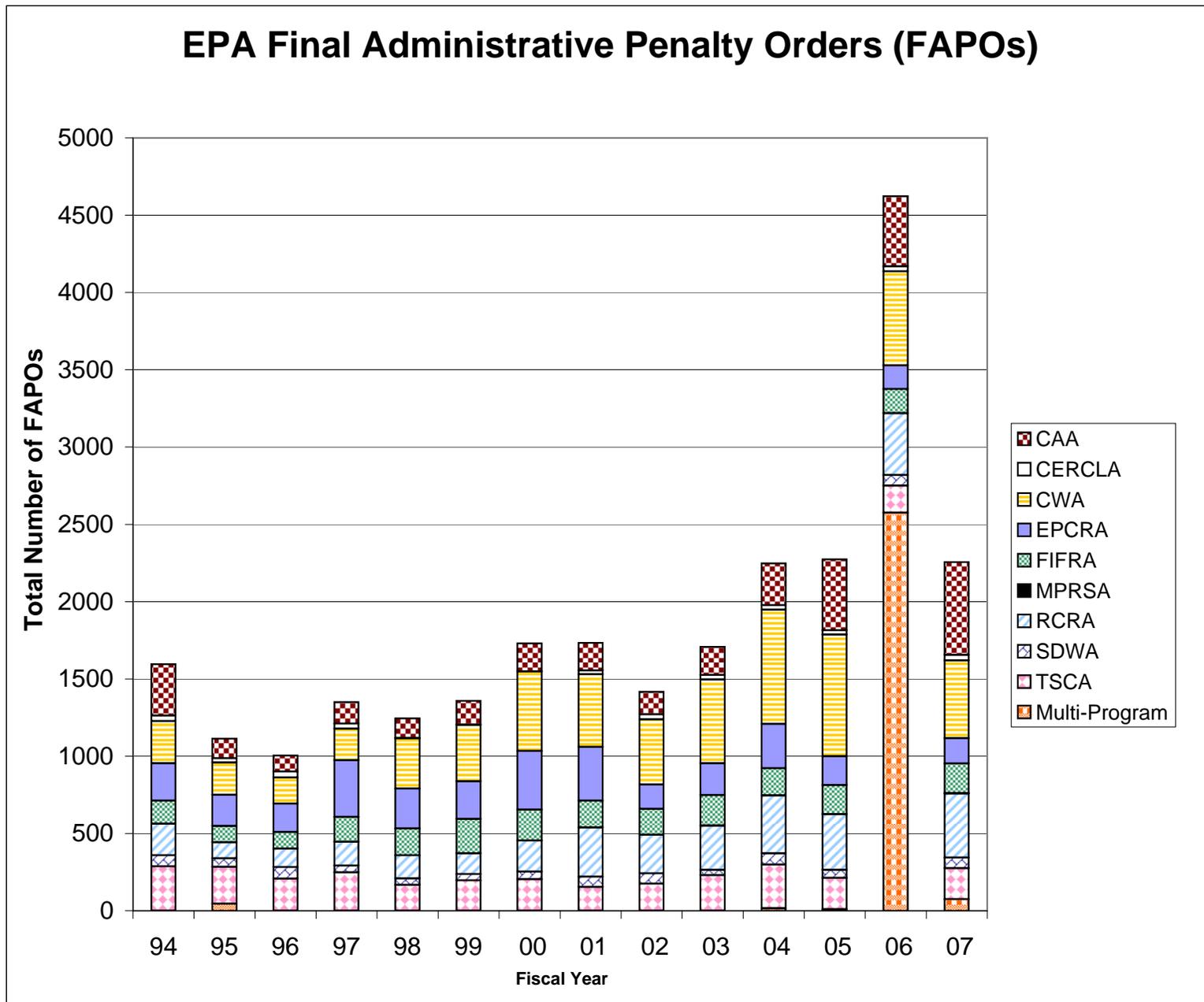




## National Enforcement Trends (NETs)





## National Enforcement Trends (NETs)

# FY 1994 - FY 2007 Final Administrative Penalty Orders

EPA Final Administrative Penalty Orders														
Fiscal Year (FY)														
Statute	94	95	96	97	98	99	00	01	02	03	04	05	06	07
CAA	334	127	103	139	127	154	182	179	147	181	271	459	455	600
CERCLA	35	28	39	33	3	1	0	25	32	29	29	27	32	37
CWA	272	210	169	205	324	365	515	471	421	542	739	788	609	503
EPCRA	242	201	184	366	259	244	379	346	158	207	288	186	152	163
FIFRA	150	105	107	161	173	223	200	174	167	197	175	188	156	192
MPRSA	NR	1	1	1	2	3								
RCRA	205	104	119	154	149	134	201	318	251	286	373	359	399	414
SDWA	70	55	76	44	43	40	48	67	66	34	74	53	68	68
TSCA	288	239	207	248	167	197	205	154	175	230	282	203	175	202
Multi-Program	NR	45	NR	16	9	2,576	74							
<b>Total</b>	<b>1,596</b>	<b>1,114</b>	<b>1,004</b>	<b>1,350</b>	<b>1,245</b>	<b>1,358</b>	<b>1,730</b>	<b>1,734</b>	<b>1,417</b>	<b>1,707</b>	<b>2,248</b>	<b>2,273</b>	<b>4,624</b>	<b>2,256</b>

NR - Not Reported

## National Enforcement Trends (NETs) Metadata

NETs Page D-8, 8b: FY 1994- FY 2007 Final Administrative Penalty Orders	
<b>Note 1</b>	Prior to FY 2003 expedited administrative penalty orders (APOs) (complaints and final orders) were referred to as “field citations” in the Resource Conservation and Recovery Act (RCRA) program. Beginning in FY 2003 the term field citations was superseded by the term “expedited” action and additional programs now have expedited enforcement actions. In addition to the RCRA UST program, expedited APOs are now a formal enforcement tool used by the following programs: Clean Air Act (CAA) 112r, Clean Water Act (CWA) Stormwater, CWA Spill Prevention Control and Countermeasure (SPCC), CWA Oil Spills, and RCRA 3008A (Subtitle C).
<b>Note 2</b>	Prior to FY 1999 RCRA UST field citations were counted separately from other APOs. Beginning in FY 1999 field citations/expedited APOs have been included in counts of APOs and, therefore, are included in this FAPO bar graph and table.
<b>Note 3</b>	Expedited actions account for a significant portion of the final administrative penalty orders (FAPOs) reported. Of the 2,273 FAPOs reported in FY 2005, 956 (42%) were expedited penalty order actions; of the 4,624 FAPOs reported in FY 2006, 866 (19%) were expedited penalty settlements; and of the 2,256 FAPOs in FY 2007, 814 (36%) were expedited penalty settlements.
<b>Note 4</b>	In FY 2004, EPA began capturing for FAPOs and civil judicial settlements the number of multi-program cases.
<b>Note 5</b>	The significant increase in final administrative penalty order (FAPO) numbers in FY 2006 is the result of a unique, one-time enforcement initiative involving animal feeding operations (AFOs) that resulted in over 2,568 administrative consent agreements and final orders (referred to as the AFO Air Compliance Agreements). Most of these cases were both initiated and resolved in FY 2006. Approximately 50% of the FY06 FAPOs were issued as part of this initiative. If these actions are subtracted from the total FAPO counts, the number of administrative penalty cases is about the same as in previous years.
<b>Note 6</b>	Prior to FY 1994, a count of FAPO's is not available.