

Figure: 16 TAC §4.211(e)

Table 1. Penalty Guideline

| Oil & Gas Rule/Statute | General Description | Guideline Minimum Penalty Amount or Range |
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| | DIVISION 1. GENERAL; DEFINITIONS | |
| | §4.201 Purpose | |
| 16 TAC §4.201(a) | Pollution of surface or subsurface water | \$2,500 to \$10,000 |
| | §4.203 Responsibility for Management of Waste to be Recycled | |
| 16 TAC §4.203(a)(b) | Failure to utilize the services of a carrier with a valid permit | \$2,500 |
| 16 TAC §4.203(c) | Failure to utilize the services of a commercial recycling facility that is permitted by the Commission | \$2,500 |
| | §4.209 Permit Renewal | |
| 16 TAC §4.209 | Failure to transfer a permit without approval of the Commission | \$2,500 |
| | DIVISION 2. REQUIREMENTS FOR ON-LEASE COMMERCIAL SOLID OIL AND GAS WASTE RECYCLING | |
| | §4.212 General Permit Application Requirements for On-Lease Commercial Solid Oil and Gas Waste Recycling Facilities | |
| 16 TAC §4.212(a)(b)(c)(d) | Failure to obtain a permit for on lease commercial solid oil and gas waste recycling facilities | \$2,500 |
| | §4.221 Minimum Permit Provisions for Operations | |
| 16 TAC §4.221(a)(b)(c)(d)(e)(f) | Failure to follow the operation requirements for on-lease commercial solid oil and gas waste recycling | \$2,500 |
| | §4.222 Minimum Permit Provisions for Monitoring | |
| 16 TAC §4.222(a)(b)(c)(d)(e) | Failure to follow the Monitoring requirements for on-lease commercial solid oil and gas waste recycling | \$2,500 |
| | §4.223 Minimum Permit Provisions for Closure | |
| 16 TAC §4.223 | Failure to follow recommended closure procedures | \$2,500 |

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| | §4.224 Permit Renewal | |
| 16 TAC §4.224 | Failure to apply for a renewal, of the permit within Commission's time frames | \$1,000 |
| | DIVISION 3. REQUIREMENTS FOR OFF-LEASE OR CENTRALIZED COMMERCIAL SOLID OIL AND GAS WASTE RECYCLING. | |
| | §4.230 General Permit Application Requirements for Off-Lease or Centralized Commercial Solid Oil and Gas Waste Recycling | |
| 16 TAC §4.230 (a)(b)(c)(d)(e) | Failure to obtain a permit for off-Lease or Centralized commercial solid oil and gas waste recycling facilities | \$2,500 |
| | §4.238 Notice | |
| 16 TAC §4.238 | Failure to follow notice requirements for off-lease or centralized commercial solid oil and gas waste recycling | 2,500 |
| | §4.239 General Permit Provisions | |
| 16 TAC §4.239(a) | Failure to renew the permit for an off-lease or centralized commercial solid oil and gas waste recycling facility | \$1,000 |
| 16 TAC §4.239(c) | Failure to notify the surface owner of the tract upon which recycling will take place | \$1,000 |
| | §4.242 Minimum Permit Provisions for Operations | |
| 16 TAC §4.242 (a)(b)(c) | Failure to follow the operation requirements for off-lease centralized commercial solid oil and gas waste recycling | \$2,500 |
| | §4.243 Minimum Permit Provisions for Monitoring | |
| 16 TAC §4.243 (a)(b)(c)(d) | Failure to follow the Monitoring requirements for off-lease centralized commercial solid oil and gas waste recycling | \$2,500 |
| | §4.244 Minimum Permit Provisions for Closure | |
| 16 TAC §4.244 | Failure to follow recommended closure procedures | 2,500 |
| | §4.245 Permit Renewal | |
| 16 TAC §4.245 | Failure to apply for a renewal, of the permit within Commission's time frames | 1,000 |

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| | DIVISION 4. REQUIREMENTS FOR STATIONARY COMMERCIAL SOLID OIL AND GAS WASTE RECYCLING FACILITIES. | |
| | §4.246 General Permit Application Requirements for a Stationary Commercial Solid Oil and Gas Waste Recycling Facility | |
| 16 TAC §4.246 (a)(b)(c)(d)(e) | Failure to obtain a permit for a Stationary Commercial Solid Oil and Gas Waste | \$2,500 |
| | §4.254 Notice | |
| 16 TAC §4.254 (a)(b)(c) | Failure to follow notice requirements for a Stationary Commercial Solid Oil and Gas Waste | \$2,500 |
| | §4.255 General Permit Provisions | |
| 16 TAC §4.255 (a)(b)(c) | Failure to renew the permit for a Stationary Commercial Solid Oil and Gas Waste | \$1,000 |
| | §4.258 Minimum Permit Provisions for Operations | |
| 16 TAC §4.258 (a)(b)(c) | Failure to follow the operation requirements for a Stationary Commercial Solid Oil and Gas Waste | \$2,500 |
| | §4.259 Minimum Permit Provisions for Monitoring | |
| 16 TAC §4.259 (a)(b)(c)(d)(e) | Failure to follow the Monitoring requirements for a Stationary Commercial Solid Oil and Gas Waste | \$2,500 |
| | §4.260 Minimum Permit Provisions for Closure | |
| 16 TAC §4.2.60 | Failure to follow recommended closure procedures | \$2,500 |
| | §4.261 Permit Renewal | |
| 16 TAC §4.2.61 | Failure to apply for a renewal, of the permit within Commission's time frames | \$1,000 |
| | DIVISION 5. REQUIREMENTS FOR OFF-LEASE COMMERCIAL RECYCLING OF FLUID. | |
| | §4.262 General Permit Application Requirements for Off-Lease Commercial Recycling of Fluid | |
| 16 TAC §4.262(a)(b)(c)(d)(e)(f) | Failure to obtain a permit for Off-Lease Commercial Recycling of Fluid | \$2,500 |
| | §4.270 Notice | |
| 16 TAC §4.270(a)(b) | Failure to follow notice requirements for Off-Lease Commercial Recycling of Fluid | \$2,500 |

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| | §4.271 General Permit Provisions | |
| 16 TAC §4.271(a)(b)(c) | Failure to renew the permit Off-Lease Commercial Recycling of Fluid | \$1,000 |
| | §4.274 Minimum Permit Provisions for Operations | |
| 16 TAC §4.274(a)(b)(c)(d)(e)(f) | Failure to follow the operation requirements for Off-Lease Commercial Recycling of Fluid | \$2,500 |
| | §4.275 Minimum Permit Provisions for Monitoring | |
| 16 TAC §4.275(a)(b)(c) | Failure to follow the Monitoring requirements for Off-Lease Commercial Recycling of Fluid | \$2,500 |
| | §4.276 Minimum Permit Provisions for Closure | |
| 16 TAC §4.276(a)(b)(c)(d)(e)(f)(g)(h) | Failure to follow recommended closure procedures | \$2,500 |
| | §4.277 Permit Renewal | |
| 16 TAC §4.277 | Failure to apply for a renewal, of the permit within Commission's time frames | \$1,000 |
| | DIVISION 6 REQUIREMENTS FOR STATIONARY COMMERCIAL RECYCLING OF FLUID | |
| | §4.278 General Permit Application Requirements for a Stationary Commercial Fluid Recycling Facility | |
| 16 TAC §4.278(a)(b)(c)(d)(e)(f) | Failure to obtain a permit for Off-Lease Commercial Recycling of Fluid | \$2,500 |
| | §4.286 Notice | |
| 16 TAC §4.286(a)(b)(c) | Failure to follow notice requirements for Off-Lease Commercial Recycling of Fluid | \$2,500 |
| | §4.287 General Permit Provisions | |
| 16 TAC §4.287(a)(b)(c) | Failure to renew the permit Off-Lease Commercial Recycling of Fluid | \$1,000 |
| | §4.290 Minimum Permit Provisions for Operations | |
| 16 TAC §4.290(a)(b)(c)(d)(e)(f) | Failure to follow the operation requirements for Off-Lease Commercial Recycling of Fluid | \$2,500 |
| | §4.291 Minimum Permit Provisions for Monitoring | |
| 16 TAC §4.291(a)(b)(c) | Failure to follow the Monitoring requirements for Off-Lease Commercial Recycling of Fluid | \$2,500 |
| | §4.292 Minimum Permit Provisions for Closure | |

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| 16 TAC §4.292(a)(b)(c)(d)(e)(f) (g)(h) | Failure to follow recommended closure procedures | \$2,500 |
| | §4.293 Permit Renewal | |
| 16 TAC §4.293 | Failure to apply for a renewal, of the permit within Commission's time frames | \$1,000 |