



State of New Jersey

Jon S. Corzine
Governor

Department of Environmental Protection
Environmental Regulation
Diesel Risk Reduction Program
Post Office Box 418
Trenton, New Jersey 08625-0418
Tel: (609) 292-7953, Fax: (609) 777-1330
www.StopTheSoot.org

Lisa P. Jackson
Commissioner

September 30, 2008

RE: Regulated Solid Waste Vehicles utilizing exhaust gas recirculation (EGR)

Dear Regulated Solid Waste Vehicle Owner:

The Mandatory Diesel Retrofit Program is extending until further notice the deadline to resubmit portions of rejected cost estimates where an exemption has been requested due to the unavailability of Best Available Retrofit Technology (BART) that is compatible with engines using exhaust gas recirculation (EGR) emission controls.

We are taking this action to allow for market introduction of new products that are both usable on engines with EGR and meet the upcoming limitations on nitrogen dioxide emissions established by the California Air Resources Board and the United States Environmental Protection Agency. While there is one available retrofit option that meets program requirements, owners have expressed concerns over operational flexibility and facility upgrade costs associated with using this system.

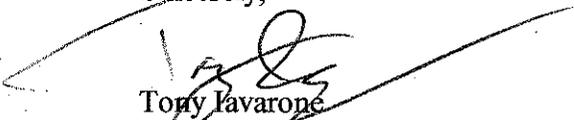
The Department will hold exemption requests for regulated solid waste vehicles with EGR-controlled engines as "pending" until such time that there are sufficiently available technological options meeting program requirements. Owners who have found viable BART for EGR-equipped vehicles may include them in the re-submittal where the Department will incorporate the option in its review.

The extension only applies to portions of inventories and cost estimates where a vehicle engine utilizes EGR and an exemption has been requested. All other portions of an inventory and cost estimate or inventory and cost-estimate modification must be completed by the due date as noted on a letter from the Department.

Any owner of a regulated solid waste vehicle who has not yet complied with the inventory and cost-estimate submittal requirements in N.J.A.C. 7:27-32.12 must still attain compliance and include all vehicles utilizing EGR on the inventory and cost estimate submittal. The owner should select in the compliance method column "Exempt" for each EGR-controlled engine where he has not found a viable BART option and provide documentation supporting the existence of the EGR system on each EGR-controlled vehicle. The Department will incorporate these vehicles into its review process whereby EGR-controlled engines associated with an exemption request will be held for pending review as above.

The Department will provide further direction as it becomes available through our list server system and www.stopthesoot.org. Thank you for your continued cooperation. If you have any questions, please contact the Diesel Risk Reduction Program at (609) 292-7953.

Sincerely,



Tony Iavarone
Diesel Risk Reduction Program

cc: W. O'Sullivan
C. Salmi
P. Hanna
S. Davis