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ADOPTIONS SECTION

ENVIRONMENTAL PROTECTION

AIR QUALITY, ENERGY, AND SUSTAINABILITY

DIVISION OF AIR QUALITY

Notice of Administrative Correction

Civil Administrative Penalties for Violation of Rules Adopted Pursuant to the Act

N.J.A.C. 7:27A-3.10

Take notice that the Department of Environmental Protection (Department) discovered an error in the text of N.J.A.C. 7:27A-3.10. Effective October 3, 2016, the Department adopted amendments that included a change upon adoption to N.J.A.C. 7:27A-3.10(m)14. The change updated the entry of “N.J.A.C. 7:27-14.3(d)” to “N.J.A.C. 7:27-14.3(f)”; however, in effectuating this change, the existing reference to “N.J.A.C. 7:27-14.3(d)” was not removed from the Administrative Code, it was merely replicated (and updated) as “N.J.A.C. 7:27-14.3(f)” (see 48 N.J.R. 748(a); 2049(a)). Therefore, the existing reference to “N.J.A.C. 7:27-14.3(d)” in the table

at N.J.A.C. 7:27A-3.10(m) is being deleted herein, as should have occurred effective October 3, 2016.

This notice of administrative correction is published pursuant to N.J.A.C. 1:30-2.7.

Full text of the corrected rule follows (deletion indicated in brackets [thus]):

SUBCHAPTER 3. CIVIL ADMINISTRATIVE PENALTIES AND REQUESTS FOR ADJUDICATORY HEARINGS

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

(a) - (l) (No change.)

(m) The violations of N.J.A.C. 7:27, whether the violation is minor or non-minor in accordance with (q) through (t) below, 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. - 13. (No change.)

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 | Type of Violation | First Offense | Second Offense | Third Offense | Fourth and Each Subsequent Offense |
|------------------------|---|-------------------|---------------|----------------|---------------|------------------------------------|
| ... | | | | | | |
| [N.J.A.C. 7:27-14.3(d) | Disabled Closed Crankcase Ventilation System or Retrofit Device | NM | \$1,000 | \$2,000 | \$3,500 | \$5,000] |
| ... | | | | | | |