

## Hazardous Materials Business Plan (HMBP) Checklist Summary of Violations

**HAZARDOUS MATERIALS**



**This is an inspection element checklist of common types of violations of Federal, State, or local laws and regulations. For specific details about your inspection, refer to your Official Inspection Report.**

HSC = California Health and Safety Code  
 CCR = California Code of Regulations  
 SCC = Sacramento County Code

VIOLATION CODE	AUTHORITY	DESCRIPTION
<b>Permit</b>		
1015	SSC 6.96.030	Failure to obtain and/or maintain an active permit for hazardous materials storage/handling.
<b>Business Plan</b>		
1010002	HSC 6.95 25505, 25508(a)(1)	Failure to complete and electronically submit initially, annually or triennially, a business plan when storing/handling a hazardous material at or above reportable quantities.
1010017	HSC 6.95 25505(c)	Failure to have a business plan readily available to personnel of the business or the unified program facility with responsibilities for emergency response or training.
1010003	19 CCR 1 5030.3(a)(1); HSC 6.95 25508(a)(1), 25508(a)(3)	Failure to electronically submit the Business Activities Page and/or Business Owner Operator Identification Page, or failure to report complete or accurate information on these forms.
1010004	HSC 6.95 25505(a)(1), 25506, 25508(a)(1), 25508(a)(3)	Failure to electronically submit complete and accurate hazardous material inventory information for all hazardous materials on site at or above reportable quantities.
1010005	HSC 6.95 25505(a)(2), 25508(a)(1), 25508(a)(3)	Failure to electronically submit a site map with all required content.
1010010	19 CCR 1 5030.9; HSC 6.95 25505(a)(3), 25508(a)(1), 25508(a)(3)	Failure to establish and/or electronically submit an adequate emergency response plan and procedures for a release or threatened release of a hazardous material. *Verify agricultural handler exemption HSC 25507.1
1020001	19 CCR 1 5030.10(a); HSC 6.95 25505(a)(4), 25508(a)(1), 25508(a)(3)	Failure to establish and/or electronically submit an adequate training program in safety procedures in the event of a release or threatened release of a hazardous material. *Verify agricultural handler exemption HSC 25507.1
1010018	HSC 6.95 25507(b)(5)(B)(i), 25508(a)(1)	Failure to complete and electronically submit a business plan, or required hazardous materials reporting, when handling a consumer product that is a hazardous material in a quantity equal to or greater than the reportable threshold, and stored at a facility that manufactures the product, or is a warehouse or distribution center with no direct sales to consumers, or where the product is dispensed on the retail premises.
1010019	HSC 6.95 25507(b)(5)(B)(ii), 25508(a)(1)	Failure to complete and electronically submit a business plan, or required hazardous materials reporting, when handling a consumer product that is a hazardous material at a retail establishment in a quantity equal to or greater than the reportable threshold if the product is not intended for personal, family, or household purposes, or is not present in the same form, concentration, or quantity as a product prepackaged for distribution to a consumer for personal, family, or household purposes; or  1. The product has a NFPA or HMIS rating of 3 or 4 and is stored, at any time, in quantities equal to, or greater than, 165 gallons for a liquid, 600 cubic feet for a compressed gas, or 1,500 pounds for a solid; or  2. The product poses a significant potential hazard, and the UPA requires the product to be reported.
1010020	HSC 6.95 25507.5	Failure to provide sale or provision records, within 5 days of a request from an UPA.
1010021	HSC 6.95 25508.3	Failure of a handler to notify and disclose a hazardous material transfer, when directed by an UPA.

<b>Updates</b>		
1010006	HSC 6.95 25508.1(a)-(f)	Failure to electronically update business plan within 30 days of any one of the following events: 1) A 100 percent or more increase in the quantity of a previously disclosed material. 2) Any handling of a previously undisclosed hazardous materials at or above reportable quantities. 3) A change of business address, business ownership, or business name. 4) A substantial change in the handler's operations that requires modification to any portion of the business plan.
<b>Annual Review/Certification</b>		
1010008	HSC 6.95 25508.2	Failure to annually review and electronically certify that the business plan is complete and accurate on or before the required due date.
<b>Training Documentation</b>		
1020002	19 CCR 1 5030.10(b); HSC 6.95 25505(a)(4)	Failure to provide initial and annual training to all employees in safety procedures in the event of a release or threatened release of a hazardous material or failure to document and maintain training records for a minimum of three years.
<b>Implementation</b>		
1010001	HSC 6.95 25507	Failure to adequately establish and implement a business plan when storing/handling a hazardous material at or above reportable quantities.
<b>Container/Tank Management</b>		
1030	22 CCR 11 66261.2(f)(2)	Failure to repack a hazardous material stored in a damaged container into an appropriate container within 96 hours.
1030	22 CCR 11 66261.2(f)(1)	Failure to label or re-label any unlabeled, mislabeled, or not adequately labeled hazardous materials within 10 days of discovery.
1030	22 CCR 11 66261.7	Failure to manage empty containers greater than 5 gallons in capacity that previously held a hazardous material/waste in accordance with 22 CCR 11 66261.7
<b>Spills/Releases</b>		
1040	22 CCR 12 66262.34(d)(2); 40 CFR 1 262.34(d)(4), 265.31	Failure to maintain and operate the facility to minimize the possibility of a fire, explosion, or any unplanned sudden or non-sudden release of hazardous waste or hazardous waste constituents to air, soil, or surface water which could threaten human health or the environment.
1040001	19 CCR 4 2631; HSC 6.95 25510(a)	Failure to report a release or threatened release of a hazardous material to the unified program agency and to Office of Emergency Services (OES).
<b>Agricultural Handler</b>		
1010014	19 CCR 1 5040.1, 5040.2; HSC 6.95 25507.1(a), 25508(a)(1)	Failure to electronically submit the emergency response plan and procedures when not meeting the agricultural handler exemption requirements.
1010015	19 CCR 1 5040.1, 5040.2; HSC 6.95 25507.1(a), 25508(a)(1)	Failure to electronically submit the training program in safety procedures when not meeting the agricultural handler exemption requirements.
1030001	19 CCR 1 5040.1, 5040.2; HSC 6.95 25507.1(a)(2)	Failure of agricultural handler to post warning signs on buildings where pesticides, petroleum, or fertilizers are stored, that are visible from any direction of probable approach, contain all required information, and are in appropriate language.
1010016	HSC 6.95 25505, 25506, 25507.2, 25508(a)(1)	Failure to establish and electronically submit a business plan when not meeting the remote unstaffed facility exemption requirements.
<b>General</b>		
1010011	HSC 6.95 25505.1	Failure to notify property owner in writing that the business is subject to the business plan program and has complied with its provisions.
1010012	HSC 6.95 25505.1	Failure to provide a copy of the business plan to the owner or the owner's agent within five working days after receiving a request for a copy from the owner or the owner's agent.
1010	19 CCR 1 Multiple; HSC 6.95 Multiple	Business Plan Program - Administration/Documentation - General
1015	Sac County Code Multiple	Business Plan Program - Administration/Documentation - General Local Ordinance
1020	19 CCR 1 Multiple; HSC 6.95 Multiple	Business Plan Program - Training - General
1025	Sac County Code Multiple	Business Plan Program - Training - General Local Ordinance

1030	19 CCR 1 Multiple; HSC 6.95 Multiple	Business Plan Program - Operations/Maintenance - General
1035	Sac County Code Multiple	Business Plan Program - Operations/Maintenance - General Local Ordinance
1040	19 CCR 1 Multiple; HSC 6.95 Multiple	Business Plan Program - Release/Leaks/Spills - General
1045	Sac County Code Multiple	Business Plan Program - Release/Leaks/Spills - General Local Ordinance
1050	19 CCR 1 Multiple; HSC 6.95 Multiple	Business Plan Program - Abandonment/Illegal Disposal/Unauthorized Treatment - General
1055	Sac County Code Multiple	Business Plan Program - Abandonment/Illegal Disposal/Unauthorized Treatment - General Local Ordinance

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**County of Sacramento ● Environmental Management Department ● Environmental Compliance Division**

11080 White Rock Road, Ste. 200 ▪ Rancho Cordova, CA 95670

Internet Address: <http://www.emd.saccounty.net> Voice (8am – 5pm): 916/875-8550 O FAX: 916/875-8513

**RETURN TO COMPLIANCE STATEMENT**

This Return To Compliance Statement must be returned to EMD within 19 days of your facility's inspection for Priority Corrective Action violations and within 35 days for all other violations (unless otherwise noted on the Official Inspection Report). Also include copies of any proof of compliance documents (e.g. photos, copies of manifests/disposal records or receipts, or other original paperwork).

**Compliance Certification**

1. I certify that the violations noted on the Official Inspection Report (and accompanying inspection checklists) have been corrected in the manner indicated below.
2. I have personally examined any attached documentation submitted as proof of compliance and I believe the information to be true, accurate and complete.
3. I am aware that there are significant penalties for submitting false information and/or for non-compliance with violations noted.
4. I declare under penalty of perjury that the foregoing certification is true and correct.

Executed at: \_\_\_\_\_, California Date: \_\_\_\_\_

Facility Name: \_\_\_\_\_ Facility ID# (FA): \_\_\_\_\_

Signature: \_\_\_\_\_ Printed Name: \_\_\_\_\_

Position/Title: \_\_\_\_\_

**SUMMARY OF VIOLATION COMPLIANCE ACTION**

Violation Code	Check Type of Evidence Submitted			Violation Code	Check Type of Evidence Submitted			Violation Code	Check Type of Evidence Submitted		
	Photo	Paperwork	Statement		Photo	Paperwork	Statement		Photo	Paperwork	Statement
1015	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1010008	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1010012	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1010002	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1020002	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1010	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1010017	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1010001	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1015	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1010003	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1030	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1020	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1010004	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1030	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1025	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1010005	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1030	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1030	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1010010	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1040	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1035	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1020001	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1040001	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1040	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1010018	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1010014	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1045	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1010019	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1010015	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1050	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1010020	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1030001	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1055	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1010021	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1010016	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1010006	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1010011	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Corrective Action Statements: