

ENVIRONMENTAL PROTECTION

DEPARTMENT OF ENVIRONMENTAL PROTECTION OVERVIEW

The Department of Environmental Protection (DEP) safeguards the environment through its permitting and enforcement activities, oversees the remediation of sites contaminated by hazardous waste, regulates the use of environmentally sensitive land, manages the State's parks and forests, protects and renews New Jersey's beaches, and preserves open space in the state. The fiscal 2002 Budget recommendation of \$479.5 million in State appropriations includes \$220.5 million in Direct State Services, \$27.9 million in State Aid, including \$9.8 million from the Property Tax Relief Fund, \$8.9 million in Grants-In-Aid, \$116.2 million in Capital, and \$106.1 million in Debt Service.

Funding for the Garden State Preservation Trust's preservation of open space, farmland, and historic sites totals \$98.0 million for fiscal 2002 and is displayed in the Interdepartmental Capital section of the Budget.

The Department's budget is organized along functional lines, including major sections for Natural Resources, Science and Technical Programs, Site Remediation, Environmental Regulation (Permitting), Environmental Planning and Administration, and Compliance and Enforcement. This display reflects the fact that the Department's media-based programs (e.g., air, water, etc.) provide services that have common characteristics and may be grouped under broad functional headings.

The fiscal 2002 Budget provides a total of \$135.7 million for Natural Resources programs, an increase of \$29.1 million, or 27%, above the fiscal 2001 funding level. This budget includes \$25 million for capital improvements in the State parks and natural areas, funded from a portion of realty transfer fee revenues, \$10 million for dam repair, a new \$8 million program to provide grants for the acquisition of land that is under imminent pressure of being developed, and continuation funding for expanded dam inspection and black bear management efforts.

The funding recommendation for Science and Technical Programs is \$28.2 million, an increase of \$6.7 million, or 31%, over fiscal 2001. Highlights include a \$6.6 million increase for watershed planning activities, including \$5 million for Action Now projects, and continuation of fiscal 2001 supplemental funding for pursuing a lawsuit against Midwest air polluters (\$1.6 million).

The fiscal 2002 Budget recommends a combined operating and capital budget of \$80 million for the Site Remediation program. The decrease of \$5.7 million from the fiscal 2001 budgeted level is due primarily to a lower Corporation Business Tax dedication for the Department.

The total fiscal 2002 recommendation for Environmental Regulation -- which includes programs in Radiation Protection, Air Pollution Permitting, Water Supply and Watershed Management, Water Pollution Permitting, Public Wastewater, Land Use Regulation and Solid and Hazardous Waste Management -- is \$64 million, an increase of \$3.5 million, or 6%, above the fiscal 2001 funding level. Highlights include \$8.3 million for capital flood control projects and new State Aid funding of \$5.5 million for recycling grants.

The fiscal 2002 recommendation for Environmental Planning and Administration, excluding debt service, is \$40.2 million. This includes \$7.3 million for payments to municipalities in-lieu-of-taxes, funded from the Property Tax Relief Fund, and an increase of \$868,000 for Mosquito Control. The Pinelands Commission's budget is increased by \$1.5 million and the Pinelands Development Credit permanent retirement program receives a budget recommendation of \$7 million. Efforts to make New Jersey's Department of Environmental Protection the first on-line department of its kind in the nation are continued with \$850,000 for information technology upgrades.

The Environmental Planning and Administration recommendation also includes \$106.1 million for Debt Service on the State's general obligation bonds associated with the Department.

The fiscal 2002 Budget also provides \$24.5 million for DEP's Compliance and Enforcement programs. The budget is comprised of \$22.1 million of Direct State Services and \$2.4 million from the Property Tax Relief Fund for administration of the County Environmental Health Act.

SUMMARY OF APPROPRIATIONS BY FUND (thousands of dollars)

Year Ending June 30, 2000					Year Ending June 30, 2002			
Orig. & (S)Supple- mental	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies	Total Available	Expended		2001 Adjusted Approp.	Requested	Recom- mended
190,727	32,814	8,168	231,709	214,277	Direct State Services	212,759	220,520	220,520
3,043	176	280	3,499	1,502	Grants-In-Aid	5,536	8,850	8,850
20,072	763	346	21,181	21,171	State Aid	10,864	18,070	18,070
105,944	26,061	-4,959	127,046	71,124	Capital Construction	102,601	149,171	116,185
115,653	---	-3,458	112,195	112,094	Debt Service	121,481	106,079	106,079
<hr/>					Total General Fund	<hr/>	<hr/>	<hr/>
435,439	59,814	377	495,630	420,168		453,241	502,690	469,704
<hr/>					Total Property Tax Relief Fund	<hr/>	<hr/>	<hr/>
---	---	---	---	---		9,523	9,823	9,823
<hr/>					GRAND TOTAL	<hr/>	<hr/>	<hr/>
435,439	59,814	377	495,630	420,168		462,764	512,513	479,527

ENVIRONMENTAL PROTECTION

SUMMARY OF APPROPRIATIONS BY PROGRAM (thousands of dollars)

Year Ending June 30, 2000					Year Ending June 30, 2002			
Orig. & (S) Supplemental	Reapp. & (R) Recpts.	Transfers & (E) Emergencies	Total Available	Expended		2001 Adjusted Approp.	Requested	Recommended
					DIRECT STATE SERVICES - GENERAL FUND			
					Natural Resource Management			
6,836	1	576	7,413	7,410	Forest Resource Management	8,372	7,372	7,372
36,626	2,239	357	39,222	38,326	Parks Management	39,128	39,224	39,224
11,601	2,933	24	14,558	12,266	Hunters' and Anglers' License Fund	12,037	11,944	11,944
1,341	1	58	1,400	1,321	Shellfish and Marine Fisheries Management	1,424	1,684	1,684
546	124	149	819	772	Wildlife Management	490	1,336	1,336
1,433	156	1,817	3,406	3,402	Natural Resources Engineering	1,886	2,529	2,529
2,026	120	92	2,238	2,096	Palisades Interstate Park Commission	2,299	2,299	2,299
60,409	5,574	3,073	69,056	65,593	<i>Subtotal</i>	65,636	66,388	66,388
					Science and Technical Programs			
2,063	35	-21	2,077	2,072	Air Pollution Control	4,529	4,654	4,654
507	258	---	765	765	Water Supply and Watershed Management	530	1,330	1,330
1,175	22	-90	1,107	901	Water Monitoring and Planning	1,242	1,242	1,242
2,733	1	69	2,803	2,800	Science, Research and Technology	3,533	3,683	3,683
398	1	120	519	518	New Jersey Geological Survey	1,311	1,311	1,311
5,850	5,729	2,150	13,729	6,089	Environmental Remediation and Monitoring	5,850	10,380	10,380
1,149	11	21	1,181	1,172	Watershed Management	4,274	5,569	5,569
13,875	6,057	2,249	22,181	14,317	<i>Subtotal</i>	21,269	28,169	28,169
					Site Remediation			
5,090	2,064	---	7,154	7,041	Publicly-Funded Site Remediation	5,207	5,207	5,207
21,887	9,243	---	31,130	31,127	Responsible Party Site Remediation	22,789	22,789	22,789
5,800	2,996	---	8,796	5,306	Environmental Remediation and Monitoring	5,700	5,600	5,600
32,777	14,303	---	47,080	43,474	<i>Subtotal</i>	33,696	33,596	33,596
					Environmental Regulation			
5,720	885	99	6,704	5,816	Radiation Protection	6,919	5,829	5,829
5,807	77	-10	5,874	5,845	Air Pollution Control	6,194	6,176	6,176
7,187	1,832	-26	8,993	8,575	Water Supply and Watershed Management	7,553	7,749	7,749
7,419	74	54	7,547	7,473	Water Pollution Control	8,009	8,116	8,116
2,782	1,107	---	3,889	3,888	Public Wastewater Facilities	2,896	2,896	2,896
6,818	956	42	7,816	7,811	Land Use Regulation	8,465	8,465	8,465
9,966	314	306	10,586	9,941	Solid and Hazardous Waste Management	11,030	11,002	11,002
45,699	5,245	465	51,409	49,349	<i>Subtotal</i>	51,066	50,233	50,233
					Environmental Planning and Administration			
1,890	58	67	2,015	1,980	Regulatory and Governmental Affairs	2,124	2,124	2,124
15,795	127	1,793	17,715	17,456	Administration and Support Services	17,103	17,953	17,953
17,685	185	1,860	19,730	19,436	<i>Subtotal</i>	19,227	20,077	20,077
					Compliance and Enforcement			
7,604	893	316	8,813	8,806	Air Pollution Control	8,088	8,308	8,308
1,925	---	-1	1,924	1,907	Pesticide Control	2,085	2,085	2,085
5,396	27	168	5,591	5,588	Water Pollution Control	5,935	5,907	5,907
1,643	437	62	2,142	2,125	Land Use Regulation	1,819	1,819	1,819

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Year Ending June 30, 2000					Year Ending June 30, 2002			
Orig. & (S)Supple- mental	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies	Total Available	Expended		2001 Adjusted Approp.	Requested	Recom- mended
3,714	93	-24	3,783	3,682	Solid and Hazardous Waste Management	3,938	3,938	3,938
20,282	1,450	521	22,253	22,108	<i>Subtotal</i>	21,865	22,057	22,057
190,727	32,814	8,168	231,709	214,277	Subtotal Direct State Services - General Fund	212,759	220,520	220,520
190,727	32,814	8,168	231,709	214,277	TOTAL DIRECT STATE SERVICES	212,759	220,520	220,520
GRANTS-IN-AID - GENERAL FUND								
Natural Resource Management								
900	---	---	900	724	Forest Resource Management	900	500	500
1,055	---	300	1,355	---	Parks Management	650	8,000	8,000
95	---	---	95	---	Wildlife Management	---	---	---
200	---	---	200	200	Natural Resources Engineering	300	---	---
2,250	---	300	2,550	924	<i>Subtotal</i>	1,850	8,500	8,500
Science and Technical Programs								
95	---	---	95	---	Science, Research and Technology	---	---	---
Site Remediation								
70	---	---	70	70	Publicly-Funded Site Remediation	86	---	---
Environmental Regulation								
278	---	---	278	178	Water Supply and Watershed Management	3,250	---	---
Environmental Planning and Administration								
350	176	-20	506	330	Administration and Support Services	350	350	350
3,043	176	280	3,499	1,502	Subtotal Grants- In- Aid - General Fund	5,536	8,850	8,850
3,043	176	280	3,499	1,502	TOTAL GRANTS-IN-AID	5,536	8,850	8,850
STATE AID - GENERAL FUND								
Science and Technical Programs								
300	---	---	300	300	Water Monitoring and Planning	---	---	---
---	---	---	---	---	Watershed Management	75	---	---
300	---	---	300	300	<i>Subtotal</i>	75	---	---
Environmental Regulation								
4,500	---	---	4,500	4,500	Water Supply and Watershed Management	---	---	---
---	43	---	43	43	Public Wastewater Facilities	---	---	---
10	---	---	10	---	Natural Resources Engineering	---	---	---
---	---	---	---	---	Solid and Hazardous Waste Management	---	5,500	5,500
4,510	43	---	4,553	4,543	<i>Subtotal</i>	---	5,500	5,500
Environmental Planning and Administration								
12,809	195	346	13,350	13,350	Administration and Support Services	10,789	12,570	12,570
Compliance and Enforcement								
2,453	525	---	2,978	2,978	Water Pollution Control	---	---	---
20,072	763	346	21,181	21,171	Subtotal State Aid - General Fund	10,864	18,070	18,070

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Year Ending June 30, 2000					Year Ending June 30, 2002			
Orig. & (S) Supplemental	Reapp. & (R) Recpts.	Transfers & (E) Emergencies	Total Available	Expended	2001 Adjusted Approp.	Requested	Recommended	
---	---	---	---	---	STATE AID - PROPERTY TAX RELIEF FUND			
Environmental Planning and Administration								
---	---	---	---	---	Administration and Support Services	7,070	7,370	7,370
Compliance and Enforcement								
---	---	---	---	---	Water Pollution Control	2,453	2,453	2,453
Subtotal State Aid - Property Tax Relief Fund								
---	---	---	---	---		9,523	9,823	9,823
20,072	763	346	21,181	21,171	TOTAL STATE AID	20,387	27,893	27,893
CAPITAL CONSTRUCTION								
Natural Resource Management								
---	---	---	---	---	Forest Resource Management	100	---	---
12,450	2,279	-100	14,629	6,409	Parks Management	12,540	28,500	20,000
550	1,340	---	1,890	100	Hunters' and Anglers' License Fund	70	9,405	5,000
---	---	---	---	---	Shellfish and Marine Fisheries Management	110	500	---
1,000	---	---	1,000	90	Wildlife Management	515	---	---
34,500	6,638	-1,859	39,279	12,200	Natural Resources Engineering	25,200	45,361	35,000
250	2,637	---	2,887	2,057	Palisades Interstate Park Commission	600	4,750	800
48,750	12,894	-1,959	59,685	20,856	Subtotal	39,135	88,516	60,800
Science and Technical Programs								
---	---	---	---	---	Air Pollution Control	165	---	---
Site Remediation								
---	920	---	920	---	Publicly-Funded Site Remediation	---	---	---
52,750	8,914	-3,000	58,664	43,127	Environmental Remediation and Monitoring	51,810	46,290	46,290
52,750	9,834	-3,000	59,584	43,127	Subtotal	51,810	46,290	46,290
Environmental Regulation								
4,324	3,332	---	7,656	7,141	Water Supply and Watershed Management	6,241	13,555	8,285
Environmental Planning and Administration								
120	1	---	121	---	Administration and Support Services	5,250	810	810
105,944	26,061	-4,959	127,046	71,124	Subtotal Capital Construction	102,601	149,171	116,185
319,786	59,814	3,835	383,435	308,074	TOTAL APPROPRIATION	341,283	406,434	373,448

40. COMMUNITY DEVELOPMENT AND ENVIRONMENTAL MANAGEMENT

42. NATURAL RESOURCE MANAGEMENT

OBJECTIVES

1. To provide recreational, historic, natural and interpretive facilities.
2. To develop recreational lands and facilities, located in balance with population distribution.
3. To regulate the recreational use of public lands and minimize natural resource damage.
4. To provide safe marina facilities, navigational aids, and other services to the boating public.
5. To provide the financial assistance and engineering technology that minimizes potential loss of life and property damage due to flooding.
6. To manage and protect the state's forest resources. To minimize forest damage from wildfire, insects and disease, and to enhance the public's understanding of sustainable forest resource management.
7. To manage fish and wildlife resources of the State for long-term biological, economic and recreational viability.
8. To provide for the development of shore protection facilities and improvements, and to minimize personal and property damage resulting from tidal waters of the state.
9. To provide a system of highways, parkway roads, and bridges for the Palisades Interstate Park to facilitate travel through and within the park and ensure safe and efficient movement of traffic.

PROGRAM CLASSIFICATIONS

11. **Forest Resource Management.** The State Forestry Service manages and protects the rural and urban forest resources of New Jersey. The Forest Fire Service is mandated to prevent, manage and suppress wildfire on or threatening 3.1 million acres of State and private forest and wildlands of New Jersey. The Forest Service promotes forestry by providing both State and federal programs in urban and community forestry; forest products conservation and recycling; private non-industrial forest lands management; forest insect and disease control; forest conservation and education; reforestation and tree improvement; and State lands management.
12. **Parks Management.** Operates, maintains and provides stewardship for thirty-nine State parks, five marinas, fifty-seven historic sites and districts, facilities and other recreational, natural, and interpretive facilities in a clean, safe and non-discriminatory manner; staffs facilities with maintenance, administrative, ranger and seasonal personnel to provide assistance, information, education, and interpretive and protective services to the public; manages properties to ensure the preservation of natural and historic resources while maintaining high quality recreational opportunities; plans for the development and improvement of new facilities and reviews and approves all new construction; provides literature regarding recreational facilities, natural area and historic preservation. Operates and maintains State marinas in a clean, safe and

non-discriminatory manner for all boat owners and visitors. Safe moorings are provided for boaters during heavy storms.

13. **Hunters' and Anglers' License Fund.** Manages the wildlife resources of the state through programs of research, regulation, habitat development, land acquisition, law enforcement and public education. Trout and other species of fish, pheasants and quail are reared at State hatcheries and game farms and released throughout the state; public lands are acquired and maintained for use as wildlife management areas. Regulations regarding hunting and fishing seasons are developed and licenses are sold to provide a source of revenue to manage the state's wildlife resources.
14. **Shellfish and Marine Fisheries Management.** Manages the marine shellfish and finfish resources of the state through research, monitoring, habitat protection, licensing and regulatory programs. Clam and oyster grounds are leased to commercial shellfishermen for aquaculture activities. Programs (relay and depuration) also provide for the safe utilization of shellfish from marginally polluted areas. Marine fisheries programs support the effective management of the numerous migratory species on a coastwide basis. An artificial reef program constructs fisheries habitat in ocean areas to enhance productivity, thus providing additional fishing and diving opportunities.
20. **Wildlife Management.** Conducts wildlife research to protect and manage the state's non-game, endangered and problem species. Additional responsibilities include permit review for wildlife possession, bird banding, scientific collection and public information.
21. **Natural Resources Engineering.** Develops, maintains, dredges and marks navigation channels on 200 miles of tidal inland waterways and large State-controlled lakes for the safety and protection of the boating public and industries. Provides financial assistance to local governments with the construction of groins, jetties, bulkheads, sea walls, and beach replenishment under the shore protection program, carries out various dam safety inspections, and administers flood control and harbor cleanup programs. The Office of Dredging and Sediment Technology is responsible for evaluating and permitting all coastal dredging projects and is committed to the beneficial reuse of dredged material.
24. **Palisades Interstate Park Commission.** Operates and maintains existing parks and historic sites in a clean, safe, and non-discriminatory manner for all visitors; plans for the improvement and development of new facilities; maintains highways, bridges, landscaped areas, signs, and traffic lines to ensure the safety of the motoring public. Enforces traffic laws on the Palisades Parkway and all other roads within the Commission's boundaries; polices Commission lands to ensure that park facilities are utilized in accordance with laws, statutes, and Commission regulations; maintains a police court with the powers and jurisdiction of a municipal court with respect to crimes, disorderly conduct, and violations of the motor vehicle and traffic or other laws of the State or of any of the rules and regulations of the Commission.

ENVIRONMENTAL PROTECTION

EVALUATION DATA

	Actual FY 1999	Actual FY 2000	Revised FY 2001	Budget Estimate FY 2002
PROGRAM DATA				
Forest Resource Management				
Fires (annual)	1,600	1,888	1,715	1,800
Acres lost (annual)	6,500	15,500	3,142	10,500
Parks Management				
State parks and forests				
Total visitors	13,975,000	14,100,000	14,750,000	15,000,000
Total revenue	\$4,480,075	\$4,275,000	\$4,000,000	\$4,000,000
Historic sites				
Visitors	375,000	385,000	400,000	410,000
Revenue	\$21,000	\$22,000	\$23,000	\$23,000
Hunters' and Anglers' License Fund				
Trout propagated and distributed	768,600	770,000	770,000	770,000
Pheasants reared at game farms	49,000	50,000	60,000	60,000
Other fish propagated and distributed	650,000	800,000	1,000,000	1,000,000

PERSONNEL DATA

Position Data

Filled Positions by Funding Source

State Supported	870	923	1,008	1,144
Federal	22	25	6	8
All Other	6	18	18	17
Total Positions	898	966	1,032	1,169

Filled Positions by Program

Forest Resource Management	100	108	107	111
Parks Management	496	553	626	690
Hunters' and Anglers' License Fund	198	194	189	219
Shellfish and Marine Fisheries Management	36	38	34	42
Wildlife Management	12	18	16	26
Natural Resources Engineering	56	55	60	81
Total Positions	898	966	1,032	1,169

Notes:

Actual payroll counts are reported for fiscal years 1999 and 2000 as of December, and revised fiscal year 2001 as of September. The Budget Estimate for fiscal year 2002 reflects the number of positions funded.

APPROPRIATIONS DATA (thousands of dollars)

Orig. & (S)Supple- mental	Year Ending June 30, 2000			Total Available	Expended	Distribution by Fund and Program	Year Ending June 30, 2002		
	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies					Prog. Class.	2001 Adjusted Approp.	Requested
6,836	1	576	7,413	7,410	Forest Resource Management	11	8,372	7,372	7,372
36,626	2,239	357	39,222	38,326	Parks Management	12	39,128	39,224	39,224
11,601	2,933	24	14,558	12,266	Hunters' and Anglers' License Fund	13	12,037	11,944	11,944
1,341	1	58	1,400	1,321	Shellfish and Marine Fisheries Management	14	1,424	1,684	1,684
546	124	149	819	772	Wildlife Management	20	490	1,336	1,336
1,433	156	1,817	3,406	3,402	Natural Resources Engineering	21	1,886	2,529	2,529
2,026	120	92	2,238	2,096	Palisades Interstate Park Commission	24	2,299	2,299	2,299
60,409	5,574	3,073	69,056	65,593	Total Direct State Services		65,636^(a)	66,388	66,388

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Year Ending June 30, 2000					Year Ending June 30, 2002			
Orig. & (S)Supple- mental	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies	Total Available	Expended		2001 Adjusted Approp.	Requested	Recom- mended
DIRECT STATE SERVICES								
Distribution by Fund and Object								
Personal Services:								
40,170	162							
72 ^S	785 ^R	3,359	44,548	43,208	Salaries and Wages	44,485		
						77 ^S	44,075	44,075
40,242	947	3,359	44,548	43,208	Total Personal Services	44,562	44,075	44,075
3,678	706	263	4,647	3,846	Materials and Supplies	4,056	4,513	4,513
1,854	447	378	2,679	2,611	Services Other Than Personal	2,145	2,080	2,080
3,629	22	117	3,768	3,760	Maintenance and Fixed Charges	3,817	3,414	3,414
Special Purpose:								
---	---	---	---	---	Statewide Community Forestry Program		160	160
1,905	---	35	1,940	1,940	Fire Fighting Costs	1,905		160
						1,000 ^S	1,905	1,905
1,500	---	-1,500	---	---	Additional Park Staff	---	---	---
500	---	-30	470	470	Site Restoration and Maintenance	---	---	---
350	---	-345	5	5	Open Space Administrative Costs	---	---	---
85	---	---	85	85	Cape May Point State Park - Staffing	85	85	85
4,054	1,878 ^R	---	5,932	5,932	Green Acres / Open Space Administration	4,696	4,696	4,696
---	---	---	---	---	Greenway Mapping Municipal Assistance	150	---	---
22	---	---	22	22	Liberty State Park Commission	22	22	22
389	---	4	393	225	Expenses of the Delaware and Raritan Canal Commission	223	223	223
135	---	10	145	145	Natural Lands Trust	146	146	146
5	---	---	5	4	Natural Areas Council	5	5	5
70 ^S	---	---	70	70	New Jersey Women's Heritage Trail	---	---	---
---	53	---	53	12	Delaware and Raritan Canal Commission, Canal Corridor Base Maps	---	---	---
28 ^S	---	---	28	---	Atlantic States Marine Fisheries Commission, Past Dues	---	---	---
---	---	---	---	---	Wildlife Monitoring - West Nile Virus	---	79	79
---	---	---	---	---	Wildlife Habitat Conservation	60	---	---
346	107 ^R	149	619	575	Endangered Species Tax Check-Off Donations	230	230	230
200	---	---	200	197	Black Bear Response Team	200	1,027	1,027
---	---	---	---	---	Office of Dredging and Sediment Technology	350	350	350
---	---	341	341	341	Bayshore Flood Control	---	---	---
284	154 ^R	---	438	438	Dam Repair Administrative Costs	287	---	---
---	---	---	---	---	Dam Safety ^(b)	386	1,316	1,316
---	111	---	111	45	Highlands Land Use and Zoning	---	---	---
1,067					Additions, Improvements and Equipment			
66 ^S	1,132	292	2,557	1,662		1,151	2,062	2,062

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Orig. & (S) Supplemental	Year Ending June 30, 2000				Prog. Class.	2001 Adjusted Approp.	Year Ending June 30, 2002		
	Reapp. & (R) Recpts.	Transfers & (E) Emergencies	Total Available	Expended			Requested	Recommended	
GRANTS-IN-AID									
Distribution by Fund and Program									
900	---	---	900	724	11	900	500	500	
1,055	---	300	1,355	---	12	650	8,000	8,000	
95	---	---	95	---	20	---	---	---	
200	---	---	200	200	21	300	---	---	
2,250	---	300	2,550	924		1,850	8,500	8,500	
Distribution by Fund and Object									
Grants:									
900	---	---	900	724	11	900	500	500	
55 ^S	---	---	55	---	12	---	---	---	
---	---	---	---	---	12	100	---	---	
---	---	300	300	---	12	550 ^(c)	---	---	
1,000 ^S	---	---	1,000	---	12	---	---	---	
---	---	---	---	---	12	---	8,000	8,000	
95 ^S	---	---	95	---	20	---	---	---	
100	---	---	100	100	21	---	---	---	
100	---	---	100	100	21	---	---	---	
---	---	---	---	---	21	300	---	---	
CAPITAL CONSTRUCTION									
Distribution by Fund and Program									
---	---	---	---	---	11	100	---	---	
12,450	2,279	-100	14,629	6,409	12	12,540	28,500	20,000	
550	1,340	---	1,890	100	13	70	9,405	5,000	
---	---	---	---	---	14	110	500	---	
1,000	---	---	1,000	90	20	515	---	---	
34,500	6,638	-1,859	39,279	12,200	21	25,200	45,361	35,000	
250	2,637	---	2,887	2,057	24	600	4,750	800	
48,750	12,894	-1,959	59,685	20,856		39,135	88,516	60,800	
Distribution by Fund and Object									
Bureau of Forestry									
---	---	---	---	---	11	100	---	---	
Bureau of Parks									
3,225	---	---	3,225	988	12	3,100	7,250	6,500	
---	75	---	75	75	12	---	---	---	
950	551	---	1,501	908	12	1,050	2,250	1,100	
---	---	---	---	---	12	170	---	---	

ENVIRONMENTAL PROTECTION

Year Ending June 30, 2000					Year Ending June 30, 2002				
Orig. & (S)Supple- mental	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies	Total Available	Expended	Prog. Class.	2001 Adjusted Approp.	Requested	Recom- mended	
---	470	---	470	57					
---	---	---	---	---					
---	---	---	---	---					
---	111	---	111	---					
100	---	---	100	---					
---	---	---	---	---					
---	---	---	---	---					
350	88	---	438	107					
250	78	---	328	276					
---	166	---	166	97					
---	22	---	22	22					
500	150	---	650	132					
150	---	200	350	65					
350	---	---	350	350					
500	---	---	500	184					
325	---	---	325	102					
1,250	---	---	1,250	443					
500	---	---	500	496					
---	---	---	---	---					
---	---	---	---	---					
---	---	---	---	---					
---	---	---	---	---					
---	---	---	---	---					
---	---	---	---	---					
---	68	---	68	---					
2,000	---	---	2,000	2,000					
2,000	---	---	2,000	107					
---	500	-300	200	---					
---	---	---	---	---					
---	---	---	---	---					
250	2,445	---	2,695	1,886					
---	187	---	187	171					

ENVIRONMENTAL PROTECTION

Year Ending June 30, 2000					Year Ending June 30, 2002			
Orig. & (S) Supplemental	Reapp. & (R) Recpts.	Transfers & (E) Emergencies	Total Available	Expended	Prog. Class.	2001 Adjusted Approp.	Requested	Recommended
---	---	---	---	---		400	---	---
---	---	---	---	---		---	450	450
---	---	---	---	---		---	1,200	---
---	---	---	---	---		---	750	---
---	---	---	---	---		---	350	350
---	---	---	---	---		---	2,000	---
---	5	---	5	---		---	---	---
400	1,340	---	1,740	3		---	---	---
---	---	---	---	---		---	1,575	1,415
---	---	---	---	---		---	750	---
---	---	---	---	---		---	2,000	---
---	---	---	---	---		---	750	---
---	---	---	---	---		---	450	450
---	---	---	---	---		---	2,000	2,000
---	---	---	---	---		---	135	---
---	---	---	---	---		---	800	800
---	---	---	---	---		---	610	---
---	---	---	---	---		---	75	75
---	---	---	---	---		---	180	180
---	---	---	---	---		---	80	80
150	---	---	150	97		---	---	---
---	---	---	---	---		---	70	---
---	---	---	---	---		100	---	---
---	---	---	---	---		40	---	---
---	---	---	---	---		125	---	---
1,000	---	---	1,000	90		250	---	---
---	---	---	---	---		---	---	---
---	---	---	---	---		110	---	---
---	---	---	---	---		---	500	---
---	---	---	---	---		---	3,000	---
---	144	---	144	---		---	---	---
---	---	---	---	---		200	---	---
25,000	6,144	-1,859	29,285	12,200		25,000	32,361	25,000
---	350	---	350	---		---	---	---
9,500 ^S	---	---	9,500	---		---	---	---
111,409	18,468	1,414	131,291	87,373		106,621	163,404	135,688
Grand Total State Appropriation						106,621	163,404	135,688

ENVIRONMENTAL PROTECTION

Year Ending June 30, 2000					Year Ending June 30, 2002				
Orig. & (S) Supplemental	Reapp. & (R) Recpts.	Transfers & (E) Emergencies	Total Available Expended		Prog. Class.	2001 Adjusted Approp.	Requested	Recommended	
OTHER RELATED APPROPRIATIONS									
Federal Funds									
1,859	283	---	2,142	454	Forest Resource Management	11	2,005	1,366	1,366
24,917	1,001	---	25,918	1,821	Parks Management	12	24,141	24,207	24,207
8,457	1,617	---	10,074	3,434	Hunters' and Anglers' License Fund	13	6,418	7,190	7,190
2,730	513	---	3,243	1,531	Shellfish and Marine Fisheries Management	14	2,951	2,905	2,905
<u>250</u>	<u>132</u>	<u>---</u>	<u>382</u>	<u>163</u>	Natural Resources Engineering	21	<u>290</u>	<u>290</u>	<u>290</u>
<u>38,213</u>	<u>3,546</u>	<u>---</u>	<u>41,759</u>	<u>7,403</u>	Total Federal Funds		<u>35,805</u>	<u>35,958</u>	<u>35,958</u>
All Other Funds									
---	5,306	---	5,624	690	Forest Resource Management	11	250	250	250
---	318 ^R	---							
---	1,918	---	4,682	2,824	Parks Management	12	1,991	1,966	1,966
---	2,764 ^R	---							
---	7,255	---	7,820	402	Hunters' and Anglers' License Fund	13	1,522	1,196	1,196
---	263 ^R	302							
---	628	---	1,074	495	Shellfish and Marine Fisheries Management	14	324	388	388
---	231 ^R	215							
---	1,386	---	1,837	347	Wildlife Management	20	591	469	469
---	557 ^R	-106							
---	495	---	1,253	801	Natural Resources Engineering	21	2,185	---	---
---	758 ^R	---							
---	1,044	---	4,511	3,547	Palisades Interstate Park Commission	24	3,553	3,565	3,565
---	3,467 ^R	---							
---	<u>26,390</u>	<u>411</u>	<u>26,801</u>	<u>9,106</u>	Total All Other Funds		<u>10,416</u>	<u>7,834</u>	<u>7,834</u>
<u>149,622</u>	<u>48,404</u>	<u>1,825</u>	<u>199,851</u>	<u>103,882</u>	GRAND TOTAL ALL FUNDS		<u>152,842</u>	<u>207,196</u>	<u>179,480</u>

Notes

- (a) The fiscal year 2001 appropriation has been adjusted for the allocation of salary program.
- (b) The portion of the Natural Resources Engineering program attributable to Dam Safety has been allocated to a special purpose account in fiscal 2001 and 2002 for display purposes.
- (c) The fiscal 2001 appropriation has been adjusted to reflect the transfer of funds from Capital Construction projects to the Hudson River Waterfront Walkway Grants-in-Aid account.
- (d) Pursuant to the General Provisions of the fiscal 2001 Appropriations Act, \$10 million was made available to the Department of Environmental Protection for public and private dam repair through a transfer from the unexpended balances in accounts established pursuant to the "Emergency Disaster Relief Act of 1999," and in the Emergency Services Fund allocation for Hurricane Floyd.

Language Recommendations -- Direct State Services - General Fund

An amount equivalent to 75% of receipts in excess of the amount anticipated from fees and permit receipts from the use of State park and marina facilities, and the unexpended balance as of June 30, 2001 of such receipts, are appropriated for Parks Management, subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balance as of June 30, 2001 in the Greenway Mapping Municipal Assistance account is appropriated.

Notwithstanding the provisions of P.L.1985, c.533 (C.13:1E-99.1 et seq.) or any other law to the contrary, of the amount hereinabove for Parks Management up to \$725,000 is appropriated from the Clean Communities Fund to offset the cost of Parks' litter pickup program.

Receipts from police court, stands, concessions and self-sustaining activities operated or supervised by the Palisades Interstate Park Commission, and the unexpended balance as of June 30, 2001 of such receipts, are appropriated.

The unexpended balance as of June 30, 2001 in the Black Bear Response Team account is appropriated.

The amount hereinabove for the Hunters' and Anglers' License Fund is payable out of that Fund and any amount remaining therein and the unexpended balance as of June 30, 2001 in the Hunters' and Anglers' License Fund, together with any receipts in excess of the amount anticipated, are appropriated. If receipts to that fund are less than anticipated, the appropriation shall be reduced proportionately.

Pursuant to section 1 of P.L.1993, c.303 (C.23:3-1e), as amended by P.L.1993, c.282, there are appropriated such sums as may be necessary to offset revenue losses associated with the issuance of free hunting and fishing licenses to active members of the New Jersey State National Guard and disabled veterans. The amount to be appropriated shall be certified by the Division of Fish, Game and Wildlife and is subject to the approval of the Director of the Division of Budget and Accounting.

ENVIRONMENTAL PROTECTION

The amount hereinabove for the Endangered Species Tax Check-Off Donations account is payable out of receipts, and the unexpended balances in the Endangered Species Tax Check-Off Donations account as of June 30, 2001, together with receipts in excess of the amount anticipated, are appropriated. If receipts are less than anticipated, the appropriation shall be reduced proportionately.

An amount not to exceed \$1,664,000 is allocated from the capital construction appropriation for Shore Protection Fund Projects for costs attributable to planning, operation, and administration of the shore protection program, subject to the approval of the Director of the Division of Budget and Accounting.

An amount not to exceed \$305,000 is allocated from the capital construction appropriation for Shore Protection Fund Projects for the operation and maintenance of the Bayshore Flood Control facility.

Language Recommendations -- Grants-In-Aid - General Fund

The unexpended balance as of June 30, 2001 in the Statewide Community Forestry Program account is appropriated.

The unexpended balance as of June 30, 2001 in the Hudson River Waterfront Walkway account is appropriated.

The amount hereinabove for Land Preservation is available solely for the purpose of acquiring lands, for recreation and conservation purposes, that are likely to be developed. Such sums as are necessary may be transferred to Capital Construction for the purpose of State acquisition of lands at risk of development, subject to the approval of the Director of the Division of Budget and Accounting.

Language Recommendations -- Capital Construction

The amounts hereinabove for the Division of Parks and Forestry totaling \$20,000,000 and the Division of Fish and Wildlife totaling \$5,000,000, are payable from the receipts of the portion of the realty transfer fee dedicated to the State Lands Stewardship Investment Fund.

Notwithstanding the provisions of P.L.1954, c.48 (C.52:34-6 et seq.), the Department of Environmental Protection may enter into a contract with the Waterloo Foundation for the Arts for improvements to existing State-owned structures or for the construction of new facilities at Waterloo Village.

The amount hereinabove for Shore Protection Fund Projects is payable from the receipts of the portion of the realty transfer tax directed to be credited to the Shore Protection Fund pursuant to section 1 of P.L.1992, c.148 (C.13:19-16.1).

An amount not to exceed \$500,000 is allocated from the capital construction appropriation for Shore Protection Fund Projects for repairs to the Bayshore Flood Control facility.

Of the amount hereinabove for High Hazard Dams, such sums as are necessary may be transferred to Grants-In-Aid for the repair of non-State owned dams, subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balance as of June 30, 2001 for public and private dam repair, made available through a transfer to the Department of Environmental Protection from the unexpended balances in accounts established pursuant to the "Emergency Disaster Relief Act of 1999," and from the Emergency Services Fund allocation for Hurricane Floyd, is appropriated.

Language Recommendations -- Federal Funds

Federal monies in the amount of \$2,500,000 from the federal Land and Water Conservation Fund shall be allocated for local park development.

40. COMMUNITY DEVELOPMENT AND ENVIRONMENTAL MANAGEMENT

43. SCIENCE AND TECHNICAL PROGRAMS

OBJECTIVES

1. To ensure a high quality of life for the residents of New Jersey by protecting and enhancing the air environment.
2. To identify current scientific needs and issues and environmental issues - through technical activities, policy development, and applied scientific research - regarding human and ecological exposure to toxic substances and other critical environmental issues. To conduct environmental assessment, risk analysis, and development of an environmental indicators system. These activities will allow the Department to proactively identify scientific issues and environmental problems to avoid crises.
3. To map, research, and interpret scientific information on the state's geology and groundwater resources. This information supports the Department's and other government agencies' regulatory and planning activities and provides the business community and the public with the geologic and hydrologic information needed to address environmental concerns and make economic decisions.

4. To develop and coordinate implementation of watershed management programs, ground water protection programs, and water supply management, development, conservation and protection plans.
5. To develop and coordinate the implementation of the Coastal Zone Management and the National Estuary programs, including the Delaware, NY/NJ Harbor and Barnegat Bay Estuaries.
6. To develop and coordinate water quality management planning functions, including water quality standards, wastewater management, point and nonpoint source pollution control and the restoration of aquatic habitats.

PROGRAM CLASSIFICATIONS

02. **Air Pollution Control** Protects and enhances the air environment. Provides program coordination in compliance with State and federal mandates to attain air quality standards. Conducts air monitoring, planning and analysis, as well as motor vehicle pollution control projects and the development of regulations.

ENVIRONMENTAL PROTECTION

- 05. **Water Supply and Watershed Management.** Administers the Division of Science and Research's component of the federal and State safe drinking water programs.
- 07. **Water Monitoring and Planning.** Conducts ambient statewide freshwater quality monitoring (surface, ground water and sediment), marine ambient surface water quality monitoring, statewide biological monitoring (AMNET), and assessments in support of New Jersey Pollutant Discharge Elimination System (NJPDES) permit issuance. Conducts water quality inventory reporting, water quality planning, enforcement actions and water quality surveys. Operates the State's biological and aquatic toxicological programs. Develops regulations for toxicity testing and certification in the biological program. Manages the lakes restoration and grant assistance programs. Develops, operates and maintains water quality database systems for both government and public access. Coordinates the development and integration of biological criteria into State water quality standards. Classifies shellfish growing areas as approved or condemned, and conducts bacteriological and chemical analysis of shellfish for health hazard prevention.
- 15. **Land Use Regulation.** Protects and manages the state's land and water resources through the Coastal Zone Management program planning activities (including implementation of the Coastal Area Facility Review Act, or CAFRA, coastal wetlands and water development laws) and management of stormwater through the Stream Encroachment and CAFRA laws.
- 18. **Science, Research and Technology.** Environmental Assessment and Risk Analysis: Provides a fundamental scientific foundation for a wide range of departmental policies, actions and standard setting activities. Develops scientific information and innovative management strategies by performing: environmental assessments and risk analyses; scientific investigations and technical assessments of toxic and carcinogenic contaminants; human health and ecological risk assessments; water quality assessments; applied research and technical evaluations; comprehensive review and assessment of the current state of scientific knowledge on specific issues; scientific connections for dealing with cross-media contaminants; new economically-based environmental management approaches; innovative technologies for remediation of hazardous waste sites; and effective risk communication techniques. Identifies emerging environmental strategies and issues and develops them for departmental implementation. Provides technical expertise toward the development of human health criteria for toxic contaminant standards in potable water, ground water, surface

water and soil. Supports DEP's implementation of the National Environmental Performance Partnership System (NEPPS) and development of New Jersey's environmental indicators system. The Office of Innovative Technology and Market Development (OITMD) positions the state more favorably in the global environmental technology marketplace by sustaining and improving New Jersey's environmental quality indicators. It implements the New Jersey Energy and Environmental Technology Verification Act in conjunction with the New Jersey Corporation for Advanced Technology. OITMD fosters the growth and acceptance of innovative environmental technology products and services in the state and enhances communication among New Jersey's academic, government and business communities by developing policies and programs that link environmental protection and economic development.

- 22. **New Jersey Geological Survey.** The New Jersey Geological Survey, as part of the Division of Science, Research and Technology, maps the geology and topography of the state, assesses offshore mineral resources and dredging, maintains a cooperative monitoring program with the United States Geological Service (USGS) and reviews plans for underground storage of gas, oil and chemicals, high level radioactive wastes, and disposal wells. The program also evaluates the supply potential and water quality of the state's aquifers, maintains a statewide geohydrologic database, maps aquifer recharge and wellhead protection areas, investigates groundwater pollution problems, and supports other State and municipal programs through geophysical studies, groundwater investigations, and the use of Geographic Information System (GIS) technology.
- 29. **Environmental Remediation and Monitoring.** Since 1996, 4% of the revenue annually derived from the tax imposed by the Corporation Business Tax Act (P.L.1945, c.162) has been dedicated to the Department. A portion of this dedication has been used for the following purposes: watershed-based water resource planning and management, financing the cost of water quality point and nonpoint source pollution monitoring, and nonpoint source pollution prevention projects.
- 90. **Watershed Management.** Conducts planning on watershed management, water quality, water supply, coastal zone management, stormwater management and planning requirements associated with the federal Clean Water Act. Conducts environmental impact statement reviews, acts as liaison with the State Planning Commission, and implements the State Development and Redevelopment Plan within the Department.

EVALUATION DATA

PROGRAM DATA	Actual FY 1999	Actual FY 2000	Revised FY 2001	Budget Estimate FY 2002
Water Monitoring and Planning				
Ambient Marine Water:				
Water Samples Analyzed	23,610	17,588	19,000	20,000
Percent of shellfish bed acres open	77%	77%	77%	78%
Percent of shellfish bed acres seasonal	4%	4%	4%	4%
Percent of shellfish bed acres condemned	12%	12%	12%	11%
Percent of shellfish bed acres specially restricted	7%	7%	7%	7%

ENVIRONMENTAL PROTECTION

	Actual FY 1999	Actual FY 2000	Revised FY 2001	Budget Estimate FY 2002
Watershed Management: (a)				
Partnerships established	---	5	20	20
Water budgets prepared	---	---	3	6
Watershed characterizations prepared	2	3	6	20
Water quality stations established	---	2	20	20
River restoration plans (TMDLs)	---	2	5	9

PERSONNEL DATA

Position Data (b)

Filled Positions by Funding Source

State Supported	183	198	213	247
Federal	31	26	22	45
Other	---	1	7	7
Total Positions	214	225	242	299

Filled Positions by Program

Air Pollution Control	65	62	67	81
Water Monitoring and Planning	44	42	44	45
Land Use Regulation	6	4	4	5
Science, Research and Technology	32	36	33	42
New Jersey Geological Survey	19	18	19	19
Environmental Remediation and Monitoring	11	23	37	49
Watershed Management	37	40	38	58
Total Positions	214	225	242	299

Notes:

- (a) There are 20 watershed areas in the state. The data reflects the number of watershed areas that have completed the individual tasks.
- (b) Actual payroll counts are reported in fiscal years 1999 and 2000 as of December, and revised fiscal year 2001 as of September. The Budget Estimate for fiscal year 2002 reflects the number of positions funded.

APPROPRIATIONS DATA (thousands of dollars)

Orig. & (S)Supple- mental	Year Ending June 30, 2000			Total Available	Expended	Prog. Class.	Year Ending June 30, 2002		
	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies	Total				2001 Adjusted Approp.	Requested	Recom- mended
<u>DIRECT STATE SERVICES</u>									
Distribution by Fund and Program									
2,063	35	-21	2,077	2,072	02	4,529	4,654	4,654	
507	258	---	765	765	05	530	1,330	1,330	
1,175	22	-90	1,107	901	07	1,242	1,242	1,242	
2,733	1	69	2,803	2,800	18	3,533	3,683	3,683	
398	1	120	519	518	22	1,311	1,311	1,311	
5,850	5,729	2,150	13,729	6,089	29	5,850	10,380	10,380	
1,149	11	21	1,181	1,172	90	4,274	5,569	5,569	
13,875	6,057	2,249	22,181	14,317		21,269 (a)	28,169	28,169	
Distribution by Fund and Object									
Personal Services:									
4,964	---	-268	4,696	4,696		5,469	5,497	5,497	
4,964	---	-268	4,696	4,696		5,469	5,497	5,497	
180	---	91	271	257		218	354	354	
926	---	281	1,207	1,207		2,313			
						1,600 ^S	3,831	3,831	

ENVIRONMENTAL PROTECTION

Orig. & (S)Supple- mental	Year Ending June 30, 2000				Prog. Class.	Year Ending June 30, 2002			
	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies	Total Available	Expended		2001 Adjusted Approp.	Requested	Recom- mended	
<u>DIRECT STATE SERVICES</u>									
174	---	-70	104	104			200	192	192
Maintenance and Fixed Charges									
Special Purpose:									
507	258 ^R	---	765	765	05		530	1,330	1,330
Safe Drinking Water Fund									
700	---	---	700	700	18		900	900	900
Environmental Indicators and Monitoring									
---	---	---	---	---	18		526	526	526
Greenhouse Gas Action Plan									
500	---	---	500	499	18		500	500	500
Hazardous Waste Research									
5,850	5,729	2,150	13,729	6,089	29		5,850	7,880	7,880
Water Resources Monitoring and Planning - Constitutional Dedication									
---	---	---	---	---	29		---	2,500	2,500
Action Now Projects - Constitutional Dedication									
---	---	---	---	---	90		3,000	1,795	1,795
Water Resources Monitoring and Planning									
---	---	---	---	---	90		---	2,500	2,500
Action Now Projects - Safe Drinking Water Fund									
74	70	65	209	---			163	364	364
Additions, Improvements and Equipment									
<u>GRANTS-IN-AID</u>									
Distribution by Fund and Program									
95	---	---	95	---	18		---	---	---
Science, Research and Technology									
95	---	---	95	---			---	---	---
Total Grants-in-Aid									
Distribution by Fund and Object									
Grants:									
95 ^S	---	---	95	---	18		---	---	---
New Jersey Corporation for Advanced Technology									
<u>STATE AID</u>									
Distribution by Fund and Program									
300	---	---	300	300	07		---	---	---
Water Monitoring and Planning									
---	---	---	---	---	90		75	---	---
Watershed Management									
300	---	---	300	300			75	---	---
Total State Aid									
Distribution by Fund and Object									
State Aid:									
100	---	---	100	100	07		---	---	---
Englishtown Borough Lake Dredging									
200	---	---	200	200	07		---	---	---
Medford Township Lake Restoration									
---	---	---	---	---	90		75	---	---
Morris 2000 - Watershed Management									
<u>CAPITAL CONSTRUCTION</u>									
Distribution by Fund and Program									
---	---	---	---	---	02		165	---	---
Air Pollution Control									
---	---	---	---	---			165	---	---
Total Capital Construction									

40. COMMUNITY DEVELOPMENT AND ENVIRONMENTAL MANAGEMENT

44. SITE REMEDIATION

OBJECTIVES

1. To remediate sites contaminated by hazardous substances and pollutants to protect human health and the environment, and to restore contaminated areas of the state for beneficial use.
2. To identify the universe of potential remediation sites, including currently known and suspected discharge sites, regulated underground storage tank sites, industrial establishments as defined by Industrial Site Recovery Act (ISRA), non-operating landfills, and Resource Conservation and Recovery Act (RCRA) facilities.
3. To rank sites, in order of their risk to humans and the environment, and remediate the "worst sites" first.
4. To coordinate responses and take immediate action when major discharges of hazardous substances and pollutants endanger human health and the environment, especially water supplies.
5. To respond to emergency discharges of hazardous substances and pollutants in the state and enable the public to report environmental emergencies to the Department's communication center.
6. To maximize the use of private-party funds and require responsible parties to either conduct remedial work with Department oversight or to pay the Department to conduct remedial work.
7. To develop and implement clear, consistent and predictable regulations on site remediation for use by the regulated community and the Department.
8. To compensate persons affected by hazardous substance discharges through the Spill Compensation Fund environmental claims program, the Sanitary Landfill Contingency Fund claims program, and with loans and grants, administered in conjunction with the Economic Development Authority, from the Hazardous Discharge Site Remediation Fund and Underground Storage Tank Fund.

PROGRAM CLASSIFICATIONS

19. **Publicly-Funded Site Remediation.** Conducts a statewide program to remediate sites contaminated by hazardous

substances when a responsible party cannot be identified or is either unable or unwilling to voluntarily participate. The Spill Fund Compensation and Control Act (P.L. 1979, c.346) allows the program to respond to a broad class of hazardous substance discharges, to identify and remedy abandoned contaminated sites, and to mitigate discharges that pose risk to human health or the environment. Remedial projects generally go through the following project cycle: Preliminary Assessment/Site Investigation; Remedial Investigation; Design; Construction; and Operation and Maintenance. These activities are supported by a combination of federal (Superfund) and State funds.

23. **Solid and Hazardous Waste Management.** Provides oversight for corrective action and/or closure and post-closure remedial cases according to RCRA requirements and State regulations in order to protect human health and the environment.
27. **Responsible Party Site Remediation.** Conducts a statewide program to oversee the remediation of sites by private parties under the State's voluntary cleanup program and risk-based cleanup program. Provides oversight to assure that appropriate standards and technical requirements are met. The State Spill Compensation and Control Act, ISRA, Underground Storage of Hazardous Substances Act and the Water Pollution Control Act authorize the Department to oversee these projects. The program also provides management assistance and coordination of remedial activities at National Priority List Hazardous Site-Cleanups where the projects are led by the federal Environmental Protection Agency, Department of Defense, or Department of Energy.
29. **Environmental Remediation and Monitoring.** Since 1996, 4% of the revenue annually derived from the tax imposed by the Corporation Business Tax Act (P.L.1945, c.162) has been dedicated to the Department. A portion of this dedication has been used to provide loans or grants to upgrade, replace or close underground storage tanks, including the costs of remediation, and to finance the cost of remediating hazardous substance discharges.

EVALUATION DATA

	Actual FY 1999	Actual FY 2000	Revised FY 2001	Budget Estimate FY 2002
PROGRAM DATA				
Responsible Party Site Remediation				
ISRA:				
Negative declarations	520	212	446	446
Remedial action workplan approvals	40	3	24	24
Remediations monitored	900	1,497	1,497	1,497
Remediations completed	526	212	466	466
Discharge Response Element:				
Emergency responses	1,300	1,103	1,050	1,100
Remediations monitored	3,700	3,960	4,800	4,900
Remediations completed	1,900	2,058	2,075	2,100
Responsible Party Cleanup Element:				
Remedial action workplan approvals	130	161	90	105

ENVIRONMENTAL PROTECTION

	Actual FY 1999	Actual FY 2000	Revised FY 2001	Budget Estimate FY 2002
PERSONNEL DATA				
Position Data				
Filled Positions by Funding Source				
State Supported	488	488	488	514
Federal	20	22	24	23
Total Positions	508	510	512	537
Filled Positions by Program				
Publicly-Funded Site Remediation	59	54	56	59
Solid and Hazardous Waste Management	4	4	3	4
Responsible Party Site Remediation	358	362	359	383
Environmental Remediation and Monitoring	87	90	94	91
Total Positions	508	510	512	537

Notes:

Actual payroll counts are reported for fiscal years 1999 and 2000 as of December, and revised fiscal year 2001 as of September. The Budget Estimate for fiscal year 2002 reflects the number of positions funded.

APPROPRIATIONS DATA
(thousands of dollars)

Year Ending June 30, 2000					Year Ending June 30, 2002			
Orig. & (S) Supplemental	Reapp. & (R) Recpts.	Transfers & (E) Emergencies	Total Available	Expended	Prog. Class.	2001 Adjusted Approp.	Requested	Recommended
DIRECT STATE SERVICES								
Distribution by Fund and Program								
5,090	2,064	---	7,154	7,041	19	5,207	5,207	5,207
21,887	9,243	---	31,130	31,127	27	22,789	22,789	22,789
5,800	2,996	---	8,796	5,306	29	5,700	5,600	5,600
32,777	14,303	---	47,080	43,474		33,696^(a)	33,596	33,596
Distribution by Fund and Object								
7,588	3,581 ^R	-2,538	8,631	8,630		6,963	7,263	7,263
7,588	3,581	-2,538	8,631	8,630		6,963	7,263	7,263
276	---	-152	124	124		192	195	195
1,849	---	266	2,115	2,113		2,587	2,491	2,491
473	---	-95	378	378		502	367	367
Special Purpose:								
---	---	938	938	938	19	---	---	---
---	---	1,578	1,578	1,578	27	---	---	---
15,386	7,548 ^R	---	22,934	22,933	27	16,049	16,049	16,049
714	---	3	717	716	27	723	723	723
5,800	2,996	---	8,796	5,306	29	5,700	5,600	5,600
691	178	---	869	758		980	908	908

ENVIRONMENTAL PROTECTION

Orig. & (S)Supple- mental	Year Ending June 30, 2000				Total Available Expended	Prog. Class.	Year Ending June 30, 2002		
	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies					2001 Adjusted Approp.	Requested	Recom- mended
GRANTS-IN-AID									
Distribution by Fund and Program									
70	---	---	70	70	Publicly-Funded Site Remediation	19	86	---	---
70	---	---	70	70	Total Grants-in-Aid		86	---	---
Distribution by Fund and Object									
Grants:									
70	---	---	70	70	Edgewater Park Soil Removal	19	---	---	---
---	---	---	---	---	Salem County Utilities Authority	19	86	---	---
CAPITAL CONSTRUCTION									
Distribution by Fund and Program									
---	920	---	920	---	Publicly-Funded Site Remediation	19	---	---	---
52,750	8,914	-3,000	58,664	43,127	Environmental Remediation and Monitoring	29	51,810	46,290	46,290
52,750	9,834	-3,000	59,584	43,127	Total Capital Construction		51,810	46,290	46,290
Distribution by Fund and Object									
Site Remediation									
---	920	---	920	---	Hazardous Site Mitigation- Statewide	19	---	---	---
31,310	8,914	-4,500	35,724	20,435	Hazardous Substance Discharge Remediation - Constitutional Dedication	29	30,690	25,530	25,530
21,440	---	---	21,440	21,440	Private Underground Tank Remediation - Constitutional Dedication	29	21,120	20,760	20,760
---	---	1,500	1,500	1,252	Dover Wells Carbon Filtration	29	---	---	---
85,597	24,137	-3,000	106,734	86,671	Grand Total State Appropriation		85,592	79,886	79,886
OTHER RELATED APPROPRIATIONS									
Federal Funds									
26,600					Publicly-Funded Site Remediation	19	32,100	31,500	31,500
450 ^S	4,207	---	31,257	4,319	Solid and Hazardous Waste Management	23	360	360	360
360	1	---	361	313	Responsible Party Site Remediation	27	4,855	4,905	4,905
4,855	2,519	---	7,683	3,023	Total Federal Funds		37,315	36,765	36,765
309^S	6,727	---	39,301	7,655					
32,574	6,727	---	39,301	7,655					
All Other Funds									
---	65	---	75	21	Publicly-Funded Site Remediation	19	1,532	1,718	1,718
---	10 ^R	---	---	---	Responsible Party Site Remediation	27	12,800	12,569	12,569
---	75	---	75	21	Total All Other Funds		14,332	14,287	14,287
118,171	30,939	-3,000	146,110	94,347	GRAND TOTAL ALL FUNDS		137,239	130,938	130,938

Notes

(a) The fiscal year 2001 appropriation has been adjusted for the allocation of salary program which includes \$751,000 in appropriated receipts.

ENVIRONMENTAL PROTECTION

Language Recommendations -- Direct State Services - General Fund

In addition to site specific charges, the amounts hereinabove for the Publicly-Funded Site Remediation and the Responsible Party Site Remediation program classifications, excluding the Hazardous Discharge Site Cleanup Fund-Responsible Party, and the Underground Storage Tanks accounts, are appropriated from the New Jersey Spill Compensation Fund, in accordance with the provisions of P.L.1976, c.141 (C.58:10-23.11 et seq.), together with an amount not to exceed \$4,857,000, for administrative costs associated with the cleanup of hazardous waste sites, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the federal funds amount for the Publicly-Funded Site Remediation program class, such additional sums that may be received from the federal government for the Superfund Grants program are hereby appropriated.

There are appropriated from the New Jersey Spill Compensation Fund such sums as may be required for cleanup operations, adjusters and paying approved claims for damages in accordance with the provisions of P.L.1976, c.141 (C.58:10-23.11 et seq.), subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove for the Hazardous Discharge Site Cleanup Fund-Responsible Party account is appropriated from responsible party cost recoveries deposited in the Hazardous Discharge Site Cleanup Fund, together with an amount not to exceed \$8,943,000, for administrative costs associated with the cleanup of hazardous waste sites, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove for Underground Storage Tanks is appropriated from responsible party cost recoveries deposited in the Hazardous Discharge Site Cleanup Fund, together with an amount not to exceed \$487,000, for administrative costs associated with the cleanup of hazardous waste sites, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove for the Environmental Remediation and Monitoring program classification shall be provided from revenue received from the Corporation Business Tax, pursuant to the "Corporation Business Tax Act (1945)," P.L.1945, c.162 (C.54:10A-1 et seq.), as dedicated by Article VIII, Section II, paragraph 6 of the State Constitution. The unexpended balance as of June 30, 2001 in the Cleanup Projects Administrative Costs-Constitutional Dedication account is appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

Receipts derived from the sale of salvaged materials are appropriated to offset costs incurred in the cleanup and removal of hazardous substances.

Language Recommendations -- Capital Construction

The amounts hereinabove for "Hazardous Substance Discharge Remediation - Constitutional Dedication" and "Private Underground Storage Tank Remediation - Constitutional Dedication" shall be provided from revenue received from the Corporation Business Tax, pursuant to the "Corporation Business Tax Act (1945)," P.L. 1945, c.162 (C.54:10A-1 et seq.), as dedicated by Article VIII, Section II, paragraph 6 of the State Constitution.

Of the amount hereinabove appropriated for Hazardous Substance Discharge Remediation - Constitutional Dedication, \$4,000,000 shall be made available for the closure, remediation, and capping of abandoned municipal landfills which meet the requirements of the constitutional dedication.

Notwithstanding the provisions of P.L. 1981, c.306 (C.13:1E-100 et seq.), there is appropriated from the Sanitary Landfill Facility Contingency Fund up to \$6,000,000 for the closure, remediation, and capping of abandoned municipal landfills, subject to the approval of the Director of the Division of Budget and Accounting.

40. COMMUNITY DEVELOPMENT AND ENVIRONMENTAL MANAGEMENT

45. ENVIRONMENTAL REGULATION

OBJECTIVES

1. To assure a safe and dependable supply of water.
2. To monitor and report on the biological, chemical and physical quality of surface waters, ground waters and sediments in the state. To monitor New Jersey Pollutant Discharge Elimination System (NJPDES) permit compliance in order to develop water quality standards and programs and to evaluate the effectiveness of existing regulatory programs in protecting and improving New Jersey's water quality.
3. To carry out the purposes and requirements of enabling legislation and regulations.
4. To conduct reviews of permit applications so as to promote meaningful public input.
5. To develop procedural and regulatory changes, as well as non-regulatory studies and outreach efforts, to expand the utilization of pollution prevention, the protection of critical watersheds from cumulative negative impacts, and the consideration of the State Development and Redevelopment Plan in the Department's decision-making.
6. To help permit applicants comply with applicable requirements and promptly inform them when compliance does not seem possible.
7. To find opportunities to make permit reviews efficient while maintaining or improving protection of the environment, to eliminate procedures and requirements that do not lead to greater environmental protection, and to consolidate the reviews of multiple permits for individual facilities or projects.
8. To improve and protect water quality with available Environmental Infrastructure Trust funds.
9. To implement a statewide solid waste planning process that emphasizes source reduction, recycling, and market development activities. To conduct comprehensive reviews of permit applications for solid waste, hazardous waste, recycling and composting facilities.

10. To establish and maintain policies and procedures for the generation, compilation, review and use of data of documented quality, as required by the United States Environmental Protection Agency (USEPA).
11. To certify the analytical capabilities of laboratories performing analyses in response to the State's environmental programs.

PROGRAM CLASSIFICATIONS

01. **Radiation Protection.** Identifies the location and character of natural and human-generated radiation sources, determines the exposure pathway and biological impact of those sources (including major nuclear facilities), and provides direction on remediation options. Controls the possession, transportation, use and storage of radioactive materials and plans for the prevention and remedy of mass exposure including evacuation, containment and decontamination. Registers and inspects x-ray machines and radioactive material users, licenses x-ray technologists, nuclear medicine technologists, and radon testers and mitigators. Establishes and maintains policies and procedures for the generation, compilation, review and the use of data of documented quality, as required by the USEPA. Reviews data submitted to the Department to verify its quality and determine its usability. Certifies the analytical capabilities of laboratories performing analyses in response to the State's environmental programs.
02. **Air Pollution Control.** Reviews construction plans for new and modified stationary sources of potential air pollution and issues permits for construction and operation; validates tax exemption claims for air pollution control equipment; oversees the conduct of periodic stack tests to determine air contaminant emission rates; oversees continuous emission monitoring of stacks; reviews and conducts air quality modeling studies of major new sources of air contamination; reviews and restricts health risk of toxic air contaminant emissions from stationary sources; and reviews and issues facility-wide operating permits for major existing sources of air pollution.
05. **Water Supply and Watershed Management.** Administers the federal and State safe drinking water programs, the well drilling permit program, and the water allocation program to ensure a safe and reliable water supply. As part of the Safe Drinking Water program, administers the Drinking Water State Revolving Fund (DWSRF) which includes a financing program for water supply projects, along with set asides for capacity development, training for licensed operators, and source water protection activities.
08. **Water Pollution Control.** Administers the NJPDES program, which protects New Jersey's ground and surface water quality by assuring that stormwater and wastewater from various types of facilities and activities receive proper treatment and discharge. To accomplish this, permits are issued limiting the mass and concentration of pollutants which may be discharged into ground water, streams, rivers and the ocean. Management of residuals and the oversight of local pretreatment programs are also administered through the NJPDES program. This program also regulates the construction of wastewater treatment facilities and sewer lines.
09. **Public Wastewater Facilities.** Administers the New Jersey Environmental Infrastructure Financing program along with the New Jersey Environmental Infrastructure Trust, an independent State financing authority. The program provides loans to local government units for the construction of Environmental Infrastructure treatment facilities through the Clean Water State Revolving Fund, with funds made available under the federal Clean Water Act and various State bond acts. Projects eligible for financial assistance include water and wastewater treatment plant upgrades or improvements, facilities for the beneficial reuse and treatment of sewage sludge, collection and conveyance facilities, on-site system rehabilitation, infiltration/inflow correction, combined sewer overflow and interconnection/cross-connection abatement, and nonpoint source projects (such as land acquisition, well sealing, and landfills). The Division of Water Quality and the Water Supply program are working in conjunction with the New Jersey Environmental Infrastructure Trust on the implementation of a Drinking Water State Revolving Fund (DWSRF) program. The DWSRF includes a financing program for water supply projects, which is similarly structured to that of the Environmental Infrastructure Financing program.
15. **Land Use Regulation.** Protects and manages the state's land and water resources according to riparian, waterfront development, stream encroachment, Coastal Area Facility Review Act (CAFRA), coastal wetlands and freshwater wetlands laws and regulations.
23. **Solid and Hazardous Waste Management.** Provides leadership, planning, education, and financial and technical assistance to the state's citizens and businesses to help them manage their waste responsibly. Regulates the generation, storage, collection, transportation, processing, treatment, and disposal of solid and hazardous wastes. Regulations and standards are implemented and monitored through on-site construction inspections, design reviews, data collection, and permit issuance. Administers parts of the federal Resource Conservation and Recovery Act of 1976 (RCRA). Develops and implements programs to attain statewide recycling goals, and to reduce the quantities of waste generated. Monitors the solid waste collection industry to promote effective competition and to prohibit anti-competitive practices. Regulates and oversees mergers, acquisitions, and long-term financing arrangements of the solid waste utility industry.
70. **Clean Waters.** Administrative costs provided by the Clean Water State Revolving Fund. The Clean Water State Revolving Fund provides loans to local government units for the construction of environmental infrastructure treatment facilities. See related program classification 09 for further details.
80. **Drinking Water State Revolving Fund.** Set asides provided by the Drinking Water State Revolving Fund, including program administration, small system technical assistance, capacity development, operator certification, and source water protection activities. See related program classification 05 for further details.

ENVIRONMENTAL PROTECTION

EVALUATION DATA

	Actual FY 1999	Actual FY 2000	Revised FY 2001	Budget Estimate FY 2002
PROGRAM DATA				
Radiation Protection				
X-ray machines inspected	5,822	5,026	5,500	5,500
X-ray machine violations (% of inspected)	40%	16%	20%	20%
Homes tested for radon	42,000	33,000	40,000	45,000
Homes mitigated for radon	2,500	3,000	3,100	3,200
Lung cancers avoided	120	125	125	125
Land Use Regulation				
Tidelands:				
Tidelands appraisals	240	310	180	180
Tidelands inspections (inquiries-search)	340	340	300	330
Solid and Hazardous Waste Management				
Annual tonnage of solid waste:				
Generated statewide	17,250,000	15,700,000	15,700,000	15,700,000
Generated per capita (lbs./person/day)	12	11	11	11
Recycled statewide	10,700,000	8,700,000	8,700,000	8,700,000
Recycled per capita (lbs./person/day)	7	6	6	6
% reduction in solid waste stream due to recycling	62%	56%	56%	56%
Annual tonnage of hazardous waste generated statewide (RCRA)				
Disposed (Notice of violations)	295,781	301,200	566,000	566,000
Stored	27,383	25,896	41,000	41,000
Stored	92,513	48,119	72,000	72,000
Recycled	94,114	124,588	205,000	205,000
Incinerated	32,737	45,883	72,000	72,000
Other	49,034	56,714	176,000	176,000
PERSONNEL DATA				
Position Data				
Filled Positions by Funding Source				
State Supported	673	696	714	784
Federal	46	37	40	41
All Other	41	47	48	47
Total Positions	760	780	802	872
Filled Positions by Program				
Radiation Protection	80	79	81	91
Air Pollution Control	80	83	97	113
Water Supply and Watershed Management	112	115	118	132
Water Pollution Control	132	133	128	136
Public Wastewater Facilities	61	56	57	60
Land Use Regulation	130	134	135	153
Solid and Hazardous Waste Management	141	146	152	154
Clean Waters	24	23	22	22
Drinking Water State Revolving Fund	---	11	12	11
Total Positions	760	780	802	872

Notes:

Actual payroll counts are reported for fiscal years 1999 and 2000 as of December, and revised fiscal year 2001 as of September. The Budget Estimate for fiscal year 2002 reflects the number of positions funded.

ENVIRONMENTAL PROTECTION

APPROPRIATIONS DATA (thousands of dollars)

Orig. & (S)Supple- mental	Year Ending June 30, 2000			Total Available Expended		Year Ending June 30, 2002			
	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies	Total			Prog. Class.	2001 Adjusted Approp.	Requested	Recom- mended
<u>DIRECT STATE SERVICES</u>									
Distribution by Fund and Program									
5,720	885	99	6,704	5,816	Radiation Protection	01	6,919	5,829	5,829
5,807	77	-10	5,874	5,845	Air Pollution Control	02	6,194	6,176	6,176
7,187	1,832	-26	8,993	8,575	Water Supply and Watershed Management	05	7,553	7,749	7,749
7,419	74	54	7,547	7,473	Water Pollution Control	08	8,009	8,116	8,116
2,782	1,107	---	3,889	3,888	Public Wastewater Facilities	09	2,896	2,896	2,896
6,818	956	42	7,816	7,811	Land Use Regulation	15	8,465	8,465	8,465
9,966	314	306	10,586	9,941	Solid and Hazardous Waste Management	23	11,030	11,002	11,002
45,699	5,245	465	51,409	49,349	Total Direct State Services		51,066^(a)	50,233	50,233
Distribution by Fund and Object									
Personal Services:									
23,937	---	352	24,289	24,289	Salaries and Wages		27,104	29,276	29,276
23,937	---	352	24,289	24,289	Total Personal Services		27,104	29,276	29,276
457	---	-191	266	265	Materials and Supplies		324	426	426
4,078	1	562	4,641	4,641	Services Other Than Personal		4,962	5,536	5,536
288	---	-107	181	181	Maintenance and Fixed Charges		258	279	279
Special Purpose:									
1,744					Nuclear Emergency Response	01	1,805		
759 ^S	864	---	3,367	2,505			1,090 ^S	1,805	1,805
887	---	-118	769	768	Quality Assurance - Lab Certification Programs	01	1,496	1,496	1,496
985	274 ^R	---	1,259	845	Administrative Costs Water Supply Bond Act of 1981 - Management	05	1,008	1,208	1,208
1,270	626 ^R	---	1,896	1,896	Administrative Costs Water Supply Bond Act of 1981 - Watershed and Aquifer	05	1,321	1,321	1,321
836	390 ^R	---	1,226	1,226	Administrative Costs Water Supply Bond Act of 1981 - Planning and Standards	05	870	870	870
43	---	-43	---	---	Water/Wastewater Operators Licenses	05	43	43	43
58	---	---	58	58	Office of the Rivermaster	05	58	58	58
1,517	535 ^R	---	2,052	2,052	Safe Drinking Water Fund	05	1,569	1,569	1,569
2,782	1,107 ^R	---	3,889	3,888	1992 Wastewater Treatment Fund	09	2,896	---	---
25	---	-16	9	9	Tidelands Resource Council	15	25	25	25
1,896	934 ^R	---	2,830	2,828	Tidelands Peak Demands	15	1,970	1,970	1,970
534	---	8	542	541	Office of Permit Information and Assistance	15	580	580	580
1,625	278 ^R	---	1,903	1,902	Pollution Prevention	23	1,672	1,672	1,672
416	---	---	416	124	Sanitary Landfill Facility Contingency Fund - Administration	23	416	416	416
60	25	---	85	22	Major Hazardous Waste Facilities Siting Act-Siting Commission	23	60	60	60

ENVIRONMENTAL PROTECTION

Orig. & (S)Supple- mental	Year Ending June 30, 2000				Total Available Expended	Prog. Class.	Year Ending June 30, 2002		
	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies					2001 Adjusted Approp.	Requested	Recom- mended
CAPITAL CONSTRUCTION									
Distribution by Fund and Object									
Water Supply Management									
2,324									
2,000 ^S	3,332	---	7,656	7,141	Flood Control HR6 Projects	05	6,241	13,555	8,285
54,811	8,620	465	63,896	61,211	Grand Total State Appropriation		60,557	69,288	64,018
OTHER RELATED APPROPRIATIONS									
Federal Funds									
500	133	---	633	469	Radiation Protection	01	500	500	500
1,007	---	---	1,007	846	Air Pollution Control	02	1,007	1,007	1,007
21,300	2	---	21,302	1,908	Water Supply and Watershed Management (c)	05	22,200	22,200	22,200
59,600	-2	---	59,598	---	Public Wastewater Facilities (d)	09	57,600	57,600	57,600
1,757	308	---	2,065	1,219	Land Use Regulation	15	1,750	1,750	1,750
710	292	---	1,002	645	Water Monitoring and Planning	16	710	710	710
2,135					Solid and Hazardous Waste Management	23	2,219	2,135	2,135
423 ^S	129	84	2,771	2,125	Total Federal Funds		85,986	85,902	85,902
87,432	862	84	88,378	7,212					
All Other Funds									
---	7,630	---	7,920	4,844	Radiation Protection	01	1,086	1,188	1,188
---	290 ^R	---	25	25	Air Pollution Control	02	---	---	---
---	388	---	438	66	Water Supply and Watershed Management	05	2,190	2,259	2,259
---	50 ^R	---	439	387	Public Wastewater Facilities	09	1,522	---	---
---	52	---	113	36	Land Use Regulation	15	1,011	1,240	1,240
---	387 ^R	---	163	---	Solid and Hazardous Waste Management	23	1,180	1,283	1,283
---	65	5	2,360	2,360	Clean Waters	70	2,400	2,400	2,400
---	43 ^R	---	1,954	1,954	Drinking Water State Revolving Fund	80	3,900	4,916	4,916
---	163	---	13,412	9,672	Total All Other Funds		13,289	13,286	13,286
---	5	---	165,686	78,095	GRAND TOTAL ALL FUNDS		159,832	168,476	163,206
142,243	22,889	554	165,686	78,095					

Notes -- Direct State Services - General Fund

- (a) The fiscal year 2001 appropriation has been adjusted for the allocation of salary program which includes \$277,000 in appropriated receipts.
- (b) Funding for Recycling Grants in fiscal 2001 is appropriated directly from the State Recycling Fund.
- (c) Program expenditures for the Drinking Water State Revolving Fund are reflected off budget.
- (d) Program expenditures for the Clean Water State Revolving Fund are reflected off budget in the Wastewater Treatment Fund.

Language Recommendations -- Direct State Services - General Fund

The amount hereinabove for the Nuclear Emergency Response account is payable from receipts received pursuant to the assessments of electrical utility companies under P.L.1981, c.302 (C.26:2D-37 et seq.), and the unexpended balances as of June 30, 2001 in the Nuclear Emergency Response account, together with receipts in excess of the amount anticipated, not to exceed \$888,000, are appropriated, subject to the approval of the Director of the Division of Budget and Accounting.

The amounts hereinabove for the Administrative Costs Water Supply Bond Act of 1981 - Water Supply Management; Watershed and Aquifer; and Planning and Standards accounts are appropriated from the "Water Supply Bond Act of 1981," P.L.1981, c.261, together with an amount, not to exceed \$1,480,000, for costs attributable to administration of water supply programs, subject to the approval of the Director of the Division of Budget and Accounting.

In addition to the federal funds amount hereinabove for the Water Supply and Watershed Management program classification, such additional sums that may be received from the federal government for the Drinking Water State Revolving Fund program are appropriated.

ENVIRONMENTAL PROTECTION

Any funds received by the New Jersey Environmental Infrastructure Trust from any State agency to offset the Trust's annual operating expenses are appropriated.

In addition to the federal funds amount for the Public Wastewater Facilities program classification, such additional sums that may be received from the federal government for the Clean Water State Revolving Fund program are appropriated.

The amount hereinabove for the Sanitary Landfill Facility Contingency Fund - Administration account is appropriated from the Sanitary Landfill Facility Contingency Fund, together with an amount not to exceed \$186,000, subject to the approval of the Director of the Division of Budget and Accounting.

The amount hereinabove for the Administration of Resource Recovery and Solid Waste Disposal Facility Fund account is appropriated from the Resource Recovery and Solid Waste Disposal Facility Fund, together with an amount not to exceed \$40,000, for administrative costs related to the Resource Recovery and Solid Waste Disposal Facility program, subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of P.L.1981, c.278 (C.13:1E-92 et seq.), as amended by P.L.1985, c.533, the amount hereinabove for the Recycling of Solid Waste account is appropriated from the State Recycling Fund, together with an amount not to exceed \$365,000, for the administration of the Recycling of Solid Waste program, subject to the approval of the Director of the Division of Budget and Accounting. If receipts are less than anticipated, the appropriation shall be reduced proportionately.

There are appropriated from the Sanitary Landfill Facility Contingency Fund such sums as may be required to carry out the provisions of the "Sanitary Landfill Facility Closure and Contingency Fund Act," P.L.1981, c.306 (C.13:1E-100 et seq.).

Receipts deposited to the Resource Recovery Investment Tax Fund and the Solid Waste Services Tax Fund are appropriated.

The unexpended balance as of June 30, 2001 in the Major Hazardous Waste Facilities Siting Act-Siting Commission account is appropriated.

The amount hereinabove for the Pollution Prevention account is appropriated from receipts received pursuant to the "Pollution Prevention Act," P.L.1991, c.235 (C.13:1D-35 et seq.), together with an amount not to exceed \$692,000, subject to the approval of the Director of the Division of Budget and Accounting, for administration of the Pollution Prevention program. If receipts are less than anticipated, the appropriation shall be reduced proportionately.

Language Recommendations -- Capital Construction

Notwithstanding the provisions of P.L. 1981, c.306 (C.13:1E-100 et seq.), there is appropriated up to \$2,400,000 from the Sanitary Landfill Facility Contingency Fund for scrap tire pile management and reuse, subject to the approval of the Director of the Division of Budget and Accounting.

40. COMMUNITY DEVELOPMENT AND ENVIRONMENTAL MANAGEMENT 46. ENVIRONMENTAL PLANNING AND ADMINISTRATION

OBJECTIVES

1. To develop administrative policy, evaluate performance and coordinate program activities.
2. To support activities related to departmental planning, auditing, and legislative services.
3. To support a communication program which imparts the Department's mission to the public and to encourage public participation in decision-making.
4. To support the Department and its objectives in terms of the control of personnel, financial resources, general services, information systems and equipment.

Serves as central point of contact regarding State and federal legislation. Develops and executes public information, environmental education and communications strategies for the Department's programs. Serves as liaison to the Legislature as well as county and municipal governmental officials.

99. **Administration and Support Services.** The Commissioner's office sets policies and develops short and long range plans and strategies; coordinates with governmental agencies; and provides legislative review and legal analysis. Provides general support services including personnel, payroll, purchasing, data processing, printing, training, word processing, program evaluation, and property control; and financial management, including budget, accounting, as well as responsibility for the fiscal control and financial monitoring of all General State Fund monies, federal funds, bond funds and tax accounts.

PROGRAM CLASSIFICATIONS

26. **Regulatory and Governmental Affairs.** Coordinates the proposal and adoption of environmental rules and regulations.

EVALUATION DATA

PROGRAM DATA	Actual FY 1999	Actual FY 2000	Revised FY 2001	Budget Estimate FY 2002
Administration and Support Services				
Male Minority	194	207	215	220
Male Minority %	6.1%	6.2%	6.5%	6.5%
Female Minority	235	252	261	265
Female Minority %	7.4%	7.5%	7.7%	7.8%
Total Minority	429	459	476	485
Total Minority %	13.5%	13.7%	14.2%	14.3%

ENVIRONMENTAL PROTECTION

	Actual FY 1999	Actual FY 2000	Revised FY 2001	Budget Estimate FY 2002
PERSONNEL DATA				
Position Data				
Filled Positions by Funding Source				
State Supported	305	308	307	316
Total Positions	305	308	307	316
Filled Positions by Program				
Regulatory and Governmental Affairs	40	38	36	41
Management and Administrative Services	265	270	271	275
Total Positions	305	308	307	316

Notes:

Actual payroll counts are reported for fiscal years 1999 and 2000 as of December, and revised fiscal year 2001 as of September. The Budget Estimate for fiscal year 2002 reflects the number of positions funded.

APPROPRIATIONS DATA (thousands of dollars)

Year Ending June 30, 2000					Year Ending June 30, 2002			
Orig. & (S)Supple- mental	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies	Total Available	Expended	Prog. Class.	2001 Adjusted Approp.	Requested	Recom- mended
<u>DIRECT STATE SERVICES</u>								
Distribution by Fund and Program								
1,890	58	67	2,015	1,980				
					26	2,124	2,124	2,124
15,795	127	1,793	17,715	17,456	99	17,103	17,953	17,953
17,685	185	1,860	19,730	19,436	19,227^(a)		20,077	20,077
Distribution by Fund and Object								
Personal Services:								
13,411	---	1,689	15,100	15,099		14,664	14,602	14,602
13,411	---	1,689	15,100	15,099		14,664	14,602	14,602
169	---	114	283	283		279	280	280
1,494	---	-90	1,404	1,404		1,177	1,166	1,166
149	---	7	156	149		181	172	172
Special Purpose:								
98	---	-98	---	---	99	98	98	98
---	---	---	---	---	99	---	850	850
2,364	185	238	2,787	2,501		2,828	2,909	2,909
<u>GRANTS-IN-AID</u>								
Distribution by Fund and Program								
350	176	-20	506	330	99	350	350	350
350	176	-20	506	330	350		350	350
Distribution by Fund and Object								
Grants:								
350	176	-20	506	330	99	350	350	350

ENVIRONMENTAL PROTECTION

Year Ending June 30, 2000					Year Ending June 30, 2002			
Orig. & (S) Supplemental	Reapp. & (R) Recpts.	Transfers & (E) Emergencies	Total Available	Expended	Prog. Class.	2001 Adjusted Approp.	Requested	Recommended
STATE AID								
Distribution by Fund and Program								
12,809	195	346	13,350	13,350				
					99	17,859	19,940	19,940
12,809	195	346	13,350	13,350		10,789	12,570	12,570
---	---	---	---	---		7,070	7,370	7,370
12,809	195	346	13,350	13,350		17,859	19,940	19,940
12,809	195	346	13,350	13,350		10,789	12,570	12,570
---	---	---	---	---		7,070	7,370	7,370
Distribution by Fund and Object								
State Aid:								
3,000	---	---	3,000	3,000	99	7,000 ^S	7,000	7,000
470	---	244	714	714	99	970	1,278	1,278
4,520	---	---	---	---	99	---	---	---
1,750 ^S	100	5	6,375	6,375	99	7,070	7,370	7,370
---	---	---	---	---	99	---	---	---
2,654	---	119	2,773	2,773	99	2,654	4,127	4,127
165	---	-22	143	143	99	165	165	165
250 ^S	---	---	250	250	99	---	---	---
---	95	---	95	95	99	---	---	---
CAPITAL CONSTRUCTION								
Distribution by Fund and Program								
120	1	---	121	---	99	5,250	810	810
120	1	---	121	---		5,250	810	810
Distribution by Fund and Object								
---	---	---	---	---	99	5,000	---	---
120	1	---	121	---	99	250	810	810
30,964	557	2,186	33,707	33,116		42,686	41,177	41,177
OTHER RELATED APPROPRIATIONS								
115,653	---	-3,458	112,195	112,094		121,481	106,079	106,079
Federal Funds								
50	5	---	55	6	26	150	150	150
850	150	---	1,000	230	99	1,800	700	700
900	155	---	1,055	236		1,950	850	850

ENVIRONMENTAL PROTECTION

Orig. & (S)Supple- mental	Year Ending June 30, 2000				Prog. Class.	Year Ending June 30, 2002			
	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies	Total Available Expended			2001 Adjusted Approp.	Requested	Recom- mended	
OTHER RELATED APPROPRIATIONS									
All Other Funds									
---	138 196 ^R	---	334	129	26	174	150	150	
---	908 359 ^R	1,211	2,478	617	99	218	236	236	
---	1,601	1,211	2,812	746	392		396	396	
147,517	2,313	-61	149,769	146,192	166,509		148,492	148,492	
					GRAND TOTAL ALL FUNDS				

Notes

- (a) The fiscal year 2001 appropriation has been adjusted for the allocation of salary program.
- (b) Payment In Lieu of Taxes funding is reallocated from the General Fund to the Property Tax Relief Fund in fiscal 2001 and fiscal 2002.

Language Recommendations -- State Aid - General Fund

An amount not to exceed \$13,000,000, which shall include a sum not to exceed \$450,000 for administrative costs, is appropriated for the purchase and permanent retirement of Pinelands Development Credits, subject to the submission of a spending plan by the Commissioner of the Department of Environmental Protection and subject to the approval of the Director of the Division of Budget and Accounting.

The unexpended balance as of June 30, 2001 in the Grants to Local Environmental Commissions account is appropriated for grants to municipalities to identify and address urban and environmental challenges, pursuant to the Aid for Urban Environmental Concerns Act P.L.1979, c.56 (C.13:1H-1 et seq.).

Receipts derived from permit fees issued by the Pinelands Commission on behalf of the Department of Environmental Protection, pursuant to a memorandum of agreement between the Pinelands Commission and the Department of Environmental Protection, are hereby appropriated to the Pinelands Commission.

Language Recommendations -- State Aid - Property Tax Relief Fund

If the amount appropriated herein for Payment in Lieu of Taxes is insufficient to compensate municipalities for land owned by the State for conservation and recreation purposes, as determined according to the formula for payments in lieu of taxes in the "Garden State Preservation Trust Act" P.L.1999, c.152 (C.13:8C-1 et seq.) such additional sums as are necessary are appropriated subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of subsection d. of section 29 of P.L.1999, c.152 (C.13:8C-29) or subsection d. of section 30 of P.L.1999, c.152 (C.13:8C-30), or any other law to the contrary, all payments to municipalities in lieu of taxes for lands acquired by the State for recreation and conservation purposes shall be retained by the municipality and not apportioned in the same manner as the general tax rate of the municipality.

40. COMMUNITY DEVELOPMENT AND ENVIRONMENTAL MANAGEMENT

47. COMPLIANCE AND ENFORCEMENT

OBJECTIVES

- | | |
|---|--|
| <ol style="list-style-type: none"> 1. To protect public health and improve the environment by ensuring compliance with the State's rules and regulations concerning coastal and land use, air pollution, water resources, solid and hazardous waste, pesticides and toxic release prevention programs. 2. To assure consistency in enforcement policies, protocols and actions taken by the Department. 3. To provide compliance assistance to all businesses, with a special emphasis on small businesses and local governments. 4. To augment the Department's enforcement, inspection and monitoring activities under the County Environmental Health Act by strengthening agreements with local health agencies to enforce environmental regulations. | <ol style="list-style-type: none"> 5. To improve the quality of the state's beaches through cooperation with the Departments of Correction and Health and the Army Corps of Engineers in programs which reduce floatable debris and monitor ocean water quality. 6. To inspect, monitor, and report on the quality of surface and groundwater discharges in the state. 7. To protect the public and the environment from any hazards resulting from the production, use, sale, storage or other activities related to pesticides. 8. To provide a comprehensive program to prevent releases of petroleum products and hazardous substances by providing information regarding hazardous substances in the community and the workplace. |
|---|--|

ENVIRONMENTAL PROTECTION

9. To survey hazardous substances inventory data from 33,000 facilities and actual release data of hazardous substances from 700 facilities.
10. To submit risk management plans detailing how to manage the risks involved with the handling and storage of extraordinarily hazardous substances whose release in the environment could cause death or permanent disability.

PROGRAM CLASSIFICATIONS

02. Air Pollution Control. Conducts investigations to determine compliance with the Air Pollution Control Act at regulated facilities. Issues enforcement documents and tracks, records and reports on associated administrative activities to ensure compliance. Develops enforcement cases, processes violations, assesses penalties and negotiates compliance schedules for these programs.

Release Prevention. Implements and ensures compliance with New Jersey's Community Right To Know and Superfund Amendments and Reauthorization Act (SARA) Title III programs which gather information on the use, storage and release of toxic chemicals in the state and make information available to the public. Implements and ensures compliance with the Toxic Catastrophe Prevention Act to identify companies which handle extraordinarily hazardous substances and ensure that procedures are in place to prevent devastating accidental chemical releases. The Discharge Prevention Containment and Countermeasures (Oil Spill Prevention) program reduces the possibility of hazardous spills through plan submittals and compliance/investigative procedures.

04. Pesticide Control. Regulates the manufacture, distribution, storage, sale, possession, and use of pesticides. Conducts complaint investigations and routine inspections. Compliance assistance and pollution prevention activities are performed through training and outreach. All pesticide products sold in the state are registered with this program. Pesticide applicators and dealers are certified and licensed, and permits are issued for mosquito/fly control and aquatic pesticide use. Monitoring and evaluation of pesticide hazards and laboratory analysis of pesticide samples are also conducted.

08. Water Pollution Control. Responsible for providing compliance assistance, conducting monitoring and investigations, and issuing enforcement actions in support of the water programs. A particular focus is placed on inspections of wastewater dischargers and community drinking water supply facilities; prevention and correction of non-compliance conditions through a multifaceted compliance assistance program including outreach, education, and a Discharge Monitoring Report guidance manual; issuance of administrative and judicial enforcement actions for chronic or significant violations; and investigation of complaints relating to water resources. Monitors compliance with all permits issued under the New Jersey Pollutant Discharge Elimination System (NJPDES) for surface water, ground water and indirect discharges to Publicly-Owned Treatment Works (POTW's). Formal enforcement actions are also issued for violations in the Water Allocation Program and against State certified laboratories which fail to comply with the laboratory certification program requirements.

15. Land Use Regulation. Conducts investigations and site inspections required for compliance with State regulations and permits issued pursuant to the Freshwater Wetlands Protection Act, the Flood Hazard Area Control Act, the Coastal Area Facility Review Act, the Wetlands Act of 1970, the Dam Safety Act, and the Waterfront Development and Riparian Lands statutes. Responding to reports of alleged violations of the above statutes, the program advises individuals how to achieve and/or maintain compliance.

23. Solid and Hazardous Waste Management. Manages and conducts compliance and enforcement activities to ensure that hazardous waste and used oil are collected, stored, transported, recycled and disposed of in an environmentally acceptable manner. Assures compliance with federal Resource Conservation and Recovery Act (RCRA) regulations. Activities include such compliance assistance functions as environmental audits, grace periods and supplemental environmental projects as well as conventional inspections and investigations, and when necessary, formal enforcement actions.

EVALUATION DATA

PROGRAM DATA	Actual FY 1999	Actual FY 2000	Revised FY 2001	Budget Estimate FY 2002
Air Pollution Control				
Investigations and inspections	7,167	6,092	6,500	6,900
Release Prevention				
Toxic Catastrophe Prevention				
Inspections	139	156	150	150
Accident investigations	3	3	3	3
Right To Know				
Information requests	2,200	1,820	2,000	2,000
Audits for facilities	1,195	1,312	1,200	1,200
Notice of violations	245	183	200	200
Pesticide Control				
Investigations and inspections	2,011	2,220	2,000	2,000
Pesticide products regulated	12,154	11,384	11,500	12,000
Pesticide licenses and permits	16,949	17,549	16,500	17,000

ENVIRONMENTAL PROTECTION

	Actual FY 1999	Actual FY 2000	Revised FY 2001	Budget Estimate FY 2002
Water Pollution Control				
Inspections	3,718	4,122	4,000	4,000
Clean Shores:				
Miles of beaches cleaned	100	148	140	140
Tons of debris removed	2,600	2,617	2,500	2,500
Land Use Regulation				
Investigations and inspections	2,600	3,347	2,750	2,600
Solid and Hazardous Waste Management				
Hazardous waste annual inspections	2,457	2,276	2,150	2,200

PERSONNEL DATA

Position Data

Filled Positions by Funding Source

State Supported	353	349	357	368
Federal	15	15	13	13
All Other	7	5	5	6
Total Positions	375	369	375	387

Filled Positions by Program

Air Pollution Control	78	75	76	81
Release Prevention	50	53	56	58
Pesticide Control	35	37	38	38
Water Pollution Control	98	91	94	97
Land Use Regulation	32	34	35	35
Solid and Hazardous Waste Management	82	79	76	78
Total Positions	375	369	375	387

Notes:

Actual payroll counts are reported for fiscal years 1999 and 2000 as of December, and revised fiscal year 2001 as of September. The Budget Estimate for fiscal year 2002 reflects the number of positions funded.

APPROPRIATIONS DATA
(thousands of dollars)

Year Ending June 30, 2000					Year Ending June 30, 2002				
Orig. & (S)Supple- mental	Reapp. & (R)Recpts.	Transfers & (E)Emer- gencies	Total Available	Total Expended	Prog. Class.	2001 Adjusted Approp.	Requested	Recom- mended	
<u>DIRECT STATE SERVICES</u>									
Distribution by Fund and Program									
7,604	893	316	8,813	8,806	02	8,088	8,308	8,308	
1,925	---	-1	1,924	1,907	04	2,085	2,085	2,085	
5,396	27	168	5,591	5,588	08	5,935	5,907	5,907	
1,643	437	62	2,142	2,125	15	1,819	1,819	1,819	
3,714	93	-24	3,783	3,682	23	3,938	3,938	3,938	
20,282	1,450	521	22,253	22,108	Total Direct State Services		21,865^(a)	22,057	22,057
Distribution by Fund and Object									
Personal Services:									
13,673	---	88	13,761	13,761			15,049	14,754	14,754
13,673	---	88	13,761	13,761	Total Personal Services		15,049	14,754	14,754
167	---	-96	71	71			143	161	161
1,101	---	554	1,655	1,654			1,115	1,397	1,397
432	---	-88	344	343			382	328	328
Special Purpose:									
830	---	-9	821	821	02	895	895	895	
949	200 ^R	-6	1,143	1,143	02	984	984	984	

ENVIRONMENTAL PROTECTION

Year Ending June 30, 2000					Year Ending June 30, 2002			
Orig. & (S) Supplemental	Reapp. & (R) Recpts.	Transfers & (E) Emergencies	Total Available	Expended	Prog. Class.	2001 Adjusted Approp.	Requested	Recommended
DIRECT STATE SERVICES								
2,284	689 ^R	-6	2,967	2,967	02	2,368	2,368	2,368
711	437 ^R	---	1,148	1,148	15	746	746	746
135	124	84	343	200		183	424	424
STATE AID								
Distribution by Fund and Program								
2,453	525	---	2,978	2,978	08	2,453	2,453	2,453
2,453	525	---	2,978	2,978		---	---	---
---	---	---	---	---		2,453	2,453	2,453
2,453	525	---	2,978	2,978	Total State Aid	2,453	2,453	2,453
2,453	525	---	2,978	2,978	(From General Fund)	---	---	---
---	---	---	---	---	(From Property Tax Relief Fund)	2,453	2,453	2,453
Distribution by Fund and Object								
State Aid:								
2,453	---	---	2,453	2,453	08	---	---	---
---	---	---	---	---	08	2,453	2,453	2,453
---	525	---	525	525	08	---	---	---
22,735	1,975	521	25,231	25,086	Grand Total State Appropriation	24,318	24,510	24,510
OTHER RELATED APPROPRIATIONS								
Federal Funds								
1,802	-7	---	1,795	1,146	02	1,802	1,802	1,802
680	32	---	712	495	04	750	680	680
493	51	---	544	329	15	500	500	500
1,886	---	---	1,886	1,376	23	1,886	1,886	1,886
4,861	76	---	4,937	3,346	Total Federal Funds	4,938	4,868	4,868
All Other Funds								
---	---	---	---	---	02	1,169	1,169	1,169
---	1,683	---	---	---	08	1,000	1,000	1,000
---	1,247 ^R	-150	2,780	868	15	481	498	498
---	2,930	-150	2,780	868	Total All Other Funds	2,650	2,667	2,667
27,596	4,981	371	32,948	29,300	GRAND TOTAL ALL FUNDS	31,906	32,045	32,045

Notes

- (a) The fiscal year 2001 appropriation has been adjusted for the allocation of salary program.
- (b) County Environmental Health Act funding is reallocated from the General Fund to the Property Tax Relief Fund in fiscal 2001 and fiscal 2002.

Language Recommendations -- Direct State Services - General Fund

Notwithstanding the provisions of the "Worker and Community Right to Know Act," P.L.1983, c.315 (C.34:5A-1 et seq.), the amount hereinabove for the Worker and Community Right to Know Act account is payable out of the Worker and Community Right to Know Trust Fund, and the receipts in excess of the amount anticipated, not to exceed \$222,000, are appropriated. If receipts to that fund are less than anticipated, the appropriation shall be reduced proportionately.

ENVIRONMENTAL PROTECTION

The amount hereinabove for the Oil Spill Prevention program is payable out of the New Jersey Spill Compensation Fund, and the receipts in excess of those anticipated, not to exceed \$947,000, from the New Jersey Spill Compensation Fund for the Oil Spill Prevention program are appropriated, in accordance with the provisions of P.L.1990, c.76 (C.58:10-23.11f2 et seq.), P.L.1990, c.78 (C.58:10-23.11d1 et seq.), and P.L.1990, c.80 (C.58:10-23.11f1), subject to the approval of the Director of the Division of Budget and Accounting.

Receipts deposited into the Coastal Protection Trust Fund pursuant to P.L.1993, c.168 (C.39:3-27.47 et seq.) are appropriated in an amount not to exceed \$600,000 for the cleanup or maintenance of beaches or shores, an amount not to exceed \$200,000 for the cost of providing monitoring, surveillance and enforcement activities for the Cooperative Coastal Monitoring Program, an amount not to exceed \$50,000 for the implementation of the "New Jersey Adopt a Beach Act," P.L.1992, c.213 (C.13:19-22 et seq.), and an amount not to exceed \$150,000 for a program of grants for the operation of a sewage pump-out boat and the construction of sewage pump-out devices for marine sanitation devices and portable toilet emptying receptacles at public and private marinas and boatyards in furtherance of the provisions of P.L.1988, c.117 (C.58:10A-56 et seq.). Receipts deposited to the Coastal Protection Trust Fund in excess of \$1,000,000 are appropriated to finance emergency shore protection projects and the cleanup of discharges into the ocean.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Language Recommendations -- Direct State Services - General Fund

The amounts hereinabove for the Safe Drinking Water Fund account are payable out of receipts, and receipts in excess of the amount anticipated, not to exceed \$1,087,000, are appropriated, subject to the approval of the Director of the Division of Budget and Accounting. If receipts are less than anticipated, the appropriation shall be reduced proportionately.

The amounts hereinabove for the Tidelands Peak Demands account are appropriated from receipts derived from the sales, grants, leases, licensing, and rentals of State riparian lands, together with an amount not to exceed \$1,703,000, subject to the approval of the Director of the Division of Budget and Accounting. If receipts are less than anticipated, the appropriation shall be reduced proportionately.

Notwithstanding any other law, the Commissioner of the Department of Environmental Protection shall obtain concurrence from the Director of the Division of Budget and Accounting before altering fee schedules or any other revenue-generating mechanism under the department's purview.

Notwithstanding the provisions of the "Environmental Fee Fund Accountability Act of 1991," P.L.1991, c.426 (C.52:27B-20.1 et seq.) and P.L.1991, c.427 (C.13:1D-9.1 et seq.), all revenues from fees and fines collected by the Department of Environmental Protection, unless otherwise dedicated herein, shall be deposited into the State General Fund without regard to their specific dedication.

Notwithstanding any other provisions in this act, of the Federal Fund amounts appropriated for the programs included in the Performance Partnership Grant Agreement with the Environmental Protection Agency, the Department of Environmental Protection is authorized to reallocate the appropriations, in accordance with the Grant Agreement and subject to the approval of the Director of the Division of Budget and Accounting.

Notwithstanding the provisions of P.L.1954, c.48 (C.52:34-6 et seq.) or any other law to the contrary, the Department of Environmental Protection may enter into a contract with the United States Environmental Protection Agency (EPA) to provide the State's statutory matching share for EPA-led Superfund remedial actions pursuant to the State Superfund Contract (SSC).

NOTES