 Date: 10/24/2025 (2096995)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 335, SubChapter C 335.53(c)
40 CFR Chapter 262, SubChapter I, PT 262, SubPT A 262.17(a)
Description: Failure to manage waste stored in NOR 021 in accordance with 40 CFR 262.17.

Specifically, during the facility walkthrough on September 18, 2025, one satellite accumulation area (SAA) was observed within NOR 021. According to the facility representative, the entire VCM unit/area is registered as the less-than-90-day container storage area; however, according to a facility employee the VCM unit is not utilized as a less-than-90-day area and there are approximately twelve SAA within the VCM unit a
Self Report? NO Classification: Minor
Citation: 40 CFR Chapter 262, SubChapter I, PT 262, SubPT A 262.17(a)(7)
Description: Failure to maintain adequate documentation of employee training records/certificates and list of employee names, job titles, and job descriptions.

Specifically, during the review of employee training records, it was noted that the regulated entity provided inadequate records of employee training, job titles and position descriptions in accordance with 40 CFR §262.17(a)(7)(i)-(v). During the review, the aforementioned records for two employees, who conducted CSA inspections, were not included. O
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 335, SubChapter A 335.9(a)(1)
Description: Failure to have records readily available.

Specifically, on September 19, 2025, it was noted records that were not yet submitted prior to the investigation date were not readily available on the investigation date (i.e. contingency plan, used oil disposal records, and employee training records).

11 Date: 10/24/2025 (2103562)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP O-1484, SC 11 OP
NSR Permit 19198, SC 17 PERMIT
Description: Failure to properly pull monthly cooling tower samples.
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP O-1484, SC 11 OP
NSR Permit 19198, SC 17 PERMIT
Description: Failure to maintain the required operating temperature for the Incinerator, EPN EG-CT.

12 Date: 11/20/2025 (2097677)

Self Report? YES Classification: Moderate

Citation: [PSDTX226M7] GCs & SC 14B(3)(b) PA
30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
GTCs & STC 16 OP

Description: Failure to conduct weekly sampling for total dissolved solids (TDS) for cooling tower EPNs 999, VW-C02, and VW-C11.

Self Report? YES Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
GTCs & STC 3A(iv)(1) OP

Description: Failure to conduct quarterly visible emission observations for cooling tower EPNs 999, VW-C02, and VW-C11.

Self Report? YES Classification: Moderate

Citation: [PSDTX226M7] GCs & SC 32B PA
30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
GTCs & STC 16 OP

Description: Failure to move liquid from maintenance activities into a closed container within one hour (Unit ID 007-1), as specified.

Self Report? YES Classification: Moderate

Citation: [PSDTX226M7] GCs & SC 19 PA
30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
GTCs & STC 16 OP

Description: Failure to conduct monitoring of all accessible connectors in gas/vapor and light liquid service, as required.

Self Report? YES Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.145(2)(A)
5C THSC Chapter 382 382.085(b)
GTCs OP

Description: Failure to report all instances of deviations, the probable cause of the deviation, and any corrective actions or preventative measures taken for each emission unit addressed in FOP O1954's first semiannual deviation report for the period of 08/09/2024 to 02/08/2025 (DR1-2025), submitted on 03/07/2025 (due 03/10/2025).

13 Date: 11/21/2025 (2096994)

Self Report? YES Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.670(e)(1)

5C THSC Chapter 382 382.085(b)
SC 11(A) OP
STC 8 OP

Description: Failure to maintain the minimum net heating value of the combustion zone (NHVcz) for the elevated flare (EPN PE3-10) at 270 million British thermal units (MMBtu) per standard cubic foot (SCF).

Self Report? YES Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.670(c)
5C THSC Chapter 382 382.085(b)
GTC OP
SC 11(C) OP
STC 8 OP

Description: Failure to operate the elevated flare (EPN PE3-10) with no visible emissions except periods not to exceed a total of five minutes during any two consecutive hours.

Self Report? YES Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.670(g)
5C THSC Chapter 382 382.085(b)
GTC OP
SC 11(B) OP
STC 8 OP

Description: Failure to continuously monitor the pilot flame for the PE 3 Flare System via a thermocouple, infrared monitor, or ultraviolet monitor.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter F 101.201(b)(8)
30 TAC Chapter 101, SubChapter F 101.201(b)(9)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
GTC OP
STC 2(F) OP

Description: Failure to maintain a final record with all required information for a non-reportable emissions event.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.145(2)(A)
5C THSC Chapter 382 382.085(b)
GTC OP

Description: Failure to report all instances of deviations.

Self Report? YES Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
SC 1 OP
STC 8 OP

Description: Failure to comply with the Maximum Allowable Emissions Rate Table (MAERT) limits permitted in New Source Review Permit No. (NSR) 127838 for emissions point number (EPN) PE3-10.

Self Report? YES Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
SC 1 OP
STC 8 OP

Description: Failure to comply with the Maximum Allowable Emissions Rate Table (MAERT) limits permitted in New Source Review Permit No. (NSR) 127838 for emissions point numbers (EPN) PE3-10A&B.

14 Date: 01/15/2026 (2108175)

Self Report? YES Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(f)(2)
5C THSC Chapter 382 382.085(b)
GTC OP
SC 7(B) OP

STC 13 OP

Description: Failure to continuously monitor for pilot flame presence on the Tank Farm Flare (EPN 8F-D06) via a thermocouple or infrared monitor.

15 Date: 01/30/2026 (2105912)

Self Report? YES Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)
30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
40 CFR Chapter 1, SubChapter C, PT 63, SubPT FFFF 63.2450(e)(5)(ii)
5C THSC Chapter 382 382.085(b)
SC 5 (B) PERMIT
SC 5(B) PERMIT
STC 1 OP

Description: Failure to maintain the net heating value for combustion zone (NHVcz) above 270 million British Thermal Units (MMBTU) per standard cubic foot (SCF). Specifically, the Flare emission point number (EPN) 1067, failed to maintain the NHVcz above 270 MMBTU/SCF for eight instances. Of the eight instances, the lowest was 243.63 MMBTU/SCF, between July 26, 2024 and April 10, 2025.

Self Report? YES Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
5C THSC Chapter 382 382.085(b)
SC 1 PERMIT
STC 14 OP

Description: Failure to comply with the tons per year (TPY) maximum emission rate table (MAERT). Specifically, the Flare [Emission Point Number (EPN)] 1067, from 5/1/2023 to 8/31/2025 Formosa Point Comfort Plant (FPCP) rolling TPY emissions exceeded the TPY MAERT for Nitrogen Oxide (NOx) and Carbon Monoxide (CO).

F. Environmental audits:

Notice of Intent Date: 10/21/2021 (1773404)
Disclosure Date: 02/04/2022
Viol. Classification: Minor
Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)

Description: Failed to keep records of Method 9 training certifications for five years. Specifically, several years of records are missing due to the conversion from paper files to electronic files.

Viol. Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
Rqmt Prov: OP STC 7

Description: Failed to generate quality assured (or valid) data when the Incinerator-Scrubber System is operating. Specifically, Incinerators B and C continued to operate but CEMS data was not collected as "loss of valid data due to monitor break down" and the measurements were not estimated using good engineering judgment and recorded for the missing values.

Viol. Classification: Moderate
Citation: 30 TAC Chapter 325, SubChapter A 325.3(a)(5)(C)(ii)

Description: Failed to submit update reports within 90 days for new chemicals added.

Viol. Classification: Minor
Citation: 30 TAC Chapter 325, SubChapter A 325.3(a)

Description: Failed to have accurate reports by providing calculations not present for the total quantity of EHSs at the facility at any one time (sulfuric acid and lead in 2020) where calculations must include the addition of the quantities present of the EHS as a component in all mixtures and all other quantities of the EHS.

Viol. Classification: Minor
Citation: 30 TAC Chapter 325, SubChapter A 325.3(a)

Description: Failed to submit accurate reports. Specifically, 2020 forms listed components; however the EHS box was not checked nor the amounts of each component was not listed.

Viol. Classification: Minor
Citation: 5B THSC Chapter 370, SubChapter B 370.003

Description: Failed to accurately submit reports. Specifically, 621.03 lbs of chlorine listed in air emissions spreadsheet , but not reported on Form R, the total for benzene on the 2020 TRI report was inaccurate, and the 2019 energy recovery on-site and quantity recycled on-site were reported exactly the same as the previous year.

Viol. Classification: Moderate
Citation: 40 CFR Chapter 279, SubChapter I, PT 279, SubPT C 279.24(b)
30 TAC Chapter 324, SubChapter A 324.11

Description: Failed to ensure used oil is transported by a registered transporter. Specifically, used oil is transported to

the CFB used oil tank in quantities greater than 55-gallons periodically.

Viol. Classification: Minor
Citation: 30 TAC Chapter 335, SubChapter C 335.69(a)(2)
30 TAC Chapter 335, SubChapter C 335.69(a)(3)

Description: Failed to label with a hazardous waste label with the accumulation start date and maintain the condition of a container. Specifically, the 90-day storage cabinet in the 042 tech lab area contained a small, extremely corroded container of methanol that was not labeled with a hazardous waste label nor marker with an accumulation start date.

Notice of Intent Date: 06/23/2023 (1912235)
No DOV Associated

Notice of Intent Date: 07/24/2023 (1918992)
No DOV Associated

Notice of Intent Date: 11/07/2024 (2055754)
Disclosure Date: 03/15/2025
Viol. Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC 24

Description: Failed to perform cooling tower Inspections of Emission Point Numbers (EPNs) CT-1 through CT-6, Train 1 Cells A-F (also called Cells 1-6), on an annual frequency. [CFB]. While the violations were conducted January 2023 and then October 2024, so not every 12 months as interpreted by EPA at least once.
Viol. Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC 20C

Description: Failed to calculate the hourly CO emission rate using the flowrate measured during the latest stack test. [EG2]
Viol. Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC 11B, 13A

Description: Failed to include past consecutive 12-month rolling emissions in the storage tank and loading calculations presented during the on-site audit. [EG2]
Viol. Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT GC 7

OP GTC

Description: Failed to make available records to demonstrate compliance with the NSR Permit conditions (GC 7, 8, 14, SC 1, 7D, 10, 15, 17, 19, 21); GHG Permit conditions, and FOP O4286 conditions (GC and STC 2G, 73, 7, 8, 9, 12). [LDPE]
Viol. Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC 17A

Description: Failed to calculate hourly emissions from the cooling tower.
Viol. Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC 19A

Description: Failed to present records showing compliance with the 155 lb VOC/MM pounds of product limit.
Viol. Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC 24A, B

Description: Failed to use an accurate concentration tool. Specifically, FPC (PE3) used a concentration tool which showed a value of 10 ppm for all post-extruder measurements and 5 ppm for all product loading measurements. Some post extruder measurements exceeded 10 ppm, but the calculation tool listed 10 ppm for all dates.
Viol. Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC 24A,

Description: Failed to present evidence for records of a 2022 inspection of EPN PE3-01. [PE3]
Viol. Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC 24E

Description: Failed to present evidence of records of physical inspections of cyclones. [PE3]
Viol. Classification: Moderate
Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC 18A

Description: Failed to perform the inspection of drift eliminators at least annually in the 2022-2023 timeframe. [PE3]
Viol. Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC1

Description: Failed to prevent FPC (PE3) presenting rolling 12-month emissions calculations showing emission rates that exceeded permitted emission limits. The emissions were being reported as if both baghouses were receiving 100% flow to each as PE3-08A and PE3-08B run together each receiving 50% of the flow and there was not an exceedance of the MAERT associated with these EPNs.
Viol. Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC 18A

Description: Failed to calculate hourly VOC emissions from the cooling tower. [PE3]
Viol. Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC 20A, 22E

Description: Failed to present records showing compliance with the 20 lb. VOC/MM pounds of product limit. [PE3]
Viol. Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC 19E

Description: Failed to present evidence for performing monthly emissions calculations for cooling tower PP2-CT. [PP2]
Viol. Classification: Minor
Citation: 30 TAC Chapter 290, SubChapter F 290.110(b)(4)
30 TAC Chapter 290, SubChapter D 290.42(b)(1)

Description: Failed to wait three minutes after adding/mixing the total chlorine reagent powder pillow to the sample to measure the sample using the HACH DR300. [H&S]
Viol. Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter D 290.46(s)(2)(C)
30 TAC Chapter 290, SubChapter D 290.46(s)(2)(C)(i)
30 TAC Chapter 290, SubChapter D 290.46(s)(2)(C)(iii)

Description: Failed to perform a check for the accuracy verification of the chemical disinfectant residual analyzer using the correct criteria (i.e., to determine if the measured result was within 15% of the expected value). [H&S]
Viol. Classification: Minor
Citation: 40 CFR Chapter 262, SubChapter I, PT 262, SubPT A 262.17(a)(5)(i)(B)

Description: Failed to properly label hazardous waste drums. Specifically, FPC (ENV) was observed to have nearly 50 drums in the hazardous waste 90-day drum storage areas (020) of which ten were not labeled with an indication of the hazards of the contents of the drum. Two of the drums observed in the 90-day storage area for the SPVC lab (050) were not labeled with an indication of the hazards of the contents of the drum.
Viol. Classification: Minor
Citation: 40 CFR Chapter 262, SubChapter I, PT 262, SubPT D 262.42(a)(2)

Description: Failed to produce evidence of a submitted Exception Report for Manifest 016518571 for which FLE had an accepted by transporter date of 6/14/22, and a received by TSDF signature date of 10/7/22. [ENV]

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 FORMOSA PLASTICS CORPORATION, TEXAS RN100218973	**§**	**BEFORE THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY**

AGREED ORDER
DOCKET NO. 2025-1846-AIR-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 Formosa Plastics Corporation, Texas (the "Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 382 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 chemical manufacturing facility located at 201 Formosa Drive in Point Comfort, Calhoun County, Texas (the "Plant"). The Plant consists or consisted of one or more sources as defined in TEX. HEALTH & SAFETY CODE § 382.003(12).

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. 382 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 $13,125 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent paid $5,250 of the penalty and $2,625 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.

   Pursuant to TEX. WATER CODE § 7.067, $5,250 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 on September 23, 2025, the Respondent installed alarms on the DCS to alert for potential thermal expansion scenarios to prevent the reoccurrence of emissions events due to the same or similar causes as Incident No. 430102 at the Plant.

II. ALLEGATIONS

During a record review for the Plant conducted from October 27, 2025 through November 10, 2025 , an investigator documented that the Respondent failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c), and 122.143(4), New Source Review Permit Nos. 7699 and PSDTX226M7, Special Conditions No. 1, Federal Operating Permit No. O1954, General Terms and Conditions and Special Terms and Conditions No. 11, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent released 507.00 pounds of vinyl chloride monomer as fugitive emissions, during an emissions event (Incident No. 430102) that began on September 22, 2024 and lasted five minutes.

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: Formosa Plastics Corporation, Texas, Docket No. 2025-1846-AIR-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 $5,250 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 Plant 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.

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	Date
Kristie Mello-Jurack	07/27/2026
For the Executive Director	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.

Mike Rivet Digitally signed by Mike Rivet Date: 2026.05.21 14:37:15 -05'00'	
Signature	Date
Mike Rivet	Assistant Vice President / General Manager
Name (Printed or typed) Authorized Representative of Formosa Plastics Corporation, Texas	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.

Attachment A

Docket Number: 2025-1846-AIR-E

SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent:	Formosa Plastics Corporation, Texas
Penalty Amount:	$10,500
SEP Offset Amount:	$5,250
Type of SEP:	Contribution to a Third-Party Pre-Approved SEP
Third-Party Administrator:	American Energy Institute
Project Name:	*High Emission Vehicle Replacement Project*
Total Project Budget:	$8,178,242
Location of SEP:	Statewide

The Texas Commission on Environmental Quality ("TCEQ") agrees to offset a portion of the administrative Penalty Amount assessed in this Agreed Order for 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 compliance with the terms of this Attachment A.

1. **Project Description**

A. Project

Respondent shall contribute the SEP Offset Amount to the American Energy Institute, as a Third-Party Administrator, for its *High-Emission Vehicle Replacement* project (the "Project"). The Project is to replace older eligible diesel-fueled vehicles with newer alternative-fueled vehicles that emit fewer air contaminants and reduce emissions. Third-Party Administrator shall use the SEP Offset Amount to perform the Project. 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 Third-Party Administrator and TCEQ.

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

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

B. Environmental Benefit

This SEP will benefit air quality in the region by reducing harmful exhaust emissions from older diesel-fueled vehicles. Older engines emit larger amounts of nitrogen oxides (NO_x) and particulate matter (PM), as well as other harmful pollutants such as volatile organic compounds (VOCs) and carbon monoxide (CO). These pollutants contribute to the formation of ozone and may cause or exacerbate a number of respiratory diseases, including asthma, especially in children. The Project will reduce CO, NO_x, PM, and VOC emissions by replacing model year 2009 or earlier diesel vehicles with new, lower-emission vehicles.

C. Minimum Expenditure

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, Respondent must contribute the SEP Offset Amount to Third-Party Administrator. Respondent shall make the contribution payable to **American Energy Institute**, and mail it with a copy of the Agreed Order to:

American Energy Institute SEP
Attention: Heather Ball
2315 Newfield Lane
Austin, Texas 78703

3. Records and Reporting

Together with the payment of the SEP Offset Amount, Respondent shall provide the Enforcement SEP Coordinator with proof of payment and transmittal letter indicating full payment of the SEP Offset Amount to Third-Party Administrator. Respondent shall mail or email a copy of the proof of payment and transmittal letter to:

Texas Commission on Environmental Quality
Enforcement Division
Attention: SEP Coordinator, MC 219
P.O. Box 13087
Austin, Texas 78711-3087
SEPReports@tceq.texas.gov

4. Failure to Fully Perform

If 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 to TCEQ.

In the event the ED determines that Respondent failed to fully implement and complete the contribution to the Project, 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. After receiving notice of failure to complete the contribution to the SEP, Respondent shall include the docket number of the attached Agreed Order and a note that the enclosed payment is for the reimbursement of a SEP, shall make the check payable to "Texas Commission on Environmental Quality," and shall mail it to the SEP coordinator at the address provided above.

5. Publicity

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

6. Recognition

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 Respondent under any other Agreed Order negotiated with TCEQ or any other agency of the state or federal government.