

Figure: 16 TAC §18.12(f)

Table 2. Guideline Penalty Enhancements

| For violations that involve: | Threatened or actual pollution | Threatened or actual safety hazard | Severity of violation or culpability of person charged |
|--|---------------------------------------|---|---|
| Bay estuary or marine habitat | \$5,000 to \$25,000 | | |
| Pollution resulting from the violation | \$5,000 to \$25,000 | | |
| Death or personal injury | | \$5,000 to \$25,000 | |
| Impact to a residential or public area | | \$5,000 to \$25,000 | |
| Reportable incident or accident | | \$5,000 to \$25,000 | |
| Any hazard to the health or safety of the public | | \$5,000 to \$25,000 | |
| The seriousness of the violation | | \$5,000 to \$25,000 | |
| Reckless conduct of person charged | | | Up to double the total penalty |
| Intentional conduct of person charged | | | Up to triple the total penalty |