

CHAPTER 18

REGULATIONS GOVERNING THE CERTIFICATION OF LABORATORIES AND ENVIRONMENTAL MEASUREMENTS

Authority

N.J.S.A. 13:1D-9 et seq., 13:1E-1 et seq., 13:1K-6 et seq., 26:2C-1 et seq., 26:2D-70 et seq., 58:10-23.11 et seq., 58:10A-1 et seq. and 58:12A-1 et seq.

Source and Effective Date

R.2006 d.447, effective November 22, 2006.
See: 38 N.J.R. 2944(a), 38 N.J.R. 5356(b).

Chapter Expiration Date

In accordance with N.J.S.A. 52:14B-5.1b, Chapter 18, Regulations Governing the Certification of Laboratories and Environmental Measurements, expires on November 22, 2013. See: 43 N.J.R. 1203(a).

Chapter Historical Note

Chapter 18, Regulations Governing Laboratory Certification and Standards of Performance, was adopted as R.1981 d.279, effective August 6, 1981. See: 13 N.J.R. 260(d), 13 N.J.R. 481(c).

Pursuant to Executive Order No. 66(1978), Chapter 18, Regulations Governing Laboratory Certification and Standards of Performance, was readopted as R.1986 d.351, effective August 6, 1986. See: 18 N.J.R. 1239(b), 18 N.J.R. 1797(b).

Pursuant to Executive Order No. 66(1978), Chapter 18, Regulations Governing Laboratory Certification and Standards of Performance, was readopted as R.1991 d.385, effective July 3, 1991. See: 23 N.J.R. 1109(a), 23 N.J.R. 2346(c).

Chapter 18, Regulations Governing Laboratory Certification and Standards of Performance, was repealed and a new Chapter 18, Regulations Governing the Certification of Laboratories and Environmental Measurements, was adopted as R.1996 d.307, effective July 1, 1996. See: 27 N.J.R. 4761(a), 28 N.J.R. 3330(c).

Pursuant to Executive Order No. 66(1978), Chapter 18, Regulations Governing the Certification of Laboratories and Environmental Measurements, was readopted as R.2001 d.224, effective June 11, 2001. See: 33 N.J.R. 1063(a), 33 N.J.R. 2284(c).

Chapter 18, Regulations Governing the Certification of Laboratories and Environmental Measurements, was readopted as R.2006 d.447, effective November 22, 2006. See: Source and Effective Date.

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SUBCHAPTER 1. GENERAL PROVISIONS

7:18-1.1 Scope and authority

(a) This chapter constitutes the Department's regulations governing certification of laboratories performing sample analyses for compliance with any of the statutes listed in (c) below, with any regulations or orders issued pursuant to those statutes, or with the Contract Laboratory Program.

(b) This chapter establishes the procedures for obtaining and maintaining certifications, and the criteria and procedures that certified environmental laboratories shall follow in handling, preserving, and analyzing regulatory samples, and in collecting samples for acute toxicity testing.

(c) This chapter is adopted pursuant to the following statutes:

1. The Safe Drinking Water Act, N.J.S.A. 58:12A-1 et seq.;
2. The Water Pollution Control Act, N.J.S.A. 58:10A-1 et seq.;
3. The portion of the Radiation Protection Act governing radon and radon progeny, N.J.S.A. 26:2D-70 et seq.;
4. The Solid Waste Management Act, N.J.S.A. 13:1E-1 et seq.;
5. The Industrial Site Recovery Act, N.J.S.A. 13:1K-6 et seq.;
6. The Spill Compensation and Control Act, N.J.S.A. 58:10-23.11 et seq.;
7. The Private Well Testing Act, N.J.S.A. 58:12A-26 et seq.; and
8. The Air Pollution Control Act, N.J.S.A. 26:2C-1 et seq.

Amended by R.2002 d.316, effective September 16, 2002.
See: 34 N.J.R. 1613(a), 34 N.J.R. 3256(a).
In (c), added 7.
Amended by R.2003 d.411, effective October 20, 2003.
See: 35 N.J.R. 312(a), 35 N.J.R. 4878(a).
In (c), added 8.

7:18-1.2 Construction

These rules shall be liberally construed to permit the Department to discharge its statutory functions and to effectuate the purposes of the laboratory certification program.

7:18-1.3 Purposes of the regulations

(a) This chapter is promulgated for the following purposes:

1. To establish a certification program for laboratories performing environmental analyses, and to confine a laboratory's scope of certification to the specific parameters, techniques, method references, and corresponding approved methods as shown on the certified environmental laboratory's annual certified parameter list;
2. To establish the administrative procedures to be followed by certified environmental laboratories, and by laboratories seeking to become certified environmental laboratories;
3. To require that certification status be contingent upon continued compliance with the standards of performance set forth herein, including, but not limited to, standards pertaining to facility conditions, equipment and supplies, personnel, quality assurance and quality control, data reporting and data maintenance; and
4. To establish the enforcement procedures that the Department shall follow to ensure that a certified environmental laboratory is in compliance with this chapter.