

Figure: 16 TAC §8.135(e)

Table 2. Penalty Enhancements.

For violations that involve	Threatened or actual pollution	Threatened or actual safety hazard	Severity of violation or culpability of person charged
Bay, estuary, or marine habitat	\$5,000 to \$25,000		
Impact to a residential or public area		\$1,000 to \$15,000	
Hazardous material release		\$2,000 to \$25,000	
Reportable incident or accident		\$5,000 to \$25,000	
Exceeding pressure control limits		\$5,000 to \$20,000	
Affected area exceeds 100 square feet			\$10 per square foot
Time out of compliance			\$100 to \$2,000 for each month
Reckless conduct of person charged			up to double the total penalty
Intentional conduct of person charged			up to triple the total penalty