

3745-6-08

Audits.

[Comment: For dates of non-regulatory government publications, publications of recognized organizations and associations, federal rules and federal statutory provisions referenced in this rule, see rule 3745-6-02 of the Administrative Code.]

(A) Ohio EPA may conduct random and discretionary audits of all documentation and data developed or submitted by or through a certified professional in support of a permit application to ensure compliance with this chapter.

(1) Discretionary audits may be conducted for reasons that include, but are not limited to, the following:

(a) Documents or data submitted are inadequate for the issuance of a permit.

(b) Ohio EPA has reason to believe that a submittal has been based on information or documentation not meeting the standards specified in this chapter.

(c) Ohio EPA has reason to believe a submittal contained fraudulent information, or was submitted fraudulently.

(d) Documentation or data was submitted by a certified professional whose certification was revoked, suspended, or withdrawn, or data included in a submittal was collected by a certified professional or qualified data collector whose certification or was revoked, suspended, or withdrawn.

(e) Ohio EPA has received information that facts, data, or other information included in the submittal may indicate that the standards under this chapter have not been met, or inaccurate data is believed to have been collected or submitted.

(f) Ohio EPA has other reason to believe an audit is necessary.

(2) Ohio EPA may conduct random audits.

(B) Audit procedures.

(1) The certified professional shall provide the requested documentation for an audit within thirty days following receipt of Ohio EPA's request. Failure to do so may result in suspension or revocation of a professional's certification or other enforcement action under Chapter 6111 of the Revised Code.

(2) When conducting an audit, Ohio EPA may do any of the following:

(a) Request that the WQCP submit any or all documentation and data pertaining to the submission being audited.

(b) Conduct site visits.

(c) Access the property following notice to the property owner, and conduct assessment sampling.

(d) Take other actions that the Ohio EPA deems necessary to determine whether the submittal was prepared in compliance with applicable standards in this chapter.

(C) Ohio EPA shall post audit findings on Ohio EPA's website which includes a determination of whether the applicable standards in this chapter have been met, whether additional actions are required to attain compliance with this chapter, and whether the audit resulted in disciplinary action.