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ENVIRONMENTAL PROTECTION

COMPLIANCE & ENFORCEMENT

BUREAU OF LOCAL ENVIRONMENTAL MANAGEMENT AND RIGHT TO KNOW

Notice of Readoption

Worker and Community Right to Know Regulations

Readoption: N.J.A.C. 7:1G

Authority: N.J.S.A. 13:1B-3, 13:1D-9, 13:1D-125 et seq., 26:2C-1 et seq., N.J.S.A.34:5A et seq.

Authorized by: Catherine R. McCabe, Commissioner, Department of Environmental Protection.

Effective Date:

New Expiration Date:

Take notice that pursuant to N.J.S.A. 52:14B-5.1, the Worker and Community Right to Know Regulations at N.J.A.C. 7:1G are readopted and shall continue in effect for a seven-year period. The rules had been scheduled to expire on November 13, 2020. The Department of Environmental Protection has reviewed these rules and has determined that the rules should be readopted without change. The rules are necessary, reasonable and proper for the purpose for

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which they were originally promulgated. Therefore, pursuant to N.J.S.A. 52:14B-5.1, these rules are readopted and shall continue in effect for a seven-year period. In 2021 the Department anticipates holding stakeholder meetings with environmental and industry groups to determine whether there is a need to amend the rules.

The rules implement the New Jersey Worker and Community Right to Know Act, N.J.S.A. 34:5A-1 et seq., through a comprehensive program for the annual disclosure by employers having business activities with certain specified North American Industry Classification System (NAICS) codes, on the Community Right to Know Survey, their inventories of environmental hazardous substances that meet or exceed thresholds established in the rules. The rules also implement the requirements of the Federal Emergency Planning and Community Right to Know Act of 1986, 42 U.S.C. §§ 11001 et seq., codified at Title III of the Federal Superfund Amendments and Reauthorization Act (SARA Title III), and its implementing regulations at 40 CFR 372, which require certain regulated employers to submit a toxic chemical release form (Form R or Form A) to the United States Environmental Protection Agency. In addition to reporting the release information required on Form R, regulated employers are required to report annual throughput data and pollution prevention information on the New Jersey reporting form, known as the Release and Pollution Prevention Report.