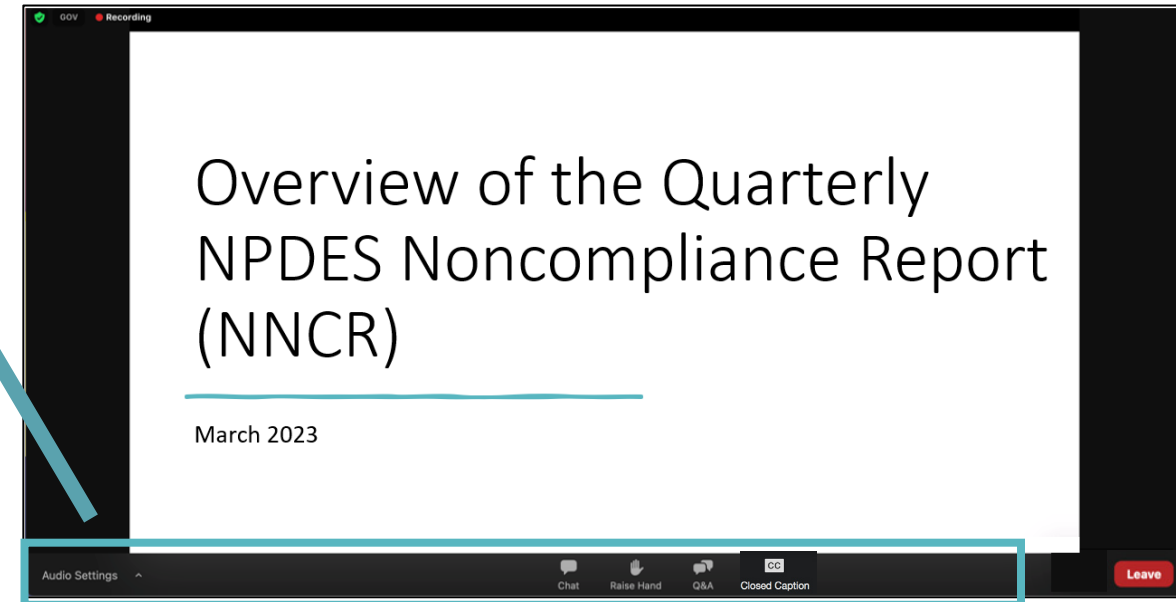
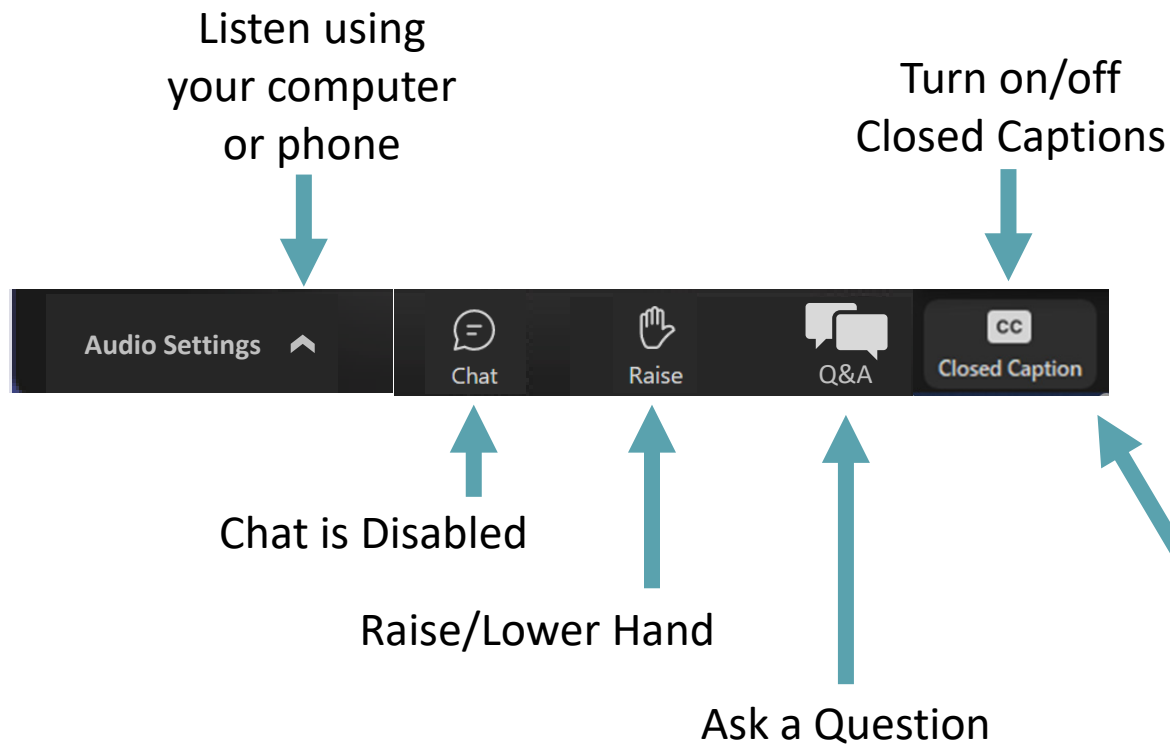


Annual NPDES Noncompliance Report (NNCR)

March 2023

Webinar Logistics

- All attendees are in listen only mode. Please enter your questions in the Q&A pod and we will be monitoring them throughout the webinar.
- If you wish ask a question verbally, please raise your (virtual) hand and we will respond to those questions at the end of the training.



Asking Questions

GOV Recording

Overview
NPDES No
(NNCR)

March 2023

e Report

Q&A

Welcome to Q&A
Questions you ask the host and panelists will show up here

I have a question

Send anonymously

Cancel Send

Who can see your questions?

Audio Settings ^

Chat Raise Hand Q&A Leave

Send in your questions anonymously or with your name

Ask your question via the Q&A pod

Annual NPDES Noncompliance Report (NNCR)

March 2023

Purpose

- Learn about the Annual NNCR
- Identify what is and is not included in the annual report
- Discover how to access the annual NNCR online
- Understand how to find more information and where to direct questions

This presentation does not include detailed information about the underlying rules/logic used to develop the quarterly reports. This is included in separate [NNCR trainings](#) by violation type.

Agenda

1. Background
2. Publishing schedule
3. Metrics included in the annual NNCR
4. Demonstration
5. Questions

What is the NNCR?

- NNCR stands for the NPDES Noncompliance Report and stems from 40 CFR §123.45
- This regulation requires EPA to produce online quarterly and annual noncompliance reports

What is the *Annual* NNCR?

- The annual NNCR is a summary of compliance monitoring and enforcement activities within each state, tribe, and territory.
- It includes summary information on violations identified in the four quarterly NNCRs for that federal fiscal year.

Regulatory Background

The 2015 NPDES eRule included updates to [40 CFR §123.45](#), including:

- EPA publishing online and making publicly available,
- Changing from three *state-issued* to two *EPA-issued* noncompliance reports,
- Major, non-major, and unpermitted facilities, and
- Incorporating all violations and eliminating 'non-reportable' violations.

EPA Schedule for Publishing the Annual NNCR

| Federal Fiscal Year | EPA Publication |
|--------------------------|-----------------|
| October 1 – September 30 | March 1 |

- 2021 is the first Annual NNCR available and additional years are incorporated once the new fiscal year begins (October).
- Data displayed represents the most up-to-date data available in ICIS-NPDES, but data displayed before the fiscal year ends is considered preliminary.
- Data is refreshed weekly.

Permit Groups

Permit Groups in the Annual NNCR

EPA must produce, Annual Summary Reports for the following universes:

- Individual permits,
- Non-individual permits,
- Unpermitted facilities, and
- A combined report that includes totals across all three reports above.

Permit Group: Individual

Defined as permits that are unique to the permittee, have effluent limits, and require the submission of discharge monitoring reports.

NNCR Interpretation

- “Active” permit during the federal fiscal year
- Permit Type = Individual
- NPDES Data Group = G3A or G3B [DMR with Regular (G3A) or Irregular (G3B) Submission Frequency]

Permit Group: Non-Individual

Defined as all other NPDES-regulated entities that are not individually permitted.

NNCR Interpretation

- “Active” permit during the federal fiscal year
- Permit Type = General, Individual IU Permit, or Associated Permit Record
or
- Permit Type = Individual but NPDES Data Group does not include G3A or G3B

Permit Group: Unpermitted

Defined as Clean Water Act point sources that had unauthorized discharge(s) of pollutants to waters of the U.S.

NNCR Interpretation

- Permit Type = Unpermitted and
- Criteria to determine “active” during the federal fiscal year
 - Violation during the year,
 - Informal enforcement action during the year, or
 - New or ongoing formal enforcement action during year.

Content of Reports

Reports Must Include

- i. The number of NPDES permittees,
- ii. The number inspected by on-site inspections,
- iii. The number reviewed in which permitted limits were compared to measured data to determine violations,
- iv. The number evaluated by other, off-site compliance monitoring activities,
- v. The number with any violations,
- vi. The number with Category I violations,
- vii. The number receiving paper or electronic written informal enforcement actions,
- viii. The total number receiving formal enforcement actions with a compliance schedule,
- ix. The total number receiving a penalty assessment,
- x. The total amount of penalties assessed, and
- xi. The number of permit modifications extending compliance deadlines more than one year*.

*Data not available in database

Exclusions

Reports Do Not Include

- State Issued Master General Permit (Non-NPDES), Individual State Issued Permit (Non-NPDES), or Master General Permits
- Permits with an effective date after the current date
- Masked Concentrated Animal Feeding Operations (CAFO) permits
- Permits without an activity during the year and
 - Permit status of Terminated, Pending, Denied, Not Needed, or Retired
 - Permit type of Unpermitted
 - NPDES Data Group of G2C [No Exposure Certifications (NOEs)] or G2D [Low Erosivity and Other Waivers from Stormwater Controls (LEWs)]

Accessing the NNCR

Accessing the NNCR

- The Annual NNCR is available on ECHO (echo.epa.gov) within the blue “Search Options” tab (bottom left corner)
 - [Annual NNCR](#)
 - [NNCR Help Documentation](#)
- NNCR Trainings
 - <https://echo.epa.gov/help/training>
- NNCR Guide
 - Under final review, will be posted once the final accessibility updates have been incorporated

NNCR Search Flow

1

Search Form

Report Timeframe
Quarterly Report: FY 2021 Q1
View Annual Report

Geographic Location
EPA Region (View EPA Regional Map)
Select an EPA Region
State
Select a State
Facility Location Permitting State

Facility Characteristics
Facility Name (Separate multiple names with a semicolon)
Find Facility Name(s) That:
Matches Exact Phrase
Facility ID Number (Separate multiple IDs with a semicolon, comma, space, or new line)
EPA Registry ID Program System ID
Major Designation: Any Major Non-Major
Permitting Agency: Any State U.S. EPA

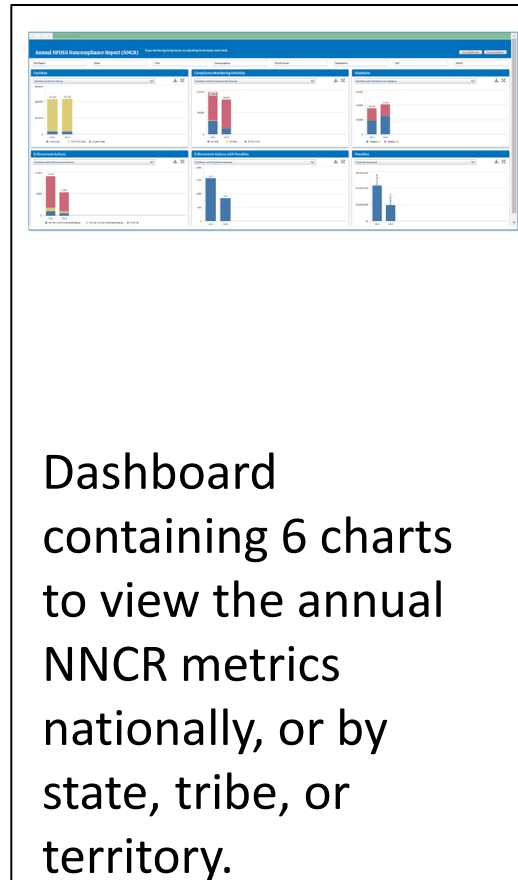
Environmental Conditions
Discharging into Impaired Waters: No Restrictions Yes No
Causes of Impairment(s) by Group(s) (ATTAINS)
Select a Cause of Impairment
Discharging Pollutants Potentially Contributing to Impairment: No Restrictions Yes No

Search

Link to Annual NNCR

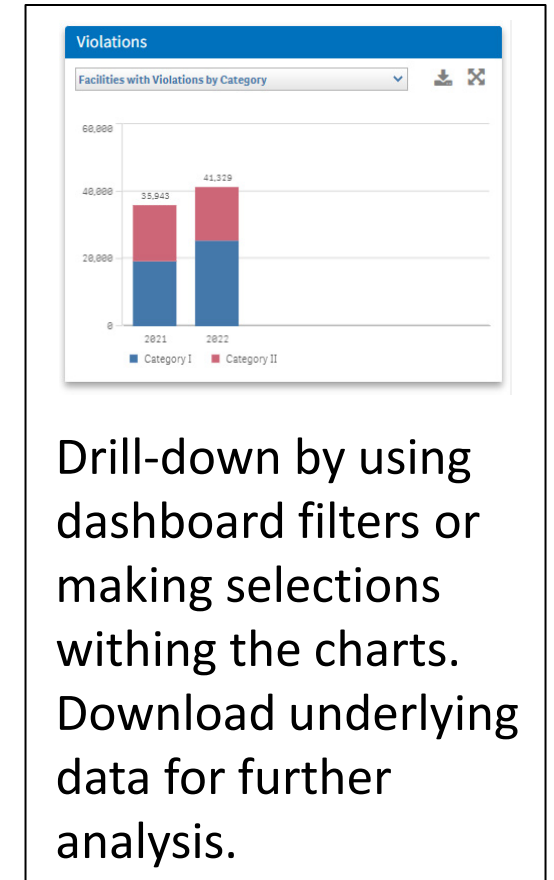
2

Dashboard



3

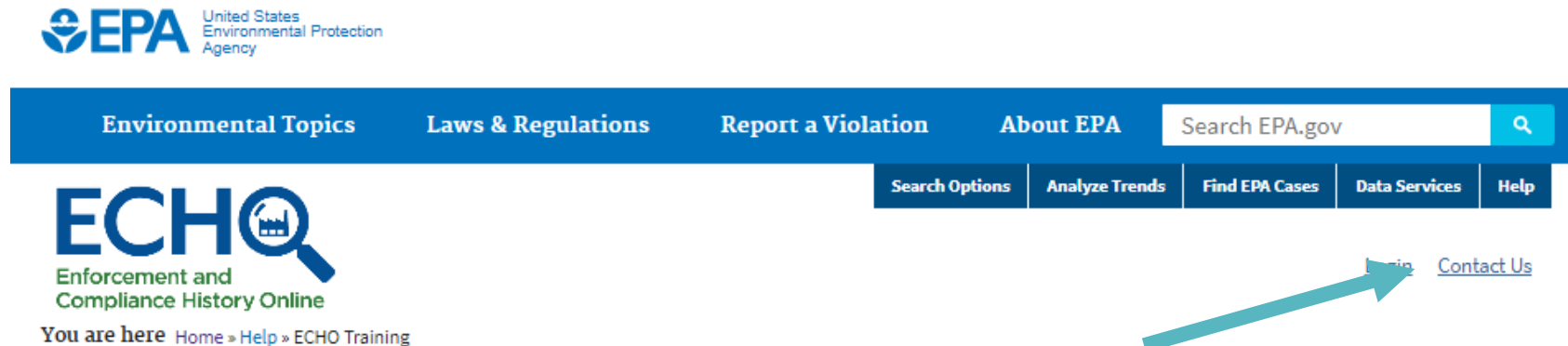
View Bar Charts



Demonstration

Next Steps

- If you have questions about the NNCR or have suggested recommendations for the workgroup to consider, please reach out to the [ECHO Help Desk](#).



The screenshot displays the EPA ECHO website interface. At the top left is the EPA logo with the text "United States Environmental Protection Agency". Below it is the ECHO logo, which includes a magnifying glass icon over a factory, and the text "ECHO Enforcement and Compliance History Online". A breadcrumb trail reads "You are here Home » Help » ECHO Training". A blue navigation bar contains the following links: "Environmental Topics", "Laws & Regulations", "Report a Violation", "About EPA", and a search box labeled "Search EPA.gov". Below the navigation bar is a secondary menu with links for "Search Options", "Analyze Trends", "Find EPA Cases", "Data Services", and "Help". A teal arrow points from the text below to the "Contact Us" link located at the top right of the page.

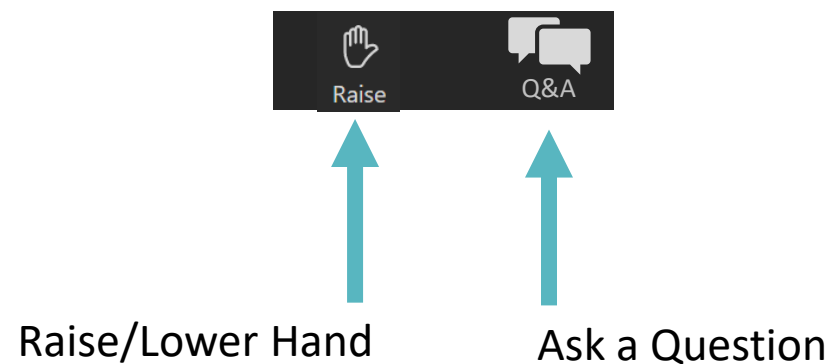
“Contact Us” link is available at the top right of every ECHO page

Stop Recording

Questions

Question and Answer Session

- Please enter your questions in the Q&A pod or raise your hand and we will unmute you to ask verbally.



Thank you for attending today's training!

Slides and training recording will be posted on the ECHO Training (<https://echo.epa.gov/help/training>) page.

A short survey will appear on your screen momentarily, we would really appreciate your feedback.

OMB Control Number: 2030-0051 Expiration Date: 5/31/24

(Pursuant to 5 CFR § 1320.12(b)(2); approval for the current collection is automatically extended on a monthly basis during OMB's review of its renewal.)

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