- iv. \$15,000 for the fourth and each subsequent offense.
- 3. For the nonsubmittal of or the failure to maintain any records or information not included in (c)1 or 2 above:
 - i. \$500 for the first offense;
 - ii. \$1,000 for the second offense;
 - iii. \$2,500 for the third offense; and

- iv. \$7,500 for the fourth and each subsequent offense.
- (d) The Department may, in its discretion, treat an offense as a first offense solely for civil administrative penalty determination purposes, if the violator has not committed the same offense in the five years immediately preceding the date of the pending offense.

Amended by R.1995 d.5, effective January 3, 1995 (operative January 27, 1995).

See: 26 N.J.R. 3566(a), 27 N.J.R. 93(a).

7:27A-3.10 Civil administrative penalties for violation of rules adopted pursuant to the Act

- (a) The Department may assess a civil administrative penalty of not more than \$10,000 for the first offense, not more than \$25,000 for the second offense, and not more than \$50,000 for the third and each subsequent offense for each violation of the Act or of any rule promulgated pursuant to the Act listed in (m) and (n) below.
- (b) Each violation of each provision of the Act, or any rule promulgated pursuant thereto, shall constitute a separate and distinct offense.
 - (c) Each day during which the violation continues shall constitute an additional, separate, and distinct offense.
- (d) Except as provided for in (e) and (f) below, the Department may, in its discretion, treat an offense as a first offense solely for civil administrative penalty determination purposes, if the violator has not committed the same offense in the five years immediately preceding the date of the pending offense.
- (e) For violations of N.J.A.C. 7:27–8.3(e) and N.J.A.C. 7:27–22.3(c) or (e) indicated by a continuous monitoring system, the Department shall calculate penalties in accordance with (n)1 below and may, in its discretion for purposes of determining the statutory maximum penalty for an offense, treat an offense as a first offense for civil administrative penalty determination purposes, at the beginning of each calendar quarter.
- (f) For violations of N.J.A.C. 7:27–8.3(e) and N.J.A.C. 7:27–22.3(d) or (e) when a continuous monitoring system operates out of control or is out of service, the Department shall calculate penalties in accordance with (n)2 below and may, in its discretion, treat an offense as a first offense for civil administrative penalty determination purposes, if the violator has not committed the same offense in the four consecutive calendar quarters immediately preceding the first day of the calendar quarter during which the pending offense was committed.
- (g) Where the civil administrative penalty for a violation of the Act or of any rule promulgated pursuant to the Act may be determined by using more than one provision of this section, the Department may, in its discretion, assess the highest civil administrative penalty that corresponds to the violation, pursuant to the factors listed in N.J.A.C. 7:27A–3.5(e).
- (h) The Department shall determine the amount of the civil administrative penalty for offenses described in this section on the basis of the provision violated and the frequency of the violation.
- (i) The Department may, in its discretion, accept the conveyance of discrete emission reductions in full or partial settlement of a monetary penalty set forth in this subchapter for NO_x and VOC emission violations of N.J.A.C. 7:27–8, 16, 19, and 22, and other violations of N.J.A.C. 7:27–30. In determining whether to accept discrete emission reductions in full or partial settlement of a penalty and the appropriate amount to accept, the Department shall consider whether the cost associated with acquiring the discrete emission reductions provides a sufficient deterrent to future violation.
- (j) The Department may, in its discretion prior to assessment of a civil administrative penalty, adjust the amount of any penalty determined under this section pursuant to the factors listed in N.J.A.C. 7:27A-3.5(e).
- (k) For violations of N.J.A.C. 7:27–22.3(a) and (b), the Department shall calculate penalties in accordance with the Civil Administrative Penalty Schedule in (m) below by adding the penalty amounts for each source operation within a facility that is subject to N.J.A.C. 7:27–22. The daily penalty for such violations shall not exceed the amounts set forth in (a) above.

- (1) Footnotes 3, 4, and 8 set forth in the Civil Administrative Penalty Schedule in (m) below are intended solely to put violators on notice that in addition to assessing a civil administrative penalty, the Department may also revoke the violator's Operating Permit, Certificate or variance. These footnotes are not intended to limit the Department's discretion in determining whether or not to revoke an Operating Permit, Certificate or variance, but merely to indicate the situation in which the Department would be most likely to seek revocation.
- (m) The violations of N.J.A.C. 7:27 and the civil administrative penalty amounts for each violation are as set forth in the following Civil Administrative Penalty Schedule. The numbers of the following subsections correspond to the numbers of the corresponding subchapter in N.J.A.C. 7:27. The rule summaries for the requirements set forth in the Civil Administrative Penalty Schedule in this subsection are provided for informational purposes only and have no legal effect.

CIVIL ADMINISTRATIVE PENALTY SCHEDULE

- 1. (Reserved)
- 2. The violations of N.J.A.C. 7:27-25, Control and Prohibition of Air Pollution by Vehicular Fuels, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Class	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-2.2	Small scale (up to 55 gallon drum or equiva-				
	lent)	\$300	\$600	\$1,500	\$4,500
-	Large Scale	\$2,000	\$4,000	\$10,000	\$30,000
	Material containing pesticides, dangerous ma-		•		
	terials and solvents	\$5,000	\$10,000	\$25,000	\$50,000
N.J.A.C. 7:27-2.3(a)	Small scale (up to 55 gallon drum or equiva-				
()	lent)	\$200	\$400	\$1,000	\$3,000
	Large scale	\$2,000	\$4,000	\$10,000	\$30,000
	Material containing pesticides, dangerous ma-	•			
	terials and solvents	\$5,000	\$10,000	\$25,000	\$50,000
N.J.A.C. 7:27-2.3(b)	Residential	\$100	\$200	\$500	\$1,500
	Commercial	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-2.3(c)	Residential	\$100	\$200	\$500	\$1,500
` '	Commercial	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-2.4	Not acting in accordance with permit	\$1,000	\$2,000	\$5,000	\$15,000

3. The violations of N.J.A.C. 7:27–3, Control and Prohibition of Smoke from Combustion of Fuel, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

					Fourth and Each
		First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-3.2	Boiler capacity less than 200×10^6 BTU	\$300 ¹	\$600 ¹	\$1,500 ¹	\$4,500 ¹
	Boiler capacity 200 × 10 6 BTU or greater	\$1,000 ²	\$2,000 2	\$5,000 2	\$15,000 ²
N.J.A.C. 7:27-3.3	Marine Installations	\$400 2	\$800 2	\$2,000 ²	\$6,000 ²
N.J.A.C. 7:27-3.4	Mobile Sources	\$400	\$800	\$2,000	\$6,000
N.J.A.C. 7:27-3.5	Stationary Engines	\$400 2	\$800 2	\$2,000 ²	\$6,000 ²
N.J.A.C. 7:27-3.6	Facilities and Equipment	\$1,000	\$2,000	\$5,000	\$15,000
	Records	\$400	\$800	\$2,000	\$6,000

¹ Double Penalty If Over One Ringlemann or 20% Opacity

4. The violations of N.J.A.C. 7:27–4, Control and Prohibition of Particles from the Combustion of Fuel, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation		First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27 CLASS	-4.2				
	etual Emissions				
	For less than 10 pounds per hour:				
1.	Less than 25 percent over the allowable standard	\$2,000 3	\$4,000 3	\$10,000 3	\$30,000 3
2.	From 25 through 50 percent over the allowable standard	\$4,000 3	\$8,000 3	\$20,0003	\$50,000 3
3.		\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
	From 10 pounds through 22.8 pounds per hour:	·	•	•	·
1.	Less than 25 percent over the allowable standard	\$6,000 3	\$12,000 ³	\$30,0003	\$50,000 3
2.	From 25 through 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3

² Double Penalty If Over Two Ringlemann or 40% Opacity

Fourth and Each

Citation 3. 1. 2. 3.	Greater than 50 percent over the allowable standard For greater than 22.8 pounds per hour: Less than 25 percent over the allowable standard From 25 through 50 percent over the allowable standard Greater than 50 percent over the allowable standard	First Offense \$10,000 ³ \$8,000 ³ \$10,000 ³ \$10,000 ³	Second Offense \$20,000 ³ \$16,000 ³ \$20,000 ³ \$20,000 ³	Third Offense \$50,000 3 \$40,000 3 \$50,000 3 \$50,000 3	Subsequent Offense \$50,000 ³ \$50,000 ³ \$50,000 ³ \$50,000 ³
Citation N.J.A.C. 7:27	Class	First Offense \$2,000 \$2,000	Second Offense \$4,000 \$4,000	Third Offense \$10,000 \$10,000	Fourth and Each Subsequent Offense \$30,000 \$30,000

³ Revoke Certificate to Operate Under N.J.A.C. 7:27-8 (if applicable)

5. The violations of N.J.A.C. 7:27–5, Prohibition of Air Pollution, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following tables:

Ct. 4	First	Second	Third	Subsequent		
Citation	Offense	Offense	Offense	Offense		
N.J.A.C. 7:27-5.2(a), the emission of air contaminants in such quantities				4		
and duration as are, or tend to be, injurious to human health or welfare,						
animal or plant life or property	#10 000 T	dar 000 7	Φερ 000 7	φερ. ooo 7		
Maximum Penalty Per Violation	\$10,000 ⁷	\$25,000 ⁷	\$50,000 ⁷	\$50,000 7		
(1) Remedial Measures Taken:	4500 75 1					
(A) Immediate implementation of measures to effectively mitigate	15% Reduction from the maximum penalty					
the effects of the violation:	•					
(B) Implementation of measures that can reasonably be expected						
to prevent a recurrence of the same type of violation						
1. Full implementation		ion from the ma				
2. Partial implementation	10% Reduct	ion from the ma	ximum penalty			
(2) Magnitude of Problem						
(A) Population Affected	2004 70 1					
Less than three complainants:	20% Reduct	ion from the ma	ximum penalty			
Three to five complainants:	15% Reduct	ion from the ma	ximum penalty			
Six to 10 complainants:		on from the max				
Greater than 10 complainants:	0% Reduction	on from the max	imum penalty			
(B) Nature of Air Contaminant ⁹						
Particulates & other air contaminants:		ion from the ma				
VOC, NO _x or other criteria pollutant:		on from the max				
EHS, TXS or NESHAPS:	0% Reduction	on from the max	imum penalty			
(C) Amount of Air Contaminant Emitted in Any One Hour						
Less than 22.8 pounds:		ion from the ma				
22.8 pounds or greater:	0% Reduction	on from the max	imum penalty			
(D) Area Covered (Air contaminant)						
Less than ½ square mile:	15% Reduct	ion from the ma	ximum penalty			
½ square mile or greater:	0% Reduction	on from the max	imum penalty			
(E) Off-site Property Damage						
No:	15% Reduct	ion from the ma	ximum penalty			
Yes:	0% Reduction	on from the max	imum penalty			
	•		• •			

⁷ For instance, for the first offense, if the violator takes remedial measures to mitigate the effects of the violation, the Department may reduce \$1,500 (15%) from the maximum penalty. Further, if the violator takes measures that can reasonably be expected to prevent a recurrence of the same type of violation, the Department may reduce an additional \$2,000 (20%) from the maximum penalty. Further, if there are less than three complainants related to the violation the Department may reduce an reduce an additional \$2,000 (20%) from the maximum penalty. Further, if there are less than three complanants related to the violation the Department may reduce an additional \$1,500 (15%) from the maximum penalty. Further, if an air contaminant emitted is not a VOC, NO_x, criteria pollutant, EHS, TXS, or NESHAPS the Department may reduce an additional \$1,500 (15%) from the maximum penalty. Further, if the air contaminant emitted is less than 22.8 pounds in any one hour to the atmosphere the Department may reduce an additional \$1,500 (15%) from the maximum penalty. Further, if the air contaminant emitted into the atmosphere covers an area of less than ½ square mile, the Department may reduce an additional \$1,500 (15%) from the maximum penalty. Further, if there is no off-site property damage from the air contaminant the Department may reduce an additional \$1,500 (15%) from the maximum penalty. Summing the total penalty reduction percentages results in a total reduction of 115%. However, an assessed penalty of \$500 00 offense penalty of \$10,000 would be \$9,500 resulting in an assessed penalty of \$500.00.

9 VOC (N.J.A.C. 7:27-16) EHS (N.J.A.C. 7:31-1) NO_x (N.J.A.C. 7:27-19)

Criteria pollutant (N.J.A.C. 7:27-13) TXS (N.J.A.C. 7:27-17) NESHAPS (40 CFR 61)

Citation
N.J.A.C. 7:27-5.2(a), the emission of air contaminants in such quantities
and duration as would unreasonably interfere with the enjoyment of life
or property and which are not, or do not tend to be, injurious to health or
welfare, animal or plant life or property

			Fourth and Each
First	Second	Third	Subsequent
Offense	Offense	Offense	Offense

Fourth and Each

Founth and Fash

Citation	First Offense	Second Offense	Third Offense	Subsequent Offense
Base Penalty per Violation	\$1,000 ¹	\$2,000 ¹	\$5,000 ¹	\$15,000 ¹
i. The base penalty may be reduced or increased by applying the	\$1,000 -	\$2,000 -	\$5,000 -	\$15,000 -
following factors, as applicable. The civil administrative penalty				
for each violation is calculated by summing the base penalty and				
the increase or decrease from the base penalty for each of the		•		
applicable factors in i(1) through (4) below.	4			
(1) Remedial Measures Taken				
(A) Immediate implementation of measures to effectively miti-	15% Reducti	on from the bas	e penalty	
gate the effects of the violation:	10 /0 110 440 11		o positivity	
(B)1 Implementation of measures that can reasonably be expect-				
ed to prevent a recurrence of the same type of violation				
1. Full implementation	20% Reducti	on from the bas	e penalty	
2. Partial implementation	10% Reducti	on from the bas	e penalty	
(2) Population Affected				
(A) Three to five complainants:	10% increase	to the base per	nalty	
(B) Six to 10 complainants:	15% increase	to the base per	nalty	
(C) Greater than 10 complainants:	20% increase	to the base per	nalty	
(3) Nature of Air Contaminant ²				
(A) VOC, NO _x or other criteria pollutant:		to the base per		
(B) EHS, TXS or NESHAPS:	20% increase	to the base per	nalty	
(4) Compliance History		•		
(A) Upon a showing by a violator within 14 calendar days of				
receipt of the notice of violation from the Department that,				
at the time of the pending violation:				
1. The violator was in full compliance with the terms and				
conditions of all Department permits and certificates related to the pending violation:			• .	
2. The violator was in full compliance with all air pollu-				
tion control permits and certificates for the facility				
where the violation is pending, except for the violation				
of N.J.A.C. 7:27-5.2(a) and N.J.A.C. 7:27-8.3(j); and				
3. The pending violation is the first violation of N.J.A.C.	50% reduction	on from the base	e penalty	
7:27-5.2(a) for the facility within the five calendar years	20,01224000		r	
immediately preceding the date of the pending viola-				
tion.				

¹ For instance, for the first offense, if the violator takes immediate remedial measures to mitigate the violation, the Department may reduce \$150.00 (15%) from the base penalty. Further, if the violator takes measures that can reasonably be expected to prevent a recurrence of the same type of violation, the Department may reduce an additional \$200.00 (20%) from the base penalty. Further, if there are less than three complainants related to the violation there is no increase to or reduction from the base penalty. Further, if an air contaminant emitted is not a VOC, AAQS, EHS, TXS, or NESHAPS there is no increase to or reduction from the base penalty. Further, if this is the first violation of N.J.A.C. 7:27-5.2(a) for the facility within five years immediately preceding the date of the pending violation and the violator can demonstrate that it was in full compliance with the terms and conditions in all Department permits and certificates related to the pending violation and with all air pollution control permits and certificates, the Department may reduce an additional \$500.00 (50%) from the base penalty. Therefore, the minimum assessed penalty for the first offense under this section would be \$150.00. In this example, all of the reductions were taken to the fullest extent to result in the minimum penalty. 2 VOC (N.J.A.C. 7:27-16)

EHS (N.J.A.C. 7:31-1) NO_X (N.J.A.C. 7:27-19) Criteria pollutant (N.J.A.C. 7:27-13) TXS (N.J.A.C. 7:27-17) NESHAPS (40 CFR 61)

6. The violations of N.J.A.C. 7:27-6, Control and Prohibition of Particles from Manufacturing Processes, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Charten	First	Second	Third	Subsequent
Citation	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-6.2(a)				
CLASS				
Maximum Actual Emissions				
For less than 10 pounds per hour:				
1. Less than 25 percent over the allowable standard	\$2,000 ³	\$4,000 3	\$10,000 3	\$30,000 3
2. From 25 through 50 percent over the allowable standard	\$4,000 ³	\$8,000 3	\$20,000 3	\$50,000 3
3. Greater than 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
From 10 pounds through 22.8 pounds per hour:	, -,	,,	*,	,,
1. Less than 25 percent over the allowable standard	\$6,000 ³	\$12,000 ³	\$30,000 3	\$50,000 3
2. From 25 through 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 ³	\$50,000 3
3. Greater than 50 percent over the allowable standard	\$10,000 3	\$20,000 3	\$50,000 3	\$50,000 3
For greater than 22.8 pounds per hour:	\$10,000	Ψ20,000	ΨΕ 0,000	420,000
1. Less than 25 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
2. From 25 through 50 percent over the allowable standard	\$10,000 ³	\$20,000 ³	\$50,000 ³	\$50,000 ³
3. Greater than 50 percent over the allowable standard	\$10,000 ³	\$20,000 3	\$50,000 ³	\$50,000 ³

8 Revoke Variance Under N.J.A.C. 7:27-6.5

					Fourth and Each
		First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-6.2(d)	All	\$500 ²	\$1,000 ²	\$2,500 2	\$7,500 ²
N.J.A.C. 7:27-6.4	Monitoring	\$2,000	\$4,000	\$10,000	\$30,000
	Records	\$500	\$1,000	\$2,500	\$7,500
	Sampling and Testing Facilities	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-6.5(a)	Variance	\$2,000 8	\$4,000 8	\$10,000 8	\$30,000 8
² Double Penalty If Over	Two Ringlemann or 40% Opacity				
3 Revoke Certificate to Or	perate Under N.I.A.C. 7:27-8 (if applicable)				

^{7.} The violations of N.J.A.C. 7:27-7, Control and Prohibition of Air Pollution from Sulfur Compounds, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation		First	Second	Third	Fourth and Each Subsequent
Citation N.J.A.C. 7:27	7.72(a)	Offense	Offense	Offense	Offense
CLASS	-7.2(a)				
	etual Emissions				
· ·	For less than 10 pounds per hour:				
1	Less than 25 percent over the allowable standard	\$2,000 4	\$4,000 4	\$10,000 4	\$30,000 4
2.	From 25 through 50 percent over the allowable standard	\$4,000 ⁴	\$8,000 4	\$20,000 4	\$50,000 4
3.	Greater than 50 percent over the allowable standard	\$8,000 4	\$16,000 ⁴	\$40,000 4	\$50,000 ⁴
	From 10 pounds through 22.8 pounds per hour:	ψο,000	Ψ10,000	ψ+0,000	Ψ50,000
1.	Less than 25 percent over the allowable standard	\$6,000 4	\$12,000 4	\$30,000 4	\$50,000 4
2.	From 25 through 50 percent over the allowable standard	\$8,000 ⁴	\$16,000 4	\$40,000 4	\$50,000 ⁴
3.	Greater than 50 percent over the allowable standard	\$10,000 4	\$20,000 4	\$50,000 4	\$50,000 4
	For greater than 22.8 pounds per hour:	410,000	420,000	Ψ20,000	Ψ20,000
1.	Less than 25 percent over the allowable standard	\$8,000 4	\$16,000 4	\$40,000 4	\$50,000 4
2.	From 25 through 50 percent over the allowable standard	\$10,000 4	\$20,000 4	\$50,000 4	\$50,000 ⁴
3.	Greater than 50 percent over the allowable standard	\$10,000 4	\$20,000 4	\$50,000 4	\$50,000 4
					Fourth and Each
		First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27	7-7.2(d),				0 1101100
(h) and (j)	Records	\$500	\$1,000	\$2,500	\$7,500
., 0,	Monitoring	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27		\$2,000	\$4,000	\$10,000	\$30,000
4 Per Air Cont	aminant Exceeding Allowable Standard Revoke Certificate to Operate U	Jnder N.J.A.C. 7:27-8 (if applicable)	,	. ,

8. The violations of N.J.A.C. 7:27-8, Permits and Certificates, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

	First	Second	Third	Fourth and Each Subsequent
Citation	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-8.3(a) Obtain Preconstruction Permit				
Class: Estimated Potential Emission Rate of Source Operation				
1. Less than 0.5 pound per hour	\$100 ⁵	\$200 5	\$500 ⁵	\$1,500 ⁵
2. From 0.5 through 10 pounds per hour, or 0.5 through 2.5				, -,-
pounds per hour for VOC and NO _v	\$200 5	\$400 5	\$1,000 ⁵	\$3,000 5
3. Greater than 10 through 22.8 pounds per hour, or greater		*	7-,	+=,===
than 2.5 through 5.7 pounds per hour for VOC and NO _x	\$600 5	\$1,200 5	\$3,000 5	\$9,000 5
4. Greater than 22.8 pounds per hour, or greater than 5.7		41,200	40,000	42,000
pounds per hour for VOC and NO _x	\$1,000 5	\$2,000 5	\$5,000 5	\$15,000 5
5. Regulated pursuant to NSPS, NESHAPS, PSDAQ, EOR,	Ψ1,000	Ψ2,000	Ψ2,000	\$13,000
TXS and HAP (Table C) 6	\$2,000	\$4,000	\$10,000	\$30,000
	42,000	Ψ 1,000	. 410,000	\$20,000
Citation .	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-8.3(b) Obtain Certificate				
Class: Estimated Potential Emission Rate of Source Operation				•
1. Less than 0.5 pound per hour	· \$100 ⁵	\$200 5	\$500 5	\$1,500 ⁵
2. From 0.5 through 10 pounds per hour, or 0.5 through 2.5				, -, -
pounds per hour for VOC and NO _v	\$200 5	\$400 5	\$1,000 ⁵	\$3,000 5
3. Greater than 10 through 22.8 pounds per hour, or greater			,	,
than 2.5 through 5.7 pounds per hour for VOC and NO_x	\$600 ⁵	\$1,200 5	\$3,000 5	\$9,000 5
, , , , , , , , , , , , , , , , , , ,		,	/	,

Citation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
4. Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO _x	\$1,000 5	\$2,000 5	\$5,000 5	\$15,000 ⁵
 Regulated pursuant to NSPS, NESHAPS, PSDAQ, EOR, TXS and HAP (Table C)⁶ 	\$2,000	\$4,000	\$10,000	\$30,000
Citation Rule Summary	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-8.3(d) Preconstruction Permit or Certificate Readily Available	\$100	\$200	\$500	\$1,500
				Fourth and
Citation Rule Summary N.J.A.C. 7:27-8.3(e) Emissions Detected by Stack Tests from Source Operation Class: Maximum Allowable Emissions	First Offense	Second Offense	Third Offense	Each Subsequent Offense
Class: Maximum Allowable Emissions Less than 0.5 pound per hour: 1. Less than 25 percent over the allowable standard 2. From 25 through 50 percent over the allowable standard 3. Greater than 50 percent over the allowable standard From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO _x : 1. Less than 25 percent over the allowable standard	\$500 ⁴ \$1,000 ⁴ \$2,000 ⁴	\$1,000 ⁴ \$2,000 ⁴ \$4,000 ⁴	\$2,500 ⁴ \$5,000 ⁴ \$10,000 ⁴	\$7,500 ⁴ \$15,000 ⁴ \$30,000 ⁴
 From 25 through 50 percent over the allowable standard Greater than 50 percent over the allowable standard Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO_x: 	\$4,000 ⁴ \$8,000 ⁴	\$8,000 ⁴ \$16,000 ⁴	\$20,000 ⁴ \$40,000 ⁴	\$50,000 ⁴ \$50,000 ⁴
 Less than 25 percent over the allowable standard From 25 through 50 percent over the allowable standard Greater than 50 percent over the allowable standard For greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_x or air contaminants regulated pursuant to HAP (Table C): 	\$6,000 ⁴ \$8,000 ⁴ \$10,000 ⁴	\$12,000 ⁴ \$16,000 ⁴ \$20,000 ⁴	\$30,000 ⁴ \$40,000 ⁴ \$50,000 ⁴	\$50,000 ⁴ \$50,000 ⁴ \$50,000 ⁴
 Less than 25 percent over the allowable standard From 25 through 50 percent over the allowable standard Greater than 50 percent over the allowable standard 	\$8,000 ⁴ \$10,000 ⁴ \$10,000 ⁴	\$16,000 ⁴ \$20,000 ⁴ \$20,000 ⁴	\$40,000 ⁴ \$50,000 ⁴ \$50,000 ⁴	\$50,000 ⁴ \$50,000 ⁴ \$50,000 ⁴
	First	Second	Third	Fourth and Each Subsequent
Citation Rule Summary N.J.A.C. 7:27-8.3(e) Preconstruction Permit and Certificate Conditions and Provisions	Offense	Offense	Offense	Offense
Class: Emissions from Source Operation 1. Less than 0.5 pounds per hour	\$400 5	\$800 5	\$2,000 5	\$6,000 5
 From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO_x 	\$800 5	\$1,600 ⁵	\$4,000 5	\$12,000 5
 Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO_x 	\$1,200 5	\$2,400 ⁵	\$6,000 5	\$18,000 5
4. Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO _x	\$2,000 5	\$4,000 5	\$10,000 5	\$30,000 5
 Regulated pursuant to NSPS, NESHAPS, PSDAQ, EOR, TXS and HAP (Table C) 6 	\$3,000	\$6,000	\$15,000	\$45,000
N.J.A.C. 7:27-8.3(e) Preconstruction Permit and Certificate Conditions and Provisions Detected by Continuous Monitoring System See N.J.A.C. 7:27A-3.10(n) for the calculation of civil administrative penalties. ⁵				
Citation N.J.A.C. 7:27-8.4(c)1 N.J.A.C. 7:27-8.4(c)3 N.J.A.C. 7:27-8.4(c)4 N.J.A.C. 7:27-8.4(c)5 N.J.A.C. 7:27-8.4(c)6 Rule Summary Submit Source Specific Testing Protocol Conduct Source Specific Testing Provide Notice of Source Specific Testing Submit Test Report Certify Test Report	First Offense \$1,000 \$2,000 \$300 \$500 \$300	Second Offense \$2,000 \$4,000 \$600 \$1,000 \$600	Third Offense \$5,000 \$10,000 \$1,500 \$2,500 \$1,500	Fourth and Each Subsequent Offense \$15,000 \$30,000 \$4,500 \$5,000 \$4,500

					Fourth and Each
		First	Second	Third	Subsequent
Citation	Rule Summary	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-8.4(f)	Conduct Air Quality Impact Analysis	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-8.4(g)	Submit Application for Renewal	\$200	\$400	\$1,000	\$3,000
N.J.A.C. 7:27-8.4(j)	Conduct Air Quality Impact Analysis	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-8.9(a)	Submit Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-8.9(b)	Submit Report	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-8.9(c)	Certify Report	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-8.9(d)	Submit Emission Report	\$500	\$1,000	\$2,500	\$7,500

⁴ Per Air Contaminant Exceeding Allowable Standard—Revoke Certificate to Operate Under N.J.A.C. 7:27-8 or Revoke Operating Permit Under N.J.A.C. 7:27-22 (if applicable)

5 Based on Permit, if Applicable, or if Not, Estimate 6 NSPS (40 CFR 60) NESHAPS (40 CFR 61) PSDAQ (40 CFR 51) EOR (N.J.A.C. 7:27-18) TXS (N.J.A.C. 7:27-17) HAP (TABLE C) (N.J.A.C. 7:27-8, Appendix 1)

9. The violations of N.J.A.C. 7:27-9, Control and Prohibition of Air Pollution from Sulfur Dioxide caused by the Combustion of Fuel, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Class	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-9.2(a)	Storage/Sale by User	\$500	\$1,000	\$2,500	\$7,500
	Supplier	\$5,000	\$10,000 ³	\$25,000 ³	\$50,000 ³
N.J.A.C. 7:27-9.2(b)	User less than 20×10^6 BTU	\$500	\$1,000	\$2,500 ³	\$7,500 ³
• •	User 20×10^6 BTU or more	\$2,000	\$4,000 ³	\$10,000 ³	\$30,000 3
N.J.A.C. 7:27-9.2(d)	Mathematical Combination	\$2,000	\$4,000	\$10,000	\$30,000 3
N.J.A.C. 7:27-9.2(e)	Facility By-Products	\$2,000	\$4,000	\$10,000	\$30,000 ³
³ Revoke Certificate to Operat	te Under N.J.A.C. 7:27-8 (if applicable)				

10. The violations of N.J.A.C. 7:27-10, Sulfur in Solid Fuels, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

					Fourth and Each
		First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-10.2(a)	Storage/Sale by User	\$500	\$1,000	\$2,500	\$7,500
	Supplier	\$5,000	\$10,000 ³	\$25,000 ³	\$50,000 3
N.J.A.C. 7:27-10.2(b)	User less than 200×10^{6} BTU	\$500	\$1,000	\$2,500 ³	\$7,500 ³
	User 200×10^6 BTU or greater	\$2,000	\$4,000 ³	\$10,000 3	\$30,000 3
N.J.A.C. 7:27-10.2(e)	User less than 200×10^{6} BTU	\$500	\$1,000	\$2,500 ³	\$7,500 ³
• •	User 200×10^6 BTU or greater	\$2,000	\$4,000 3	\$10,000 ³	\$30,000 3
N.J.A.C. 7:27-10.2(f)	User less than 200×10^{6} BTU	\$500	\$1,000	\$2,500 ³	\$7,500 ³
	User 200×10^6 BTU or greater	\$2,000	\$4,000 ³	\$10,000 3	\$30,000 3
3 Revoke Certificate to Operat	te Under N.J.A.C. 7:27-8 (if applicable)				

11. The violations of N.J.A.C. 7:27-11, Incinerators, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation N.J.A.C. 7:27-1 N.J.A.C. 7:27-1		First Offense \$1,000 \$1,000	Second Offense \$2,000 \$2,000	Third Offense \$5,000 \$5,000	Fourth and Each Subsequent Offense \$15,000 \$15,000
Citation N.J.A.C. 7:27-1 CLASS	1.3(a)1	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
Maximum Actu	al Emissions				
	For less than 10 pounds per hour:				
1. I	Less than 25 percent over the allowable standard	\$2,000 ³	\$4,000 ³	\$10,000 ³	\$30,000 3
2. 1	From 25 through 50 percent over the allowable standard	\$4,000 ³	\$8,000 3	\$20,000 3	\$50,000 ³
3. (Greater than 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 ³	\$50,000 ³
J	From 10 pounds through 22.8 pounds per hour:				

⁵ Based on Permit, if Applicable, or if Not, Estimate of Air Contaminant with Greatest Emission Rate Without Controls

							Fourth and Each
				First	Second	Third	Subsequent
Citation				Offense	Offense	Offense	Offense
			over the allowable standard	\$6,000 ³	\$12,000 3	\$30,000 3	\$50,000 ³
			percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
	3.		ent over the allowable standard	\$10,000 3	\$20,000 3	\$50,000 3	\$50,000 ³
		For greater than 22.8		40.000.2	*******	* 40 000 2	450 000 2
			over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
			percent over the allowable standard	\$10,000 3	\$20,000 3	\$50,000 3	\$50,000 3
	3.	Greater than 50 perc	ent over the allowable standard	\$10,000 ³	\$20,000 3	\$50,000 3	\$50,000 ³
							Fourth and Each
				First	Second	Third	Subsequent
C'1 11				Offense	Offense	Offense	Offense
Citation	7.27	11.2(a)2		Offense	Offense	Offense	Offense
N.J.A.C. CLASS	7:27	-11.3(a)2					
	n Ac	tual Emissions					
Maximu	пАс	For less than 10 pou	nds per hour				
	1		over the allowable standard	\$4,000 3	\$8,000 3	\$20,0003	\$50,000 3
			percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 ³
			ent over the allowable standard	\$10,000 ³	\$20,000 3	\$50,000 3	\$50,000 ³
	٠.		ough 22.8 pounds per hour:	410,000	4=0,000	400,000	,,,,,,,
	1.		over the allowable standard	\$10,000 3	\$20,000 3	\$50,0003	\$50,000 3
	2.		percent over the allowable standard	\$10,000 ³	\$20,000 3	\$50,000 3	\$50,000 3
			ent over the allowable standard	\$10,000 3	\$20,000 3	\$50,000 3	\$50,000 ³
	٠.	For greater than 22.8		+=0,000	4=0,000	·,	,,
	1.		over the allowable standard	\$10,000 3	\$20,000 3	\$50,0003	\$50,000 ³
	2.		percent over the allowable standard	\$10,000 3	\$20,000 3	\$50,000 3	\$50,000 3
	3.		ent over the allowable standard	\$10,000 ³	\$20,000 3	\$50,000 3	\$50,000 3
	٠.	Octuber Manager Pres		,,	,	, ,	. ,
							Fourth and Each
				First	Second	Third	Subsequent
Citation			Class	Offense	Offense	Offense	Offense
N.J.A.C.	7:27	-11.3(b) Smol	ke .	\$1,000 ²	\$2,000 2	\$5,000 ²	\$15,000 2
N.J.A.C.	7:27	-11.3(c) Unb	irned Waste or Ash	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C.	7:27	-11.3(d) Odo:	S	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C.	7:27	-11.3(e)1 Mon	itoring (Density of Smoke)	\$2,000	\$4,000	\$10,000	\$30,000
		Reco	ords	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C.	7:27	-11.3(e)2 Samp	oling and Testing Facilities	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C.			ficate	\$50	\$100	\$250	\$750
			rating Procedures	\$100	\$200	\$500	\$1,500
2 Double	Penal	ty If Over Two Ringelma	nn or 40% Opacity				
	~ .						

12. The violations of N.J.A.C. 7:27-12, Prevention and Control of Air Pollution Emergencies, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation N.J.A.C. 7:27-12.4(a)	Class	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
and (b)	Standby Plan	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-12.4(d) N.J.A.C. 7:27-12.4(e)	Availability Failure to Submit	\$5,000 \$3,000	\$10,000 \$6,000	\$25,000 \$15,000	\$50,000 \$45,000
N.J.A.C. 7:27-12.5(a)1	Alert	\$10,000	\$25,000	\$50,000	\$50,000
N.J.A.C. 7:27-12.5(a)2 N.J.A.C. 7:27-12.5(a)3	Warning Emergency	\$10,000 \$10,000	\$25,000 \$25,000	\$50,000 \$50,000	\$50,000 \$50,000

13. The violations of N.J.A.C. 7:27-13, Ambient Air Quality Standards, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

. Citation N.J.A.C. 7:27-13.3(a)1	Class	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
or 2 N.J.A.C. 7:27-13.3(b)1	Primary	\$5,000	\$10,000	\$25,000	\$50,000
or 2	Secondary	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-13.4(a)1 or 2	Primary	\$5,000	\$10,000	\$25,000	\$50,000
N.J.A.C. 7:27-13.4(b)1, 2 or 3	Secondary	\$2,000	\$4,000	\$10,000	\$30,000

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³ Revoke Certificate to Operate Under N.J.A.C. 7:27-8 (if applicable)

Citation N.J.A.C. 7:27-13.5(a)1	Class	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
or 2	Primary	\$5,000	\$10,000	\$25,000	\$50,000
	Secondary	\$5,000	\$10,000	\$25,000	\$50,000
N.J.A.C. 7:27-13.6(a)	Primary	\$5,000	\$10,000	\$25,000	\$50,000
N.J.A.C. 7:27-13.6(b)	Secondary	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-13.7	Primary	\$5,000	\$10,000	\$25,000	\$50,000
	Secondary	\$5,000	\$10,000	\$25,000	\$50,000
N.J.A.C. 7:27-13.8	Primary	\$5,000	\$10,000	\$25,000	\$50,000
	Secondary	\$5,000	\$10,000	\$25,000	\$50,000

14. The violations of N.J.A.C. 7:27-14, Control and Prohibition of Air Pollution from Diesel-Powered Motor Vehicles, and the civil administrative penalty amounts for each violation, per vehicle, are as set forth in the following table:

Citation	Class	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-14.3(a)	Passenger Vehicle Registration	\$100	\$200	\$500	\$1,500
, ,	Commercial Vehicle Registration	\$200	\$400	\$1,000	\$3,000
	Property Owner	\$200	\$400	\$1,000	\$3,000

15. The violations of N.J.A.C. 7:27–15, Control and Prohibition of Air Pollution from Gasoline-fueled Motor Vehicles, and the civil administrative penalty amounts for each violation, per vehicle or, with respect to N.J.A.C. 7:27–15.7(a)4, per device/component, are as set forth in the following table:

					Fourth and Each
		First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-15.3(d)	Passenger Vehicle Registration	\$ 500	\$1,000	\$ 2,500	\$ 7,500
	Commercial Vehicle Registration	\$1,000	\$2,000	\$ 5,000	\$15,000
N.J.A.C. 7:27-15.7(a)1	Owner of four or fewer vehicles	\$ 400	\$ 800	\$ 2,000	\$ 6,000
	Owner of five or more vehicles	\$1,000	\$2,000	\$ 5,000	\$15,000
N.J.A.C. 7:27-15.7(a)2	Passenger Vehicle Registration	\$ 500	\$1,000	\$ 2,500	\$ 7,500
	Commercial Vehicle Registration	\$1,000	\$2,000	\$ 5,000	\$15,000
N.J.A.C. 7:27-15.7(a)3	Sale/Offer for Sale;	\$1,000	\$2,000	\$ 5,000	\$15,000
,,	Lease/Offer for Lease by owner of four or fewer vehicles				,
	Sale/Offer for Sale;	\$2,000	\$4,000	\$10,000	\$30,000
	Lease/Offer for Lease by owner of five or more vehicles	,	,	,	,
N.J.A.C. 7:27-15.7(a)4	Offer for Sale/Sale of Device/Component	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-15.8(a)	Passenger Vehicle Registration	\$ 100	\$ 200	\$ 500	\$ 1,500
• •	Commercial Vehicle Registration	\$ 200	\$ 400	\$ 1,000	\$ 3,000
	vehicles Sale/Offer for Sale; Lease/Offer for Lease by owner of five or more vehicles Offer for Sale/Sale of Device/Component Passenger Vehicle Registration	\$2,000 \$ 100	\$4,000 \$ 200	\$10,000 \$ 500	\$30,000 \$ 1,500

16. The violations of N.J.A.C. 7:27–16, Control and Prohibition of Air Pollution by Volatile Organic Compounds (VOC), and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation N.J.A.C. 7:27-16.2(a) N.J.A.C. 7:27-16.2(b) N.J.A.C. 7:27-16.2(c) N.J.A.C. 7:27-16.2(d) N.J.A.C. 7:27-16.2(g) N.J.A.C. 7:27-16.2(h) N.J.A.C. 7:27-16.2(i) N.J.A.C. 7:27-16.2(k) N.J.A.C. 7:27-16.3(a)	External Surface Control Apparatus Vapor Control System Gauging/Sampling Floating Roof Seal-Envelope Roof Openings Records Submerged Fill (Gasoline)	First Offense \$1,000 \$1,000 \$1,000 \$500 \$2,000 \$2,000 \$600 \$600 \$500	Second Offense \$2,000 \$2,000 \$2,000 \$1,000 \$4,000 \$4,000 \$1,200 \$1,200	Third Offense \$5,000 3 \$5,000 3 \$5,000 3 \$2,500 3 \$10,000 3 \$10,000 3 \$3,000 3 \$2,500 3 \$3,000 3	Fourth and Each Subsequent Offense \$15,000 3 \$15,000 3 \$15,000 3 \$7,500 3 \$30,000 3 \$30,000 3 \$9,000 3 \$7,500 3
N.J.A.C. 7:27-16.3(c) N.J.A.C. 7:27-16.3(d) N.J.A.C. 7:27-16.3(e)1	Transfer of Gasoline Transfer of Gasoline (Delivery) Loading 15,000 gallons or less per day	\$600 \$600 \$1,000	\$1,200 \$1,200 \$2,000	\$3,000 ³ \$3,000 \$5,000 ³	\$9,000 ³ \$9,000 \$15,000 ³
N.J.A.C. 7:27-16.3(e)2 N.J.A.C. 7:27-16.3(f)1 N.J.A.C. 7:27-16.3(f)2 N.J.A.C. 7:27-16.3(h)2	Loading more than 15,000 gallons per day Release of VOC Overfill and Spillage Records Availability	\$5,000 \$5,000 \$600 \$1,000 \$500	\$10,000 \$1,200 \$2,000	\$25,000 ³ \$3,000 ³ \$5,000 ³	\$50,000 ³ \$9,000 ³ \$15,000 ³
N.J.A.C. 7:27-16.3(i)2 N.J.A.C. 7:27-16.3(i)1 N.J.A.C. 7:27-16.3(i)2 or (i)3	Pressure Testing Certification Display	\$500 \$500 \$100	\$1,000 \$1,000 \$200	\$2,500 \$2,500 \$500	\$7,500 \$7,500 \$1,500

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					Fourth and
		First	Second	Third	Each Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-16.3(j)	Transfer Pressure	\$600	\$1,200	\$3,000	\$9,000
N.J.A.C. 7:27-16.3(k)1	Leak	\$600	\$1,200	\$3,000	\$9,000
N.J.A.C. 7:27-16.3(k)2	Component	\$800 \$2,000	\$1,600 \$4,000	\$4,000 \$10,000	\$12,000 \$30,000
N.J.A.C. 7:27-16.3(k)3 N.J.A.C. 7:27-16.3(m)	Spill Vapor-Tight Delivery Vessel (Gasoline)	\$2,000 \$600	\$1,200	\$3,000	\$9,000
N.J.A.C. 7:27-16.3(a)	Recertify Recertify	\$200	\$400	\$1,000	\$3,000
N.J.A.C. 7:27-16.3(s)	Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.4(b)	Submerged Fill (VOC)	\$600	\$1,200	\$3,000 3	\$9,000 3
N.J.A.C. 7:27-16.4(c)	Transfer of VOC	\$600	\$1,200	\$3,000 ³	\$9,000 ³
N.J.A.C. 7:27-16.4(f)	Transfer of VOC (Delivery)	\$600 \$500	\$1,200 \$1,000	\$3,000 \$2,500	\$9,000 \$7,500
N.J.A.C. 7:27-16.4(i)1 N.J.A.C. 7:27-16.4(i)	Pressure Testing Certification Display	\$100	\$200	\$500	\$1,500
N.J.A.C. 7:27-16.4(j)	Transfer Pressure	\$600	\$1,200	\$3,000	\$9,000
N.J.A.C. 7:27-16.4(k)	Component	\$800	\$1,600	\$4,000	\$12,000
N.J.A.C. 7:27-16.4(k)1	Leak	\$600	\$1,200	\$3,000	\$9,000
N.J.A.C. 7:27-16.4(k)2	Spill W. A. W. C.	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.4(<i>l</i>)	Vapor-Tight Delivery Vessel (VOC)	\$600 \$200	\$1,200 \$400	\$3,000 \$1,000	\$9,000 \$3,000
N.J.A.C. 7:27-16.4(m) N.J.A.C. 7:27-16.4(o)	Recertify Records	\$500 \$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.5(b)	Control Apparatus	\$2,000 3	\$4,000 3	\$10,000 ³	\$30,000 ³
N.J.A.C. 7:27-16.5(c)	Submittal/Plan	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.5(e)	Ballasting	\$2,000 3	\$4,000 3	\$10,000 3	\$30,000 3
N.J.A.C. 7:27-16.5(f)1	Leak	\$1,200	\$2,400	\$6,000	\$18,000
N.J.A.C. 7:27-16.5(f)2	Component	\$1,600	\$3,200	\$8,000 \$20,000	\$24,000 \$50,000
N.J.A.C. 7:27-16.5(f)3	Spill Records	\$4,000 \$500	\$8,000 \$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.5(j) N.J.A.C. 7:27-16.6(a)	Tank Lids	\$500 \$500	\$1,000	\$2,500	\$7,500 ³
N.J.A.C. 7:27-16.6(b)	Unheated Surface Cleaner 25 square feet or	4500	41,000	42,0 00	4.,
2.10.12.20.21.21.21.21.21.21.21.21.21.21.21.21.21.	less	\$500	\$1,000	\$2,500 ³	. \$7,500 ³
N.J.A.C. 7:27-16.6(c)	Unheated Surface Cleaner greater than 25				*** ** ** ** ** **
	square feet	\$1,000	\$2,000	\$5,000 ³	\$15,000 ³
N.J.A.C. 7:27-16.6(d)	Heated Tank Vapor Surface Cleaner	\$1,000 . \$1,500	\$2,000 \$3,000	\$5,000 ³ \$7,500 ³	\$15,000 ³ \$22,500 ³
N.J.A.C. 7:27-16.6(e) N.J.A.C. 7:27-16.6(f)	Unheated Conveyorized Surface Cleaner	\$1,000	\$2,000	\$5,000 ³	\$15,000 ³
N.J.A.C. 7:27-16.6(g)	Heated Conveyorized Surface Cleaner	\$1,500	\$3,000	\$7,500 ³	\$22,500 ³
N.J.A.C. 7:27-16.6(h)	Conveyorized Vapor Surface Cleaner	\$2,000	\$4,000	\$10,000 3	\$30,000 3
N.J.A.C. 7:27-16.6(i)	Oil-Water Separator	\$500	\$1,000	\$2,500 3	\$7,500 3
N.J.A.C. 7:27-16.6(j)	Written Instructions	\$200	\$400	\$1,000	\$3,000 ³
N.J.A.C. 7:27-16.6(k)	Training Program	\$500 \$300	\$1,000 \$600	\$2,500 \$1,500	\$7,500 ³ \$4,500 ³
N.J.A.C. 7:27-16.6(<i>l</i>) N.J.A.C. 7:27-16.6(m)	Copies of Instructions Submittal	\$300 \$300	\$600 \$600	\$1,500	\$4,500 3
N.J.A.C. 7:27-16.6(n)	Notification	\$200	\$400	\$1,000	\$3,000 3
,				-	
				771.1	Fourth and Each
Citation		First Offense	Second Offense	Third Offense	Subsequent Offense
Citation N.J.A.C. 7:27-16.7(c)		Offense	Offense	Offense	Offense
CLASS Surface Coating or	Graphic Arts				
Maximum Actual Emission	•				
	10 pounds per hour:				
	percent over the allowable standard	\$2,000 3	\$4,000 3	\$10,000 ³	\$30,000 3
	ough 50 percent over the allowable standard	\$4,000 ³ \$8,000 ³	\$8,000 ³ \$16,000 ³	\$20,000 ³ \$40,000 ³	\$50,000 ³ \$50,000 ³
	of 50 percent over the allowable standard and through 22.8 pounds per hour:	\$6,000	\$10,000	\$40,000	\$50,000 -
	percent over the allowable standard	\$6,000 ³	\$12,000 3	\$30,0003	\$50,000 3
	ough 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
	50 percent over the allowable standard	\$10,000 3	\$20,000 3	\$50,000 3	\$50,000 3
	han 22.8 pounds per hour:	¢0.000.3	¢16,000 3	¢40,000,3	¢50,000 3
	percent over the allowable standard bugh 50 percent over the allowable standard	\$8,000 ³ \$10,000 ³	\$16,000 ³ \$20,000 ³	\$40,000 ³ \$50,000 ³	\$50,000 ³ \$50,000 ³
	1 50 percent over the allowable standard	\$10,000 3	\$20,000 3	\$50,000 ³	\$50,000 ³
5. Stouter than	r r.	,	,- 30	,	,
N.J.A.C. 7:27-16.7(d)					
CLASS Surface Coating or					
Maximum Actual Emission					
	10 pounds per hour: percent over the allowable standard	\$2,000 3	\$4,000 3	\$10,000 ³	\$30,000 3
	ough 50 percent over the allowable standard	\$4,000 3	\$8,000 3	\$20,000 3	\$50,000 3
Greater than	50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
	ands to 22.8 pounds per hour:				

1. Less than 25 percent over the allowable standard	\$6,000 ³	\$12,000 ³	\$30,000 3	\$50,000 ³
2. From 25 through 50 percent over the allowable standard	\$8,000 ³	\$16,000 ³	\$40,000 ³	\$50,000 3
3. Greater than 50 percent over the allowable standard	\$10,000 3	\$20,000 3	\$50,000 3	\$50,000 3
For greater than 22.8 pounds per hour:	,		÷ 40 000 2	***
1. Less than 25 percent over the allowable standard	\$8,000 3	\$16,000 ³ \$20,000 ³	\$40,000 3	\$50,000 ³
 From 25 through 50 percent over the allowable standard Greater than 50 percent over the allowable standard 	\$10,000 ³ \$10,000 ³	\$20,000 3	\$50,000 ³ \$50,000 ³	\$50,000 ³ \$50,000 ³
5. Greater than 50 percent over the anowable standard	Ψ10,000	Ψ20,000	ψ50,000	ψ50,000
				Fourth and Each
	First	Second	Third	Subsequent
Citation N.J.A.C. 7:27-16.7(g)	Offense	Offense	Offense	Offense
CLASS Metal Furniture or Large Appliance				
Maximum Actual Emissions				
For less than 10 pounds per hour:	da 000 3	#4.000.3	h10 000 3	#20.000.3
 Less than 25 percent over the allowable standard From 25 through 50 percent over the allowable standard 	\$2,000 ³ \$4,000 ³	\$4,000 ³ \$8,000 ³	\$10,000 ³ \$20,000 ³	\$30,000 ³ \$50,000 ³
3. Greater than 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 ³	\$50,000 ³
From 10 pounds through 22.8 pounds per hour:	, -,	, ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	,,	
1. Less than 25 percent over the allowable standard	\$6,000 ³	\$12,000 ³	\$30,000 3	\$50,000 3
2. From 25 through 50 percent over the allowable standard	\$8,000 ³ \$10,000 ³	\$16,000 ³ \$20,000 ³	\$40,000 ³ \$50,000 ³	\$50,000 ³ \$50,000 ³
3. Greater than 50 percent over the allowable standard For greater than 22.8 pounds per hour:	\$10,000 °	\$20,000	\$50,000	\$30,000
1. Less than 25 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
2. From 25 through 50 percent over the allowable standard	\$10,000 ³	\$20,000 3	\$50,000 3	\$50,000 3
3. Greater than 50 percent over the allowable standard	\$10,000 ³	\$20,000 3	\$50,000 ³	\$50,000 3
				Fourth and Each
	First	Second	Third	Subsequent
Citation	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-16.7(h)				
CLASS Printing				
Maximum Actual Emissions For less than 10 pounds per hour:				
Less than 25 percent over the allowable standard	\$2,000 3	\$4,000 3	\$10,000 ³	\$30,000 3
2. From 25 through 50 percent over the allowable standard	\$4,000 3	\$8,000 3	\$20,000 3	\$50,000 3
3. Greater than 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 ³	\$50,000 ³
From 10 pounds through 22.8 pounds per hour: 1. Less than 25 percent over the allowable standard	\$6,000 ³	\$12,000 ³	\$30,000 3	\$50,000 ³
2. From 25 through 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 ³	\$50,000 3
3. Greater than 50 percent over the allowable standard	\$10,000 ³	\$20,000 ³	\$50,000 ³	\$50,000 3
For greater than 22.8 pounds per hour:				
1. Less than 25 percent over the allowable standard	\$8,000 ³ \$10,000 ³	\$16,000 ³ \$20,000 ³	\$40,000 ³ \$50,000 ³	\$50,000 ³ \$50,000 ³
2. From 25 through 50 percent over the allowable standard3. Greater than 50 percent over the allowable standard	\$10,000 3	\$20,000 ³	\$50,000 3	\$50,000 ³
5. Greater than 50 percent over the anomatic standard	410,000	420,000	+00,000	7-0,000
				Fourth and Each
CIV. A	First	Second	Third	Subsequent
Citation N.J.A.C. 7:27-16.7(i)	Offense	Offense	Offense	Offense
CLASS Tablet Coating				
Maximum Actual Emissions				
For less than 10 pounds per hour:	** • • • • • •	4.0002	440.000.2	# 20 000 2
1. Less than 25 percent over the allowable standard	\$2,000 ³ \$4,000 ³	\$4,000 ³ \$8,000 ³	\$10,000 ³ \$20,000 ³	\$30,000 ³ \$50,000 ³
 From 25 through 50 percent over the allowable standard Greater than 50 percent over the allowable standard 	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 ° \$50,000 °
From 10 pounds through 22.8 pounds per hour:	φο,σσσ	Ψ10,000	Ψ 10,000	420,000
 Less than 25 percent over the allowable standard 	\$6,000 ³	\$12,000 3	\$30,000 3	\$50,000 3
2. From 25 through 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 ³
Greater than 50 percent over the allowable standard For greater than 22.8 pounds per hour:	\$10,000 ³	\$20,000 3	\$50,000 3	\$50,000 ³
1. Less than 25 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
From 25 through 50 percent over the allowable standard	\$10,000 3	\$20,000 3	\$50,000 3	\$50,000 3
3. Greater than 50 percent over the allowable standard	\$10,000 ³	\$20,000 3	\$50,000 3	\$50,000 ³
				Fourth and Each
	First	Second	Third	Subsequent
Citation	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-16.7(j)				
CLASS Wood Furniture				
Maximum Actual Emissions For less than 10 pounds per hour:				
1. Less than 25 percent over the allowable standard	\$2,000 3	\$4,000 3	\$10,000 3	\$30,000 3
2. From 25 through 50 percent over the allowable standard	\$4,000 3	\$8,000 3	\$20,000 3	\$50,000 3

Citation 3. Greater than 50 percent over the allowable standard	First Offense \$8,000 ³	Second Offense \$16,000 ³	Third Offense \$40,000 ³	Fourth and Each Subsequent Offense \$50,000 ³
From 10 pounds through 22.8 pounds per hour: 1. Less than 25 percent over the allowable standard	\$6,000 ³	\$12,000 ³	\$30,000 ³	\$50,000 3
 From 25 through 50 percent over the allowable standard Greater than 50 percent over the allowable standard 	\$8,000 ³ \$10,000 ³	\$16,000 ³ \$20,000 ³	\$40,000 ³ \$50,000 ³	\$50,000 ³ \$50,000 ³
For greater than 22.8 pounds per hour: 1. Less than 25 percent over the allowable standard 2. From 25 through 50 percent over the allowable standard 3. Greater than 50 percent over the allowable standard	\$8,000 ³ \$10,000 ³ \$10,000 ³	\$16,000 ³ \$20,000 ³ \$20,000 ³	\$40,000 ³ \$50,000 ³ \$50,000 ³	\$50,000 ³ \$50,000 ³ \$50,000 ³
Citation Class	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.7(k)1 Permit N.J.A.C. 7:27-16.7(m) Records or (n)	\$400 \$500	\$800 \$1,000	\$2,000 \$2,500	\$6,000 \$7,500
				Fourth and Each
Citation N.J.A.C. 7:27-16.8(b)1 or 2	First Offense	Second Offense	Third Offense	Subsequent Offense
CLASS Non-utility and Utility Boilers Actual Emission (pounds per million BTU): Boiler Heat Input Capacity—Less than 100 MMBTU			٠.	
 Less than 25 percent over the allowable standard 	\$2,000 3	\$4,000 3	\$10,000 3	\$30,000 3
2. From 25 through 50 percent over the allowable standard	\$4,000 3	\$8,000 3	\$20,000 3	\$50,000 3
 Greater than 50 percent over the allowable standard Boiler Heat Input Capacity—From 100-250 MMBTU 	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 ³
1. Less than 25 percent over the allowable standard	\$6,000 ³	\$12,000 3	\$30,000 3	\$50,000 3
2. From 25 through 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
 Greater than 50 percent over the allowable standard Boiler Heat Input Capacity—Greater than 250 MMBTU 	\$10,000 ³	\$20,000 3	\$50,000 ³	\$50,000 3
1. Less than 25 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
2. From 25 through 50 percent over the allowable standard3. Greater than 50 percent over the allowable standard	\$10,000 ³ \$10,000 ³	\$20,000 ³ \$20,000 ³	\$50,000 ³ \$50,000 ³	\$50,000 ³ \$50,000 ³
Citation Class	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.8(b)3 Adjust Combustion	\$2,000	\$4,000	\$10,000	\$30,000
or (c) N.J.A.C. 7:27-16.8(e) Demonstrate Compliance	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.8(f) Failure to Install ČEM or (g)	\$10,000	\$20,000	\$50,000	\$50,000
Citation N.J.A.C. 7:27-16.9(b) and (c)	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
CLASS Stationary Gas Turbine Actual Emission (pounds per million BTU):				
3-10 MW Turbine1. Less than 25 percent over the allowable standard	\$2,000 3	\$4,000 3	\$10,000 3	\$30,000 3
2. From 25 through 50 percent over the allowable standard	\$4,000 ³	\$8,000 3	\$20,000 3	\$50,000 ³
 Greater than 50 percent over the allowable standard 11-50 MW Turbine 	\$8,000 3	\$16,000 3	\$40,000 3	\$50,000 3
1. Less than 25 percent over the allowable standard	\$6,000 3	\$12,000 3	\$30,000 3	\$50,000 3
2. From 25 through 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
Greater than 50 percent over the allowable standard Greater than 50 MW Turbine Less than 25 percent over the allowable standard The standard over the allowable standard.	\$10,000 3	\$20,000 3	\$50,000 3	\$50,000 ³
 Less than 25 percent over the allowable standard From 25 through 50 percent over the allowable standard 	\$8,000 ³ \$10,000 ³	\$16,000 ³ \$20,000 ³	\$40,000 ³ \$50,000 ³	\$50,000 ³ \$50,000 ³
3. Greater than 50 percent over the allowable standard	\$10,000 ³	\$20,000 3	\$50,000 ³	\$50,000 ³
				Fourth and Each
	First	Second	Third	Subsequent
Citation Class N. I. A. C. 7:27-16 0(a) Demonstrate Compliance	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-16.9(e) Demonstrate Compliance N.J.A.C. 7:27-16.9(f) Adjust Combustion	\$2,000 \$2,000	\$4,000 \$4,000	\$10,000 \$10,000	\$30,000 \$30,000
	+-,	,000	, _ 0,000	20,000

Citation		First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.10(b) CLASS Stationary Interna Actual Emission (grams p 1000 Hp or	er horsepower hr):				
2. From 25 th	5 percent over the allowable standard rough 50 percent over the allowable standard in 50 percent over the allowable standard	\$2,000 ³ \$4,000 ³ \$8,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³
2. From 25 th	5 percent over the allowable standard rough 50 percent over the allowable standard	\$6,000 ³ \$8,000 ³	\$12,000 ³ \$16,000 ³	\$30,000 ³ \$40,000 ³	\$50,000 ³ \$50,000 ³
3. Greater tha	in 50 percent over the allowable standard	\$10,000 3	\$20,000 ³	\$50,000 3	\$50,000 ³
Citation	Class	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.10(d) N.J.A.C. 7:27-16.10(e)	Demonstrate Compliance Adjust Combustion	\$2,000 \$2,000	\$4,000 \$4,000	\$10,000 \$10,000	\$30,000 \$30,000
Citation N.J.A.C. 7:27-16.11(b) CLASS Asphalt plants		First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
Maximum Actual Emissio 1. Less than 2 2. From 25 th	ns 5 percent over the allowable standard rough 50 percent over the allowable standard in 50 percent over the allowable standard	\$2,000 ³ \$4,000 ³ \$8,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³
	•	First	Second	Third	Fourth and Each Subsequent
Citation N.J.A.C. 7:27-16.11(d) N.J.A.C. 7:27-16.11(e)	Class Demonstrate Compliance Adjust Combustion	Offense \$2,000 \$2,000 \$1,200 ³	Offense \$4,000 \$4,000 \$2,400 ³	Offense \$10,000 \$10,000 \$6,000 ³	Offense \$30,000 \$30,000 \$18,000 ³
N.J.A.C. 7:27-16.13(a) N.J.A.C. 7:27-16.13(b) N.J.A.C. 7:27-16.13(c)	Flares Submittal Log	\$300 \$300 \$500	\$600 \$1,000	\$1,500 \$2,500	\$4,500 \$7,500
Citation N.J.A.C. 7:27-16.16(c)	•	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
CLASS Other Source Ope Maximum Actual Emissio					
 Less than 2 From 25 th Greater that 	5 percent over the allowable standard rough 50 percent over the allowable standard in 50 percent over the allowable standard bunds through 22.8 pounds per hour:	\$2,000 ³ \$4,000 ³ \$8,000 ³	\$4,000 ³ \$8,000 ³ \$16,000 ³	\$10,000 ³ \$20,000 ³ \$40,000 ³	\$30,000 ³ \$50,000 ³ \$50,000 ³
 Less than 2 From 25 th Greater that 	5 percent over the allowable standard rough 50 percent over the allowable standard in 50 percent over the allowable standard	\$6,000 ³ \$8,000 ³ \$10,000 ³	\$12,000 ³ \$16,000 ³ \$20,000 ³	\$30,000 ³ \$40,000 ³ \$50,000 ³	\$50,000 ³ \$50,000 ³ \$50,000 ³
 Less than 2 From 25 th 	than 22.8 pounds per hour: 5 percent over the allowable standard rough 50 percent over the allowable standard in 50 percent over the allowable standard	\$8,000 ³ \$10,000 ³ \$10,000 ³	\$16,000 ³ \$20,000 ³ \$20,000 ³	\$40,000 ³ \$50,000 ³ \$50,000 ³	\$50,000 ³ \$50,000 ³ \$50,000 ³
		First	Second	Third	Fourth and Each Subsequent
Citation N.J.A.C. 7:27-16.16(g) N.J.A.C. 7:27-16.17(b)1 N.J.A.C. 7:27-16.17(b)2	Class Records Control Apparatus Compliance with Alternative VOC Control	Offense \$500 \$2,000	Offense \$1,000 \$4,000	Offense \$2,500 \$10,000	Offense \$7,500 \$30,000
N.J.A.C. 7:27-16.17(c)1 N.J.A.C. 7:27-16.17(d)	Plan Compliance Submittal	\$2,000 \$2,000 \$300	\$4,000 \$4,000 \$600	\$10,000 \$10,000 \$1,500	\$30,000 \$30,000 \$4,500
N.J.A.C. 7:27-16.17(e) N.J.A.C. 7:27-16.17(n) N.J.A.C. 7:27-16.18(c)	Submittal Submittal Leak	\$300 \$300 \$300	\$600 \$600 \$600	\$1,500 \$1,500 \$1,500 ³	\$4,500 \$4,500 \$4,500 ³
N.J.A.C. 7:27-16.18(d) N.J.A.C. 7:27-16.18(f) N.J.A.C. 7:27-16.18(g)	Leak Leak Detection and Repair Leak Detection and Repair	\$300 \$3,000 \$3,000	\$600 \$6,000 \$6,000	\$1,500 ³ \$15,000 ³ \$15,000 ³	\$4,500 ³ \$45,000 ³ \$45,000 ³

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					Fourth and Each
		First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-16.18(h)	Leak Detection and Repair	\$3,000	\$6,000	\$15,000 ³	\$45,000 3
N.J.A.C. 7:27-16.18(i)	Leak Detection and Repair	\$3,000	\$6,000	\$15,000 ³	\$45,000 ³
N.J.A.C. 7:27-16.18(j)1	Log	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.18(j)2	Report	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.18(l)	Annual Testing	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-16.18(o)	Sealing Device	\$600	\$1,200	\$3,000	\$9,000
N.J.A.C. 7:27-16.18(q)	Alternative Methods	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-16.19	Cutback and Emulsified Asphalt	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7.27-10.19	Cutoack and Emuismed Aspiran	φ1,000	, φ2,000	\$5,000	\$15,000
					E4b 4 Eb
	·	T71 4	g 1	m · ı	Fourth and Each
~		First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-16.20(a)					
CLASS Petroleum Solvent					
Maximum Actual Emission					
For less that	n 10 pounds per hour:				
1. Less than 25	5 percent over the allowable standard	\$2,000 ³	\$4,000 ³	\$10,000 ³	\$30,000 ³
2. From 25 thr	rough 50 percent over the allowable standard	\$4,000 ³	\$8,000 3	\$20,000 ³	\$50,000 ³
Greater that	n 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
From 10 po	unds through 22.8 pounds per hour:	+-,	+,	+,	+,
1 Less than 26	5 percent over the allowable standard	\$6,000 ³	\$12,000 ³	\$30,000 3	\$50,000 ³
2 Erom 25 thr	rough 50 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 ³	\$50,000 ³
		\$10,000 ³			
3. Greater that	n 50 percent over the allowable standard	\$10,000 3	\$20,000 3	\$50,000 3	\$50,000 ³
	than 22.8 pounds per hour:	** ** 1	*** * * * * * * * * * * * * * * * * * *	* 10 000 1	A 70 000 2
	5 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 ³
2. From 25 thr	rough 50 percent over the allowable standard	\$10,000 ³	\$20,000 ³	\$50,000 ³	\$50,000 ³
Greater that	n 50 percent over the allowable standard	\$10,000	\$20,000 3	\$50,000 ³	\$50,000 ³
	-				
					Fourth and Each
		First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-16.17(b)1	Submittal	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-16.17(b)2i	Control Apparatus	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.17(b)2ii	Compliance with Alternative VOC Control	** ***	****	***	***
	Plan	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.17(c)2	Compliance with Alternative VOC Control				
	Plan	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.17(m)	Compensate with DERs				
` ´	Class: Surface Coating and graphic arts operations				
	See N.J.A.C. 7:27A-3.10(m)16 for the calculation of	of civil administra	tive penalties for	or violations of N	I.J.A.C. 7:27-16.7(c).
	(d), (g), (h), (i) or (j).		F		
	Class: Non-utility of Utility Boilers				
	See N.J.A.C. 7:27A-3.10(m)16 for the calculation of	of civil administra	tive nenalties fo	r violations of N	IAC 7:27 16 8(b)1
·	or 2.	n civii adiiiiiistia	iive penaines io	i violations of iv	J.A.C. 1.21-10.6(0)1
				•	
	Class: Stationary Gas Turbines		1 6	. 1	TT 4 C = 0= 1< 0(1)
•	See N.J.A.C. 7:27A-3.10(m)16 for the calculation	of civil administra	itive penalties for	or violations of I	N.J.A.C. 7:27-16.9(b)
	and (c).		•		
	Class: Stationary Internal Combustion Engine				
	See N.J.A.C. 7:27A-3.10(m)16 for the calculation o	f civil administrat	ive penalties for	r violations of N	J.A.C. 7:27-16.10(b).
	Class: Asphalt Plants				
4	See N.J.A.C. 7:27A-3.10(m)16 for the calculation o	f civil administrat	ive penalties for	r violations of N	J.A.C. 7:27-16.11(b).
	Class: Flares		•		
	See N.J.A.C. 7:27A-3.10(m)16 for the calculation o	f civil administrat	ive penalties for	r violations of N	J.A.C. 7:27-16.13(a).
	Class: Other Source Operations		pondicios io		011 1 01 7 12 7 10 110 (a).
	See N.J.A.C. 7:27A-3.10(m)16 for the calculation of	f civil administra	tive nenalties for	r violations of N	I A C 7:27-16 16(c)
	Class: Petroleum Solvent Dry Cleaning	1 CIVII udilililistia	ive penantes io	violations of 14.	3.2 t.C. 7.27 10.10(c).
	See N.J.A.C. 7:27A-3.10(m)16 for the calculation o	f civil administrat	ive penalties for	r violations of N	I A C 7:27 16 20(a)
N I A C 7-27 16 17(n)					
N.J.A.C. 7:27-16.17(n)	Amendment of Compliance plan	\$300 \$600	\$600 \$1.200	\$1,500	\$4,500
N.J.A.C. 7:27-16.20(b)	Filtration Emissions	\$600	\$1,200	\$3,000	\$9,000
N.J.A.C. 7:27-16.20(c)1	Leaking Equipment	\$500	\$1,000	\$2,500 ³	\$7,500 ³
N.J.A.C. 7:27-16.20(c)2	Open Containers	\$500	\$1,000	\$2,500 ³	\$7,500 ³
N.J.A.C. 7:27-16.20(f)	Total Emissions	\$600	\$1,200	\$3,000	\$9,000
N.J.A.C. 7:27-16.20(g)	Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.21(a)	Plan	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.21(b)	Implement Plan	\$4,000	\$8,000	\$20,000	\$50,000
N.J.A.C. 7:27-16.21(c)	Report	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.21(d)	Records Availability	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.21(e)	Revise Plan	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-16.22(a)	Records Availability	\$500 \$500	\$1,000 \$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-16.22(a) N.J.A.C. 7:27-16.22(c)	Information	\$300	\$1,000 \$600		
				\$1,500	\$4,500
N.J.A.C. 7:27-16.22(d)	Monitoring	\$2,000	\$4,000	\$10,000	\$30,000

					Fourth and Each	
	CI.	First	Second	Third	Subsequent	
Citation	Class	Offense	Offense	Offense	Offense	
N.J.A.C. 7:27-16.22(e)	Sampling and Testing	\$2,000	\$4,000	\$10,000.	\$30,000	
N.J.A.C. 7:27-16.24(a)	Adjust Combustion	\$2,000	\$4,000	\$10,000	\$30,000	
N.J.A.C. 7:27-16.25(h)	Plan	\$2,000	\$4,000	\$10,000	\$30,000	
N.J.A.C. 7:27-16.25(l)	CEM	\$2,000	\$4,000	\$10,000	\$30,000	
³ Revoke Certificate to Operate Under N.J.A.C. 7:27-8 (if applicable)						

17. The violations of N.J.A.C. 7:27-17, Control and Prohibition of Air Pollution by Toxic Substances, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

					Fourth and Each
		First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-17.2	Asbestos Surface Coating	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-17.3(a)	Registration	\$500 ³	\$1,000 ³	\$2,500 3	\$7,500 ³
N.J.A.C. 7:27-17.3(c)	Remedial Measures	\$500 ³	\$1,000 ³	\$2,500 3	\$7,500 ³
N.J.A.C. 7:27-17.3(d)	Implementation	\$1,000 ³	\$2,000 3	\$5,000 ³	\$15,000 ³
N.J.A.C. 7:27-17.3(e)	Resubmittal	\$1,000 ³	\$2,000 3	\$5,000 ³	\$15,000 ³
N.J.A.C. 7:27-17.4(a)	Discharge Criteria	\$1,000	\$2,000	\$5,000 ³	\$15,000 ³
N.J.A.C. 7:27-17.4(b)	Aerodynamic Downwash	\$1,000	\$2,000	\$5,000 ³	\$15,000 ³
N.J.A.C. 7:27-17.5(a)	Written Instructions	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-17.5(b)	Training Program	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-17.5(c)	Copies of Instructions	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-17.5(d)	Submittal	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-17.5(e)	Notification	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-17.6(a)	Tests (Asbestos)	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-17.6(c)1	Information (TXS)	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-17.6(c)2	Monitoring (TXS)	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-17.6(c)3	Sampling and Testing Facilities (TXS)	\$2,000	\$4,000	\$10,000	\$30,000
3 Revoke Certificate to Operat	e Under N.I.A.C. 7:27-8 (if applicable)				

18. (Reserved)

19. The violations of N.J.A.C. 7:27-19, Control and Prohibition of Air Pollution from Oxides of Nitrogen, and the civil administrative penalty amounts for each violation, are as set forth in the following table:

Actual Emissions (pounds per million BTU per hour): 1. Less than 25 percent over the allowable standard \$8,000 \$16,000 \$40,000 \$50,000 2. From 25 through 50 percent over the allowable standard \$10,000 \$20,000 \$50,000 \$50,000 3. Greater than 50 percent over the allowable standard \$10,000 \$20,000 \$50,000 \$50,000	and lent se
2. From 25 through 50 percent over the allowable standard \$10,000 \$20,000 \$50,000 \$50,000)
N.J.A.C. 7:27-19.4(b) All Utility Boilers	
Failure to Install CEM \$10,000 \$20,000 \$50,000 \$50,000)
N.J.A.C. 7:27-19.5(a)	
or (b) Stationary Gas Turbines	
Actual Emission (pounds per million BTU): 3-10 MW Turbine	
1. Less than 25 percent over the allowable standard \$2,000 \$4,000 \$10,000 \$30,000)
2. From 25 through 50 percent over the allowable standard \$4,000 \$8,000 \$20,000 \$50,000)
3. Greater than 50 percent over the allowable standard \$8,000 \$16,000 \$40,000 \$50,000)
1. Less than 25 percent over the allowable standard \$6,000 \$12,000 \$30,000 \$50,000)
2. From 25 through 50 percent over the allowable standard \$8,000 \$16,000 \$40,000 \$50,000)
3. Greater than 50 percent over the allowable standard \$10,000 \$20,000 \$50,000 \$50,000 Greater than 50 MW Turbine)
1. Less than 25 percent over the allowable standard \$8,000 \$16,000 \$40,000 \$50,000)
2. From 25 through 50 percent over the allowable standard \$10,000 \$20,000 \$50,000 \$50,000)
3. Greater than 50 percent over the allowable standard \$10,000 \$20,000 \$50,000 \$50,000)
N.J.A.C. 7:27-19.5(c)5 Conditions of Approval \$2,000 \$4,000 \$10,000 \$30,00	
N.J.A.C. 7:27-19.5(c)6 Adjust Combustion Process \$2,000 \$4,000 \$10,000 \$30,00	
N.J.A.C. 7:27-19.6(d)1 and 2 Emissions Averaging Actual Emission (pounds per million BTU): 1. Less than 25 percent over the allowable standard \$8,000 \$16,000 \$40,000 \$50,000)

Citation	Class	First	Second Offense	Third Offense	Fourth and Each Subsequent Offense
Citation 2. Twenty-five	Class e percent or greater percent over the allowable	Offense	Offense	Offense	Offense
standard N.J.A.C. 7:27-19.6(f)1	o porcont or greater porcont over the unevalue	\$10,000	\$20,000	\$50,000	\$50,000
or 2	Record Keeping of Compliance Demonstra-		** ***	40.500	45.500
	tion	\$500	\$1,000	\$2,500	\$7,500 \$7,500
N.J.A.C. 7:27-19.6(g)	Log	\$500	\$1,000	\$2,500 \$2,500	\$7,500 \$7,500
N.J.A.C. 7:27-19.6(h) N.J.A.C. 7:27-19.6(i)	Quarterly Reports Notice of Noncompliance	\$500 \$500	\$1,000 \$1,000	\$2,500 \$2,500	\$7,500 \$7,500
N.J.A.C. 7:27-19.6(j)1	Provide Notice of Ceased Operations	\$500 \$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.7(a)	Adjust combustion process	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.7(b)					
or (c)	Non-Utility boilers and other indirect heat				
Actual Emission (pounds	exchangers				
Less than	25 MMBTU per hour				
	25 percent over the allowable standard	\$2,000	\$4,000	\$10,000	\$30,000
	hrough 50 percent over the allowable standard	\$4,000	\$8,000	\$20,000	\$50,000
	an 50 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	BTU per hour	\$6,000	\$12,000	\$30,000	\$50,000
1. Less than .	25 percent over the allowable standard hrough 50 percent over the allowable standard	\$8,000	\$16,000 \$16,000	\$40,000	\$50,000
	an 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
	an 50 MMBTU per hour	, ,	, ,	, ,	
1. Less than	25 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	hrough 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
	an 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.7(d)	Heat input rate of 250 MMBTU per hour or greater				
Failure to	install CEM	\$10,000	\$20,000	\$50,000	\$50,000
Heat inpu	t rate of 50 MMBTU to less than 250 MMBTU				
per hour		\$2,000	\$4,000	\$10,000	\$30,000
	nbustion process or install CEM				
N.J.A.C. 7:27-19.8(a), (b) or (c)	Stationary Internal Combustion Engines				
Actual Emission (grams					
1000 Hp o					
	25 percent over the allowable standard	\$6,000	\$12,000	\$30,000	\$50,000
	hrough 50 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	nan 50 percent over the allowable standard nan 1000 Hp	\$10,000	\$20,000	\$50,000	\$50,000
	25 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	hrough 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
	nan 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.9(a)	Asphalt Plants				
	Actual Emissions 25 percent over the allowable standard	\$2,000	\$4,000	\$10,000	\$30,000
	hrough 50 percent over the allowable standard	\$4,000	\$8,000	\$20,000	\$50,000
	nan 50 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
N.J.A.C. 7:27-19.9(b)	Adjust combustion process	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.10(a)					
(b)	Glass Manufacturing Furnaces Actual Emission:				
	han 10 pounds per hour:				
	25 percent over the allowable standard	\$2,000	\$4,000	\$10,000	\$30,000
	hrough 50 percent over the allowable standard	\$4,000	\$8,000	\$20,000	\$50,000
	han 50 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	bounds through 22.8 pounds per hour:	\$6,000	¢12.000	¢20,000	\$50,000
	25 percent over the allowable standard through 50 percent over the allowable standard	\$6,000 \$8,000	\$12,000 \$16,000	\$30,000 \$40,000	\$50,000 \$50,000
	han 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
	ater than 22.8 pounds per hour:	,		,	,300
 Less than 	25 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	through 50 percent allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
	han 50 percent over the allowable standard	\$10,000 \$2,000	\$20,000	\$50,000 \$10,000	\$50,000 \$30,000
N.J.A.C. 7:27-19.10(c)1 N.J.A.C. 7:27-19.10(c)2	Determine baseline NO _x emission rate Submit Emission Reduction Plan	\$2,000 \$10,000	\$4,000 \$20,000	\$10,000 \$50,000	\$50,000
N.J.A.C. 7:27-19.10(c)2 N.J.A.C. 7:27-19.10(c)3	Implement Emission Reduction Plan	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.10(c)4	Reduce Emissions 30%	,	•	,	•
Maximum	Actual Emission:				

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					Fourth and
		First	Second	Third	Each Subsequent
Citation	Class	Offense	Offense	Offense	Offense
	an 10 pounds per hour: 25 percent over the allowable standard	\$2,000	\$4,000	\$10,000	\$30.000
	rough 50 percent over the allowable standard	\$4,000	\$8,000	\$20,000	\$50,000
	an 50 percent over the allowable standard bunds through 22.8 pounds per hour:	\$8,000	\$16,000	\$40,000	\$50,000
 Less than 2 	5 percent over the allowable standard	\$6,000	\$12,000	\$30,000	\$50,000
	rough 50 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	an 50 percent over the allowable standard for than 22.8 pounds per hour:	\$10,000	\$20,000	\$50,000	\$50,000
	5 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
2. From 25 th	rough 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
3. Greater tha	an 50 percent over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.10(e)	Adjust combustion process	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.13(i)	Compensate with DERs Class: Utility Boilers				
	See N.J.A.C. 7:27A-3.10(m)19 for the calculation Class: Stationary Gas Turbines	of civil administr	ative penalties for	or violations of N	.J.A.C. 7:27-19.4(a).
	See N.J.A.C. 7:27A-3.10(m)19 for the calculation or (b).	of civil administr	rative penalties t	for violations of N	N.J.A.C. 7:27-19.5(a)
	Class: Non-utility Boilers and other Indirect Heat See N.J.A.C. 7:27A-3.10(m)19 for the calculation		rative nenalties t	for violations of N	NIAC 7:27-197(b)
	or (c).	or civil administr	rative penarties	ioi violations of i	1.3.71.C. 7.27-13.7(0)
	Class: Stationary Internal Combustion Engines See N.J.A.C. 7:27A-3.10(m)19 for the calculation	of civil administr	ative penalties for	or violations of N	J.A.C. 7:27-19.8(a),
	(b) or (c). Class: Asphalt Plants				
	See N.J.A.C. 7:27A-3.10(m)19 for the calculation Class: Glass Manufacturing Furnaces	of civil administr	ative penalties for	or violations of N	.J.A.C. 7:27-19.9(a).
	See N.J.A.C. 7:27A-3.10(m)19 for the calculation or (b).	of civil administr	ative penalties for	or violations of N	J.A.C. 7:27-19.10(a)
N.J.A.C. 7:27-19.13(j)	Modify NO _x Control Plan for alterations	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.13(n)	Implement NO _x Control Plan	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.15(c)	Demonstrate Compliance	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.16(c) N.J.A.C. 7:27-19.17(a)1	Log Conduct Stack Tests	\$500 \$2,000	\$1,000 \$4,000	\$2,500 \$10,000	\$7,500 \$30,000
N.J.A.C. 7:27-19.17(a)1 N.J.A.C. 7:27-19.17(a)2,		\$300	\$600	\$1,500	\$4,500
or 4		, , , ,			
N.J.A.C. 7:27-19.17(b)	Sampling and Testing Facilities	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.17(e) N.J.A.C. 7:27-19.18(a)2, 3	Record keeping Monitoring	\$500 \$2,000	\$1,000 \$4,000	\$2,500 \$10,000	\$7,500 \$30,000
4 or 5	, montoring	Ψ2,000	Ψ1,000	\$10,000	420,000
N.J.A.C. 7:27-19.18(h)	Conditions of Approval	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.19(a) o	r Record keeping	\$500	\$1,000	\$2,500	\$7,500
(b) N.J.A.C. 7:27-19.19(d)	Record keeping	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.19(e)	Recordkeeping	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.19(f)	Recordkeeping	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.19(g)1 o	r Submit Report	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.20(d)	Compliance with Maximum Annual Emission Rate				
Actual Emissions (pounds					
	25 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
2. I wenty-five standard	e percent or greater percent over the allowable	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.20(g)1	Conditions of Approval	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.20(g)2	Combust Cleaner Fuel	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-19.20(g)3	Compliance with Maximum Allowable Emission Rate				
Actual Emissions (pounds			h		450.00-
	25 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
2. I wenty-11ve standard	e percent or greater percent over the allowable	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-19.20(g)4	Compliance with Maximum Allowable Emission Rate	Ψ10,000	Ψ20,000	\$20,000	\$20,000
Class: Utility Boilers See N.J.A.C. 7:					
	ion of civil administrative				
	olations of N.J.A.C.				

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		CI.	First	Second	Third	Fourth and Each Subsequent
Citation		Class	Offense	Offense	Offense	Offense
Class:	7:27-19.4(a). Stationary Gas	Turbines				
Class.	See N.J.A.C. 7:					
		ion of civil administrative				
	penalties for vio	plations of N.J.A.C.				
	7:27-19.5(a) or					
Class:		ers and other Indirect				
	Heat Exchange					
	See N.J.A.C. 7:	on of civil administrative				
		plations of N.J.A.C.				
	7:27-19.7(b) or					
Class:	Stationary Inter	rnal Combustion				
	Engines					
	See N.J.A.C. 7:					
		on of civil administrative plations of N.J.A.C.				
	7:27-19.8(a), (b					
Class:	Asphalt Plants) or (c).				
	See N.J.A.C. 7:	27A-3.10(m)19	*			
		on of civil administrative				
		plations of N.J.A.C.				
CI	7:27-19.9(a).	das P				
Class:	Glass Manufact					
	See N.J.A.C. 7:	on of civil administrative				
		plations of N.J.A.C.				
	7:27-19.10(a) or					
N.J.A.C.	7:27-19.20(g)5	Compliance with Maximum Annual Emission Rate				
Actual E		per million BTU).				
		5 percent over the allowable standard	\$8,000	\$16,000	\$40,000	\$50,000
	•	percent or greater percent over the allowable	#10.000	#20.000	#50.000	# 50,000
NIAC	standard 7:27-19.20(i)1,	7	\$10,000	\$20,000	\$50,000	\$50,000
or 3	7.27-19.20(1)1,	Maintain Emission Calculations	\$500	\$1,000	\$2,500	\$7,500
	7:27-19.21(e)1	Conditions of Approval	\$2,000	\$4,000	\$10,000	\$30,000
	7:27-19.21(e)2	Compliance Milestones	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C.	7:27-19.21(e)4	Determine Actual NO _x Emissions	\$2,000	\$4,000	\$10,000	\$30,000
	7:27-19.21(e)5	Adjust combustion process	\$2,000	\$4,000	\$10,000	\$30,000
	7:27-19.21(e)6	Record Keeping and Reporting	\$500	\$1,000	\$2,500	\$7,500 \$7,500
	7:27-19.21(e)7 7:27-19.21(e)9	Notification Compliance with Maximum Allowable Emis-	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C.	7.27-19.21(0)9	sion Rate				
Class:	Utility Boilers					
	See N.J.A.C. 7:					
		ion of civil administrative				
		plations of N.J.A.C.				
NIAC	7:27-19.5(a) or 7:27-19.21(e)10	Cease Operating	\$10,000	\$20,000	\$50,000	\$50,000
	7:27-19.22(g)1	Conditions of Approval	\$2,000	\$4,000	\$10,000	\$30,000
	7:27-19.22(g)2	Compliance Milestones	\$2,000	\$4,000	\$10,000	\$30,000
	7:27-19.22(g)3	Notification	\$500	\$1,000	\$2,500	\$7,500
	7:27-19.22(g)4	Control Emissions	\$2,000	\$4,000	\$10,000	\$30,000
	7:27-19.23(e)1	Conditions of Approval	\$2,000	\$4,000	\$10,000	\$30,000
	7:27-19.23(e)2	Compliance Milestones	\$2,000 \$2,000	\$4,000 \$4,000	\$10,000 \$10,000	\$30,000
	7:27-19.23(e)3 7:27-19.23(e)4	Implement Innovative Control Technology Determine Actual NO _x Emissions	\$2,000 \$2,000	\$4,000 \$4,000	\$10,000 \$10,000	\$30,000 \$30,000
	7:27-19.23(e)5	Adjust Combustion Process	\$2,000 \$2,000	\$4,000 \$4,000	\$10,000	\$30,000
	7:27-19.23(e)6	Record Keeping and Reporting	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C.	7:27-19.23(e)7	Notification	\$500	\$1,000	\$2,500	\$7,500
	7:27-19.23(e)9	Cease Operating	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C.	7:27-19.23(e)10	Compensate with DERs				
	•	Class: Utility Boilers				

See N.J.A.C. 7:27A-3.10(m)19 for the calculation of civil administrative penalties for violations of N.J.A.C. 7:27-19.4(a). Class: Stationary Gas Turbines

See N.J.A.C. 7:27A-3.10(m)19 for the calculation of civil administrative penalties for violations of N.J.A.C. 7:27-19.5(a) or (b)

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Class: Non-utility Boilers and other Indirect Heat Exchangers

					Fourth and Each
		First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
	See N.J.A.C. 7:27A-3.10(m)19 for the calculation	of civil administra	ative penalties f	for violations of N	I.J.A.C. 7:27-19.7(b)
	or (c).				
	Class: Stationary Internal Combustion Engines				
	See N.J.A.C. 7:27A-3.10(m)19 for the calculation	of civil administra	ative penalties for	or violations of N	J.A.C. 7:27-19.8(a),
	(b) or (c).	•			
	Class: Asphalt Plants				
	See N.J.A.C. 7:27A-3.10(m)19 for the calculation	of civil administra	tive penalties for	or violations of N	J.A.C. 7:27-19.9(a).
	Class: Glass Manufacturing Furnaces				
	See N.J.A.C. 7:27A-3.10(m)19 for the calculation	of civil administra	tive penalties for	or violations of N.	J.A.C. 7:27-19.10(a)
	or (b).	# 500	#1 000	\$2.500	Φ 7 .500
N.J.A.C. 7:27-19.24(b)	Report	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.24(c)	Compensate with DERs				
	Actual emissions (pounds per million BTU)				
	Less than 25 percent over the allowable stan-	\$8,000	\$16,000	\$40,000	\$50,000
	dard	\$0,000	\$10,000	\$40,000	\$30,000
	Greater than or equal to 25 over the allowable standard	\$10,000	\$20,000	\$50,000	\$50,000
N I A C 7:27 10 25(d)	Recordkeeping	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-19.25(d)	Recording	φ300	φ1,000	Ψ2,300	Ψ1,500

20. (Reserved)

21. The violations of N.J.A.C. 7:27-21, Emission Statements, and the civil administrative penalty amounts for each violation are as set forth in the following table:

					Fourth and Each
		First	Second	Third	Subsequent
Citation	Class	Offense	Offense	Offense	Offense
N.J.A.C. 7:27-21.4(a)	Failure to Submit	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-21.5(a)	Failure to Certify	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-21.5(b)-(k)	Omission of Required Information	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-21.6(a)	Failure to Keep Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-21.6(b)	Readily Available	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-21.9(a)	Failure to Submit Notification of Non-applica-				
	bility	\$100	\$200	\$500	\$1,500

22. The violations of N.J.A.C. 7:27–22, Operating Permits, and the civil administrative penalty amounts for each violation, per source operation, are set forth in the following tables:

					Fourth and Each
		First	Second	Third	Subsequent
Citation	Rule Summary	Offense	Offense	Offense	Offense
N.J.A.C. 7:27					
	ted Potential Emission of Source Operation	¢100 10	¢200 10	\$500 10	¢1 500 10
	Less than 0.5 pound per hour	\$100 10	\$200 10	\$300 10	\$1,500 10
2.	From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO _v	\$200 10	\$400 10	\$1,000 10	\$3,000 10
. 3	Greater than 10 through 22.8 pounds per hour, or greater	\$200	\$ 1 00 = 3	¥1,000	Ψ5,000
Э.	than 2.5 through 5.7 pounds per hour for VOC and NO _x	\$600 10	\$1,200 10	\$3,000 10	\$9,000 10
4.	Greater than 22.8 pounds per hour, or greater than 5.7	****	+-,	, , , , , , ,	. ,
	pounds per hour for VOC and NO _x	\$1,000 10	\$2,000 10	\$5,000 10	\$15,000 10
. 5.	Regulated pursuant to NSPS, NESHAPS, PSDAQ, EOR,				
	TXS and HAP (Table C) ⁶	\$2,000	\$4,000	\$10,000	\$30,000
		T	01	mi : 1	Fourth and Each
Civit	Park Communication	First	Second	Third	Each Subsequent
Citation	Rule Summary 22.27(b) Obtain Operating Parmit Paraga Operation	First Offense	Second Offense	Third Offense	Each
N.J.A.C. 7:27	-22.3(b) Obtain Operating Permit Before Operation				Each Subsequent
N.J.A.C. 7:27- Class: Estima	-22.3(b) Obtain Operating Permit Before Operation ted Potential Emission of Source Operation				Each Subsequent Offense
N.J.A.C. 7:27- Class: Estima 1.	22.3(b) Obtain Operating Permit Before Operation ated Potential Emission of Source Operation Less than 0.5 pound per hour	Offense	Offense	Offense	Each Subsequent
N.J.A.C. 7:27- Class: Estima 1.	-22.3(b) Obtain Operating Permit Before Operation ted Potential Emission of Source Operation	Offense	Offense	Offense	Each Subsequent Offense
N.J.A.C. 7:27-Class: Estima 1. 2.	22.3(b) Obtain Operating Permit Before Operation ated Potential Emission of Source Operation Less than 0.5 pound per hour From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO _x Greater than 10 through 22.8 pounds per hour, or greater	\$100 10 \$200 10	\$200 10 \$400 10	\$500 10 \$1,000 10	Each Subsequent Offense \$1,500 ¹⁰ \$3,000 ¹⁰
N.J.A.C. 7:27- Class: Estima 1. 2.	22.3(b) Obtain Operating Permit Before Operation ted Potential Emission of Source Operation Less than 0.5 pound per hour From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO _x Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO _x	Offense \$100 10	Offense \$200 10	Offense \$500 10	Each Subsequent Offense \$1,500 10
N.J.A.C. 7:27-Class: Estima 1. 2.	22.3(b) Obtain Operating Permit Before Operation ted Potential Emission of Source Operation Less than 0.5 pound per hour From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO _x Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO _x Greater than 22.8 pounds per hour, or greater than 5.7	\$100 ¹⁰ \$200 ¹⁰ \$600 ¹⁰	\$200 ¹⁰ \$400 ¹⁰ \$1,200 ¹⁰	\$500 10 \$1,000 10 \$3,000 10	Each Subsequent Offense \$1,500 ¹⁰ \$3,000 ¹⁰ \$9,000 ¹⁰
N.J.A.C. 7:27 Class: Estima 1. 2. 3. 4.	22.3(b) Obtain Operating Permit Before Operation ted Potential Emission of Source Operation Less than 0.5 pound per hour From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO _x Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO _x Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO _x	\$100 10 \$200 10	\$200 10 \$400 10	\$500 10 \$1,000 10	Each Subsequent Offense \$1,500 ¹⁰ \$3,000 ¹⁰
N.J.A.C. 7:27 Class: Estima 1. 2. 3. 4.	22.3(b) Obtain Operating Permit Before Operation ted Potential Emission of Source Operation Less than 0.5 pound per hour From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO _x Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO _x Greater than 22.8 pounds per hour, or greater than 5.7	\$100 ¹⁰ \$200 ¹⁰ \$600 ¹⁰	\$200 ¹⁰ \$400 ¹⁰ \$1,200 ¹⁰	\$500 10 \$1,000 10 \$3,000 10	Each Subsequent Offense \$1,500 ¹⁰ \$3,000 ¹⁰ \$9,000 ¹⁰

Citation N.J.A.C. 7:27-22.3(c) N.J.A.C. 7:27-22.3(d) N.J.A.C. 7:27-22.3(e) Rule Summary Emissions Not Detected by Continuous Monitoring System or Stack Test Proper Operation Other Conditions	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent · Offense
Class: Emission of Source Operation	\$400 ¹⁰	\$800 10	\$2,000 ¹⁰	\$6,000 ¹⁰
 Less than 0.5 pound per hour From 0.5 through 10 pounds per hour, or 0.5 through 2.5 	\$800 10	\$1,600 ¹⁰	\$4,000 10	\$12,000 ¹⁰
pounds per hour for VOC and NO _x 3. Greater than 10 through 22.8 pounds per hour, or greater	\$1,200 ¹⁰	\$2,400 ¹⁰	\$6,000 ¹⁰	\$18,000 ¹⁰
than 2.5 through 5.7 pounds per hour for VOC and NO _x 4. Greater than 22.8 pounds per hour, or greater than 5.7	\$1,200 ¹⁰	. ,	\$10,000 10	\$30,000 10
pounds per hour for VOC and NO _x 5. Regulated pursuant to NSPS, NESHAPS, PSDAQ, EOR,		\$4,000 10		, , , , , , , , , , , , , , , , , , , ,
TXS and HAP (Table C) ⁶	\$3,000	\$6,000	\$15,000	\$45,000
Citation Rule Summary N.J.A.C. 7:27-22.3(e) Emissions Detected by Stack Test Class: Maximum Allowable Emission of Source Operation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
Less than 0.5 pound per hour: 1. Less than 25 percent over the allowable standard 2. From 25 through 50 percent over the allowable standard 3. Greater than 50 percent over the allowable standard From 0.5 through 10 pounds per hour, or 0.5 through 2.5	\$500 ⁴ \$1,000 ⁴ \$2,000 ⁴	\$1,000 ⁴ \$2,000 ⁴ \$4,000 ⁴	\$2,500 ⁴ \$5,000 ⁴ \$10,000 ⁴	\$7,500 ⁴ \$15,000 ⁴ \$30,000 ⁴
pounds per hour for VOC and NO _x : 1. Less than 25 percent over the allowable standard 2. From 25 through 50 percent over the allowable standard 3. Greater than 50 percent over the allowable standard Greater than 10 pounds through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and	\$2,000 ⁴ \$4,000 ⁴ \$8,000 ⁴	\$4,000 ⁴ \$8,000 ⁴ \$16,000 ⁴	\$10,000 ⁴ \$20,000 ⁴ \$40,000 ⁴	\$30,000 ⁴ \$50,000 ⁴ \$50,000 ⁴
 Less than 25 percent over the allowable standard From 25 through 50 percent over the allowable standard Greater than 50 percent over the allowable standard Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_x, or air contaminants regulated pursuant to HAP (Table C): Less than 25 percent over the allowable standard From 25 through 50 percent over the allowable standard Greater than 50 percent over the allowable standard 	\$6,000 ⁴ \$8,000 ⁴ \$10,000 ⁴ \$10,000 ⁴ \$10,000 ⁴	\$12,000 ⁴ \$16,000 ⁴ \$20,000 ⁴ \$20,000 ⁴ \$20,000 ⁴ \$20,000 ⁴	\$30,000 ⁴ \$40,000 ⁴ \$50,000 ⁴ \$40,000 ⁴ \$50,000 ⁴ \$50,000 ⁴	\$50,000 4 \$50,000 4 \$50,000 4 \$50,000 4 \$50,000 4 \$50,000 4
Citation Rule Summary	ψ10,000		400,000	420,000
N.J.A.C. 7:27-22.3(e) Emissions Detected by Continuous Monitoring System See N.J.A.C. 7:27A-3.10(n) for the calculation of civil administrative pen N.J.A.C. 7:27-22.3(e) Operating Parameters Detected by Continuous Monitoring System See N.J.A.C. 7:27A-3.10(n) for the calculation of civil administrative pen				
Citation Rule Summary N.J.A.C. 7:27-22.3(q) Certify Report N.J.A.C. 7:27-22.5(b) Submit Application for Operating Permit	First Offense \$300 \$2,000	Second Offense \$600 \$4,000	Third Offense \$1,500 \$10,000	Fourth and Each Subsequent Offense \$4,500 \$30,000 Fourth and
Citation Rule Summary N.J.A.C. 7:27-22.9(a) Submit Proposed Compliance Plan for Operating Permit	First Offense	Second Offense	Third Offense	Each Subsequent Offense
Class 1. Plan Not Submitted 2. Plan Incomplete	\$1,000 \$500	\$2,000 \$1,000	\$5,000 \$2,500	\$15,000 \$7,500

Citation N.J.A.C. 7:27-22.9(b)	Rule Summary Submit Proposed Compliance Plan for Renewal of and Significant and Minor Modifications to Operating Permit	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
Class 1. Plan Not St 2. Plan Incom		\$1,000 \$500	\$2,000 \$1,000	\$5,000 \$2,500	\$15,000 \$7,500
Citation N.J.A.C. 7:27-22.14(d)	Rule Summary General Operating Permit Terms and Conditions	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
1. Less than 0	d Emission Rate of Source Operation .5 pound per hour	\$400 10	\$800 10	\$2,000 10	\$6,000 10
pounds per	hrough 10 pounds per hour, or 0.5 through 2.5 hour for VOC and NO _x	\$800 10	\$1,600 ¹⁰	\$4,000 10	\$12,000 10
than 2.5 th	an 10 through 22.8 pounds per hour, or greater rough 5.7 pounds per hour for VOC and NO _x an 22.8 pounds per hour, or greater than 5.7	\$1,200 10	\$2,400 10	\$6,000 10	\$18,000 10
pounds per	hour for VOC and NO _x pursuant to NSPS, NESHAPS, PSDAQ, EOR,	\$2,000 10	\$4,000 10	\$10,000 10	\$30,000 10
	and HAP (Table C) 6	\$3,000	\$6,000	\$15,000	\$45,000
Citation N.J.A.C. 7:27-22.15(b)1	Rule Summary Temporary Facility Operating Permit Requirements	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
	.5 pound per hour	\$400 10	\$800 10	\$2,000 10	\$6,000 10
pounds per	hrough 10 pounds per hour, or 0.5 through 2.5 hour for VOC and NO _x	\$800 10	\$1,600 10	\$4,000 10	\$12,000 10
than 2.5 th	In 10 through 22.8 pounds per hour, or greater rough 5.7 pounds per hour for VOC and NO_x an 22.8 pounds per hour, or greater than 5.7	\$1,200 10	\$2,400 10	\$6,000 10	\$18,000 10
pounds per	hour for VOC and NO _x pursuant to NSPS, NESHAPS, PSDAQ, EOR,	\$2,000 10	\$4,000 10	\$10,000 10	\$30,000 10
TXS and H	AP (Table C) ⁶	\$3,000	\$6,000	\$15,000	\$45,000
Citation N.J.A.C. 7:27-22.15(b)3	Rule Summary Provide Written Notice of Change	First Offense \$200	Second Offense \$400	Third Offense \$1,000	Fourth and Each Subsequent Offense \$3,000
N.J.A.C. 7:27-22.18(b)	Submit Source Emission Testing and Monitoring Protocol	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-22.18(d) N.J.A.C. 7:27-22.18(e)1 N.J.A.C. 7:27-22.18(e)2 N.J.A.C. 7:27-22.18(e)3 N.J.A.C. 7:27-22.18(f) N.J.A.C. 7:27-22.18(g)3	Resubmit Source Emission Testing and Monitoring Protocol Schedule Source Emission Testing Date Perform Source Emissions Testing Submit Source Emissions Test Report Perform Periodic Source Emissions Testing Schedule Performance Specification Test Date	\$500 \$300 \$2,000 \$500 \$2,000 \$300	\$1,000 \$600 \$4,000 \$1,000 \$4,000 \$600	\$2,500 \$1,500 \$10,000 \$2,500 \$10,000 \$1,500	\$7,500 \$4,500 \$30,000 \$7,500 \$30,000 \$4,500
N.J.A.C. 7:27-22.18(g)4 N.J.A.C. 7:27-22.18(g)5 N.J.A.C. 7:27-22.18(h)	Conduct Performance Specification Test Submit Performance Specification Report Certify Source Emission Test Report or Per- formance Specification Test Report	\$1,000 \$500 \$300	\$2,000 \$1,000 \$600	\$5,000 \$2,500 \$1,500	\$15,000 \$7,500 \$4,500
N.J.A.C. 7:27-22.19(a)	Maintain Records of Source Emissions Test- ing or Monitoring	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-22.19(c) N.J.A.C. 7:27-22.19(f)	Submit Source Emissions Testing and Moni- toring Reports Submit Periodic Compliance Certification	\$500 \$1,000	\$1,000 \$2,000	\$2,500 \$5,000	\$7,500 \$15,000
N.J.A.C. 7:27-22.19(h) N.J.A.C. 7:27-22.19(i) N.J.A.C. 7:27-22.27(b)	Submit Operating Permit or Emissions Rec- ords Make Information Readily Available Maintain Information for Alternative Operat-	\$500 \$500	\$1,000 \$1,000	\$2,500 \$2,500	\$7,500 \$7,500
N.J.A.C. 7:27-22.28(i)	ing Scenarios Maintain Emissions Trading Log	\$500 \$500	\$1,000 \$1,000	\$2,500 \$2,500	\$7,500 \$7,500

4 Per Air Contaminant Exceeding Allowable Standard—Revoke Certificate to Operate Under N.J.A.C. 7:27-8 or Revoke Operating Permit Under N.J.A.C. 7:27-22 (if applicable).

6 NSPS (40 CFR 60)

NESHAPS (40 CFR 61) PSDAQ (40 CFR 51) EOR (N.J.A.C. 7:27-18) TXS (N.J.A.C. 7:27-17) HAP Table C (N.J.A.C. 7:27-22)

10 Based on each Preconstruction Permit incorporated into the Operating Permit, if applicable, or if not, estimate of air contaminants with the stated emission rate without controls.

23. The violations of N.J.A.C. 7:27–23, Architectural Coatings, and the civil administrative penalty amounts for each violation are as set forth in the following table:

Citation N.J.A.C. 7:27-23.3(a) CLASS		First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
Per Gallon or any part the 1. Less than 2 2. From 25 th	ereof: 5 percent over the allowable standard rough 50 percent over the allowable standard in 25 percent over the allowable standard	\$300 \$600 \$1,000	\$600 \$1,200 \$2,000	\$1,500 \$3,000 \$5,000	\$4,500 \$9,000 \$15,000
Citation N.J.A.C. 7:27-23.4(a) CLASS		First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
Per Unit—Eight pounds of 1. Less than 2 2. From 25 th	or any part thereof: 5 percent over the allowable standard rough 50 percent over the allowable standard in 25 percent over the allowable standard	\$300 \$600 \$1,000	\$600 \$1,200 \$2,000	\$1,500 \$3,000 \$5,000	\$4,500 \$9,000 \$15,000
Citation N.J.A.C. 7:27-23.5 N.J.A.C. 7:27-23.6(a) N.J.A.C. 7:27-23.6(b)	Class Manufacturer Manufacturer Distributor	First Offense \$10,000 \$10,000 \$4,000	Second Offense \$25,000 \$25,000 \$8,000	Third Offense \$50,000 \$50,000 \$20,000	Fourth and Each Subsequent Offense \$50,000 \$50,000

24. (Reserved)

25. The violations of N.J.A.C. 7:27–25, Control and Prohibition of Air Pollution by Vehicular Fuels, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Class	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-25.3(a)	Less than 15,000 gallon tank capacity.	\$2,000	\$4,000	\$10,000	\$30,000
	From 15,000 up to 50,000 gallon tank capacity. From 50,000 up to 500,000 gallon tank capaci-	\$4,000	\$8,000	\$20,000	\$50,000
	, ,	\$8,000	\$16,000	\$40,000	\$50,000
	ty.			\$50,000	\$50,000
N. I. A. G. 7.07.05.04.	Greater than 500,000 gallon tank capacity.	\$10,000	\$20,000	, /	
N.J.A.C. 7:27-25.3(b)	Less than 15,000 gallon tank capacity.	\$2,000	\$4,000	\$10,000	\$30,000
	From 15,000 up to 50,000 gallon tank capacity.	\$4,000	\$8,000	\$20,000	\$50,000
	From 50,000 up to 500,000 gallon tank capaci-				
	ty.	\$8,000	\$16,000	\$40,000	\$50,000
	Greater than 500,000 gallon tank capacity.	\$10,000	\$20,000	\$50,000	\$50,000
N.J.A.C. 7:27-25.4(a)1	Test/Document	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-25.4(a)2	Certify/Document	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-25.4(a)3	Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-25.4(b)	Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-25.7(g)	Readily Available	\$100	\$200	\$500	\$1,500
N.J.A.C. 7:27-25.7(h)1-2	Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-25.7(h)3	Readily Available	\$100	\$200	\$500	\$1,500
N.J.A.C. 7:27-25.7(h)4	Submittal	\$300	\$600	\$1,500	\$4,500

26. (Reserved)

27. The violations of N.J.A.C. 7:27–27, Control and Prohibition of Mercury Emissions, and the civil administrative penalty amounts for each violation are as set forth in the following table:

Citation	Rule Summary	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-27.4(a)	Install/Operate Air Pollution Control Equip-	O LLONG C		01101150	0.1101100
11.00.2.01 7.27 27.1(0)	ment	\$4,000	\$8,000	\$20,000	\$50,000
N.J.A.C. 7:27-27.4(b)1	Mercury Emissions Detected by Compliance	+ 1,000	, -,	, ,	,,
N.J.A.C. 7:27-27.4(b)2	Testing from Source Operation				
	25 percent over the allowable standard	\$8,000 3	\$16,000 ³	\$40,000 3	\$50,000 3
2. From 25 th	brough 50 percent over the allowable standard	\$10,000 3	\$20,000 3	\$50,000 3	\$50,000 3
Greater th	an 50 percent over the allowable standard	\$10,000 ³	\$20,000 3	\$50,000 3	\$50,000 3
N.J.A.C. 7:27-27.4(c)	Perform Compliance Testing to Measure Mer-				
• •	cury	\$3,000	\$6,000	\$15,000	\$45,000
N.J.A.C. 7:27-27.4(f)	Submit Compliance Testing Protocol	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-27.4(h)	Submit Application for Preconstruction Per-				
	mit	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-27.4(i)	Conduct Optimization Tests	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-27.4(j)	Submit Optimized Reagent Injection Rate	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-27.4(k)	Operate at Optimized Reagent Injection Rate	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-27.9(a)	Submit Compliance Testing Report	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-27.9(b)	Submit Optimization Test Report	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-27.9(c)	Submit Report	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-27.9(d)	Certify Compliance Testing Report	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-27.9(e)	Maintain Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-27.9(f)	Certify Compliance Testing Report	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-27.9(g)	Make Records Readily Available	\$500	\$1,000	\$2,500	\$7,500
3 Revoke Certificate to Oper	rate Under N.J.A.C. 7:27-8 or Revoke Operating Permit Und	er N.J.A.C. 7:27-22	(if applicable).		

^{28. (}Reserved)

30. The violations of N.J.A.C. 7:27–30, Open Market Emissions Trading, and the civil administrative penalty amounts for each violation, are as set forth in the following table:

Citation	Rule Summary	First Offense	Second Offense	Third Offense	Subsequent Offense
N.J.A.C. 7:27-30.7(b)	Provide information, statements and certifica-				
	tion in Notice and Certification of DER Generation		See	Below	
N.J.A.C. 7:27-30.10(d)	Provide information, statements and certifica- tion in Notice of DER Verification		Can	Dalow	
Base penalty per violation			See	Below	
		\$2,000	\$4,000	\$10,000	\$30,000
	e reduced by applying the following factors:	70% rad	uation from boss	a nanalty	
	type violation not affecting quantity of DERs attraction of DERs by 1 through 25%		uction from base uction from base		
	atity of DERs by 25 through 50%		uction from base		
	tity of DERs by greater than 50%		ction from base		
(5) Violation is reported amended Notice	to department and corrected by the filing of an	25% red	uction from base	e penalty	
N.J.A.C. 7:27-30.14(b)	Provide information statements and certifica-			6	TD 1
N.J.A.C. 7:27-30.15(b)	tion in Notice of Intent to Use DERs Provide information, statements and certifica-			See	Below
N.J.A.C. 7.27-30.13(0)	tion in Notice and Certification of DER Use			See	Below
Base penalty per violation	of 30.14(b) or 30.15(b):				
		\$2,000	\$4,000	\$10,000	\$30,000
(1) Minor administrative	educed by applying the following factors: type violation not affecting quantity of DERs		luction from bas		
(2) Minor violation is rep an amended Notice	ported to department and corrected by the filing of	25% red	uction from base	e penalty	
N.J.A.C. 7:27-30.9(c)	Submit Notice of Transfer to registry	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-30.10(d)	Submit Notice of DER Verification to registry	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-30.15(a)	Submit Notice and of DER Use	\$2,000	\$4,000	\$10,000	\$30,000

31. The violations of N.J.A.C. 7:27–31, and the civil administrative penalty amounts for each violation, are as set forth in the following table:

					Fourth and
					Each
		First	Second	Third	Subsequent
Citation	Rule Summary	Offense	Offense	Offense	Offense

^{29. (}Reserved)

N.J.A.C. 7:27-31.3(i)	Hold Allowances	(Reserved)	(Reserved)	(Reserved)	(Reserved)
N.J.A.C. 7:27-31.13(g)	Designate AAR	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-31.14(b)	Submit Monitoring Plan	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-31.14(c)	Install/Operate Monitoring System	\$10,000 \$1,000	\$20,000 \$2,000	\$50,000 \$5,000	\$50,000
N.J.A.C. 7:27-31.14(c) N.J.A.C. 7:27-31.14(d)	Certify Monitoring System Install/Operate Monitoring System	\$1,000	\$20,000	\$50,000	\$15,000 \$50,000
N.J.A.C. 7:27-31.14(d) N.J.A.C. 7:27-31.14(d)	Certify Monitoring System	\$1,000	\$2,000	\$5,000	\$15,000
N.J.A.C. 7:27-31.14(g)	Demonstrate Compliance	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-31.14(h)	Monitoring	\$2,000	\$4,000	\$10,000	\$30,000
N.J.A.C. 7:27-31.15	Records	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-31.16(a)	Submit Information	\$300	\$600	\$1,500	\$4,500
N.J.A.C. 7:27-31.16(e)	Emissions Reporting	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-31.16(f)	Make Information Available	\$500	\$1,000	\$2,500	\$7,500
N.J.A.C. 7:27-31.18(a) or (b)	Submit Compliance Certification	\$1,000	\$2,000	\$5,000	\$15,000

- (n) The Department shall determinate the amount of civil administrative penalty for violations of N.J.A.C. 7:27–8 and 7:27–22 as follows: for violations detected by continuous monitoring systems in accordance with (n)1 below; for continuous monitoring systems not installed, out of service or out of control in accordance with (n)2 below; and for violations of continuous monitoring systems recordkeeping and reporting requirements in accordance with (n)3 below. The rule summaries for the requirements set forth in the Civil Administrative Penalty Schedule in this subsection are provided for informational purposes only and have no legal effect.
 - 1. The Department shall determine the amount of civil administrative penalty for violations of N.J.A.C. 7:27–8.3(e) and 7:27–22.3(e) as indicated by continuous monitoring systems on the basis of the severity level, duration of the offense and the size or nature of the source operation associated with the violation as follows:
 - i. Table 1 of this section shall be used to determine the level of offense, based on the percentage or amount of differential from the standard or allowable set forth in the Preconstruction Permit or Operating Certificate issued pursuant to N.J.A.C. 7:27–28 or Operating Permit issued pursuant to N.J.A.C. 7:27–22.
 - ii. Tables 2A or 2B of this section shall be used to determine the amount of the base penalty. The level of offense determined from Table 1 is used in conjunction with either Table 2A (for any major source operation) or Table 2B (for any minor source operation) as defined in the corresponding footnotes below Tables 2A and 2B.
 - iii. Table 3 shall be used to determine a multiplier which shall be applied to the base penalty from either Table 2A or 2B. The multipliers included in Table 3 each correspond to the duration of the offense or the length of the averaging time provided in the Preconstruction Permit or Operating Certificate issued pursuant to N.J.A.C. 7:27–8 or Operating Permit issued pursuant to N.J.A.C. 7:27–22. The base penalty determined from Table 2A or 2B is multiplied by the appropriate Table 3 multiplier to determine the penalty amount of the offense.

CONTINUOUS MONITORING SYSTEMS ⁷ TABLE 1

	CONTINUOUS EMISS	SION MONITORS	,	CONTINUOUS PROCESS MONITORS			
LEVEL OF OFFENSE	AIR CONTAMINANTS (% above allowable emission rate or concen- tration)	OPACITY	OXYGEN (%)	pН	TEMPERATURE degrees Rankine (°F + 460)	OTHER MINI- MUM OR MAXI- MUM SPECIFICA- TIONS ²	
LEVEL I	Greater than 0% up to and including 25%	Greater than the standard up to and including 20%	75% to less than 100% of the minimum oxy- gen concentration	pH differential of less than 2	Any deviation greater than 0% up to and including 5% of the standard	Any deviation greater than 0% up to and including 25% of the standard	
LEVEL II	Greater than 25% up to and including 50%	Greater than 20% up to and including 40%	50% to less than 75% of the minimum oxygen concentration	pH differential of 2 through 5	Any deviation greater than 5% up to and including 15% of the standard	Any deviation greater than 25% up to and including 50% of the standard	
LEVEL III	Greater than 50%	Greater than 40%	Less than 50% of the minimum oxygen con- centration	pH differential of greater than 5	Any deviation greater than 15% of the standard	Any deviation greater than 50% of the standard	

¹ If applicable, use Level of Offense established in the Preconstruction Permit or Operating Certificate issued pursuant to N.J.A.C. 7:27-8 or Operating Permit issued pursuant to N.J.A.C. 7:27-22, if different from Table 1.

2 e.g., Pressure Drop, Flow Rate, Oxidation Reduction Potential, etc.

CONTINUOUS MONITORING SYSTEMS

				TABLE	3
TAI	BLE 2B	TAE	LE 2A	AVERAGING TIME OR DURATION	MULTIPLIER
MINOR SOUR	CE OPERATION 4	MAJOR SOUR	CE OPERATION 3	≤ 30 minutes	1
LEVEL	BASE	LEVEL	BASE	> 30 min & ≤ 1 hr	2
	PENALTY		PENALTY	> 1 hr & ≤ 3 hr	4
	\$100	I	\$200	$> 3 \text{ hr } \& \le 8 \text{ hr}$	6
II	\$200	II	\$400	> 8 hr & ≤ 24 hr	8
III	\$500	III	\$1,000	> 24 hr	10

 $^{^3}$ Any source operation with estimated potential emissions without control of greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_x, or air contaminants regulated pursuant to NSPS, NESHAPS, PSDAQ, EOR, TXS and HAP (Table C) based on Preconstruction Permit or Certificate issued pursuant to N.J.A.C. 7:27-8 or Operating Permit issued pursuant to N.J.A.C. 7:27-22.

The violations of N.J.A.C. 7:27–8.3(e) and N.J.A.C. 7:27–22.3(d) or (e) for continuous monitoring systems not installed, out of service or out of control and the civil administrative penalty amounts for each violation are set forth in the following Table:

Citation N.J.A.C. 7:27	Rule Summary	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
and	Continuous Monitoring Systems Not Installed, Out of Service, Or Out of Control				
N.J.A.C.`7:27 and (e)					
1.	Major Source Operation ³				
	Each day through day five ⁵	\$200 6	\$400 6	\$1,000 6	\$3,000 6
	Day six and each subsequent day thereafter 5	\$500 ⁶	\$1,000 6	\$2,500 6	\$7,500 6
2.	Minor Source Operation ⁴				
	Each day through day five ⁵	\$100 6	\$200 6	\$500 ⁶	\$1,500 ⁶
	Day six and each subsequent day thereafter ⁵	\$250 6	\$500 ⁶	\$1,250 ⁶	\$3,750 6

3. The violations of N.J.A.C. 7:27-8.3(e) and N.J.A.C. 7:27-22.3(e) for continuous monitoring systems recordkeeping and reporting requirements and the civil administrative penalty amounts for each violation are set forth in the following Table:

Citation N.J.A.C. 7:27-8.3(e) and N.J.A.C. 7:27-22.3(e)	Rule Summary Comply with Preconstruction Permit, Certificate and Operating Certificate Requirements for Continuous Monitoring Systems	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
Class:		6			+ - - - - - - - -
 Keep Records ⁵ Submit Reports ⁵ 		\$500 ⁶ \$300 ⁶	\$1,000 ⁶ \$600 ⁶	\$2,500 ⁶ \$1,500 ⁶	\$7,500 ⁶ \$4,500 ⁶

³ Any source operation with estimated potential emissions without controls of greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_x or air contaminants regulated pursuant to NSPS, NESHAPS, PSDAQ, EOR, TXS and HAP (Table C) based on Preconstruction Permit or Certificate issued pursuant to N.J.A.C. 7:27-8 or Operating Permit issued pursuant to N.J.A.C. 7:22.

⁴ Any source operation with estimated potential emissions without control of 22.8 pounds per hour or less, or 5.7 pounds per hour or less for VOC and NO_xbased on a Preconstruction Permit or Certificate issued pursuant to N.J.A.C. 7:27-8 or an Operating Certificate issued pursuant to N.J.A.C. 7:27-22.

⁴ Any source operation with estimated potential emissions without controls of 22.8 pounds per hour or less, or 5.7 pounds per hour or less for VOC and NO_x, based on a Preconstruction Permit or Certificate issued pursuant to N.J.A.C. 7:27-8 or an Operating Permit issued pursuant to N.J.A.C. 7:27-22.

5 Number of days after subtracting downtime allowance pursuant to N.J.A.C. 7:27-1, or a Preconstruction Permit or Certificate issued pursuant to N.J.A.C. 7:27-8 or an Operating Permit issued to N.J.A.C. 7:27-22.

⁶ Per continuous monitor.

Teor instance, a Preconstruction Permit and Operating Certificate issued pursuant to N.J.A.C. 7:27-8 or an Operating Permit issued pursuant to N.J.A.C. 7:27-22 requires that for any 1-hour period, the average concentration of nitrogen oxides (NO_x) in the stack gas shall not exceed 300 parts per million by volume as determined by continuous monitoring. A violator emitted NO_x from a major source operation at an hourly averaged concentration rate of 350 parts per million by volume. Using Table 1, determine the level of offense for the air contaminant (NO_x) . Because the violator emitted NO_x at a concentration less than 25% above the allowable, the Level of Offense for the air contaminant (NO_x) . Because the violator emitted NO_x at a concentration less than 25% above the allowable, the Level of Offense is Level I. The source operation is considered major because it emits NO_x in excess of 5.7 pounds per hour. Using Table 2A for a major source operation, determine the base penalty that corresponds to Level I. The base penalty for a Level I offense for a major source operation is \$200. Using Table 3, determine the multiplier corresponding to a 1 hour averaging time. Multiply \$200 by 2, the multiplier from Table 3. The penalty for the offense is \$400.

- (o) For any violation of N.J.A.C. 7:27-5.2 where the emission of air contaminants is in such quantities and duration as are, or tend to be, injurious to human health or welfare, animal or plant life or property, the assessed penalty shall in no case be reduced by more than 95 percent of the maximum civil administrative penalty pursuant to (m)5 above, or shall in no case exceed the maximum civil administrative penalty set forth in N.J.S.A. 26:2C-19(b).
- (p) For any violation of N.J.A.C. 7:27-5.2 where the emission of air contaminants is in such quantities and duration as are, or tend to be, injurious to human health or welfare, animal or plant life or property, the Department may, in its discretion, assess the maximum civil administrative penalty set forth at N.J.S.A. 26:2C-19(b) for any release of air contaminants that causes persons exposed to the release to suffer acute health effects resulting in death or serious personal injury.

Amended by R.1992 d.102, effective March 2, 1992 (operative March 28, 1992).

See: 24 N.J.R. 1858(b), 24 N.J.R. 792(a).

Penalties for violation of recordkeeping requirements added.

Amended by R.1992 d.382, effective October 5, 1992.

See: 24 N.J.R. 2386(a), 24 N.J.R. 3539(a).

Penalties added at (e)25.

Administrative correction to (e)25.

See: 24 N.J.R. 4524(b).

Amended by R.1993 d.128, effective March 15, 1993 (operative April 20, 1993).

See: 24 N.J.R. 2979(a), 25 N.J.R. 1254(a).

Added new (e)21 regarding Emission Statements.

Amended by R.1993 d.666, effective December 20, 1993 (operative July 26, 1994).

See: 25 N.J.R. 3339(a), 25 N.J.R. 4551(a), 25 N.J.R. 6002(a).

New Rule, R.1993 d.682, effective December 20, 1993 (operative January 23, 1994).

See: 25 N.J.R. 631(a), 25 N.J.R. 5957(a).

Amended by R.1994 d.85, effective February 22, 1994 (operative March 14, 1994).

See: 25 N.J.R. 4039(a), 26 N.J.R. 1148(a).

Amended by R.1994 d.313, effective June 20, 1994 (operative July 26, 1994).

See: 25 N.J.R. 3339(a), 26 N.J.R. 2600(a).

Amended by R.1994 d.500, effective October 3, 1994 (operative October 31, 1994).

See: 25 N.J.R. 4033(a), 26 N.J.R. 4026(a).

Amended by R.1994 d.501, effective October 3, 1994 (operative October 31, 1994).

See: 25 N.J.R. 4045(a), 25 N.J.R. 4836(a), 26 N.J.R. 4030(a).

New Rule, R.1994 d.537, effective November 7, 1994 (operative November 27, 1994).

See: 26 N.J.R. 1050(a), 26 N.J.R. 4355(a).

Amended by R.1995 d.5, effective January 3, 1995 (operative January 27, 1995).

See: 26 N.J.R. 3566(a), 27 N.J.R. 93(a).

Amended by R.1995 d.214, effective April 17, 1995 (operative May 23, 1995).

See: 26 N.J.R. 3298(a), 27 N.J.R. 1581(a).

Administrative correction.

See: 27 N.J.R. 2212(b)

Emergency amendment R.1995 d.409, effective June 29, 1995 (expires August 28, 1995).

See: 27 N.J.R. 2752(a).

Adopted concurrent proposal R.1995 d.527, effective August 28, 1995 (operative October 27, 1995).

See: 27 N.J.R. 2752(a), 27 N.J.R. 3806(a).

Amended by R.1996 d.303, effective July 1, 1996 (operative August 2, 1996).

See: 28 N.J.R. 1147(b), 28 N.J.R. 3414(a).

Amended by R.1998 d.379, effective July 20, 1998 (operative August 16, 1998).

See: 29 N.J.R. 3924(b), 30 N.J.R. 2660(a).

In (m), added a new 31.

Amended by R.1998 d.419, effective August 17, 1998 (operative September 9, 1999).

See: 29 N.J.R. 3222(a), 30 N.J.R. 3025(b), 31 N.J.R. 3087(b).

In (m)25, rewrote the table.

Amended by R.1999 d.423, effective December 6, 1999 (operative January 7, 2000).

See: 31 N.J.R. 2582(a), 31 N.J.R. 4040(a).

Made internal reference changes throughout.

Case Notes

New rules reducing penalty assessment for remediation of offending odor violation properly applied to reduce penalty for violations that occurred when former rules were in effect. NJDEPE v. American National Can Company, 96 N.J.A.R.2d (EPE) 123.

Debtor charged with excess carbon monoxide emissions was not entitled to stay penalty assessment proceedings based upon subsequent bankruptcy filing. DEPE v. Prospect Industries Corporation, 96 N.J.A.R.2d (EPE) 118.

Failure to submit required emission statement within mandatory time frame warranted assessment of civil administrative penalty. Department of Environmental Protection and Energy v. Northgate, 95 N.J.A.R.2d (EPE) 190.

Evidence proved air pollution from sewage plant; penalty assessed. Division of Environmental Quality v. Township of Cedar Grove, 92 N.J.A.R.2d (EPE) 252.

Perforation of gasoline pump nozzle "vapor boot"; air pollution penalty assessed. New Jersey Department of Environmental Protection v. Columbus Texaco, 92 N.J.A.R.2d (EPE) 235.

Odor emitted by chemical manufacturing facility constituted air pollution; penalty assessed. Givaudan Corporation v. New Jersey Department of Environmental Protection. 92 N.J.A.R.2d (EPE) 130.

Farmer who obtained permits to perform burning of tree trimmings violated air pollution regulation even though dispersal of ash caused by wind shift; penalty reduced. DeEugenio & Sons v. Division of Environmental Quality. 92 N.J.A.R.2d (EPE) 47.

7:27A-3.11 Civil administrative penalty for violations of N.J.S.A. 26:2C-19(e)

(a) The Department shall determine the amount of the civil administrative penalty for violations in this section on the basis of the provision violated and the frequency of the violation as follows:

Citation N.J.S.A. 26:2C-19(e), failure to immediately notify the Department of	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
release of air contaminants in a quantity or concentration which poses a potential threat to public health, welfare or the environment	\$2,000	\$4,000	\$10,000	\$30,000
Citation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.S.A. 26:2C-19(e), failure to immediately notify the Department of release of air contaminants in a quantity or concentration which might				

Amended by R.1992 d.102, effective March 2, 1992 (operative March 28, 1992).

See: 23 N.J.R. 1858(b), 24 N.J.R. 792(a).

Reference to TVOS and VOS changed to TXS and VOC.

Amended by R.1995 d.5, effective January 3, 1995 (operative January

See: 26 N.J.R. 3566(a), 27 N.J.R. 93(a).

7:27A-3.12 Economic benefit component of a civil administrative penalty

The Department may, in addition to any other civil administrative penalty assessed pursuant to this subchapter, include as a civil administrative penalty the economic benefit (in dollars) which the violator has realized as a result of not complying with or by delaying compliance with the requirements of the Act, or any rule, administrative order, operating certificate or permit issued pursuant thereto. If the total economic benefit was derived from more than one offense, the total economic benefit amount may be apportioned among the offenses from which it was derived so as to increase each civil administrative penalty assessment to an amount no greater than \$10,000 for the first offense, no greater than \$25,000 for the second offense, and no greater than \$50,000 for the third offense and each subsequent offense.