Technical Guidance Overview

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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:
  – SRRA 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

• 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