

NOTE: THIS IS A COURTESY COPY OF THIS RULE ADOPTION. THE OFFICIAL VERSION WILL BE PUBLISHED IN THE MAY 18, 2015 NEW JERSEY REGISTER. SHOULD THERE BE ANY DISCREPANCIES BETWEEN THIS TEXT AND THE OFFICIAL VERSION OF THE ADOPTION, THE OFFICIAL VERSION WILL GOVERN.

## **ENVIRONMENTAL PROTECTION**

### **ENVIRONMENTAL MANAGEMENT**

#### **DIVISION OF SOLID AND HAZARDOUS WASTE**

##### **Solid Waste**

**Adopted Amendments: N.J.A.C. 7:26-1.1, 1.7, 2.4, 2.11, 2.13, 2A.8, 2A.9, 2C.3, 2C.13, 2D.1, 3.6, 3A.5, 3A.6, 3A.8, 3A.21, 3A.39, 3A.40, 3A.47, 3A.48, 4.2, 6.2, 6.3, 6.10, 6.11, 14A.6, 14A.21, 15.5, 15.6, 15.7, 16.3, 16.10, 17.1, 17.5, and 17.22**

Proposed: December 1, 2014 at 46 N.J.R. 2305(a)

Adopted: April 24, 2015 by Bob Martin, Commissioner, Department of Environmental Protection.

Filed: April 24, 2015 as R 2015 d. 089, **without change.**

Authority: N.J.S.A. 13:1B-3, 13:1E-1 et seq., 58:10-23.11, and 58:10A-1 et seq.

DEP Docket Number: 09-14-10

Effective Date: May 18, 2015

Expiration Date: October 20, 2016

This rule adoption can also be viewed or downloaded from the Department's website at [www.nj.gov/dep/rules](http://www.nj.gov/dep/rules).

The Solid Waste rules at N.J.A.C. 7:26 govern the registration, operation, maintenance, and closure of sanitary landfills and other solid waste facilities, and the registration, operation, and maintenance of solid waste transporting operations and facilities. The subchapter at N.J.A.C. 7:26-3A establishes a program for regulated medical waste (RMW) in accordance with

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the New Jersey Comprehensive Regulated Medical Waste Management Act, N.J.S.A. 13:1E-48.1 et seq. The Department is adopting amendments to the RMW annual generator reporting provisions in response to a petition for rulemaking by the New Jersey State Funeral Directors Association, Inc. (NJSFDA). In addition, the Department is adopting various amendments to other aspects of the Solid Waste rules to correct cross-references, and update names and addresses.

**Summary of Public Comments and Agency Responses:**

The Department received comments on the proposed amendments from one person, Adam S. Guziejewski, Assistant Executive Director for Policy and Membership, New Jersey State Funeral Directors Association, Inc. (NJSFDA)

COMMENT: The NJSFDA thanks the Department for initiating rulemaking to exclude certain embalming effluent from the RMW annual generator reporting threshold calculations. The Department is correct in its assessment that the proposed amendments will have a positive economic impact on both the Department and qualifying funeral homes, with a cost savings of more than \$40,000 annually.

RESPONSE: The Department acknowledges the commenter's support of the amendments related to RMW.

**Federal Standards Statement**

Executive Order No. 27 (1994) and N.J.S.A. 52:14B-1 et seq. require that administrative Agencies that adopt, readopt, or amend State regulations that exceed any Federal standards or

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requirements include in the rulemaking document a comparison with Federal law. The adopted amendments are not promulgated under the authority of, or in order to implement, comply with or participate in any program established under Federal law, or under a State statute that incorporated or refers to a Federal law, Federal standards, or Federal requirements. Accordingly, the adopted amendments do not exceed Federal standards or requirements, and no further analysis is required.

**Full text** of the adoption follows:

(No change from proposal.)