



# Technical Guidance Overview

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LSRP  
Program

Technical  
Guidance

Rules



# Technical Guidance Committees

- Composed of DEP Staff and outside Stakeholders
- Evaluate Tech Rule requirements
- Move prescriptive requirements “how to” from Tech Rules to Tech Guidance
- Coordinate with Tech Rule Committee
- Develop training on Guidance doc.





# Why Stakeholder Input?

- SRRA requires the Department to involve stakeholders N.J.S.A. 58:10C -14c(3)
- But its more than that...
  - Provides forum for collaboration
  - Creates a process for consensus building
  - Provides more balance to guidance documents
  - Improved working relationships
  - Review process: improved document quality
  - Info exchange – training development





# Rules vs. Guidance

## Rules (Tech Regs 7:26E)

- “**What**” must be accomplished
- Will include performance objectives, timeframes and standards

## Guidance

- “**How**” to meet regulatory requirements
- Scientifically based, technical approaches
- Outlines DEP acceptable methods/approaches





# Variance from Regulation

- Variance Requirements:
  - SRRRA Section 24(b)2
  - Current Tech Rule at 7:26E-1.7(a)
- Report in the next key document
  - Regulatory or guidance citation and how the work deviated
  - Remedy is protective of human health and the environment





# Application of Guidance

- Policy paper: “Varying from a Rule and Applying Technical Guidance ” - posted on DEP Webpage at [http://www.nj.gov/dep/srp/srra/training/matrix/important\\_messages/variance\\_and\\_bpj.pdf](http://www.nj.gov/dep/srp/srra/training/matrix/important_messages/variance_and_bpj.pdf)
- Describes the use of Technical Guidance
- Allows for the use of Professional Judgment
- Document what you did and that it is protective of human health and the env.





# 16 Guidance Committees

- Vapor Intrusion
- LNAPL\*
- Receptor Evaluation\*
- Presumptive Remedies\*
- IEC\*
- Fill Guidance\*
- Tech Rules Ground Water
- Tech Rules Soil
- Historic Fill\*
- Technical Impracticability
- Monitored Natural Remediation
- Conceptual Site Model
- Analytical Methods
- Eco Investigation\*
- Attainment
- Linear Construction

\* Final guidance posted

