



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

THE INSPECTOR GENERAL

September 22, 2022

MEMORANDUM

SUBJECT: Response to Dispute Resolution for Recommendation 2 in Office of Inspector General Report No. [21-P-0114](#), *EPA Does Not Consistently Monitor Hazardous Waste Units Closed with Waste in Place or Track and Report on Facilities That Fall Under the Two Responsible Programs*, issued March 29, 2021

FROM: Sean W. O'Donnell

A handwritten signature in blue ink, reading "Sean W O'Donnell", is placed over the printed name.

TO: Lawrence E. Starfield, Acting Assistant Administrator
Office of Enforcement and Compliance Assurance

Thank you for your August 11, 2022 memorandum, which outlines the U.S. Environmental Protection Agency's planned corrective action and estimated milestone date for Recommendation 2 of the subject Office of Inspector General report. The intent of the recommendation under dispute is to prompt the Agency to take action so that:

- Inspections of operating treatment, storage, or disposal facilities are completed within the specified time period required by the Resource Conservation and Recovery Act.
- Inspections of nonoperating facilities are completed as specified by EPA policy.

The Agency's planned corrective action commits to completing all inspections to the extent possible within the compliance period or by the following fiscal year. We note that inspections at operating facilities may thus occur in a less timely manner than required by statute. Consistent with our recommendation, we continue to believe that authorized states and the EPA should conduct timely inspections in accordance with section 3007(e) of the Resource Conservation and Recovery Act, 42 U.S.C. § 6927(e). Nevertheless, the EPA's corrective action offers an expeditious remedy to instances of failure to meet the statutory inspection frequency and therefore meets the intent of our recommendation.

All recommendations for the subject report are now considered resolved. You should track implementation of EPA corrective actions in the Agency's audit tracking system until all actions are completed.

We will post this memorandum on our public website at www.epa.gov/oig.

cc: Gwendolyn Spriggs, Audit Follow-Up Coordinator, Office of Enforcement and Compliance Assurance

Mark Badalamente, Senior Resource Official, Office of Enforcement and Compliance Assurance

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