

**Status of Independent Review Panel Recommendations to DTSC As of February 8, 2017
(Does not reflect January 25, 2017 DTSC-suggested updates)**

Recommendation	Date of Request	Due Date	Date Fulfilled
Permitting			
Publish draft SB 673 regulations.	1/28/2016	1/1/2017	Overdue
Adopt SB 673 regulations.	1/28/2016	1/1/2018	Pending
Adopt guidance or publish draft regulations on Violation Scoring Procedure (VSP).	1/28/2016	1/1/2017	Overdue
Using CalEnviroScreen, post clear and concise data on socioeconomic indicators of communities in proximity to permitted hazardous waste facilities on the DTSC website.	4/21/2016	1/1/2017	Overdue
Post clear and concise information on DTSC website that lists all DTSC-permitted sites with contamination, status of cleanup, and amount of financial assurances for cleanup.	4/21/2016	1/1/2017	Overdue
Post all formal responses and permit processing documentation in EnviroStor to improve transparency and community understanding of permit application status.	4/21/2016	1/1/2017	Overdue
Create a guidance document on the relationship between the VSP, AB 1075, the California hazardous waste violation classification system, and the federal hazardous waste violation classification system.	4/21/2016	1/1/2017	Overdue
Enforcement			
Adopt an AB 1071-compliant Supplemental Environmental Projects Policy.	1/28/2016	5/1/2016	5/5/2016
Adopt "Improving Enforcement Performance Initiative" Workplan.	1/28/2016	1/1/2017	Overdue
Evaluate the number of positions and vacancy levels in OCI and EERD to determine if they are sufficient to meet all inspection and enforcement goals	7/26/2016	N/A	Pending
Evaluate participation in state and local task forces that investigate environmental crimes to determine if DTSC is collaborating with the groups, when necessary, as well as the perceptions and opinions of other environmental enforcement partners about collaboration with the department.	7/26/2016	N/A	Pending
Evaluate whether to include environmental, occupational, and other violations in the VSP.	7/26/2016	N/A	Pending
Upload all public inspection reports, settlements, and summaries of violation into EnviroStor on a timely basis and evaluate additional technologies to enhance public accessibility.	7/26/2016	N/A	Pending

Prior to inspection of a permitted hazardous waste facility, the inspection team should communicate with site mitigation staff members to verify that the facility operator has provided any required financial assurances for corrective action.	7/26/2016	N/A	Pending
Public Outreach			
Start to implement the UC Davis public participation work plan.	1/28/2016	1/1/2017	Overdue
Continue practice of bi-monthly environmental justice accountability calls or an equivalent mechanism designed to increase the communication between the DTSC and the community.	1/28/2016	N/A	Pending
Publish all CEQA notices on one tab on the DTSC website.	1/28/2016	N/A	Pending
Publish all Hazardous Waste Facility Permits on one tab on the DTSC website.	1/28/2016	N/A	Pending
Publish all public enforcement actions (orders, settlements) in one tab on the DTSC website.	1/28/2016	N/A	Pending
Assign staff, immediately, charged with independent review, to revisit all cases in past five years of "No Further Action" that involve William Bosan or Theo Johnson, and report to the public on the findings.	1/28/2016	6/1/2016	DTSC Review in Progress (Overdue)
Improve EnviroStor's user-friendliness, accuracy, completeness, and regular updating of material. Provide technical support/assistance to public stakeholders on how to navigate the website.	10/24/2016	N/A	Pending
Finalize the Public Engagement Workplan and the Public Participation Manual update by December 31, 2017.	10/24/2016	12/31/2017	Pending
Building on what is learned from the Exide cleanup, establish long-term relationships between public outreach staff members and communities surrounding hazardous waste facilities as well as brownfields and environmental restoration sites. Encourage the hiring of bilingual public outreach staff members who are from those communities or live in or near them.	10/24/2016	N/A	Pending
Offer DTSC's risk communication workshops to employees of other CalEPA entities to improve collaboration, training, communication, and consistency.	10/24/2016	N/A	Pending
Establish a permanent, crisis management team within the Public Participation Program for emergencies involving toxic materials.	10/24/2016	N/A	Pending
Fiscal Management			
DTSC should provide timely Health & Safety Code Section 57007 Biennial Report and tie report to DTSC "Fixing the Foundation," including documenting compliance with <u>all</u> goals and objectives therein.	1/28/2016	1/1/2017	Overdue

Continue to reduce and report the status of the 211 sites from the historic backlog of sites with unreimbursed response costs that had not yet been the subject of all possible action as of November 16, 2016.	1/20/2017	N/A	Pending
Finish all departmental procedure memorandum updates and drafting of new departmental procedure memorandums called for in DTSC work plans by January 2018.	1/20/2017	1/31/2018	Pending
Provide responsible parties with a clear and understandable explanation of indirect costs, and periodically evaluate the percentage of direct to indirect costs against other state agencies to ensure consistent accounting.	1/20/2017	N/A	Pending
Make sure fees charged are adequate, and recommend increases to the Governor and Legislature if they are determined to be inadequate.	1/20/2017	N/A	Pending
Closely monitor the development of the new billing system that will replace DTSC's current archaic and unsupported system.	1/20/2017	N/A	Pending
Site Mitigation			
Publish a strategy on how, in appropriate cases, DTSC will work with CalEPA and its boards, departments, and offices, as well as with local air districts, to require fence line/aerial deposition monitoring during site mitigation in situations where there are adjacent sensitive receptors.	4/21/2016	7/1/2017	Pending
Publish on DTSC's website an easy-to-read matrix of cleanup standards, cleanup schedules, and sampling levels to enhance transparency of mitigation at particular sites that are subject to public concern and inquiry.	4/21/2016	N/A	Pending
Provide Level 4 data packages for site mitigation analyses and decisions to the public upon request.	4/21/2016	N/A	Pending
Source Reduction Program			
Consumer Products Program			