## Pt. 227, App. G

TABLE F-2—AGE CORRECTION VALUES IN DECIBELS FOR FEMALES

Years	Audiometric test frequencies (Hz)				
	1000	2000	3000	4000	6000
20 or younger	7	4	3	3	6
21	7	4	4	3	é
22	7	4	4	4	6
23	7	5	4	4	7
24	7	5	4	4	
25	8	5	4	4	•
26	8	5	5	4	
27	8	5	5	5	
28	8	5	5	5	
29	8	5	5	5	!
30	8	6	5	5	
31	8	6	6	5	
32	9	6	6	6	1
33	9	6	6	6	1
34	9	6	6	6	1
J5	9	6	7	7	1
36	9	7	7	7	1
37	9	7	7	7	1
38	10	7	7	7	1
9	10	7	8	8	1
0	10	7	8	8	1
1	10	8	8	8	1
2	10	8	9	9	1
3	11	8	9	9	1
4	11	8	9	9	1
5	11	8	10	10	1
6	11	9	10	10	1
7	11	9	10	11	1
8	12	9	11	11	1
9	12	9	11	11	1
0	12	10	11	12	1
1	12	10	12	12	1
2	12	10	12	13	1
3	13	10	13	13	1
4	13	11	13	14	1
55	13	11	14	14	1
6	13	11	14	15	2
7	13	11	15	15	2
58	14	12	15	16	2
59	14	12	16	16	2
60 or older	14	12	16	17	2

### APPENDIX G TO PART 227—SCHEDULE OF CIVIL PENALTIES

Section		Willful violation
Subpart A—General		
227.3 Application: (b)(4) Failure to meet the required conditions for foreign railroad operations	\$2,500	\$5,000
Subpart B—General Requirements		
227.103 Noise monitoring program:  (a) Failure to develop and/or implement a noise monitoring program  (b) Failure to use sampling as required  (c) Failure to integrate sound levels and/or make noise measurements as required  (d) Failure to repeat noise monitoring where required  (e) Failure to consider work environments where hearing protectors may be omitted  (f) Failure to provide opportunity to observe monitoring  (g) Reporting of Monitoring Results:  (1) Failure to notify monitored employee  (2) Failure to post results as required	7,500 2,500 2,500 2,500 2,500 2,500 2,000	10,000 5,000 5,000 5,000 5,000 4,000 5,000 5,000
227.105 Protection of employees: (a) Failure to provide appropriate protection to exposed employee	7,500	10,000
(b) Failure to observe and document source(s) of noise exposures (c)–(d) Failure to protect employee from impermissible continuous noise	2,500 5,000	5,000 7,500
(a) Failure to administer a HCP	7,500 3,500	10,000

(b) Failure to provide audiometric test at no cost to employee	Section		Willful violation
(b) Failure to provide audiometric test at no cost to employee 2,500 5,00 (c) Failure to have qualified person perform audiometric test 2,500 5,00 (d) [Reserved] 2,500 5,00 (f) Failure to establish baseline audiogram as required 2,500 5,00 (g) Failure to order and/or require periodic audiograms as required 2,500 5,00 (g) Failure to comply with follow-up procedures as required 2,500 5,00 (h) Failure to comply with follow-up procedures as required 2,500 5,00 (h) Failure to comply with follow-up procedures as required 2,500 5,00 (h) Failure to use required method for revising baseline audiograms 2,500 5,00 (b) Failure to use required method for revising baseline audiograms 2,500 5,00 (c) Failure to use required equipment 2,500 5,00 (d) Capitalure to use required equipment 2,500 5,00 (d) Capitalure to administer test in room that meets requirements 2,500 5,00 (d) Capitalure to administer test in room that meets requirements 2,500 5,00 (d) Capitalure to perform daily calibration as required 2,000 4,00 (2) Failure to perform annual calibration as required 2,000 4,00 (2) Failure to perform exhaustive calibration as required 2,000 4,00 (2) Failure to perform exhaustive calibration as required 2,000 4,00 (b) Failure to make HP available as required 2,000 5,00 (c) Failure to require use of HP at action level 5,000 7,50 (d) Failure to require use of HP at TWA of 90 dB(A) 5,000 7,50 (d) Failure to revenive use of HP at TWA of 90 dB(A) 5,000 7,50 (d) Failure to revenive use of HP at maximum as required 2,500 5,00 (d) Failure to revenive attenuation as required 5,000 7,50 (e) Failure to institute a training program as required 5,000 7,50 (e) Failure to institute a training program as required 5,000 7,50 (e) Failure to institute a training materials to include required information 2,500 5,00 (f) Failure to make record available as required 5,000 7,50 (f) Failure to make record available as required 5,000 7,50 (f) Failure to make record available as required 5,000 7,50 (f) Failure to make record available as required 5,000 7,5	227.109 Audiometric testing program:		
(b) Failure to provide audiometric test at no cost to employee 2,500 5,00 (c) Failure to have qualified person perform audiometric test 2,500 5,00 (d) [Reserved] 2,500 5,00 (f) Failure to establish baseline audiogram as required 2,500 5,00 (g) Failure to order and/or require periodic audiograms as required 2,500 5,00 (g) Failure to comply with follow-up procedures as required 2,500 5,00 (h) Failure to comply with follow-up procedures as required 2,500 5,00 (h) Failure to comply with follow-up procedures as required 2,500 5,00 (h) Failure to use required method for revising baseline audiograms 2,500 5,00 (b) Failure to use required method for revising baseline audiograms 2,500 5,00 (c) Failure to use required equipment 2,500 5,00 (d) Capitalure to use required equipment 2,500 5,00 (d) Capitalure to administer test in room that meets requirements 2,500 5,00 (d) Capitalure to administer test in room that meets requirements 2,500 5,00 (d) Capitalure to perform daily calibration as required 2,000 4,00 (2) Failure to perform annual calibration as required 2,000 4,00 (2) Failure to perform exhaustive calibration as required 2,000 4,00 (2) Failure to perform exhaustive calibration as required 2,000 4,00 (b) Failure to make HP available as required 2,000 5,00 (c) Failure to require use of HP at action level 5,000 7,50 (d) Failure to require use of HP at TWA of 90 dB(A) 5,000 7,50 (d) Failure to revenive use of HP at TWA of 90 dB(A) 5,000 7,50 (d) Failure to revenive use of HP at maximum as required 2,500 5,00 (d) Failure to revenive attenuation as required 5,000 7,50 (e) Failure to institute a training program as required 5,000 7,50 (e) Failure to institute a training program as required 5,000 7,50 (e) Failure to institute a training materials to include required information 2,500 5,00 (f) Failure to make record available as required 5,000 7,50 (f) Failure to make record available as required 5,000 7,50 (f) Failure to make record available as required 5,000 7,50 (f) Failure to make record available as required 5,000 7,5	(a) Failure to establish and/or maintain an audiometric testing program	7,500	10,000
(d) [Reserved] (e) Failure to establish baseline audiogram as required		2,500	5,000
(e) Failure to establish baseline audiogram as required	(c) Failure to have qualified person perform audiometric test		5,000
(i) Failure to offer and/or require periodic audiograms as required 2,500 5,00 (g) Failure to evaluate audiogram as required 2,500 5,00 (h) Failure to comply with follow-up procedures as required 2,500 5,00 (i) Failure to use required method for revising baseline audiograms 2,500 5,00 2,500 5,00 (i) Failure to use required method for revising baseline audiograms 2,500 5,00 (ii) Failure to conduct test as required 2,500 5,00 (b) Failure to use required equipment 2,500 5,00 (c) Failure to administer test in room that meets requirements 2,500 5,00 (d) Complete failure to calibrate 5,000 7,50 (d) Complete failure to calibrate 5,000 7,50 (l) Failure to perform daily calibration as required 2,000 4,00 (2) Failure to perform exhaustive calibration as required 2,000 4,00 (2) Failure to perform exhaustive calibration as required 2,000 4,00 (3) Failure to perform exhaustive calibration as required 2,000 4,00 (b) Failure to comply with general requirements 2,000 (c) Failure to make HP available as required 2,500 5,00 (c) Failure to require use of HP at action level 5,000 7,50 (d) Failure to require use of HP at TWA of 90 dB(A) 5,000 7,50 (d) Failure to evaluate attenuation 2,500 5,00 (b) (c) Failure to attenuate to required level 2,500 5,00 (d) Failure to institute a training program as required 5,000 7,50 (c) Failure to attenuate to required level 5,000 5,00 (c) Failure to make HP available as required 5,000 7,50 (d) Failure to revaluate attenuation as required information 2,500 5,00 (c) Failure to make HP available as required 5,000 7,50 (d) Failure to make HP available as required 5,000 7,50 (d) Failure to reparam and/or training materials to include required information 2,500 5,00 (c) Failure to make record available as required 5,000 7,50 (d) Failure to make record available as required 5,000 7,50 (d) Failure to make record available as required 5,000 7,50 (d) Failure to make record available as required 5,000 7,50 (d) Failure to make record available as required 5,000 7,50 7,50 7,50 7,50 7,50 7,50 7,5	(d) [Reserved]		
(g) Failure to evaluate audiogram as required		3,500	7,000
(g) Failure to evaluate audiogram as required	(f) Failure to offer and/or require periodic audiograms as required	2,500	5,000
(i) Failure to use required method for revising baseline audiograms  (2,500 5,00 227.111 Audiometric test requirements:  (a) Failure to conduct test as required (b) Failure to use required equipment (c) Failure to administer test in room that meets requirements (c) Failure to administer test in room that meets requirements (c) Failure to calibrate (c) Failure to perform daily calibration as required (c) Failure to perform daily calibration as required (c) Failure to perform annual calibration as required (c) Failure to perform exhaustive calibration as required (c) Failure to perform exhaustive calibration as required (c) Failure to comply with general requirements (c) Failure to require use of HP at action level (d) Failure to require use of HP at TWA of 90 dB(A) (d) Failure to evaluate attenuation (a) Failure to evaluate attenuation as required (d) Failure to evaluate attenuation as required (e) Failure to evaluate attenuation (a) Failure to re-evaluate attenuation (b) Failure to re-evaluate attenuation (a) Failure to provide training within required time frame (c) Failure to reprogram (a) Failure to make record available as required (c) Failure to reversible to institute a training materials to include required information (c) Failure to reprogram and/or training materials to include required information (d) Failure to transfer or retain records as required (e) Failure to require to make record available as required (e) Failure to require to make record available as required (e) Failure to require to make record available as required (e) Failure to require to make record available as required (e) Failure to require to make record available as required (e) Failure to required to transfer or retain records as required (e) Failure to required to transfer or retain records as required (e) Failure to required information (e) Failure to maintain record or failure to maintain record with required information (e) Failure to maintain record or failure to maintain record with required information (e) Failure to mainta		2,500	5,000
(i) Failure to use required method for revising baseline audiograms  (2,500 5,00 227.111 Audiometric test requirements:  (a) Failure to conduct test as required (b) Failure to use required equipment (c) Failure to administer test in room that meets requirements (c) Failure to administer test in room that meets requirements (c) Failure to calibrate (c) Failure to perform daily calibration as required (c) Failure to perform daily calibration as required (c) Failure to perform annual calibration as required (c) Failure to perform exhaustive calibration as required (c) Failure to perform exhaustive calibration as required (c) Failure to comply with general requirements (c) Failure to require use of HP at action level (d) Failure to require use of HP at TWA of 90 dB(A) (d) Failure to evaluate attenuation (a) Failure to evaluate attenuation as required (d) Failure to evaluate attenuation as required (e) Failure to evaluate attenuation (a) Failure to re-evaluate attenuation (b) Failure to re-evaluate attenuation (a) Failure to provide training within required time frame (c) Failure to reprogram (a) Failure to make record available as required (c) Failure to reversible to institute a training materials to include required information (c) Failure to reprogram and/or training materials to include required information (d) Failure to transfer or retain records as required (e) Failure to require to make record available as required (e) Failure to require to make record available as required (e) Failure to require to make record available as required (e) Failure to require to make record available as required (e) Failure to require to make record available as required (e) Failure to required to transfer or retain records as required (e) Failure to required to transfer or retain records as required (e) Failure to required information (e) Failure to maintain record or failure to maintain record with required information (e) Failure to maintain record or failure to maintain record with required information (e) Failure to mainta	(h) Failure to comply with follow-up procedures as required	2,500	5.000
(a) Failure to conduct test as required       2,500       5,00         (b) Failure to use required equipment       2,500       5,00         (c) Failure to administer test in room that meets requirements       2,500       5,00         (d) Complete failure to calibrate       5,000       7,50         (1) Failure to perform daily calibration as required       2,000       4,00         (2) Failure to perform annual calibration as required       2,000       4,00         (3) Failure to perform exhaustive calibration as required       2,000       4,00         (227.115 Hearing protectors (HP):       3,000       6,00         (a) Failure to comply with general requirements       3,000       6,00         (b) Failure to make HP available as required       2,500       5,00         (c) Failure to require use of HP at action level       5,000       7,50         (d) Failure to require use of HP at TWA of 90 dB(A)       5,000       7,50         227.117 Hearing protector attenuation:       2,500       5,00         (a) Failure to evaluate attenuation as required       2,500       5,00         (b) (c) Failure to attenuate to required level       2,500       5,00         (d) Failure to institute a training program as required       5,000       5,00         (e) Failure to provide training within required time fram		2,500	5,000
(a) Failure to conduct test as required       2,500       5,00         (b) Failure to use required equipment       2,500       5,00         (c) Failure to administer test in room that meets requirements       2,500       5,00         (d) Complete failure to calibrate       5,000       7,50         (1) Failure to perform daily calibration as required       2,000       4,00         (2) Failure to perform annual calibration as required       2,000       4,00         (3) Failure to perform exhaustive calibration as required       2,000       4,00         (227.115 Hearing protectors (HP):       3,000       6,00         (a) Failure to comply with general requirements       3,000       6,00         (b) Failure to make HP available as required       2,500       5,00         (c) Failure to require use of HP at action level       5,000       7,50         (d) Failure to require use of HP at TWA of 90 dB(A)       5,000       7,50         227.117 Hearing protector attenuation:       2,500       5,00         (a) Failure to evaluate attenuation as required       2,500       5,00         (b) (c) Failure to attenuate to required level       2,500       5,00         (d) Failure to institute a training program as required       5,000       5,00         (e) Failure to provide training within required time fram	227.111 Audiometric test requirements:	·	,
(c) Failure to administer test in room that meets requirements         2,500         5,00           (d) Complete failure to calibrate         5,000         7,50           (1) Failure to perform daily calibration as required         2,000         4,00           (2) Failure to perform annual calibration as required         2,000         4,00           (3) Failure to perform exhaustive calibration as required         2,000         4,00           227.115 Hearing protectors (HP):         3,000         6,00           (a) Failure to comply with general requirements         3,000         6,00           (b) Failure to require use of HP at action level         2,500         5,00           (c) Failure to require use of HP at action level         5,000         7,50           (d) Failure to require use of HP at TWA of 90 dB(A)         5,000         7,50           227.117 Hearing protector attenuation:         2,500         5,00         7,50           (a) Failure to require use of HP at TWA of 90 dB(A)         2,500         5,00         7,50           (b) -(c) Failure to attenuation:         2,500         5,00         7,50           (a) Failure to require use of HP at TWA of 90 dB(A)         2,500         5,00           (b) -(c) Failure to attenuation:         2,500         5,00           (a) Failure to require use of HP at TWA		2,500	5.000
(c) Failure to administer test in room that meets requirements         2,500         5,00           (d) Complete failure to calibrate         5,000         7,50           (1) Failure to perform daily calibration as required         2,000         4,00           (2) Failure to perform annual calibration as required         2,000         4,00           (3) Failure to perform exhaustive calibration as required         2,000         4,00           227.115 Hearing protectors (HP):         3,000         6,00           (a) Failure to comply with general requirements         3,000         6,00           (b) Failure to require use of HP at action level         2,500         5,00           (c) Failure to require use of HP at action level         5,000         7,50           (d) Failure to require use of HP at TWA of 90 dB(A)         5,000         7,50           227.117 Hearing protector attenuation:         2,500         5,00         7,50           (a) Failure to require use of HP at TWA of 90 dB(A)         2,500         5,00         7,50           (b) -(c) Failure to attenuation:         2,500         5,00         7,50           (a) Failure to require use of HP at TWA of 90 dB(A)         2,500         5,00           (b) -(c) Failure to attenuation:         2,500         5,00           (a) Failure to require use of HP at TWA	(b) Failure to use required equipment	2,500	5,000
(d) Complete failure to calibrate         5,000         7,50           (1) Failure to perform daily calibration as required         2,000         4,00           (2) Failure to perform exhaustive calibration as required         2,000         4,00           227.115 Hearing protectors (HP):         3,000         6,00           (b) Failure to comply with general requirements         3,000         6,00           (b) Failure to make HP available as required         2,500         5,000           (c) Failure to require use of HP at action level         5,000         7,50           (d) Failure to require use of HP at TWA of 90 dB(A)         5,000         7,50           227.117 Hearing protector attenuation:         2,500         5,00           (a) Failure to evaluate attenuation as required         2,500         5,00           (b)-(c) Failure to attenuate to required level         2,500         5,00           (d) Failure to institute a training program as required         2,500         5,00           227.119 Training program:         5,000         7,50           (a) Failure to provide training within required time frame         2,500         5,00           (c) Failure to program and/or training materials to include required information         2,500         5,00           227.121 Recordkeeping:         2,500         5,00 </td <td></td> <td></td> <td>5.000</td>			5.000
(1) Failure to perform daily calibration as required			7,500
(2) Failure to perform annual calibration as required 2,000 4,00 (3) Failure to perform exhaustive calibration as required 2,000 4,00 (2,000 4,00 (2,000 4,00 (2,00			4.000
(3) Failure to perform exhaustive calibration as required 2,000 4,000 227.115 Hearing protectors (HP):  (a) Failure to comply with general requirements 3,000 6,000 (b) Failure to make HP available as required 2,500 5,000 7,500 7			4.000
227.115       Hearing protectors (HP):       (a) Failure to comply with general requirements       3,000       6,00         (b) Failure to make HP available as required       2,500       5,000         (c) Failure to require use of HP at action level       5,000       7,50         (d) Failure to require use of HP at TWA of 90 dB(A)       5,000       7,50         227.117       Hearing protector attenuation:       2,500       5,00         (a) Failure to evaluate attenuation as required       2,500       5,00         (d) Failure to attenuate to required level       2,500       5,00         (d) Failure to revaluate attenuation       2,500       5,00         227.119       Training program:       3,000       7,50         (a) Failure to institute a training program as required       5,000       7,50         (b) Failure to program and/or training within required time frame       2,500       5,00         (c) Failure to program and/or training materials to include required information       2,500       5,00         227.121       Recordkeeping:       2,500       5,00         (a) General Requirements:       2,500       5,00         (a) Failure to make record available as required       2,500       5,00         (b)-(f) Records:       2,500       5,00         (			4.000
(a) Failure to comply with general requirements       3,000       6,00         (b) Failure to make HP available as required       2,500       5,00         (c) Failure to require use of HP at action level       5,000       7,50         (d) Failure to require use of HP at TWA of 90 dB(A)       5,000       7,50         227.117 Hearing protector attenuation:         2,500       5,000       7,50         (a) Failure to evaluate attenuation as required       2,500       5,00         (b)-(c) Failure to attenuate to required level       2,500       5,00         (d) Failure to re-evaluate attenuation       2,500       5,00         227.119 Training program:         (a) Failure to institute a training program as required       5,000       7,50         (b) Failure to provide training within required time frame       2,500       5,00         (c) Failure of program and/or training materials to include required information       2,500       5,00         227.121 Recordkeeping:       (a) General Requirements:             (1) Failure to make record available as required       2,500       5,00         (a) Failure to make record available as required       2,500       5,00         (b)-(f) Records:       (1) Failure to maintain record or failure to maintain record with required information       2,000       4,00		2,000	.,000
(b) Failure to make HP available as required       2,500       5,00         (c) Failure to require use of HP at action level       5,000       7,50         (d) Failure to require use of HP at TWA of 90 dB(A)       5,000       7,50         227.117 Hearing protector attenuation:       2,500       5,00         (a) Failure to evaluate attenuation as required       2,500       5,00         (b)-(c) Failure to attenuate to required level       2,500       5,00         (d) Failure to re-evaluate attenuation       2,500       5,00         227.119 Training program:       3,000       7,50         (a) Failure to institute a training program as required       5,000       7,50         (b) Failure to provide training within required time frame       2,500       5,00         (c) Failure to program and/or training materials to include required information       2,500       5,00         227.121 Recordkeeping:       (a) General Requirements:       2,500       5,00         (1) Failure to make record available as required       2,500       5,00         (3) Failure to transfer or retain records as required       2,000       4,00         (b)-(f) Records:       (1) Failure to maintain record or failure to maintain record with required information       2,000       4,00		3.000	6.000
(c) Failure to require use of HP at action level 5,000 7,50 (d) Failure to require use of HP at TWA of 90 dB(A) 5,000 7,50 (d) Failure to require use of HP at TWA of 90 dB(A) 5,000 7,50 (d) Failure to evaluate attenuation as required 5,000 (e) Failure to attenuate to required level 5,500 5,00 (d) Failure to revealuate attenuation 5,000 7,50 (d) Failure to revealuate attenuation 7,500 5,00 (e) Failure to institute a training program as required 5,000 7,50 (e) Failure to provide training within required time frame 5,000 5,00 (e) Failure to program and/or training materials to include required information 2,500 5,00 (e) Failure to program and/or training materials to include required information 2,500 5,00 (a) General Requirements: (1) Failure to make record available as required 5,000 (a) Failure to transfer or retain records as required 5,000 4,00 (b) (f) Records: (1) Failure to maintain record or failure to maintain record with required information 2,000 4,00 (c) 4,00 (c) Figure to maintain record or failure to maintain record with required information 5,000 (c) 4,00 (c) Figure to maintain record or failure to maintain record with required information 5,000 (c) 4,00 (c) Figure to maintain record or failure to maintain record with required information 5,000 (c) 4,00 (c) Figure to maintain record or failure to maintain record with required information 5,000 (c) 4,00 (c) Figure to maintain record or failure to maintain record with required information 5,000 (c) Figure to maintain record or failure to maintain record with required information 5,000 (c) Figure to maintain record or failure to maintain record with required information 5,000 (c) Figure to maintain record or failure to maintain record with required information 5,000 (c) Figure to required 6,000 (c) Figure to required 6,000 (c) Figure to required 6,000 (			5,000
(d) Failure to require use of HP at TWA of 90 dB(A)       5,000       7,50         227.117 Hearing protector attenuation: <ul> <li>(a) Failure to evaluate attenuation as required</li> <li>(b)-(c) Failure to attenuate to required level</li> <li>(d) Failure to re-evaluate attenuation</li> <li>(a) Failure to institute a training program as required</li> <li>(b) Failure to provide training within required time frame</li> <li>(c) Failure to program and/or training materials to include required information</li> </ul> 5,000     7,50         227.121 Recordkeeping:       2,500       5,00         (a) General Requirements:       2,500       5,00         (1) Failure to make record available as required       2,500       5,00         (3) Failure to transfer or retain records as required       2,500       5,00         (a) General Requirements:       2,500       5,00         (1) Failure to make record available as required       2,500       5,00         (b)-(f) Records:       2,500       4,00         (b)-(f) Records:       2,000       4,00			7.500
227.117 Hearing protector attenuation:       (a) Failure to evaluate attenuation as required       2,500       5,00         (b)—(c) Failure to attenuate to required level       2,500       5,00         (d) Failure to re-evaluate attenuation       2,500       5,00         227.119 Training program:       5,000       7,50         (b) Failure to institute a training program as required       5,000       7,50         (c) Failure to provide training within required time frame       2,500       5,00         (c) Failure of program and/or training materials to include required information       2,500       5,00         227.121 Recordkeeping:       (a) General Requirements:       2,500       5,00         (1) Failure to make record available as required       2,500       5,00         (3) Failure to transfer or retain records as required       2,000       4,00         (b)—(f) Records:       (1) Failure to maintain record or failure to maintain record with required information       2,000       4,00			7,500
(a) Failure to evaluate attenuation as required       2,500       5,00         (b)-(c) Failure to attenuate to required level       2,500       5,00         (d) Failure to re-evaluate attenuation       2,500       5,00         227.119 Training program:       3,000       7,50         (a) Failure to institute a training program as required       5,000       7,50         (b) Failure to provide training within required time frame       2,500       5,00         (c) Failure to program and/or training materials to include required information       2,500       5,00         227.121 Recordkeeping:       (a) General Requirements:       2,500       5,00         (1) Failure to make record available as required       2,500       5,00         (3) Failure to transfer or retain records as required       2,000       4,00         (b)-(f) Records:       (1) Failure to maintain record or failure to maintain record with required information       2,000       4,00		1,,,,,	.,
(b)—(c) Failure to attenuate to required level		2.500	5.000
(d) Failure to re-evaluate attenuation			5.000
227.119 Training program:  (a) Failure to institute a training program as required			5.000
(a) Failure to Institute a training program as required       5,000       7,50         (b) Failure to provide training within required time frame       2,500       5,00         (c) Failure of program and/or training materials to include required information       2,500       5,00         227.121 Recordkeeping:       2,500       2,500       5,00         (a) General Requirements:       2,500       2,500       5,00         (3) Failure to make record available as required       2,500       2,000       4,00         (b)-(f) Records:       (1) Failure to traintain record or failure to maintain record with required information       2,000       4,00		2,000	0,000
(b) Failure to provide training within required time frame		5 000	7,500
(c) Failure of program and/or training materials to include required information			5.000
227.121 Recordkeeping:       (a) General Requirements:       2,500       5,00         (1) Failure to make record available as required			5,000
(a) General Requirements:  (1) Failure to make record available as required		2,000	0,000
(1) Failure to make record available as required			
(3) Failure to transfer or retain records as required		2 500	5.000
(b)–(f) Records:  (1) Failure to maintain record or failure to maintain record with required information		,	4.000
(1) Failure to maintain record or failure to maintain record with required information		2,000	-,500
tion			
		2 000	4.000
	(2) Failure to retain records for required time period	2,000	4,000

<sup>&</sup>lt;sup>1</sup>A penalty may be assessed against an individual only for a willful violation. The Administrator reserves the right to assess a penalty of up to \$105,000 for any violation where circumstances warrant. See 49 CFR part 209, appendix A.

[71 FR 63123, Oct. 27, 2006, as amended at 73 FR 79703, Dec. 30, 2008; 77 FR 24421, Apr. 24, 2012]

# PART 228—HOURS OF SERVICE OF RAILROAD EMPLOYEES; RECORD-KEEPING AND REPORTING; SLEEPING QUARTERS

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