

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.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).

Executive Order No. 66(1978) Expiration Date

The expiration date of 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).

Chapter Historical Note

Chapter 1K, Pollution Prevention Program Rules, became effective March 1, 1993. 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 non-product 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.

7:1K-1.3 Jurisdiction

(a) This chapter shall apply, to the extent statutorily permissible, to the following Department management actions affecting industrial facilities: