

THIS IS A COURTESY COPY OF THIS NOTICE. THE OFFICIAL VERSION WILL BE PUBLISHED IN THE MARCH 17, 2025, NEW JERSEY REGISTER. SHOULD THERE BE ANY DISCREPANCIES BETWEEN THIS TEXT AND THE OFFICIAL VERSION OF THE NOTICE, THE OFFICIAL VERSION WILL GOVERN.

NJ DEPARTMENT of ENVIRONMENTAL PROTECTION

AIR, ENERGY, AND MATERIALS SUSTAINABILITY
DIVISION OF SUSTAINABLE WASTE MANAGEMENT

Notice of Extension of Comment Period

Solid Waste, Hazardous Waste, and Recycling Rules; Licensing of Solid and Hazardous Waste Services and Soil and Fill Recycling Services

Proposed Amendments: N.J.A.C. 7:26-1.1, 1.4, 1.6, 1.7, 2.1, 2.4, 2.7, 2.8, 3.2, 3.6, 3A.16, 3A.27, 3A.38, 3A.39, and 3A.49; 7:26A-1.3, 1.4, 3.9, 3.17, 4.2, 4.5, 4.8, and 9.4; 7:26G-4.2 and 7.2; and 7:26H-1.6, 1.8, and 1.11

Proposed New Rules: N.J.A.C. 7:26N

Proposed Repeals: N.J.A.C. 7:26-16.15 through 16.20 and 16.24; and 16A

Proposed Recodification with Amendments: N.J.A.C. 7:26-16.1 through 16.14 and 16.21, 16.22, and 16.23 as 7:26N-1.1, 1.4, 3.2, 3.4, 3.8, 3.5, 3.6, 4.1, 7.3, 4.4, 4.3, 6.1, 5.2, 4.2, 4.5, 4.6, and 4.7, Respectively

PUBLIC NOTICE

Take notice that, pursuant to N.J.A.C. 7:1D-5.1, the New Jersey Department of Environmental Protection is extending the comment period on the proposal of new Solid and Hazardous Waste Licensing and Revocation – Disclosure Statements and Integrity Review rules at N.J.A.C. 7:26N, with related rule revisions, including certain amendments to N.J.A.C. 7:26, N.J.A.C. 7:26A, and N.J.A.C. 7:26H, recodifications with amendments to N.J.A.C. 7:26, and repeals to N.J.A.C. 7:26. The proposal was published in the New Jersey Register on January 21, 2025. 57 N.J.R. 116(a).

Through this rulemaking, the Department is proposing to amend the Solid and Hazardous Waste Licensing and Revocation rules (A-901 Rules) at existing N.J.A.C. 7:26-16 to expand the licensing program to the soil and fill recycling industry and incorporate other changes as required by P.L. 2019, c.397, commonly referred to as the “Dirty Dirt Law.” Because the proposed licensing program applies to the solid waste, recycling, and hazardous waste industries that are subject to several chapters (for example, N.J.A.C. 7:26, Solid Waste, N.J.A.C. 7:26A, Recycling Rules, N.J.A.C. 7:26G, and Hazardous Waste, N.J.A.C. 7:26H), the Department is proposing to recodify with amendments existing N.J.A.C. 7:26-16, Solid and Hazardous Waste Licensing and Revocation – Disclosure Statements and Integrity Review, at new chapter, N.J.A.C. 7:26N, with its own penalty and enforcement provisions. The Department is also proposing to repeal N.J.A.C. 7:26-16A, Special Rules for Submission of Disclosure Statements by Existing Licensees and Applicants Whose Applications Were Pending Before the Department Prior to July 2, 1984, because the subchapter contains special provisions that were needed to phase in the requirements for certain licensees and applicants when the A- 901 licensing program was first passed into law, which provisions are now obsolete.

The proposal was published in the New Jersey Register on January 21, 2025. 57 N.J.R. 116(a). The proposal indicated that written comments may be submitted by March 22, 2025. The

THIS IS A COURTESY COPY OF THIS NOTICE. THE OFFICIAL VERSION WILL BE PUBLISHED IN THE MARCH 17, 2025, NEW JERSEY REGISTER. SHOULD THERE BE ANY DISCREPANCIES BETWEEN THIS TEXT AND THE OFFICIAL VERSION OF THE NOTICE, THE OFFICIAL VERSION WILL GOVERN.

public comment period is hereby extended through April 21, 2025.

The Department encourages electronic submittal of comments. Submit comments electronically at www.nj.gov/dep/rules/comments. In the alternative, comments may be submitted on paper to:

ATTN: Renee S. Smith, Esq.
DEP Docket No. 15-24-12
NJ Department of Environmental Protection
Office of Legal Affairs
Mail Code 401-04L; PO Box 402
401 East State Street, 7th Floor
Trenton, NJ 08625-0402