New Jersey
Department of Environmental Protection

The Site Remediation Reform Act and the Licensed Site Remediation Professional Program

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Site Remediation Program
Why Reform New Jersey’s Site Remediation Program?

- **Workload** – 20,000+ cases (prior to 2009)
- Command and Control versus Individual Accountability
Why Reform? (continued)

• Program Needs: Enhance and Speed Up Remediation
  – Remedial Investigations languished
  – Identified receptors late in process
  – Lack of regulatory predictability
  – Maximize utilization of existing resources

• Leverage Automation thru Transparent Process
Process to Achieve Reform

- Legislative Sessions – Site Remediation Reform Act, N.J.S.A. 58:10C-1 et seq.  
  (Enacted May 2009; Mandatory May 2012)

- Collaborative Effort

- Multiple White Papers

- Internal Re-engineering Process: Policy, Regulatory, Statutory Recommendations
Implementing Reform

- Rules based on SRRA Statute
  - ARRCS - N.J.A.C. 7:26C
  - Tech Regs - N.J.A.C. 7:26E

- Site Remediation Professional Licensing Board and Code of Conduct
Effectuating Reform

• Communication and Outreach
  – Compliance Assistance and Enforcement
  – Internal and External Process
  – Technical Guidance Documents
  – Training
  – Forms, Website, On-line Services

• Clarify RP obligation versus LSRP “how to”
SRP Transformation Statistics

- Pre-SRRA case count (May 2009) ≈ 20,000
- SRP case count in March 2010 (baseline) = 18,407
- SRP current case count = 14,314
- Total number of LSRP-subject cases = 10,572
- Total number of UHOT cases = 1,414
- Total number of Traditional cases = 2,328

(as of April 30, 2014)
Response Action Outcomes (RAOs)

- Number RAOs filed = 4,108
- Number RAOs inspection/review completed = 3,242
- Number RAOs invalidated = 3
- Number of RAOs withdrawn by LSRP/RP = 135 (<3%)

(as of April 30, 2014)
LSRP Key Document Submittals

Program Voluntary until 2012

- Documents Received 2011 ≈ 3,500
- Documents Received 2013 ≈ 7,000
- Total Documents Received to date ≈ 18,407
- Now averaging over 700 documents per month – on track for over 9000 this year

(as of April 30, 2014)
Compliance Assistance and Enforcement

Compliance Assistance
- Extensive Outreach
- 81% compliance rate for cases processed through Compliance Assistance

Enforcement
- Cases referred = 748
- Cases acted upon ≈ 200
- Cases brought into compliance ≈ 140
- Enforcement Actions issued (72 at 56 sites)
Recent Compliance Assistance Outreach Effort - May 2014 Deadlines and Extension

- RI complete for cleanups initiated before May 7, 1999

- Legislation signed January 21, 2014 allowing extension of RI complete until May 7, 2016 provided specific criteria are met

- Cases closed prior to May 7, 2012 with controls in place must apply for Remedial Action Permit
Rules Update

• Site Remediation Professional Licensing Board Rules – proposal expected August 2014, adoption August 2015.

• New Chapter 26F: Heating Oil Tank System Remediation Rules

• Amendments to the NJ PDES rules, the UST rules, ARRCS, and the Technical Requirements that are related to new Chapter 26F
LSRP as applied to Federal Sites

- RCRA Sites
- CERCLA Sites
- Federal Lead Sites (DOD, DOE, FAA, etc.)
Culture Change

- Trust
- Communication
- Transparency
- Inclusion
Moving Forward

• Internal processes, regulatory reform, maximize on-line services...near term and long term

• Continued/Additional Stakeholder Input
  ➢ Seek Feedback from LSRPs, LSRPA, Legal, Regulated, and Environmental Community
  ➢ Additional Technical Guidance
For More Information….

See the SRP Website at
www.nj.gov/dep/srp/
http://www.nj.gov/dep/srp/timeframe/

See the SRLP Board Website at
www.nj.gov/lsrpboard/

THANK YOU!