

CHAPTER 1K

POLLUTION PREVENTION PROGRAM RULES

Authority

N.J.S.A. 13:1B-1 et seq., 13:1D-9; 13:1D-35 et seq. and 34:5A-1 et seq.

Source and Effective Date

R.2005 d.317, effective August 24, 2005.
See: 37 N.J.R. 984(a), 37 N.J.R. 3637(c).

Chapter Expiration Date

In accordance with N.J.S.A. 52:14B-5.1d, the expiration date of Chapter 1K, Pollution Prevention Program Rules, was extended by gubernatorial directive from August 24, 2010 to February 24, 2012. See: 42 N.J.R. 2268(a).

Chapter Historical Note

Chapter 1K, Pollution Prevention Program Rules, was adopted as R.1993 d.108, effective March 1, 1993. See: 24 N.J.R. 3609(a), 25 N.J.R. 930(a), 25 N.J.R. 1549(a).

The expiration date for Chapter 1K, Pollution Prevention Program Rules, was extended by gubernatorial directive from March 1, 1998 to March 1, 1999. See: 30 N.J.R. 1039(a).

The expiration date of Chapter 1K, Pollution Prevention Program Rules, was extended by gubernatorial directive from March 1, 1999 to March 1, 2000. See: 31 N.J.R. 871(a).

Pursuant to Executive Order No. 66(1978), Chapter 1K, Pollution Prevention Program Rules, was readopted as R.2000 d.118, effective February 25, 2000. See: 31 N.J.R. 4187(a), 32 N.J.R. 1001(a).

Chapter 1K, Pollution Prevention Program Rules, was readopted as R.2005 d.317, effective August 24, 2005. See: Source and Effective Date. See, also, section annotations.

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SUBCHAPTER 1. GENERAL PROVISIONS

7:1K-1.1 Scope

This chapter constitutes the rules of the Department for the administration and implementation of the Pollution Prevention Program established by the Pollution Prevention Act, P.L. 1991, c.235, codified at N.J.S.A. 13:1D-35 et seq. and 34:5A-1 et seq. This chapter applies to the use and release of hazardous substances and the generation of hazardous substances as nonproduct output by industrial facilities and sets forth guidelines and procedures to be followed by priority industrial facilities in the development of Pollution Prevention Plans, Pollution Prevention Plan Summaries and Pollution Prevention Plan Progress Reports as required by the Act. This chapter also provides for the issuance of facility-wide permits to certain priority industrial facilities under the pilot program established by N.J.S.A. 13:1D-48.

Law Review and Journal Commentaries

State Pushes "Incentive Based" Pollution Prevention. F. Michael Zachara, 135 N.J.L.J. No. 8, S10 (1993).

7:1K-1.2 Purpose

(a) It is the purpose of this chapter to promote pollution prevention by:

1. Encouraging the reduction of:
 - i. The use of hazardous substances in industrial and manufacturing processes;
 - ii. The generation of hazardous substances as nonproduct output; and
 - iii. The multimedia environmental releases of hazardous substances; and
2. Developing a facility-level and process-level accounting system for identifying the use, generation, and release of hazardous substances so that industrial facilities can identify pollution prevention opportunities and implement pollution prevention techniques.