



Implementing an Effective Compliance Reporting Plan

June 28, 2007

Isaac Powell
Product Manager, 3E Technical Services

- Importance & Challenges of Compliance Reporting
- Major Reporting Considerations
- Tactics for Identifying Requirements
- Strategies for Managing and Updating Compliance Plans

Business Factors

Inspections

Violations

Resource Constraints



STATE OF CALIFORNIA
 PESTICIDE USE MONITORING INSPECTIONS
 DEPARTMENT OF PESTICIDE REGULATION
 PESTICIDE ENFORCEMENT BRANCH

DATE: 11/11/07
 PAGE: 1 OF 1

PROPERTY ADDRESS: *Your Company*
 COUNTY: *LA*
 CITY: *LOS ANGELES*

INSPECTOR: *John Doe*
 DATE: *11/11/07*

VIOLATION NOTICE

VIOLATION	REQUIREMENTS	REQUIREMENTS	REQUIREMENTS
1. Required label posted at the site	Yes	Yes	Yes
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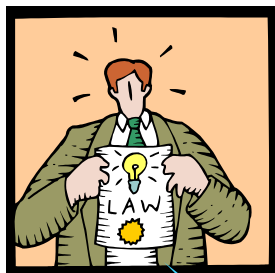
REPORTS

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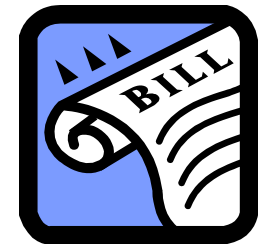
SEE ATTACHMENT

INSPECTOR SIGNATURE: *John Doe*
 DATE: *11/11/07*

Regulations



PAST DUE



Compliance in the USA generally means compliance with laws and regulations. . .



The definition of what constitutes an effective compliance plan has been elusive

Chapter 8 of the Federal Sentencing Guidelines

§8B2.1(a)

To have an effective compliance and ethics program, for purposes of subsection (f) of §8C2.5 (Culpability Score) and subsection (c)(1) of §8D1.4 (Recommended Conditions of Probation - Organizations), an organization shall—

- (1) exercise due diligence to prevent and detect criminal conduct; and
- (2) otherwise promote an organizational culture that encourages ethical conduct and a commitment to compliance with the law.



COMPLIANCE DRIVERS



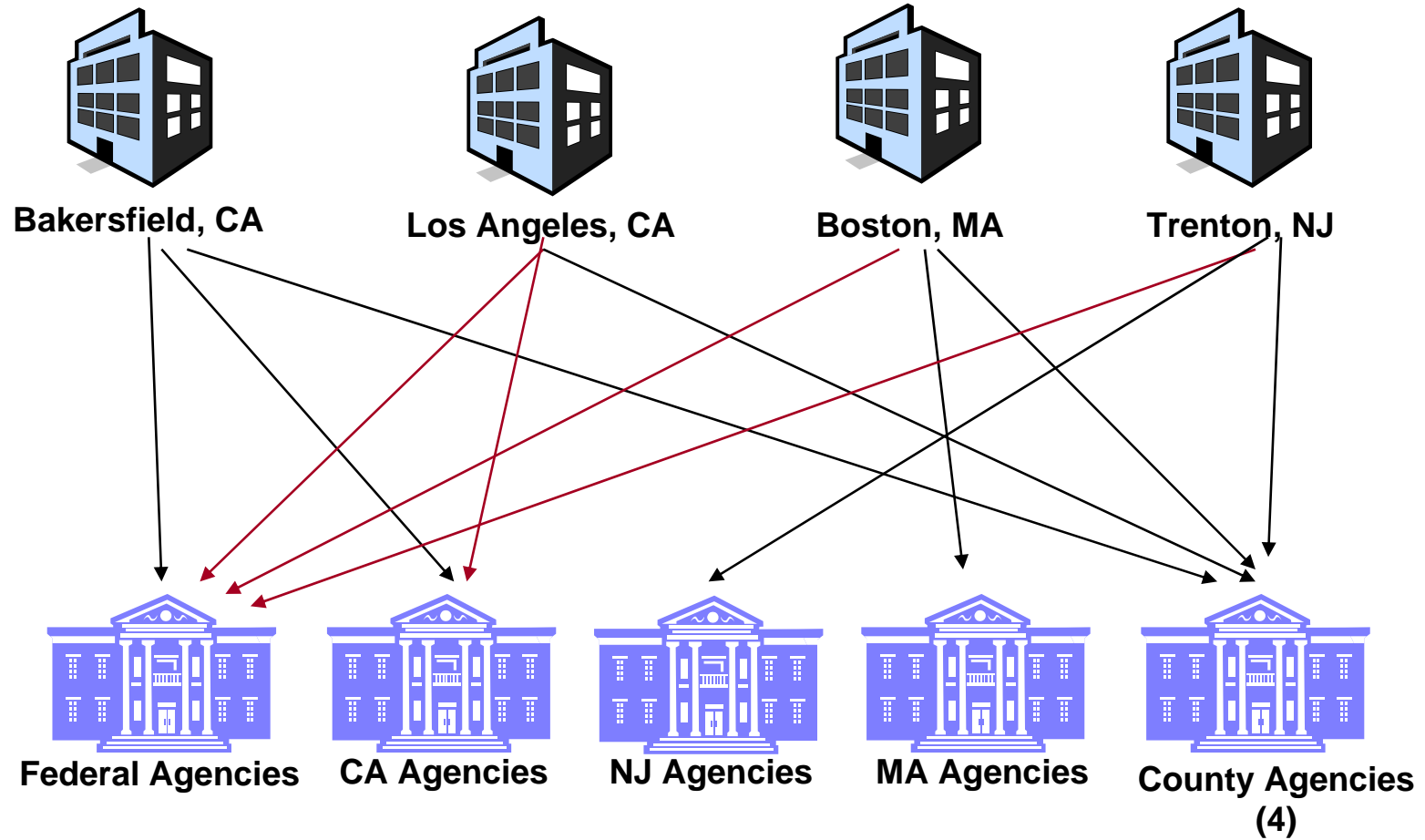
- Comply with environmental regulations
- Corporate environmental initiatives
 - Green Initiatives & Corporate Branding
- Changing business and regulatory requirements
- Pressure to limit fines & violations
- Maintain facility operations
- High pressure to reduce direct and indirect costs



COMPLIANCE TRENDS



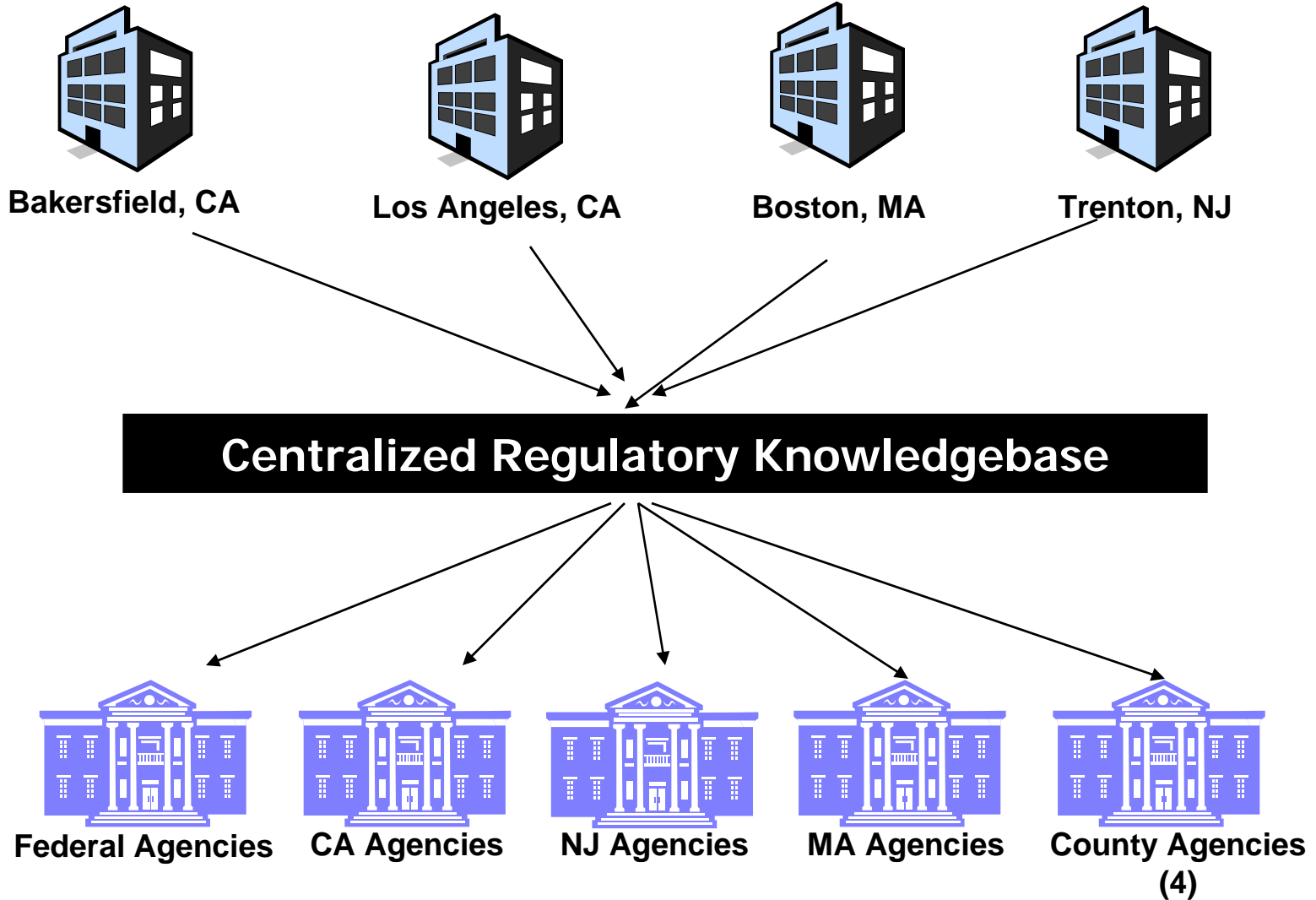
- Increasing Regulatory Enforcement on Traditionally Minimally Enforced Sectors
- Source of Revenue Generation for Agencies
- Focus on Homeland Security & Confidentiality
- Corporate Accountability Legislation
- More Agencies Requiring Electronic Filing
- Increasing Demand for Regulatory Research



Redundancies between locations = Higher costs



3E APPROACH





REPORTING CONSIDERATIONS



- EPCRA Requirements
 - Tier II Reports or equivalent
 - Hazardous Materials Inventory Statements
- Local Permits & Licenses
 - Hazmat Storage Permits
 - Environmental Health Permits
- Hazardous Waste Related Disclosure
 - Annual / Biennial Waste Reports
 - EPA ID Applications & Generator Status
 - Contingency Plans and Aid Notification Letters
- Other
 - UST & AST Permits
 - Emergency Generator Permits

- Know your agencies
- Focus on local enforcement
- Develop a good facility profile
- Find out what agencies require NOT what they want



BENEFITS OF CENTRALIZATION



- Gain visibility & control over compliance programs
- Leverages EH&S Staff and/or Knowledge
- Help simplify complex web of local state, county, and city regulations
- Improved quality & oversight
- Ensure timely submittals
- Access to archive of completed disclosures & permits
- Cost reduction & reduced redundancies
- Data, Data and More Data
 - Analyze Trends & Budget Forecast

- Changes in Regulations and Business Models Can Affect Compliance Levels
- Regulatory Requirements Change
 - Local Requirements
 - Enforcement Picture
- Additional Homeland Security Requirements
- Electronic Filing Becoming More Prevalent



Questions

ipowell@3ecompany.com