

Issue	1995/2000 DENR Policy	Audit Law (HB 765)
Formal Public Process	None	Statutory Process
EPA Approval	None	Required (Section 4.1)
Mitigation of Penalty	Mitigation allowed even if all conditions not satisfied (Policy Section B.)	NO mitigation unless all conditions are satisfied (8-58.61)
Sham Audit Protection	None	Specific Prohibition 8-58.1(3) and (4)
Economic Benefit	Protected (Allows mitigation even where there is substantial economic benefit)	Protected (No mitigation at all if there is substantial economic benefit)
Privilege	“Department will not request copies of audits” (Policy Section D.)	Limited Privilege requires disclosure under multiple conditions (8-58.53(a)(1)-(7); 8-58.53(c),(d), and (e); 8-58.56; 8-58.57; 8-58.59)

