This appendix meets the requirements for fines and penalties analysis under Public Law 106-65 Department of Defense Authorization Act for FY 2000. The analysis is presented using data from FY 2001 and the six preceding fiscal years, where this full data set is available. Not all of the required data covers this time period and hence some of the analysis only covers FY 1997 through FY 2002.

This appendix includes an analysis of fines assessed and paid by D o D and the Components. The analysis of fines paid shows the amount paid

Appendix

in cash in current year dollars and the amounts invested in Supplemental Environmental Projects (SEPs) against the originally assessed fine. (Completion of SEPs in lieu of fines is typically more costly than cash payments.) A fine assessed in one fiscal year may not necessarily be paid until a later fiscal year (the amounts assessed and paid are shown in current year dollars). In addition, the analysis includes a breakdown of fines by statute and indicates the origin of the fines (i.e., Federal, state, or local regulatory authority).

# **DoD Component**

## Fines Assessed in Fiscal Year 2002

Amount Assessed

	EPA	
Army		\$ 451,037
Navy		\$ 167,585
Marine Corps		\$ -
Air Force		\$ -
DLA		\$ -
EPA Total		\$ 618,622

	STATE	
Army		\$ 1,255,725
Navy		\$ 21,300
Marine Corps		\$ 62,800
Air Force		\$ 64,225
DLA		\$ -
State Total		\$ 1,404,050

LOCAL	
Army	\$ -
Navy	\$ 26,650
Marine Corps	\$ 250
Air Force	\$ 1,000
DLA	\$ 1,890
Local Total	\$ 29,790

# **DoD Component**

## Fines Assessed in Fiscal Year 2002

Amount Assessed

### DoD COMPONENT TOTAL

Army	\$ 1,706,762
Navy	\$ 215,535
Marine Corps	\$ 63,050
Air Force	\$ 65,225
DLA	\$ 1,890
Grand Total	\$ 2,052,462

Army		Fines A	ssessed in Fisca	al Year 2002		
Installations by Federal, State, and Local	State	Authority	lssuing Agency	Date Assessed	_	Amount ssessed
		EPA				
Fort Dix	NJ	CAA	1	01/07/02	\$	1,300
Walter Reed Medical Center	DC	RCRA-I		03/05/02	\$	180,000
Johnston Atoll Chemical Agent Disposal System		RCRA-C	IX	03/08/02	\$	240,350
Fort Benning	GA	RCRA-I	IV	05/21/02	\$	250
Fort Bragg	NC	RCRA-I	IV	09/30/02	\$	29,137
EPA Subtotal					\$	451,037
		STATE				
Dugway Proving Ground	UT	RCRA	Utah	10/18/01	\$	44,845
Rocky Mountain Arsenal	CO	RCRA	Colorado	11/27/01	\$	23,380
Tooele Army Depot	UT	RCRA-C	Utah	12/31/01	\$	70,650
Twin Cities Army Ammunition Plant	MN	CWA	Minnesota	01/29/02	\$	1,000,000
Fort Bliss, Army and Air Force Exchange Service	ТΧ	CAA	Texas	02/05/02	\$	2,250
Picatinny Arsenal	NJ	CAA	New Jersey	02/19/02	\$	70,000
Kansas Army Ammunition Plant	KS	RCRA-C	Kansas	06/26/02	\$	10,000
Fort Dix	NJ	CAA	New Jersey	06/30/02	\$	2,600
Fort Carson	CO	CAA	Colorado	08/29/02	\$	10,000
Dugway Proving Ground	UT	CAA	Utah	09/26/02	\$	22,000
State Subtotal					\$	1,255,725

	LOCAL		
None			\$ -
Local Subtotal			\$ -

Army Total			\$ 1,706,762

Navy		Fines As	sessed in Fisca	l Year 2002	
Installations by Federal, State, and Local	State	Authority	lssuing Agency	Date Assessed	Amount ssessed
		EPA			
Public Works Center Guam	GU	RCRA	XI	1/7/2002	\$ 167,585
EPA Subtotal					\$ 167,585
		STATE			
Naval Exchange North Island	CA	CAA	CA	01/24/02	\$ 5,000
Naval Exchange Detachment Imperial Beach	CA	CAA	CA	03/06/02	\$ 1,850
Naval Exchange NAVSTA San Diego	CA	CAA	CA	03/29/02	\$ 350
Naval Exchange North Island	CA	CAA	CA	04/03/02	\$ 100
Naval Air Station Kingsville	TX	RCRA-I	ТХ	04/15/02	\$ 14,000
State Subtotal					\$ 21,300
		LOCAL			
Naval Air Station North Island	CA	CAA		12/11/01	\$ 150
LANTFLTWPNTRNFAC Roosevelt Roads	PR	CAA		01/02/02	\$ 2,500
LANTEL TWPNTRNEAC Roosevelt Roads	PR	САА		01/02/02	\$ 2,500

				Ŧ	
Local Subtotal				\$	26,650
Public Work Center Norfolk Det. Philadelphia	PA	CAA	08/27/02	\$	14,000
Primary Work Center San Diego	CA	CAA	02/28/02	\$	3,500
Naval Shipyard Norfolk	VA	CWA	02/21/02	\$	4,000
LANTFLTWPNTRNFAC Roosevelt Roads	PR	CAA	01/02/02	\$	2,500
LANTFLTWPNTRNFAC Roosevelt Roads	PR	CAA	01/02/02	\$	2,500
	0, (	0, 4 (	12/11/01	Ψ	100

	Navy Total					\$	215,535
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Marine Corps		Fines Ass	sessed in Fiscal	Year 2002	
Installations by Federal, State, and Local	State	Authority	lssuing Agency	Date Assessed	mount sessed
		EPA			
None					\$ -
EPA Subtotal					\$ -
		STATE			
Marine Corps Base Hawaii	HI	RCRA-C	HI DOH	03/11/02	\$ 62,800
State Subtotal					\$ 62,800
		LOCAL			
Marine Corps Recruit Depot San Diego	CA	CAA		07/16/02	\$ 250
Local Subtotal					\$ 250

	Marine Corps Total					\$	63,050
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Air Force		Fines Assessed in Fiscal Year 2002								
Installations by Federal,	State	Authority	lssuing	Date	Amount					
State, and Local	State	Authority	Agency	Assessed	Assessed					

	EPA		
None			\$
EPA Subtotal			\$.

		STATE			
301st Fighter Wing, Fort Worth Naval Air Station	TX	RCRA-C	Texas	10/11/01	\$ 1,250
Hill Air Force Base	UT	CAA	Utah	01/14/02	\$ 11,000
Kelly Air Force Base	ТΧ	CAA	Texas	01/30/02	\$ 13,000
Rickenbacker Air Force Base	ОН	RCRA-C	Ohio	07/30/02	\$ 38,975
State Subtotal					\$ 64,225

	Ļ	.OCAL		
Edwards Air Force Base	CA	CAA	01/07/02	\$ 1,000
Local Subtotal				\$ 1,000

Air Force Total \$ 65,225
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Defense Logistics Agency		Fines As	sessed in Fisca	l Year 2002		
Installations by Federal, State, and Local	State	Authority	lssuing Agency	Date Assessed		ount essed
	F	PA				
None					\$	-
EPA Subtotal					\$	-
	•					
	ST	ATE				
None					\$	-
State Subtotal					\$	-
		<b></b>				
	LO	CAL			-	
Defense Distribution Depot San Joaquin	CA	CAA		04/09/02	\$	1,830
Defense Distribution Depot San Joaquin	CA	CAA		09/13/02	\$	30
Defense Distribution Depot San Joaquin	CA	CAA		09/13/02	\$	30
Local Subtotal					\$	1,890

<b>U</b> LTTOUL	DLA Total					\$	1,890
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DoD Component		Fines Paid	d in Fi	scal Year 2002	
				Amount Paid	
	Amount Assessed	Cash		SEPs	Total
		EPA			
Army	\$ 417,362		,	\$ 124,583	
Navy	\$ 167,585		4,200	\$ 380,000	\$ 384,200
Marine Corps	\$-	\$	-	\$-	\$-
Air Force	\$ 134,167		9,981	\$ -	\$ 79,981
DLA	\$-	\$	-	\$-	\$-
EPA Total	\$ 719,114	\$ 14	3,676	\$ 504,583	\$ 648,259
		STATE			
Army	\$ 270,501	\$ 13	9,091	\$-	\$ 139,091
Navy	\$ 1,500	\$	1,500	\$ -	\$ 1,500
Marine Corps	\$-	\$	-	\$ -	\$-
Air Force	\$ 75,599	\$ 1	0,050	\$ 45,000	\$ 55,050
DLA	\$-	\$	-	\$-	\$-
State Total	\$ 347,600	\$ 15	0,641	\$ 45,000	\$ 195,641
		LOCAL			
Army	\$	\$	-	\$ -	\$-
Navy	\$-	\$	-	\$ -	\$-
Marine Corps	\$-	\$	-	\$ -	\$-
Air Force	\$-	\$	-	\$ -	\$-
DLA	\$-	\$	-	\$ -	\$-
Local Total	\$-	\$	-	\$-	\$ -

DoD Component			Fines Paid in Fi	scal	Year 2002						
	Amount Asse	acad			Amount Paid						
	Amount Asse	ssed	Cash		SEPs		Total				
DoD COMPONENT TOTALS											
Army	\$ 6	87,863 \$	198,586		124,583	\$	323,169				
Navy	\$ 1	69,085 \$	5,700	\$	380,000	\$	385,700				
Marine Corps	\$	- \$	-	\$	-	\$	-				
Air Force	\$ 2	209,766 \$	90,031	\$	45,000	\$	135,031				
DLA	\$	- \$	-	\$	-	\$	-				
Grand Total	\$ 1,06	6,714 \$	294,317	\$	549,583	\$	843,900				

Army				F	ine	s Paid in Fi	scal Year	20	02				
Installation by Federal,	State	Authority	Issuing	Date		Amount	Date			A	Mount Paid		
State, and Local	State	Authority	Agency	Assessed		Assessed	Resolved		Cash		SEPs		Total
				EF				1.					
Walter Reed Army Medical Center	DC	RCRA-I	III	03/05/02	\$	180,000	05/12/02	\$	36,195	\$	108,583	\$	144,778
Seneca Army Depot	NY	RCRA-I	II	09/28/01	\$	51,812	05/17/02	\$	22,000	\$	-	\$	22,000
Fort Shafter <sup>1</sup>	HI	CAA	IX	09/28/01	\$	184,250	06/04/02	\$	-	\$	16,000	\$	16,000
Fort Dix	NJ	CAA	II	02/07/02	\$	1,300	07/19/02	\$	1,300	\$	-	\$	1,300
EPA Subtotal					\$	417,362		\$	59,495	\$	124,583	\$	184,078
				07									
		1		ST/	AIE			•	07.500	•		•	07.500
	WI	RCRA-C	WI	08/15/00	\$	125,000	11/01/01	\$	27,500	\$	-	\$	27,500
Badger Army Ammunitions Plan <sup>2</sup>				00/07/04	•	10.000	44/07/04	\$	32,500	\$	-	\$	32,500
Camp Santiago	PR	RCRA-C	PR	08/27/01	\$	12,000	11/27/01	\$	9,600	\$	-	\$	9,600
Tooele Army Depot	UT	RCRA-C	UT	07/05/01	\$	26,720	12/06/01	\$	26,720	\$	-	\$	26,720
Picantinny Arsenal <sup>3</sup>	NJ	CAA	NJ	07/03/01	\$	67,500	12/18/01	\$	-	\$	-	\$	-
Kansas Army Ammunition Plant <sup>4</sup>	KS	RCRA-C	KS	06/26/02	\$	10,000	07/23/02	\$	10,000	\$	-	\$	10,000
Fort Bragg <sup>5</sup>	NC	CAA	NC	04/11/01	\$	17,711	01/04/02	\$	19,997	\$	-	\$	19,997
Red River Army Depot	ТΧ	RCRA-C	ТХ	02/07/00	\$	10,000	04/15/02	\$	10,000	\$	-	\$	10,000
Red River Army Depot	ТΧ	CAA	ΤX	02/07/02	\$	2,750	04/15/02	\$	2,750	\$	-	\$	2,750
Fort Bragg	NC	CAA	NC	02/09/99	\$	5,502	05/14/02	\$	6,292	\$	-	\$	6,292
Fort Bragg	NC	CAA	NC	02/03/00	\$	3,318	05/14/02	\$	3,732	\$	-	\$	3,732
State Subtotal					\$	280,501		\$	149,091	\$	-	\$	149,091
Nono				LOC	-			¢		¢		¢	
None Local Subtotal					\$ \$	-		\$ \$	-	\$ \$	-	\$ \$	-
Local Subtotal					Þ	-		Þ	-	¢	-	¢	-
Army Total					\$	697,863		\$	208,586	\$	124,583	\$	333,169

1 \$26,400 paid by contractor
<sup>2</sup> \$32,500 paid by contractor
<sup>3</sup> Resolved with no fine paid
<sup>4</sup> paid by contractor
<sup>5</sup> Case settled with payment of an Administrative Fee for NOV processing and permit modifications

Navy				Fine	es F	Paid in Fig	scal Year 2	00	2				
Installation by Federal,	State	Authority	Issuing	Date		Amount	Date			An	nount Paid		
State, and Local	State	Authority	Agency	Assessed	Α	ssessed	Resolved		Cash		SEPs		Total
				EPA									
Public Work Center Guam	GU	RCRA-C	IX	01/07/01	\$	167,585	01/16/02	\$	4,200	\$	380,000	\$	384,200
EPA Subtotal					\$	167,585		\$	4,200	\$	380,000	\$	384,200
				STATE									
Naval Inventory Control Point,				00/40/00	¢	4 500	40/40/0004	۴	4 500	¢		¢	4 500
Mechanicsburg	PA	RCRA-C	PA	08/16/99	\$	1,500	12/10/2001	\$	1,500	\$	-	\$	1,500
State Subtotal					\$	1,500		\$	1,500	\$	-	\$	1,500
-	-	-	-	-								-	
				LOCAL									
None					\$	-		\$	-	\$	-	\$	-

None			\$-	\$	-	\$-	\$	-
Local Subtotal			\$-	\$	-	\$-	\$	-
Navy Total			\$ 169.085	\$	5,700	\$ 380,000	\$ 3	85,700

Marine Corps	Fines Paid in Fiscal Year 2002											
Installation by Federal,	State	Authority	Issuing	Date	Amount	Date	Amount Paid					
State, and Local	Olale	Authority	Agency	Assessed	Assessed	Resolved	Cash		SEPs		Total	
				EPA								
None				EFA	\$-		\$	-	\$-	\$	-	
EPA Subtotal					\$-		\$	-	\$-	•	-	
				<u> </u>								
				STATE	ф.	1	<b></b>		<b></b>	<b></b>		
None State Subtotal					\$- \$-		\$ <b>\$</b>	-	\$- \$-	Ψ	-	
					Ŧ				T			
				LOCAL								
None					\$-		\$	-	\$-	\$	-	
Local Subtotal					\$-		\$	-	\$-	\$	-	
Marines Total					\$-		\$	-	\$ -	\$	-	

Air Force	Fines Paid in Fiscal Year 2002												
Installation by Federal,	State	Authority	Issuing	Date		Amount	Date			An	Amount Paid		
State, and Local	State	Authority	Agency	Assessed	A	ssessed	Resolved		Cash		SEPs	Total	
				EPA									
Eglin Air Force Base	FL	RCRA-C	IV	07/31/01	\$	111,509	11/08/01	\$	72,481	\$	-	\$	72,481
Arnold Air Force Base	TN	RCRA-C	IV	09/26/01	\$	22,658	06/21/02	\$	7,500	\$	-	\$	7,500
EPA Subtotal					\$	134,167		\$	79,981	\$	-	\$	79,981
				STAT	Έ								
Avon Park	FL	RCRA-C	FL	08/02/01	\$	4,349	11/02/01	\$	2,800	\$	-	\$	2,800
Robins Air Force Base	GA	SDWA	GA	06/01/01	\$	20,000	11/30/01	\$	-	\$	45,000	\$	45,000
301st Fighter Wing, Fort Worth	τv		TV	40/44/04	¢	4.050	40/40/04	¢	1 000				
Naval Air Station	ТХ	RCRA-C	ТΧ	10/11/01	\$	1,250	12/10/01	\$	1,000	\$	-	\$	1,000
Dover Air Force Base	DE	RCRA-C	DE	04/11/01	\$	50,000	05/23/02	\$	6,250	\$	-	\$	6,250

LOCAL											
None											
Local Subtotal					\$-		\$-	\$-	\$-		

\$

75,599

\$

10,050 \$

45,000

\$

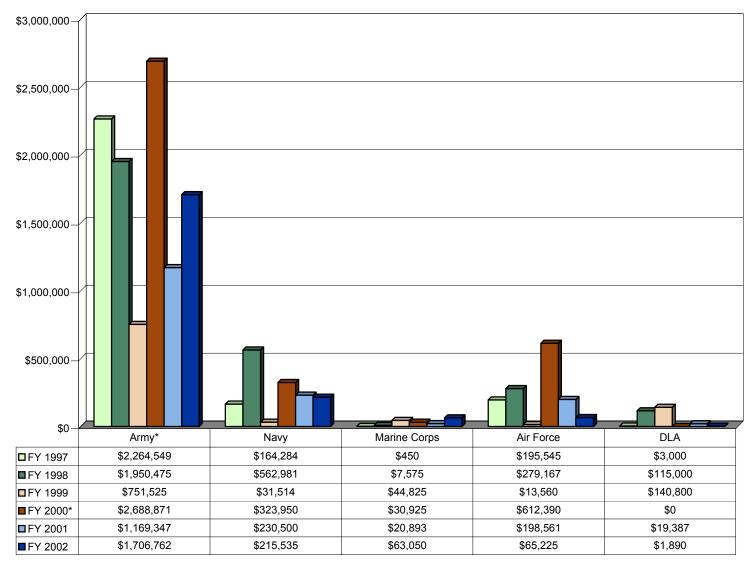
55,050

Air Force Total		\$ 209.766	\$	90.031	\$	45.000	\$	135.031
		φ 200,100	Ψ	00,001	Ψ	40,000	Ψ	100,001

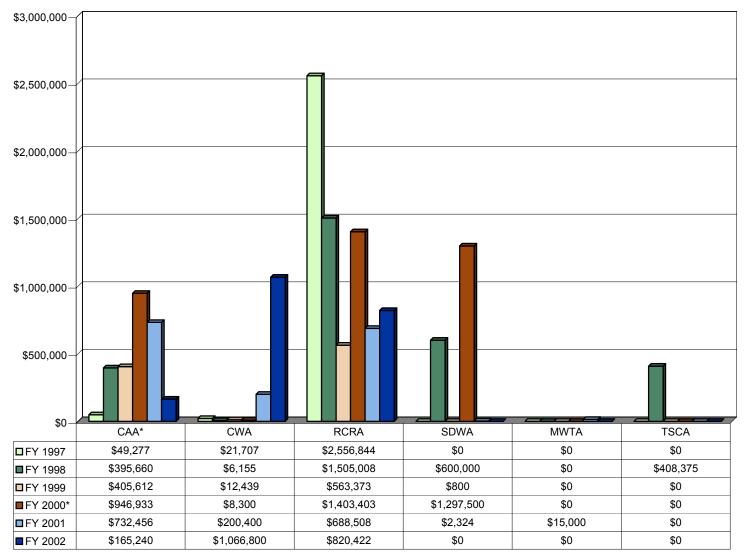
**State Subtotal** 

Defense Logistics Agency	Fines Paid in Fiscal Year 2002									
Installation by Federal,	State	Authority	Issuing	Date	Amount	Date		Amount Pai	d	
State and Local	State	Authority	Agency	Assessed	Assessed	Resolved	Cash	SEPs	Total	
			EF	ΣΔ						
None			E1		\$-		\$-	\$-	\$-	
EPA Subtotal					\$-		\$-	\$-	\$-	
			ST/	<b>ATE</b>						
None			517		\$-		\$-	\$-	\$-	
State Subtotal					\$-		\$-	\$-	\$-	
			LO	201						
None			LOC		\$-		\$-	\$-	\$-	
Local Subtotal					\$-		\$-	\$-	•	
					•					
DLA Total					\$-		\$-	\$-	\$-	

#### Figure 1 Fines Assessed DoD Component Totals FY 1997 to FY 2002



#### Figure 2 Fines Assessed by Statute DoD-Wide FY 1997 to FY 2002



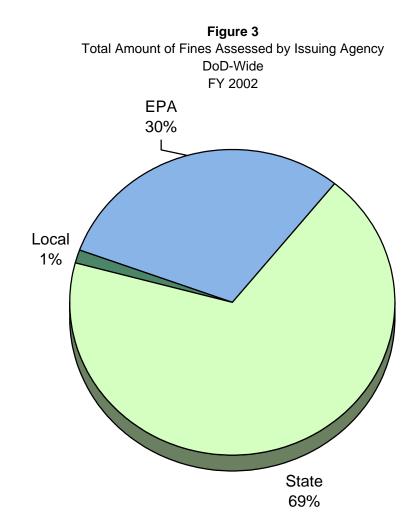


Figure 4 Number of Fines Assessed by Size DoD-Wide FY 1997 to FY 2002

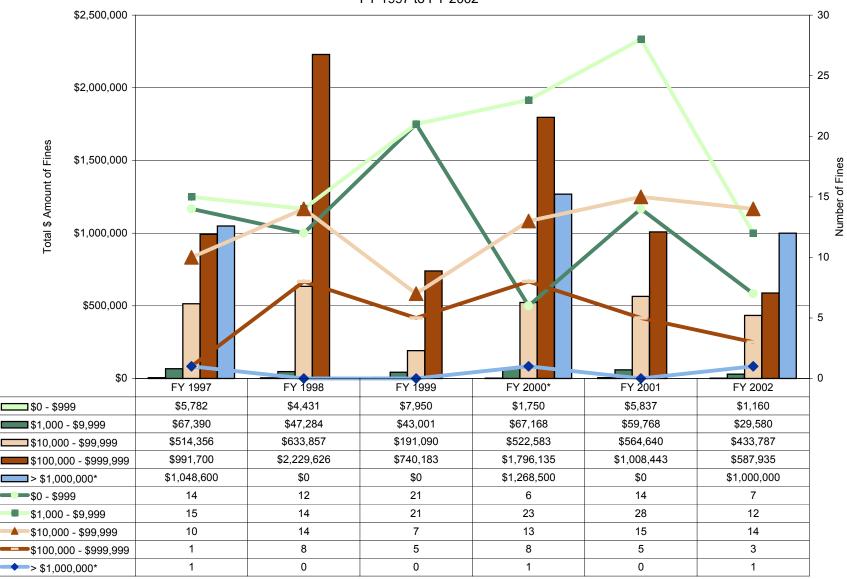


Figure 5 Fines Paid (Cash and SEPs\*\*) DoD Components FY 1997 to FY 2002

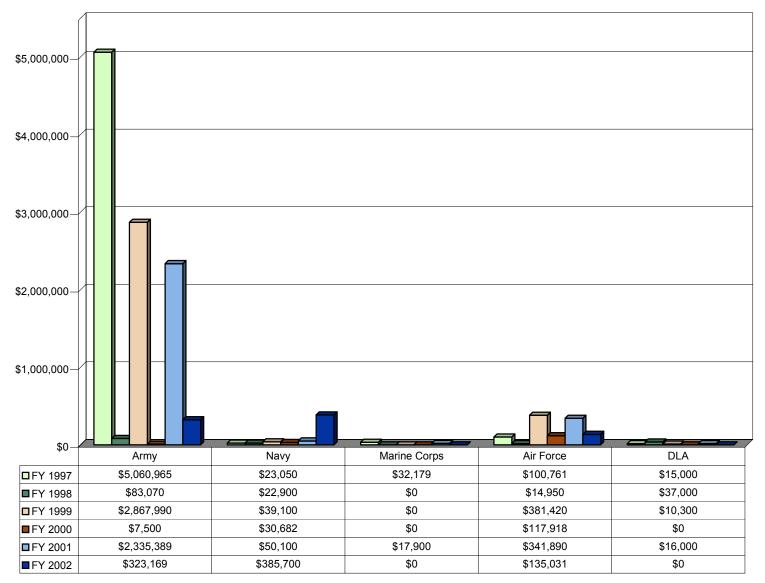
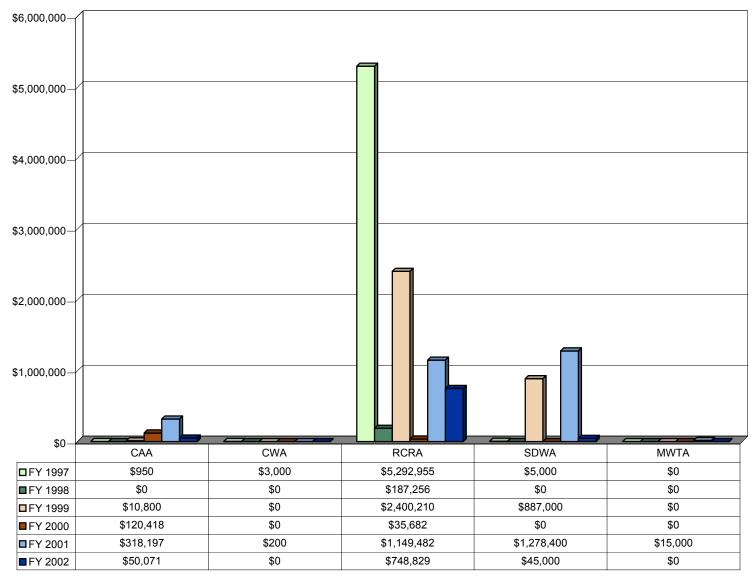
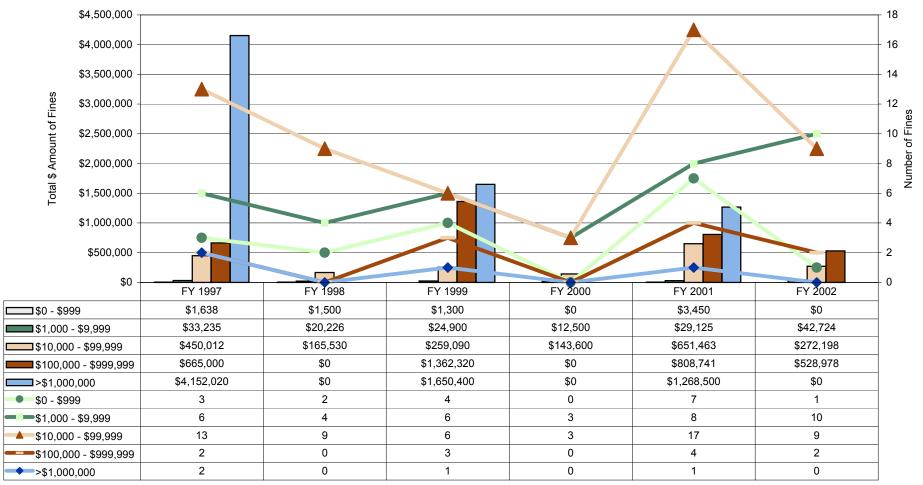


Figure 6 Fines Paid (Cash and SEPs\*\*) by Statute DoD-Wide FY 1997 to FY 2002



**Figure 7** Number of Fines Paid (Cash and SEPs\*\*) by Size DoD-Wide FY 1997 to FY 2002



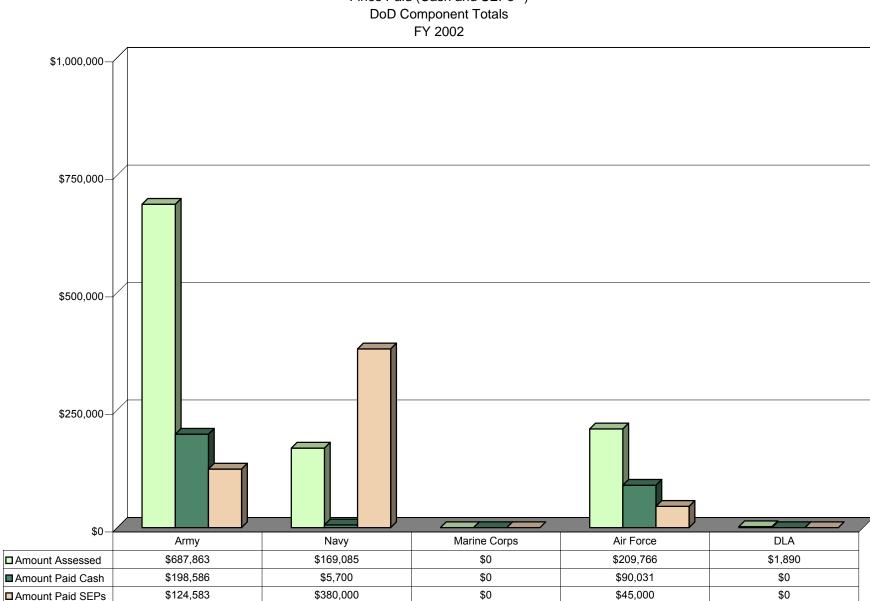


Figure 8 Fines Paid (Cash and SEPs\*\*)

Figure 9 Fines Assessed by Issuing Agency Army FY 1997 to FY 2002

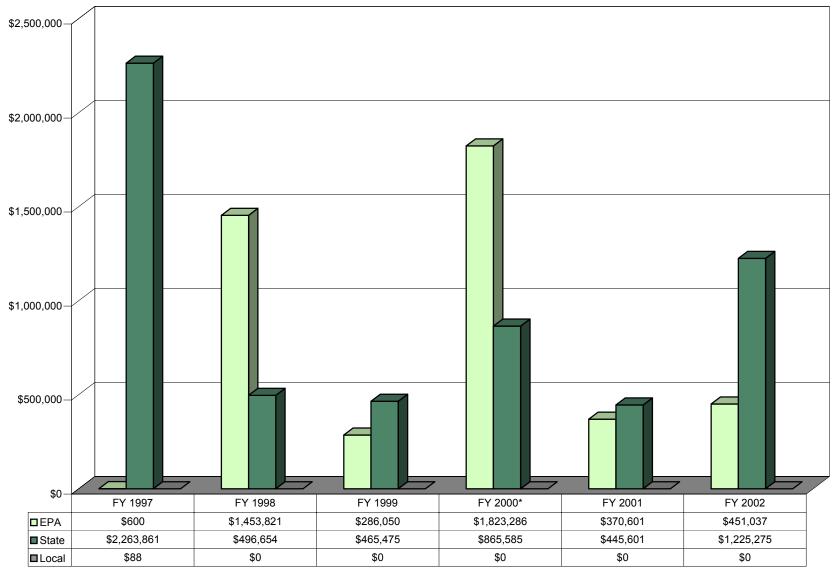


Figure 10 Fines Paid (Cash and SEPs\*\*) Army Clean Air Act FY 1997 to FY 2002

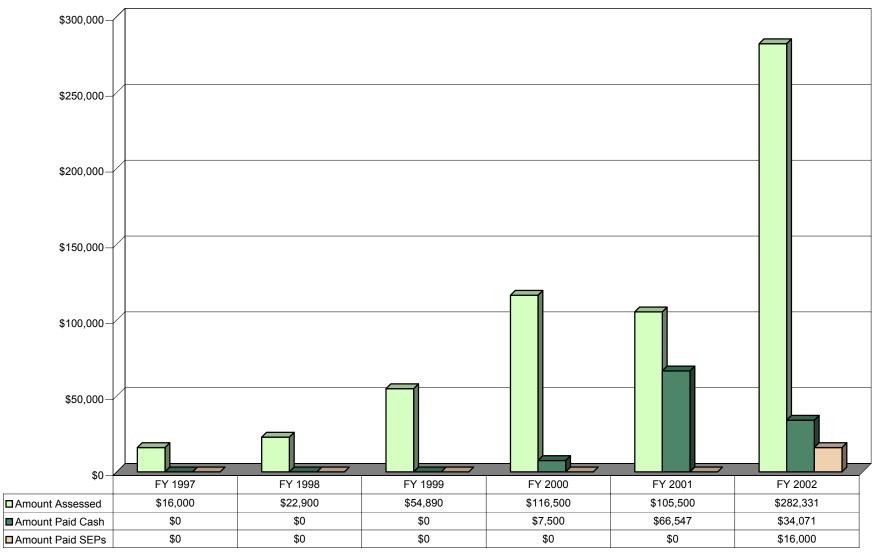


Figure 11 Fines Paid (Cash and SEPs\*\*) Army Clean Water Act FY 1997 to FY 2002

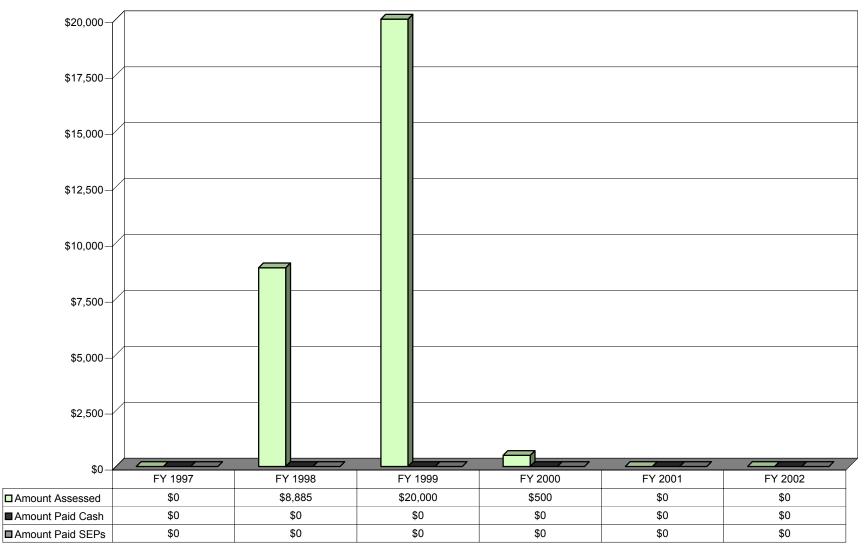
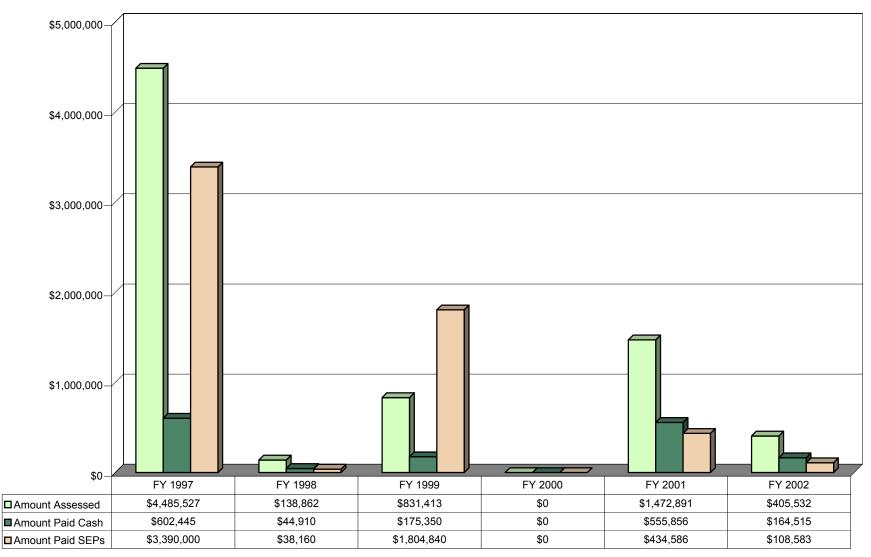


Figure 12 Fines Paid (Cash and SEPs\*\*) Army Resource Conservation and Recovery Act FY 1997 to FY 2002



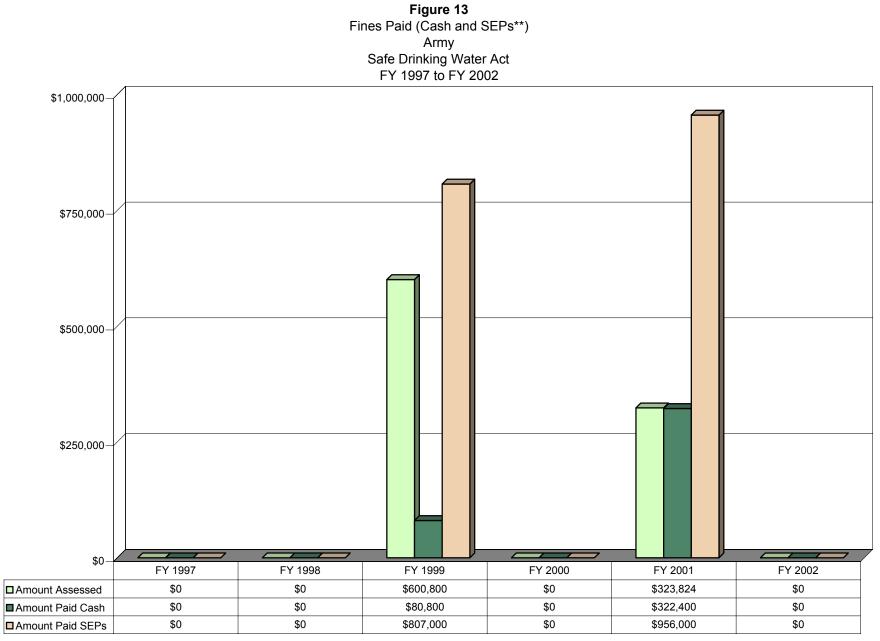


Figure 14 Fines Assessed by Issuing Agency Navy FY 1997 to FY 2002

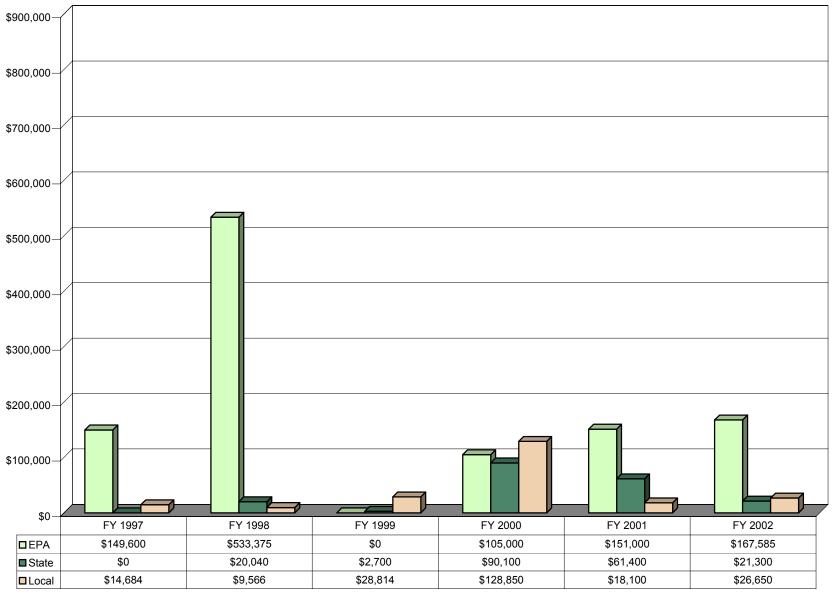


Figure 15 Fines Paid (Cash and SEPs\*\*) Navy Clean Air Act FY 1997 to FY 2002

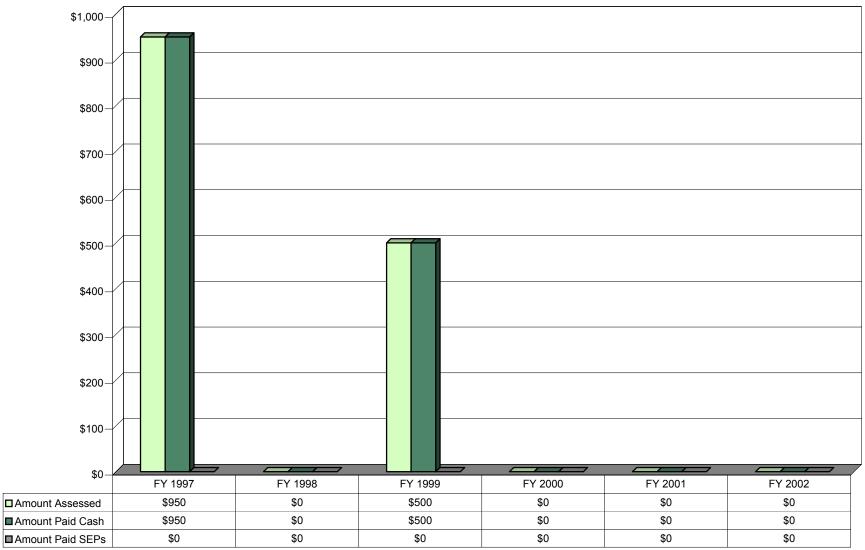


Figure 16 Fines Paid (Cash and SEPs\*\*) Navy Resource Conservation and Recovery Act FY 1997 to FY 2002

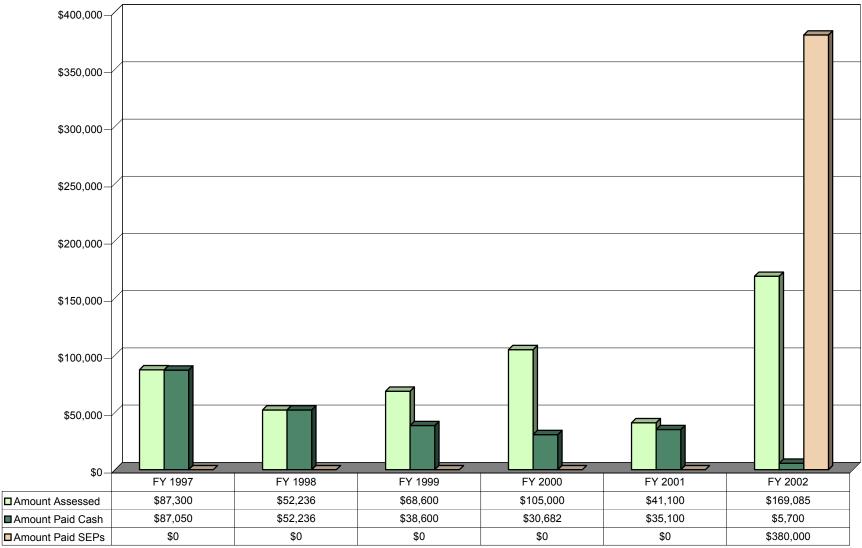
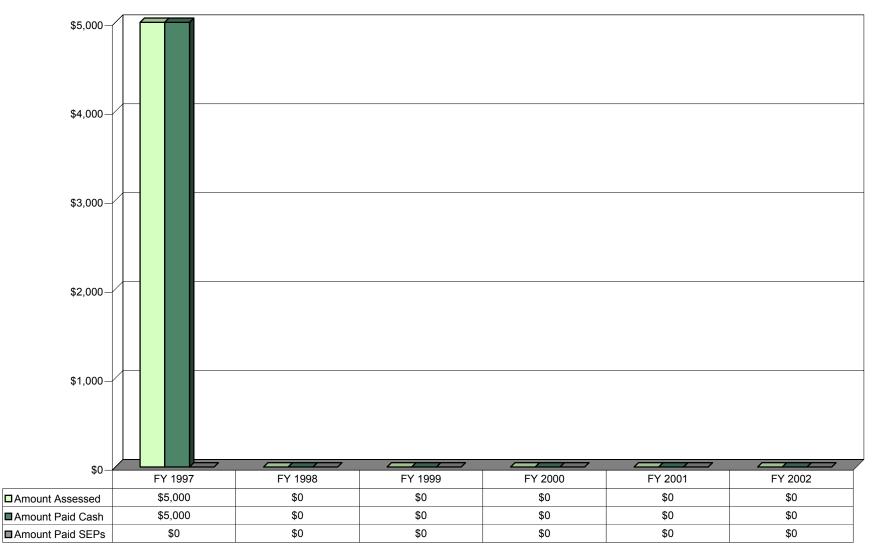
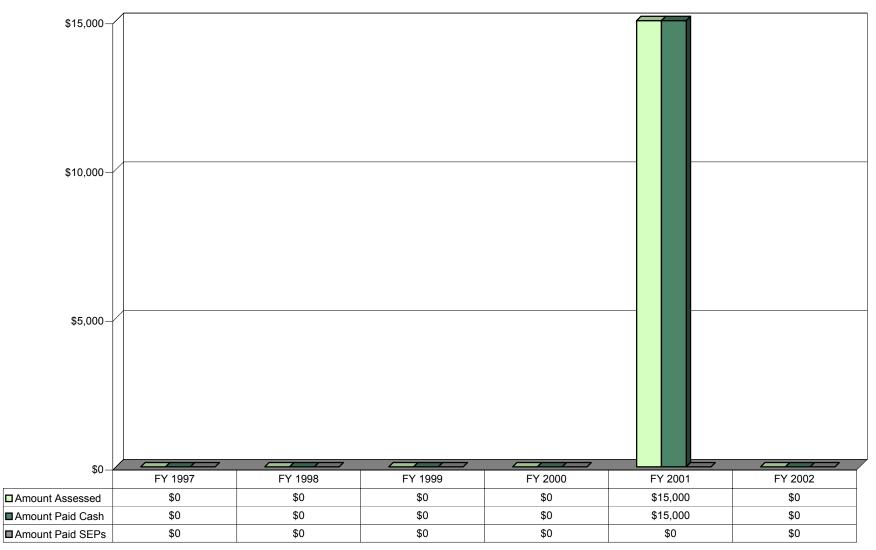


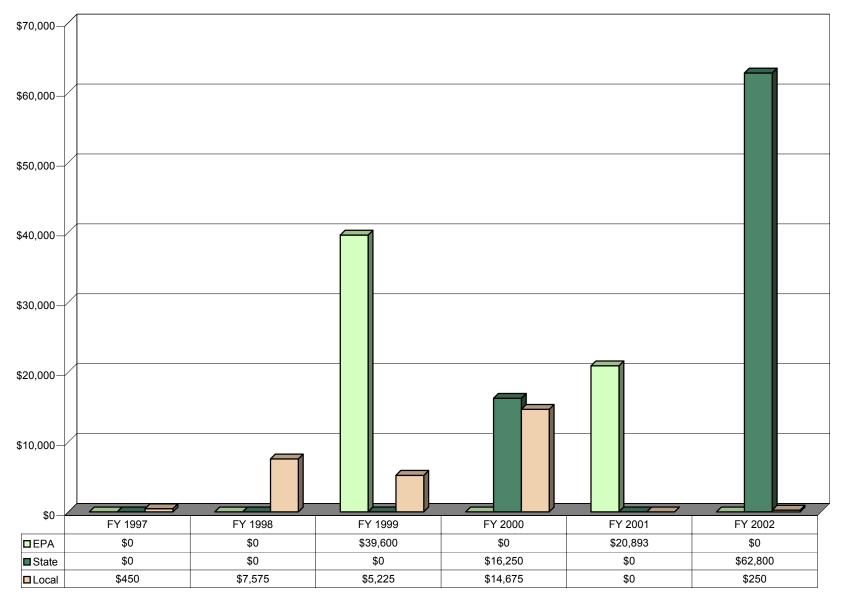
Figure 17 Fines Paid (Cash and SEPs\*\*) Navy Safe Drinking Water Act FY 1997 to FY 2002



#### Figure 18 Fines Paid (Cash and SEPs\*\*) Navy Medical Waste Tracking Act FY 1997 to FY 2002



#### Figure 19 Fines Assessed by Issuing Agency Marine Corps FY 1997 to FY 2002



#### Figure 20 Fines Paid (Cash and SEPs\*\*) Marine Corps Clean Air Act FY 1997 to FY 2002

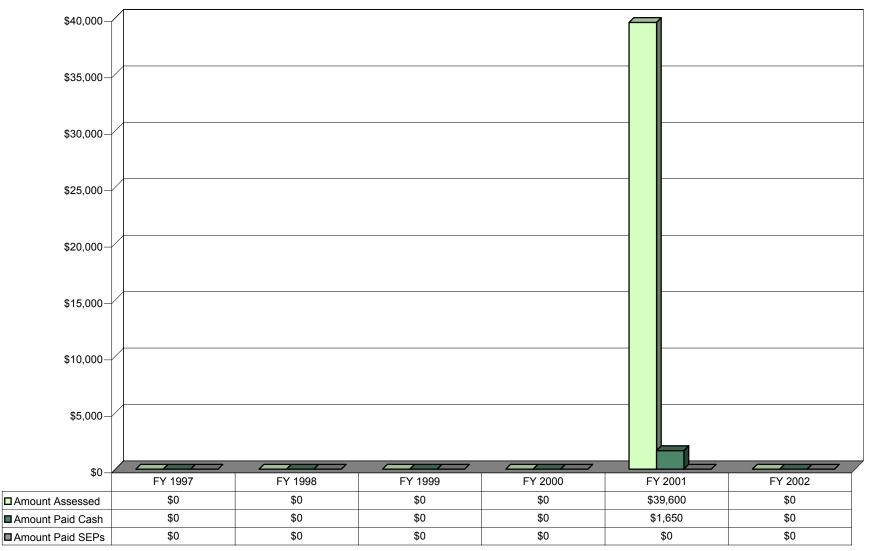


Figure 21 Fines Paid (Cash and SEPs\*\*) Marine Corps Resource Conservation and Recovery Act FY 1997 to FY 2002

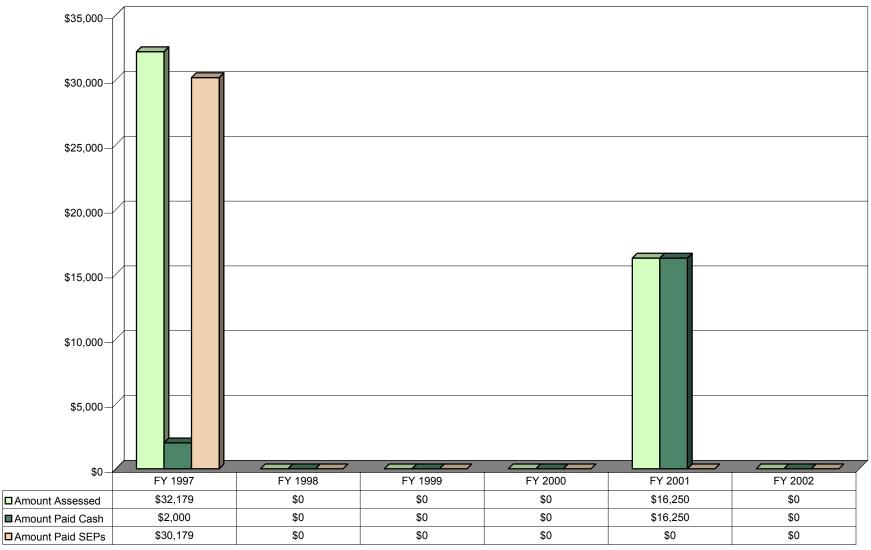
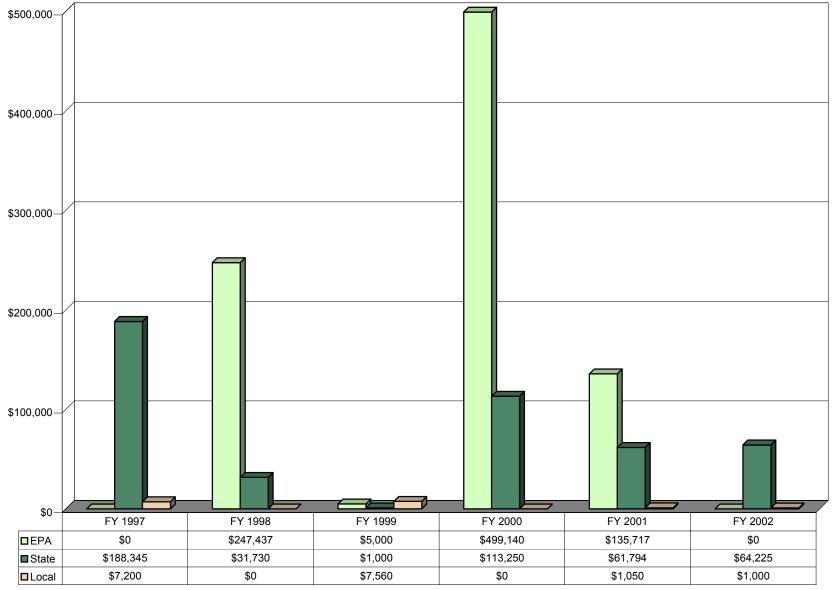
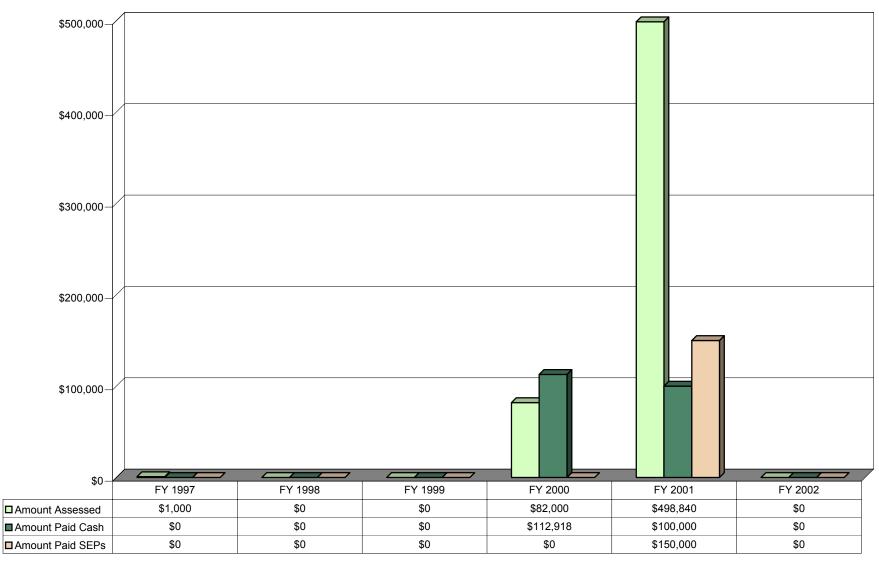


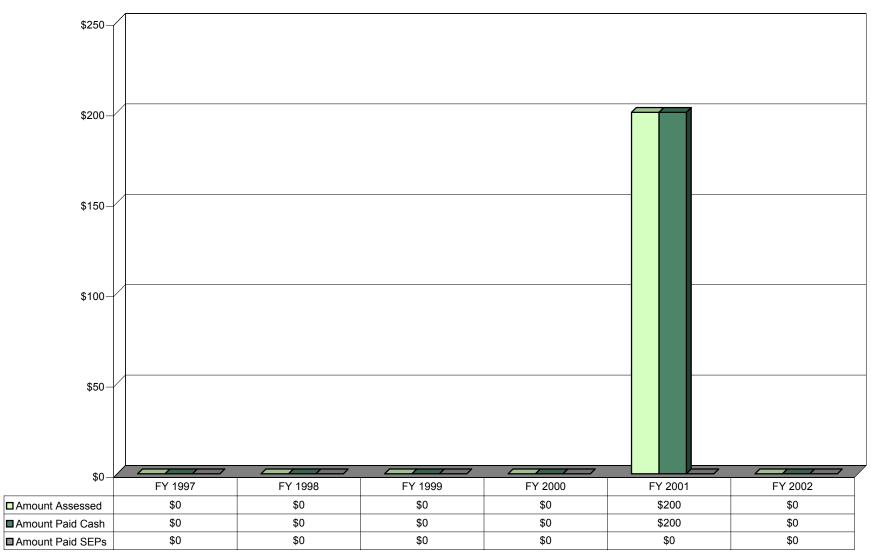
Figure 22 Fines Assessed by Issuing Agency Air Force FY 1997 to FY 2002



#### Figure 23 Fines Paid (Cash and SEPs\*\*) Air Force Clean Air Act FY 1997 to FY 2002



#### Figure 24 Fines Paid (Cash and SEPs\*\*) Air Force Clean Water Act FY 1997 to FY 2002



#### Figure 25 Fines Paid (Cash and SEPs\*\*) Air Force Safe Drinking Water Act FY 1997 to FY 2002

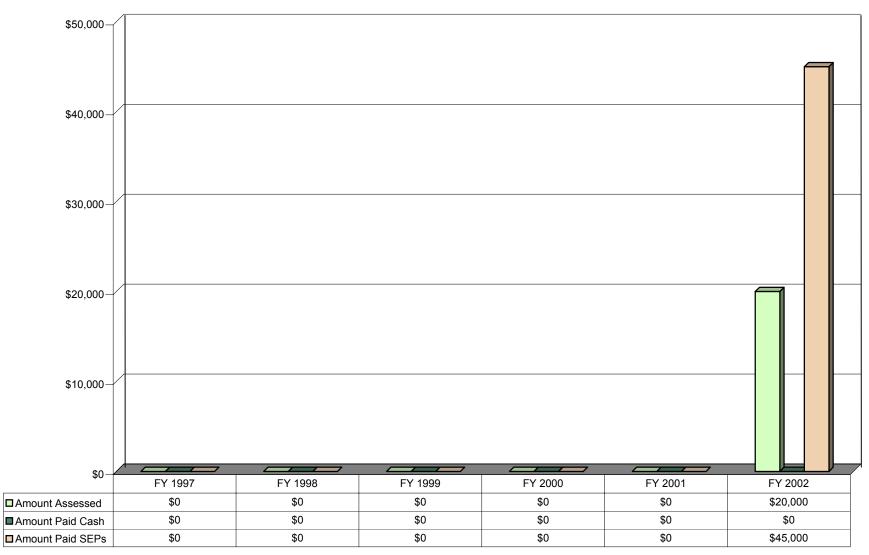


Figure 26 Fines Paid (Cash and SEPs\*\*) Air Force Resource Conservation and Recovery Act FY 1997 to FY 2002

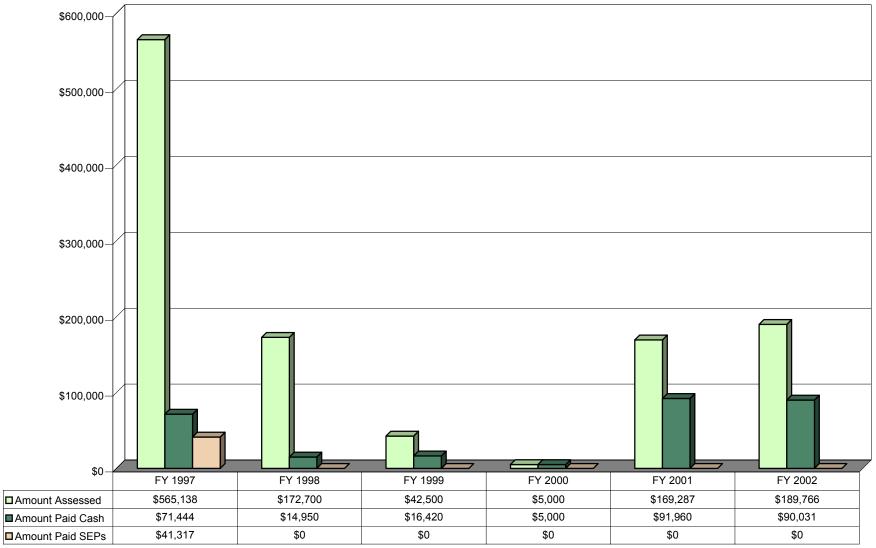


Figure 27 Fines Assessed by Issuing Agency Defense Logistics Agency FY 1997 to FY 2002

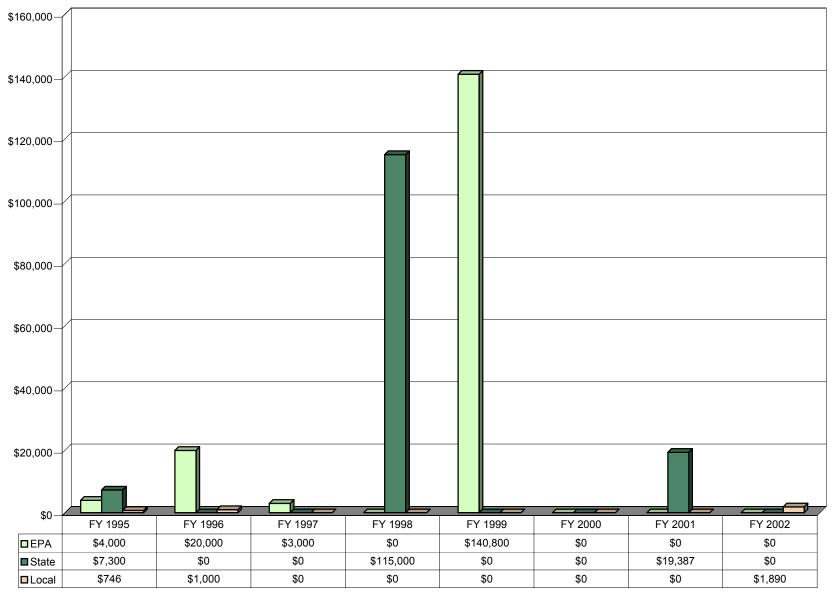


Figure 28 Fines Paid (Cash and SEPs\*\*) Defense Logistics Agency Clean Air Act FY 1997 to FY 2002

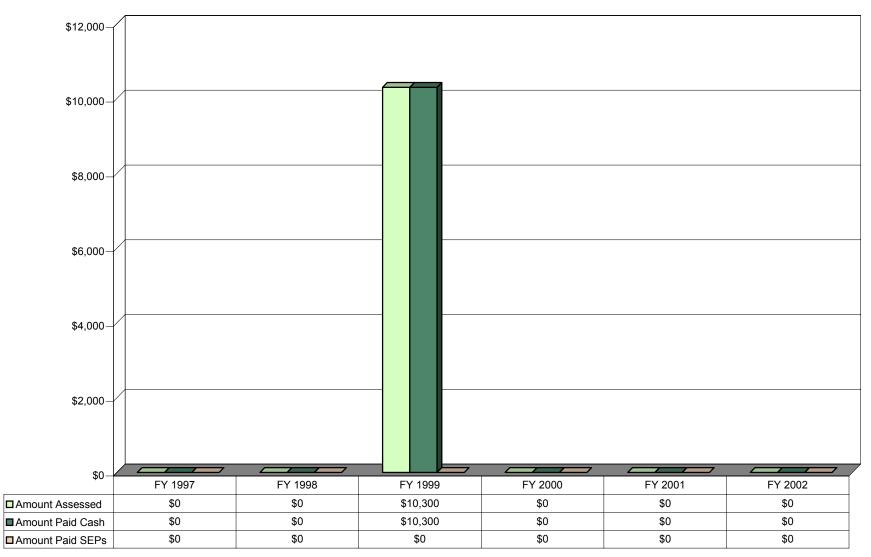


Figure 29 Fines Paid (Cash and SEPs\*\*) Defense Logistics Agency Clean Water Act FY 1997 to FY 2002

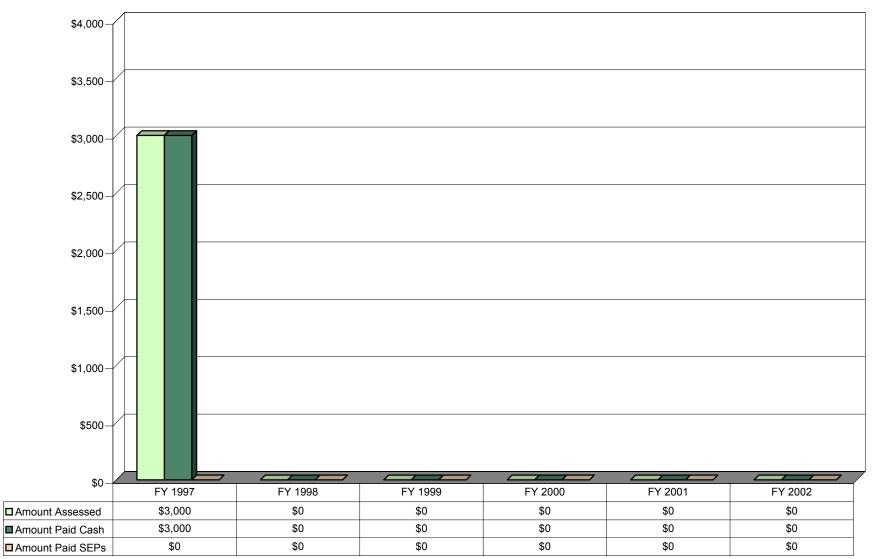


Figure 30 Fines Paid (Cash and SEPs\*\*) Defense Logistics Agency Resource Conservation and Recovery Act FY 1997 to FY 2002

