

From: [Gerald Linder](#)
To: [ROOT Jenny](#)
Subject: RE: 2nd Division 12 Advisory Committee Meeting
Date: Monday, March 18, 2013 2:08:26 PM

Yes, thank you.

From: ROOT Jenny [<mailto:ROOT.Jenny@deq.state.or.us>]
Sent: Monday, March 18, 2013 2:07 PM
To: Gerald Linder
Cc: CARLOUGH Les
Subject: RE: 2nd Division 12 Advisory Committee Meeting

Hi Jerry:

I can imagine you may not want to drudge through many of the definition and classification/magnitude changes. Probably of more interest to you and relevance to our previous advisory committee discussion would be for you to look at our proposed changes to the penalty matrices which start at -012-0140 and the aggravating/mitigating civil penalty factors at 012-0145. If you recall, many members of the advisory committee recommended that DEQ broaden the factor range so that the penalty is weighted more heavily for bad actors/actions, and to give more mitigating credit for good actors/actions.

I hope this helps!

Jenny

From: Gerald Linder [<mailto:LinderG@CleanWaterServices.org>]
Sent: Monday, March 18, 2013 9:30 AM
To: ROOT Jenny
Subject: RE: 2nd Division 12 Advisory Committee Meeting

Jenny, would it be possible to put together a short Executive Summary of the key proposed changes? You are probably very busy and completely understand if you don't have the time, but it would definitely aid me in my review of the changes. Jerry

From: ROOT Jenny [<mailto:ROOT.Jenny@deq.state.or.us>]
Sent: Friday, March 15, 2013 2:12 PM
To: Gerald Linder
Subject: RE: 2nd Division 12 Advisory Committee Meeting

Thank you, Jerry. You have a great weekend too!

From: Gerald Linder [<mailto:LinderG@CleanWaterServices.org>]
Sent: Friday, March 15, 2013 2:11 PM
To: ROOT Jenny
Subject: RE: 2nd Division 12 Advisory Committee Meeting

Jenny, I will be attending. Have a great weekend. Jerry

From: ROOT Jenny [<mailto:ROOT.Jenny@deg.state.or.us>]
Sent: Friday, March 15, 2013 2:05 PM
To: Gerald Linder; 'dhaagens@cablehouston.com'; 'Crich@perkinscoie.com'; 'dmisel@rejuvenation.com'; 'Koprowski.Paul@epamail.epa.gov'; 'matthew.criblez@portlandoregon.gov'; 'mo42392@comcast.net'; 'Courtney@crag.org'; 'phouk@q.com'; 'pwhouk@up.com'; 'abaldwin@lclark.edu'; HOUGH Merlyn
Cc: CARLOUGH Les; DOUGHTEN Ron
Subject: 2nd Division 12 Advisory Committee Meeting

Committee Members:

Thank you for responding to our Doodle poll for scheduling our follow-up meeting on DEQ's Division 12 rules. According to the results, the one day when we are all available is April 5. Please confirm whether you will attend so we can make sure we'll have sufficient seating. When you arrive, please check in at the 10th floor reception desk.

RE: DEQ Division 12 Rulemaking
DATE: Friday, April 5, 2013
TIME: 9:00 a.m. to 1:00 p.m.
PLACE: DEQ Headquarters, 811 SW 6th Avenue, Portland.

Attached you will find red-lined draft revisions to the Division 12 rules. This version includes the things we discussed in our first meeting and hopefully addresses the comments you provided then. It also includes suggestions from a separate advisory committee on spills of oil and hazardous materials and additional proposals from agency staff. You will notice there are quite a few minor changes to conform with newer drafting guidelines from the Secretary of State. We would truly appreciate you reviewing this draft prior to the meeting and letting us know if there are particular areas you would like to discuss further. I have also attached our November 28th meeting minutes.

If you are unable to attend the meeting, please do review the rules and meeting minutes and submit any comments you have to me either via email or by mail at the address above.

Thank you again for your advisory committee participation!

Jenny Root
Environmental Law Specialist
Oregon Dept. of Environmental Quality
503-229-5874