

TCEQ State Innovations Grant Final Report

**Attachment 2: Memorandum of Agreement
Providing Incentives for Clean Texas**



**Small Business And Environmental Assistance
Division and
Office of Permitting, Remediation & Registration**

Expedited Permitting Incentive Agreement



The Small Business and Environmental Assistance Division (SBEA) and the Office of Permitting, Remediation & Registration (OPRR) share a commitment to recognize and reward environmental leadership in the protection of air, water, and land. To that end, EPA created the National Environmental Performance Track program and Texas created the Clean Texas Cleaner World program with the Texas Environmental Management System. SBEA and OPRR believe we can achieve more by working together than by pursuing our goals independently.

Therefore, consistent with the intent of the Memorandum of Agreement (MOA) signed by SBEA and OPRR on May 23, 2005, we commit to establish expedited (top of the stack) permitting for Clean Texas Cleaner World Lone Star Leaders and National Leaders with an approved EMS in place. Once facilities are admitted to the program(s), they will be considered for expedited permitting. This Memorandum of Agreement is requested by the EPP (Environmental Performance Partnership) so that members of Clean Texas Cleaner World and National Environmental Performance Track have a document that clearly defines the incentive granted and are able to present it when applying for permits.

In order for relevant SBEA and OPRR management and staff to take this designation into account in carrying out expedited permitting activities, SBEA and OPRR must ensure that relevant state agency personnel at all levels are informed of these designations as expeditiously as possible. The Deputy Director or Division Director are responsible for ensuring that this policy is implemented and appropriately incorporated into internal planning and accountability processes as well as other processes within the organization.

**OPRR- Office of Permitting &
Remediation & Registration**

Dan Eden
Deputy Director
Office of Permitting, Remediation &
Registration
Texas Commission on Environmental Quality

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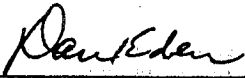
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**SBEA- Small Business and Environmental
Assistance Division**

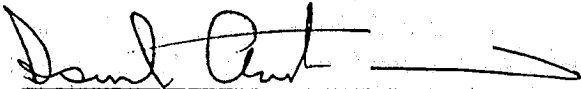
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This Incentive Agreement is entered into this 23rd day of May 2005, and remains in effect unless amended by mutual consent.



Dan Eden
Deputy Director
Office of Permitting, Remediation & Registration
Texas Commission on Environmental Quality



Israel Anderson
Director
Small Business and Environmental Assistance Division
Texas Commission on Environmental Quality

cc: **Richard Hyde**
Anne Rhyne
Wade Wheatley
L'Oreal Stepney
Mike Cowan
Matt Baker



**Small Business and Environmental
Assistance Division and
Office of Compliance and Enforcement**

**Reduced State Investigation Frequency
Incentive Agreement**



The Small Business and Environmental Assistance Division (SBEA) and the Office of Compliance and Enforcement (OCE) share a commitment to recognize and reward environmental leadership in the protection of air, water, and land. To that end, the U.S. Environmental Protection Agency created the National Environmental Performance Track program and Texas created the Clean Texas Cleaner World program with the Texas Environmental Management System (EMS) program. SBEA and OCE believe we can achieve more by working together than by pursuing our goals independently.

Therefore, consistent with the intent of the Memorandum of Agreement signed by SBEA and OCE on August 19, 2005, we commit to establish a reduced investigation frequency for regularly scheduled routine compliance investigations for Clean Texas Cleaner World Lone Star Leader and National Leaders with an approved EMS in place. Once facilities are admitted to the program(s), they will be considered for reduction in the frequency of regularly scheduled compliance investigations on a case-by-case basis. In order for relevant SBEA and OCE management and staff to take this designation into account in carrying out their investigation activities, SBEA and OCE (Field Operations Division) must ensure that relevant state and regional office agency personnel at all levels are informed of these designations as expeditiously as possible. The Deputy Director or the Division Director are responsible for ensuring that this policy is implemented and appropriately incorporated into internal planning and accountability processes as well as other processes within the organization.

**OCE- Office of Compliance and
Enforcement**

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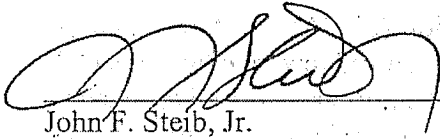
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**SBEA- Small Business and Environmental
Assistance Division**

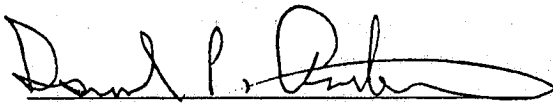
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This Incentive Agreement is entered into this 19th day of August, 2005, and remains in effect unless amended by mutual consent.



John F. Steib, Jr.
Deputy Director
Office of Compliance and Enforcement



Israel P. Anderson
Director
Small Business and Environmental Assistance Division

cc: Jennifer A. Sidnell
Tony Franco
John Sadlier
Steve Spaw