ENVIRONMENTAL PROTECTION

COMPLIANCE AND ENFORCEMENT

Air Administrative Procedures and Penalties

Readoption: N.J.A.C. 7:27A

Authority: N.J.S.A. 13:1B-3; 13:1D-1 et seq.; 13:1D-125 to 134; and 26:2C-1 et seq., particularly

26:2C-8, 9.2, and 19.

Authorized By: Catherine McCabe, Commissioner, Department of Environmental Protection.

Effective Date: January 22, 2020

New Expiration Date: January 22, 2027

   Take notice that pursuant to N.J.S.A. 52:14B-5.1, the Air Administrative Procedures and

Penalties rules at N.J.A.C. 7:27A are readopted and shall continue in effect for a seven-year

period. The rules had been scheduled to expire on March 21, 2020. The Department of

Environmental Protection (Department) has reviewed these rules and has determined that the

rules should be readopted because they are necessary, reasonable and proper for the purpose

for which they were originally promulgated. In accordance with N.J.S.A. 52:14B-5.1(c), timely

filing of this notice extended the expiration date of the chapter seven years from the date of

filing.

   The rules govern the Department's assessment of civil administrative penalties for

violations of the Air Pollution Control Act, N.J.S.A. 26:2C-1 et seq., including violation of any rule

promulgated, or administrative order, operating certificate, registration requirement or permit

issued, pursuant to the Act. The rules also govern the procedures for requesting an

adjudicatory hearing on a notice of civil administrative penalty assessment or an administrative

order.