

Quality Assurance Fees for MOA Non-Conformance by Participating Producers in NTGCICP (Amended August-2010)

Number	Type	Description	First violation	Second violation	Third violation	Fourth violation	Fifth violation	Provisional Status
1	Type A	Diploids found during a triploid grass carp ploidy verification inspection	\$ 500 & Letter of Concern	\$500 fee & 2-day suspension or \$2,000 fee (or use QA/QC credit)	\$1000 & 10-day suspension or \$5,000 fee (or use QA/QC credit)	\$ 1,000 & 30 day suspension or \$10,000 fee (or use QA/QC credit)	Provisional Status for remainder of MOA. \$1000 fee and 30 day suspension or \$10,000 fee. See provisional status in Standards.	\$1,000 & 30 day suspension or \$10,000 fee per violation. See provisional status in standards. QA/QC credits may not be used when in provisional status.
2	Type B	Non-functioning equipment prevents the completion of a scheduled triploid grass carp ploidy verification inspection.	\$100 fee & Letter of Concern	\$200 fee & Letter of Concern	\$300 fee & Letter of Concern	\$400 fee & Letter of Concern	\$500 & Letter of Concern. Violations above 5 in a year fined at \$500.	
3	Type C	Certified triploid grass carp or alleged 100% individually producer tested triploid grass carp are not in isolated vat 100 feet from grass carp production ponds	* Letter of Concern, cancel inspection and \$500 fee.	** Letter of Warning, cancel inspection, and \$500 fee.	** Letter of Warning, cancel inspection, and \$500 fee	***Grounds for non-renewal of MOA		
4	Type C	Diploids (whether controls or diploids segregated during ploidy-testing) are not isolated in labeled vats or containers at least 6 feet away from vats holding grass carp that have already been 100% individually producer tested. Alleged 100% individually producer tested triploid grass carp and certified triploid grass carp are not isolated in labeled vats or containers at least 6 feet away from vats holding grass carp that have not been producer tested.	* Letter of Concern, cancel inspection and \$500 fee.	** Letter of Warning, cancel inspection, and \$500 fee.	** Letter of Warning, cancel inspection, and \$500 fee	***Grounds for non-renewal of MOA		
5	Type C	Tested triploid fish do not have visible evidence of 100% testing (such as a prick mark on the isthmus) when inspector arrives. Mark should be visible for a period of 6 days from the date of initial placement.	* Letter of Concern, cancel inspection and \$500 fee.	** Letter of Warning, cancel inspection, and \$500 fee.	** Letter of Warning, cancel inspection, and \$500 fee	**** Poke Marks issues will be investigated during MOA, and a determination for NTGCICP Termination might subsequently ensue.*** Grounds for non-renewal of MOA .		
6	Type D	When performing a USFWS 120 fish ploidy verification inspection, individual fish from the verification test are not secured in an identifiable location for possible retesting if suspected of being diploid. No individual fish can be released to the general triploid population until the inspector confirms the ploidy status.	* Letter of Concern, cancel inspection and \$500 fee.	** Letter of Warning, cancel inspection, and \$500 fee.	** Letter of Warning, cancel inspection, and \$500 fee	***Grounds for non-renewal of MOA		
7	Type D	Producer selects the 120 fish sample for the ploidy verification inspection without the supervision/direction of the USFWS Inspector.	* Letter of Concern, cancel inspection and \$500 fee.	** Letter of Warning, cancel inspection, and \$500 fee.	** Letter of Warning, cancel inspection, and \$500 fee	***Grounds for non-renewal of MOA		
8	Type D	Inspector unable to visually estimate numbers and confirm composition of alleged 100% individually producer tested grass carp population in holding vats due to poor water clarity or a producers failure to cooperate in the estimation/confirmation process during temporary, unique water clarity events caused by weather or equipment malfunctions.	* Letter of Concern, cancel inspection and \$500 fee.	** Letter of Warning, cancel inspection, and \$500 fee.	** Letter of Warning, cancel inspection, and \$500 fee	***Grounds for non-renewal of MOA		
9	Type E	Number of fish on the bill of lading/invoice does not match the number of fish on the ploidy certificate. Producer fails to follow protocol for reducing number of fish on a certificate.	Letter of Concern	Letter of Warning	Letter of Warning	***Grounds for non-renewal of MOA		
10	Type E	Producer is convicted of falsification of a ploidy Certificate, an inspector's embossment, or signature on a ploidy certificate.	Termination of MOA					
11	Type E	Conviction on bribery charges filed by a Triploid Grass Carp Inspector.	Termination of MOA					
12	Type E	Intimidation or use of inappropriate language toward an inspector.	Letter of Concern	Letter of warning	Meeting with Facilitator	Review of situation by tribunal.	***Grounds for Non-renewal of MOA	
13	Type E	Producer is convicted for fraudulently selling non certified grass carp as USFWS certified triploids in intrastate or interstate shipments.	Termination of MOA					
14	Type E	Conviction of a Lacey Act Felony violation related to movement of Triploid/Diploid grass carp	Termination of MOA					
15	Type E	Producer fails to pay the USFWS at the negotiated rate for services rendered.	Letter of Warning and suspension of ploidy inspection services until fees are paid in full.	30 day Suspension of Service	Termination of MOA			

* Documentation will identify issue of contention and expected actions for remediation; Communications will be within Region and may include meeting with USFWS Management and others.
 ** Documentation will identify issue of contention and expected actions for remediation; Communications will originate from USFWS Management and be accountable to the national office.
 *** When the MOA is up for renewal excessive numbers of Type A, B,C,D failures through the course of the MOA could create grounds for non-renewal of the MOA based on concerns over poor QA/QC.
 **** Termination may be enforced if QA/QC testing demonstrates that a persistent prick mark lasting 10 days can be applied consistently.