

Oregon Department of Environmental Quality

How to Grow Compliance and Enforcement from the Ground Up

A Case Study in Oregon

ASWM September 29, 2020

What You Will Hear Today

- It's a journey - Be patient
- Have the right staff in place
- Be consistent
- Partnerships
- Outreach
- Compliance mechanisms in Oregon for DEQ
- Challenges
- Planning
- Expectations
- What we've seen so far
- Future state



It's a Journey

- Program had 1-2 staff
- Fee rule discussions = 2007
- Fee rule change = 2012
- Now 4.5 staff



Staffing

- Transition is difficult
- Make sure it's part of your interview*
- Be prepared for turnover



Be Consistent

- Group trainings
- Everyone interprets things a little differently
- Have a person who reviews for consistency program-wide*



Partnerships

- Internal
- External - Corps, EPA, and other state regulators
- FLA in Oregon
- Local jurisdictions



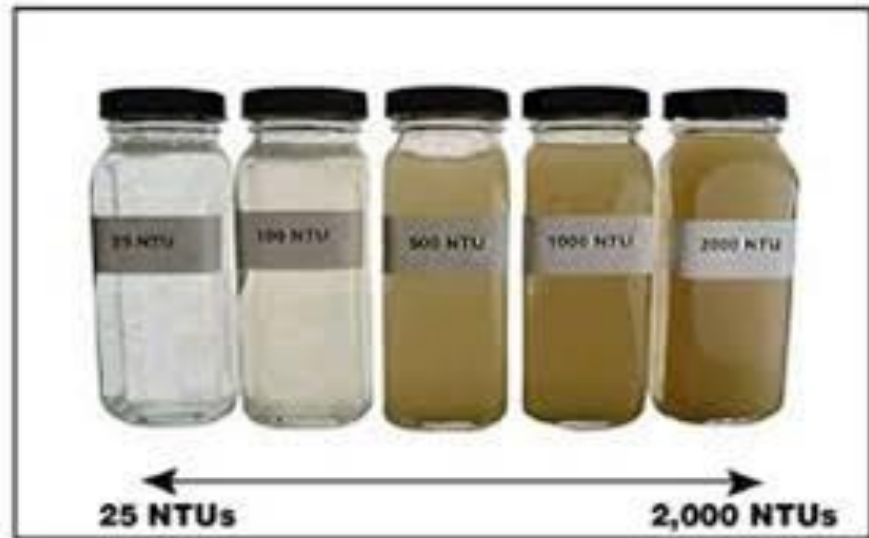
Training and Outreach

- With a new program, give permittees a heads up*



Compliance mechanisms in OR

- Immunity
- Warning letter
- Enforcement
- EEO
- Very prescriptive *guidance*



Challenges

- Department Order vs Permit
- Who is the certification written to?
- Are your conditions enforceable?
 - Should vs shall vs must



Challenges

- Formal enforcement takes *time*
- How to keep your program accountable



Planning

- Yearly meeting to come up with C&E plan. Share with partners.
- Mix of announced and unannounced.
 - Can be helpful to have engineer on site



Planning

- Guidance for staff, checklists, inspection forms*



What do we expect?

- No active discharge
- 401 on site
- All BMPs in place
- Post construction stormwater facility in place as proposed, and functioning
- Turbidity monitoring logs*
- Etc...



What have we seen?



Wetland Program Development Grant

- Training for contractors
- Provide continuing education credits



Questions?

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