From: <u>ELWORTH Susan</u>
To: <u>ROOT Jenny</u>

Cc:BACHMAN Jeff; WHEELER SarahSubject:Changes to oil/haz material magnitudesDate:Tuesday, August 14, 2012 3:23:41 PM

Attachments: OAR 340-012-0135 sme.docx

Jenny – Jeff, Sarah and I met and realized that we cannot fix the disjoint between the various programs in regards to spills unless we move towards a non-program specific enforcement scheme. We were able to create some consistency between used oil and "new" oil spills by some minor changes to the magnitude rule. I would also suggest that we change all the (a), (b) etc sections to read as a complete sentence throughout the rule (i.e., instead of "Used Oil spill or disposal violations OAR..." say "Used Oil spill or disposal violations as set forth in OAR...."). I changed that language in the two I monkeyed with.

Susan M. Elworth Department of Environmental Quality Environmental Law Specialist (503) 229-5152