
LU_PENALTY_TYPE

English Name Penalty Type Owner **(Primary Key)**
Oracle Name OWNER
Description Indicates the agency that defines the penalty type.
Data Type and Length CHAR (2)
Allowed Values HQ Nationally defined and required
Defined Values HQ Nationally defined and required
Default Value

English Name Penalty Type **(Primary Key)**
Oracle Name PENALTY_TYPE
Description Code that indicates the type of penalty associated with the penalty amount.
Data Type and Length VARCHAR2 (3)
Allowed Values Any non-blank value not already defined
Defined Values

FMP	Final Monetary Penalty The amount of the total penalty in dollars that a site named in an enforcement action must pay directly to the responsible agency (for consent agreements with SEP, this amount does not include SEP credits).
FSC	Final SEP Cost The amount referenced in an enforcement action, at the issuance of the agreement, as the cost in dollars to the site of a supplemental environmental project. This amount is used as the basis to determine how much of the cost may be applied as a SEP Credit (SCR) to offset a portion of a penalty.
PMP	Proposed Monetary Penalty The amount of the total penalty in dollars proposed in an initial enforcement action.
SCR	SEP Credit The actual or estimated credit in dollars allowed by the agency for the completed SEP and applied towards the total final settlement amount. This is the dollar amount used as an offset to the actual penalty amount and usually represents only a portion of the actual cost (or Final SEP Cost) of the SEP.
USM	Up to the Statutory Maximum This penalty type is used to indicate the responsible agency is seeking up to the maximum penalty allowed by law in their enforcement action. Note: The penalty amount for penalty type USM can only be \$0 (zero).
ZAP	Zero Ability to Pay Used to track a final monetary penalty of zero to allow the recording of circumstances where the State or Region assessed a monetary penalty but later, through whatever means available, justified that the facility is unable to pay a penalty. Penalty type ZAP allows the tracking of this final assessed/settled penalty of \$0. Note: The penalty amount for penalty type ZAP can only be \$0 (zero) and implementers must enter an explanation as to why

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there was an inability to pay the penalty into the penalty Notes field. The Notes field for Penalty Type ZAP will be enforcement sensitive and will never be released to the public.

Default Value

Notes

Total Final Settlement is another type of penalty amount that is not included as a value under Penalty Type. The Total Final Settlement must be calculated by summing the amount of the Final Monetary Penalty (FMP) and the amount of the SEP Credit (SCR). For example, a settlement may require the site to send the responsible agency a check for \$80,000 and engage in one or more supplemental environmental projects for which the agency would allow \$20,000 in credit. The Total Final Settlement in this instance would be \$100,000 (\$80,000 from FMP + \$20,000 from SCR).

Enforcement Action / Penalty Type Cross-Reference

100 series (informal actions) / None

- These actions are informal enforcement actions. No penalties should be associated with this type of enforcement action series.

200 series (initial formal actions) and 300 series (final formal actions) / PMP, FMP, FSC, SCR, and ZAP

- These actions may involve penalties or no penalty at all. Since these series are used to track formal enforcement actions from initial filing through to issuance of a final order or agreement and payment of penalty, all penalty code descriptors can be used.

400 series (civil judicial referrals) / PMP and ZAP

- These actions may or may not involve recommendations for proposed penalties. If a proposed penalty is being included in the referral, it may be captured by using the Proposed Monetary Penalty (PMP). No other code may be associated with 400 series actions.

500 series (initial civil judicial actions) and 600 series (final civil judicial actions) / PMP, FMP, FSC, SCR, and ZAP

- These are the actions taken as a result of referrals made in the 400 series. For the 500 and 600 series, all penalty type codes may be used, as appropriate.

700 series (criminal actions) / FMP and ZAP

- These actions involve enforcement actions to address criminal activity. In criminal actions, program offices will not be aware of any penalties until a fine has been handed down after conviction of the vio

English Name

Penalty Type Usage

Oracle Name

USAGE

Description

Defines the intended use of the penalty type, based on three criteria:
 Nationally defined or Implementer defined code
 Nationally required (core) data
 Publicly releasable by HQ

Data Type and Length

CHAR (1)

Allowed Values

1 Nationally defined
 Nationally required
 Routinely released

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2 Nationally defined
 Nationally required
 Not routinely released

Default Value**Notes**

Usage types 1 and 2 apply only to HQ-owned codes.

English Name

Penalty Type Active Status

Oracle Name

ACTIVE_STATUS

Description

Indicates whether the penalty type is currently applicable.

Data Type and Length

CHAR (1)

Allowed Values

N No
 Y Yes

Default Value

Y

Notes

Inactive codes (ACTIVE_STATUS = "N") are retained in the lookup table for historical purposes.

English Name

Penalty Type Description

Oracle Name

PENALTY_DESC

Description

English description of the penalty type.

Data Type and Length

VARCHAR2 (80)

Allowed Values

Any non-blank value

Default Value**English Name**

User ID of Last Change

Oracle Name

USERID

Description

Records the user ID of the last person to change the data.

Data Type and Length

VARCHAR2 (6)

Allowed Values

Valid user ID

Default Value

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English Name	Date of Last Change
Oracle Name	LAST_CHANGE
Description	Records the date that the data was last changed.
Data Type and Length	DATE
Allowed Values	Valid date/time stamp
Default Value	Current date and time

English Name	Help Notes
Oracle Name	HELP_NOTES
Description	Additional information regarding the penalty type.
Data Type and Length	VARCHAR2 (240)
Allowed Values	Any value
Default Value	blank Not provided

*** End of Report ***