

MDEStat Meeting

August 2, 2010



Shari T. Wilson, Secretary

Sue Battle-McDonald, Stat Director

Table 1: CAFO/MAFO Activity, Updated 7/26/2010 (Continued)

	3/29/10	5/10/10	6/14/10	7/26/10
1. Number of CAFO NOIs received	518	524	526	529
2. Number of CAFO NOIs received that changed from CAFO to MAFO	83	98	102	104
3. Number of CAFO NOIs received that were subsequently withdrawn, if any	14	15	16	16
4. Number of CAFO NOIs received and still classified as CAFOs	421	411	408	409
5. Number of CAFO sites for which a Comprehensive Nutrient Management Plans (CNMP) has been received (total, including both those that have completed initial public review and those that have not)	72	91	107	121
6. Number of CAFO sites that have passed initial review, prior to public review	NR	8	9	15
7. Number of CAFO sites that have completed the public review process	0	0	0	9
8. Number of CAFO sites for which a compliance schedule has been received (initial deadline 1/4/10; followup deadline 3/12/10)	254	279	292	306

Table 1: CAFO/MAFO Activity, Updated 7/26/2010

	3/29/10	5/10/10	6/14/10	7/26/10
9. Number of CAFO sites with compliance schedules executed and in force	NR	99	166	243
10. Number of CAFO sites for which neither a CNMP nor a compliance schedule has been received*	95	60	61	33
11. Number of CAFO sites that have submitted both a CNMP AND a compliance schedule	NR	21	26	36
12. Number of CAFO sites for which neither a CNMP nor a compliance schedule has been received but have sent in the supplementary form or CNMP status form	NR	17	27	14
13. Number of CAFO sites that have not responded since original submittal of NOIs in February 2009*	NR	49	42 (8 of the 42 came in after 11/2009)	19 (of which 8 came in after 11/2009)

* Line 10 reflects those who have still not sent in their CNMP nor the compliance schedule, but does not include those who have sent in their supplementary information form or CNMP Status Form update or both. Line 12 includes those who have sent in one of these additional forms but not a CNMP nor a compliance schedule. Line 13 reflects those who have not responded to any of our mailings since their initial NOI submittal in February 2009.

Table 2: CAFO Inspection Tracking

A. Category	B. Total Number	C. Number Inspected to Date	D. Total Number of Violations Found (including minor ones)	E. Number of Significant Violations Found
1. Suspected CAFOs (farms that never sent NOIs but appear to be CAFOs based on “drive-by” or other information)	40	4	3	0
2. Farms that Sent NOIs but Have Subsequently Been Nonresponsive	35	19 (includes farms that used to be unresponsive but have subsequently been heard from)	14	0
3. Farms That Registered as CAFOs but Subsequently Withdrew	16	18	4	0
4. Farms on Compliance Schedules	169	13	6	0
5. Farms with CNMPs	121?	0	0	0
6. Totals	381	54	27	0
* Add'l Sites Inspected		12	0	0

*** Several CAFOs are composed of several separate farms. They count as one inspection of an AI, but several sites compose that one inspection or AI. Each site takes an effort equal to one inspection, so should be credited as such.

Table 3: LMA Use of ARRA Funds for LUST Cleanup

	3/26/10	5/10/10	7/26/10
Percent obligated	37%	38%	41%
Percent expended - target is 100% by 9/20/11*	13%	15%	20%
Number of sites	77	77	76
Number of sites identified for file review	NR	NR	64
Number of file reviews performed	37	37	35²
Number of draft file reviews submitted to MDE	NR	10	23
Number of final file reviews submitted to MDE	10	10	16
Number of UST closures excavations performed	2	3	4
Number of draft UST closures excavations reports received	NR	1	4
Number of final UST closures excavations received	1	1	3
Number of Cleanups completed	NR	NR	NR
Number of cases closed after cleanup work done at site	NR	0	
Total number of cases closed	NR	0	0

* Grant runs until 9/20/11; can be extended until 9/20/17 with EPA approval.

1. As of June 30, 2010

2. Correction to previously reported number

Table 4: LMA Enforcement Cases in OAG by Priority Level

Priority Category	12/14/09	1/26/10	3/1/10	3/29/10	5/10/10	7/26/10
5	Lead - 5	Lead - 1	Lead - 1 SWP-0 OCP - 3 HWP - 0	Lead -4 SWP - 0 OCP - 3 HWP - 0	Lead -3 SWP -0 OCP-3 HWP - 0	Lead-4 SWP-0 OCP-3 HWP-0
4	Data not requested.	Lead - 14 OCP - 3	Lead - 14 SWP-0 OCP - 7 HWP - 0	Lead - 22 SWP - 1 OCP - 9 HWP - 0	Lead - 26 SWP -2OCP-1 HPW - 0	Lead-29 SWP-4 OCP-1 HWP-0
3		Lead - 66 SWP - 7 OCP - 1	Lead - 66 SWP-7 OCP - 1 HWP - 0	Lead -107 SWP - 7 OCP - 1 HWP - 0	Lead-110 SWP - 7 OCP-6 HWP - 0	Lead-128 SWP-6 OCP-7 HWP-1
2		Lead - 39	Lead - 39 SWP-0 OCP - 1 HWP - 0	Lead- 79 SWP - 0 OCP - 0 HWP - 0	Lead -74 SWP - 1 OCP-4 HWP - 1	Lead-80 SWP-3 OCP-4 HWP-0
1		Lead - 48 SWP - 3 OCP - 3 HWP - 2	Lead - 48 SWP-3 OCP - 3 HWP - 2	Lead- 36 SWP - 3 OCP - 3 HWP - 2	Lead - 33 SWP - 3 OCP-4 HWP - 5	Lead-35 SWP-3 OCP-4 HWP-3
No Priority Level Designated*		Lead - 82*	Lead - 82* SWP - 0 OCP - 0 HWP - 0	Lead-0 SWP - 0 OCP - 2 HWP - 0	Lead - 0 SWP - 0 OCP-0 HWP - 0	Lead-0 SWP-0 OCP-0 HWP-11
Total	Lead - 112 SWP - 18 OCP - 11 HWP - 1 All - 142	Lead - 250 SWP - 10 OCP - 7 HWP - 2 All - 269	Lead - 250 SWP - 10 OCP - 15 HWP - 2 Total - 277	Lead -248 SWP - 11 OCP - 16 HWP - 2 Total -277	Lead-246 SWP - 13 OCP-18 HWP - 6 Total-283	Lead-276 SWP-16 OCP-19 HWP-15 Total-326

* Prioritization of LMA cases began 1/1/09. These cases are from before CY09

NOTE: Only Lead cases include those that are "legally resolved." All other programs include pending cases.

Table 5: Hazardous Waste Program Inspections

1. Inspection Type	2. Universe of Sites to be Inspected	3. Number of Sites HWP to Inspect per RCRA Grant Commitment During FFY10 (10/1/09 through 9/30/10)	4. Number of Sites Inspected FFY10 through July 26
Inspections of TSDs	21	Minimum 21	18
Inspections of non-bridge LQGs	375	Minimum 80	115
Inspections of bridges registered as LQGs	187	Minimum 5 (depending on whether active CHS generation; in communication with SHA)	6 (includes 1 audit of Francis Scott Key Bridge)
Inspections of CESQGs	4,736	Minimum 5	8
Inspections of SQGs	4,956	Minimum 60	43
Inspections of non-notifiers (NNs)	Unknown	Unknown	1
Totals	10,333	171	191

Table 6: Backlogged Lead Renewal Registration

	5/15	6/14	7/1	7/26
Number of Forms Left to Process	23,000	18,125	15,277	7,123

Table 7: Addressing Unregistered Pre-1950 Residential Rental Properties

Task	Original/Updated Target Completion Date	Previous Status	7/26 Status
Use information from City to reduce target universe of pre-1950 rentals.	Orig 4/30/10 Now 6/30/10	Obtained the number of vacant units. Requested a listing of the 16,594 units. Will use data to identify Baltimore City unregistered units. Will do remainder of State next. Working on targeted zip codes in City; targeting based on EBL data.	Received the listing of vacant housing from Baltimore City. Working on targeted zip codes in City; targeting based on EBL data.
Compare Lead Rental Registry and SDAT Registry and send letters to unmatched addresses.	Orig 6/15/10 Now 8/1/10	Not yet underway.	Not yet underway.
Review responses to letter to determine number of units still unregistered.	Orig 8/1/10 Now 9/1/10	Not yet underway.	Not yet underway.

Table 8: Manufactures Required to Submit Ecycling Registrations

	6/14/10	7/26/10
Number of electronics manufacturers required to register	228	224
Number of electronics manufacturers currently registered and in good standing	47	62
Number of electronics manufacturers required to register but not currently registered	181	162

Note: TSOP continuously investigates whether manufacturers are required to register under the law. Reduction in the number of manufacturers required to register is a result of the Program contacting the manufacturers for additional information or revising the original determination that a manufacturer must register.

Table 9: LMA Vacancies of Concern *(Continued)*

PIN	Vacancy Date	Reason(s) for Delay, Current Status, and EDC for Next Step
Positions Vacant Over Four Months		
015853 Environmental Specialist I	2/1/2010	<p>6/7/2010 - Announcement posted. Closes 6/21/2010.</p> <p>6/15/2010 – Interview questions provided to OHR.</p> <p>6/17/2010 – Interview questions submitted to OFP</p> <p>6/22/2010 – Interview questions approved by OFP</p> <p>7/15/2010 - Screening criteria resubmitted to Recruitment Unit since original screening criteria wasn't narrowing the pool down.</p> <p>7/19/2010 - Email sent to Recruitment Unit asking if they've approved additional screening criteria. Email received from Recruitment Unit stating they were sending screening criteria to OFP. OFP approved</p> <p>7/21/2010 – Interview packet provided to hiring manager to begin to schedule interviews</p>

Table 9: LMA Vacancies of Concern *(Continued)*

PIN	Vacancy Date	Last Name of Prior Incumbent	Reason(s) for Delay, Current Status, and EDC for Next Step
Positions Vacant Over Four Months			
019732 Nursing Prog/Consultant Admin III	9/30/08	Seligson	<p>11/21/2008 - Reclass request sent to OHR requesting an EPM I instead of the current classification of Nursing Program Consultant / Admin III</p> <p>12/2/2008 - PRF forwarded to ASA Director</p> <p>12/5/2008 - Executive staff approved PRF</p> <p>2/1/2009 - OHR Class unit class confirmed position. Will recruit as a Nursing Program Consultant / Admin III</p> <p>2/13/2009 - Exception request forwarded for MDE Office of Budget</p> <p>2/17/2009 - DBM approved hiring exception</p> <p>3/3/2009 - Recruitment letters mailed with closing date of 3/18/2009. Interview questions forwarded to OFP</p> <p>3/6/2009 - Interview questions approved by OFP</p> <p>3/27/2009 - Applications forwarded to hiring manager to begin to schedule interviews</p> <p>4/7/2009 - Letters sent to applicants notifying them that recruitment for this position is not taking place. Position put on hold for budgetary reasons.</p> <p>12/29/2009 - Admin wants to use PIN for contractual conversion. PRF sent to ASA Director</p> <p>1/4/2010 - Executive staff put PRF on hold until contractual conversion matrix can be developed.</p> <p>7/13/2010 - Admin decided to go ahead and recruit for the position. PRF forwarded to ASA Director</p> <p>7/16/2010 - Executive staff approved PRF</p> <p>7/22/2010 - Email sent to LMA's CAO requesting a new MS-22 and MDE 1854.</p>

Table 9: LMA Vacancies of Concern *(Continued)*

PIN	Vacancy Date	Reason(s) for Delay, Current Status, and EDC for Next Step
Positions Vacant Over Four Months		
060441 Agency Grants Spec Trainee	6/1/09	<p>11/9/2009 - PRF Form approved by Executive Staff</p> <p>11/10/2009 – Exception submitted to MDE Budget Office.</p> <p>11/19/2009 - OHR contacted the Administration and requested that the hiring exception, MS-22 and interview questions to be submitted to OHR by 12/4/09.</p> <p>12/16/2009 – MS-22 submitted to DBM, 12/28/2009 - Exception submitted to DBM,</p> <p>1/29/2010 – DBM approved exception, 2/24/2010 - Recruitment letters mailed with a closing date of 3/15/2010. 3/15/2010 - 41 applications approved. Applications screened.</p> <p>4/9/2010 – Applications forwarded to hiring manager. 4/19/2010 - Interviews completed</p> <p>Selection made. First and second selected candidates were asking for a salary way above base (Step 20). TSOP's budget cannot cover the salary. Administration decided to downgrade position to an Agency Grants Specialist Trainee. 5/14/2010 – Recruitment letters mailed Closing date was 6/1/2010. 6/1/2010 - 39 applications received. 6/4/2010 – Emailed program asking for screening criteria and interview questions</p> <p>6/9/2010 – Emailed program again asking for screening criteria and interview questions.6/30/2010 - . Program forwarded screening criteria and decided to use previously approved interview questions.7/15/2010 - Applications forwarded to hiring manager to begin to schedule interviews.7/20/2010 - Interviews completed</p> <p>7/26/2010 - Selection packet submitted to Recruitment Unit.</p>

Table 9: LMA Vacancies of Concern

PIN	Vacancy Date	Reason(s) for Delay, Current Status, and EDC for Next Step
Positions Vacant Over Four Months		
074044 Admin II	7/3/09	<p>Incumbent resigned for a Leave of Absence and was to return in December 2009. Never heard from incumbent. Land would like to change class to a toxicology classification but DBM needed to determine appropriate classification.</p> <p>2/25/2010 - MS-22 submitted to DBM 3/14/2010 - DBM determined position was an Admin II.</p> <p>5/21/2010 PRF submitted</p> <p>6/6/2010 - Executive staff approved. 6/7/2010 - Exception sent to MDE Budget Office</p> <p>6/18/2010 – MDE Budget Office submitted exception to DBM</p> <p>7/16/2010 – DBM approved exception</p> <p>7/16/2010 – Emailed hiring manager asking for selective or preferred qualifications.</p> <p>7/20/2010 – Hiring manager provided selective and preferred qualification. OHR to prepare job posting.</p>
083385 Admin Spec I	12/29/08	<p>Program was holding this PIN for budgetary reasons. PIN moved to Oil Control Program. Program determining how to effectively use this position.</p>