

THIS IS A COURTESY COPY OF THIS NOTICE OF ADMINISTRATIVE CHANGE. THE OFFICIAL VERSION APPEARS IN THE JANUARY 22, 2008 NEW JERSEY REGISTER. SHOULD THERE BE ANY DISCREPENCIES BETWEEN THIS TEXT AND THE OFFICIAL VERSION OF THE PROPOSAL, THE OFFICIAL VERSION WILL GOVERN.

ENVIRONMENTAL PROTECTION

TOXIC CATASTROPHE PREVENTION ACT (TCPA) PROGRAM

Notice of Availability of Annual TCPA Fee Schedule Report for Fiscal Year (FY) 2008 Pursuant to N.J.A.C. 7:31-1.11A(c)6

Take notice that the Department of Environmental Protection (Department) is adjusting fees to owners and operators of stationary sources covered under the Toxic Catastrophe Prevention Act (TCPA) pursuant to N.J.A.C. 7:31-1.11A(c)6.

The current fees are based on a projected annual budget of \$1,472,192, which is \$21,175 (1.5 percent) more than the prior year. The annually adjusted base fee, process-derived fee and inventory-derived fee unit rates, calculated in accordance with N.J.A.C. 7:31-1.11A(c)1 through 5, operative during FY 2008 are as follows:

Base fee	\$3,215
Process-derived fee unit rate	\$4,865
Inventory-derived fee unit rate	\$11.90/hazard unit

A registrant with a stationary source hosting a single process and a single hazard unit will be billed an annual TCPA fee for FY 2008 of \$8,091.90, determined as follows:

Base fee	\$3,215.00
Process-derived fee	\$4,865.00
Inventory-derived fee	<u>\$ 11.90</u>
Total fee	\$8,091.90

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The annually adjusted fee unit rates for FY 2008 differ from the values adopted by the Department for FY 2007. The fee schedule calculation requires that the revenues to support the projected annual budget be apportioned as follows: 40% from inventory fees, 40% from process fees, and 20% from the base fee for each registered stationary source. In the annual Fee Schedule Report for FY 2007, the Department adopted annually adjusted fee unit rates that compare with those adopted here as follows:

<u>Fee Unit Rates</u>	<u>Base</u>	<u>Process-derived</u>	<u>Inventory-derived</u>
Adopted FY 2007	\$3,070	\$4,500	\$11.45/HU
Adopted FY 2008	\$3,215	\$4,865	\$11.90/HU

The increase in the annually adjusted base and process fee rates occurs because of a decrease in the number of registered sites and processes coupled with a TCPA program budget increase. The inventory-derived fee rate is increased due to a decrease in the assessable hazard units from 50,820 to 49,576. The number of full time employees in FY 2008 remains the same as in FY 2007.

During the month of January 2008, the Department will send each registrant a bill stating the fee for FY 2008. The bill will reflect the revised base fee, the number of covered processes, and the units of inventory of extraordinarily hazardous substances at the stationary source as of October 1, 2007, pursuant to N.J.A.C. 7:31-1.11A(g). The registrant shall pay the fee by check or money order, payable to "Treasurer, State of New Jersey" prior to February 28, 2008. The check or money order shall be submitted to:

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New Jersey Treasury Department

Division of Revenue

P.O. Box 417

Trenton, New Jersey 08625-0417

The Annual TCPA Fee Schedule Report for Fiscal Year (FY) 2008 detailing the calculations and inputs regarding the number of TCPA stationary sources, covered processes, EHS inventories and TCPA spending plan (budget) is available from the Department. Interested persons may request a copy of the report from the Department at following address:

Chief, Bureau of Release Prevention

New Jersey Department of Environmental Protection

Division of Environmental Safety and Health

P.O. Box 424

Trenton, New Jersey 08625 - 0424

(609) 633-0610

The Department will mail a copy of the report to all current TCPA registrants.

Date: _____

Lisa P. Jackson, Commissioner

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