DEPARTMENT OF ENVIRONMENTAL PROTECTION
NEW JERSEY ADMINISTRATIVE CODE
TITLE 7.
CHAPTER 27A. AIR ADMINISTRATIVE PROCEDURES AND PENALTIES
Subchapters 1. and 2. (Reserved.)
SUBCHAPTER 3. CIVIL ADMINISTRATIVE PENALTIES AND REQUESTS FOR ADJUDICATORY HEARINGS

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Please note: The Department has made every effort to ensure that this text is identical to the official, legally effective version of this rule, set forth in the New Jersey Register. However, should there be any discrepancies between this text and the official version of the rule, the official version will prevail.

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CHAPTER 27A

AIR ADMINISTRATIVE PROCEDURES AND PENALTIES

Subchapter 3. Civil Administrative Penalties and Requests for Adjudicatory Hearings

7:27A-3.1 Scope and purpose

(a) This subchapter shall govern the Department's assessment of civil administrative penalties for violations of the Air Pollution Control Act, N.J.S.A. 26:2C-1 et seq., including violation of any rule promulgated, or administrative order, operating certificate, registration requirement or permit issued pursuant to the Act. This subchapter shall also govern the procedures for requesting an adjudicatory hearing on a notice of civil administrative penalty assessment or an administrative order.

(b) The Department may assess a civil administrative penalty of not more than $10,000 for the first offense, not more than $25,000 for the second offense, and not more than $50,000 for the third and each subsequent offense for each violation of each provision of the Act, or of any rule promulgated, or administrative order, operating certificate, registration requirement or permit issued pursuant to the Act.

(c) Each day during which a violation continues shall constitute an additional, separate, and distinct offense.

(d) Neither the assessment of a civil administrative penalty nor the payment of any such civil administrative penalty shall be deemed to affect the availability of any other enforcement provision provided for by the Act, or any other statute, in connection with the violation for which the assessment is levied.

7:27A-3.2 Definitions

The following words and terms, when used in this subchapter, have the following meanings, unless the context clearly indicates otherwise. Unless otherwise specified below, all words and terms are as defined in N.J.S.A. 26:2C-2 and N.J.A.C. 7:27 and 27C.

"Act" means the Air Pollution Control Act (1954), as amended, N.J.S.A. 26:2C-1 et seq.

"AAQS" means Ambient Air Quality Standards, as defined in N.J.A.C. 7:27-13.

"Continuous emissions monitor" or **"CEM"** means a device which continuously measures the emissions from one or more source operations.

"Continuous monitoring system" or **"CMS"** means a system designed to continuously measure various parameters at a facility which may affect or relate to a facility's emissions. Components of a CMS include, but are not limited to, any continuous emissions monitor (CEM), continuous opacity monitor (COM), continuous process monitor (CPM), or any other constantly operating measuring device and recording device approved by the Department to perform one or

more of the functions of a CMS. Ambient monitors, which measure the impact or concentration of air contaminants emitted by the source operation or facility in nearby areas, are not considered part of a facility's CMS.

"Continuous opacity monitor" or **"COM"** means a device which continuously measures opacity of flue gases.

"Continuous process monitor" or **"CPM"** means an instrument or system which continuously measures an operational parameter at a facility, such as temperature or air flow rate.

"EHS" means Extraordinarily Hazardous Substance, as defined in N.J.A.C. 7:31-1.

"Emission increase" means a release of an air contaminant not listed in a permit; a release of an air contaminant above the limit set forth in the applicable permit; a release of an air contaminant above the limit in any State or Federal law, or any rule promulgated, or administrative order, operating certificate, registration requirement or permit issued pursuant thereto; or a release of an air contaminant that may have been caused by a malfunction of a piece of equipment or a pollution control device regulated by State or Federal law, or any rule promulgated, or administrative order, operating certificate, registration requirement or permit issued pursuant thereto.

"EOR" means Emission Offset Rule, as set forth in N.J.A.C. 7:27-18.

"Grace period" means the period of time afforded under N.J.S.A. 13:1D-125 et seq., commonly known as the Grace Period Law, for a person to correct a minor violation in order to avoid imposition of a penalty that would be otherwise applicable for such violation.

"HAP (Table B)" means a hazardous air pollutant listed in N.J.A.C. 7:27-8, Appendix 1, Table B.

"Hazardous air pollutant" or **"HAP"** means air contaminant listed in or pursuant to 42 U.S.C. § 7412(b).

"NESHAP" means a National Emission Standard for a Hazardous Air Pollutant as promulgated under 40 CFR Part 61 or Part 63.

"NSPS" means Standards of Performance for New Stationary Sources as promulgated under 40 CFR 60, commonly referred to as New Source Performance Standards.

"Offense" means each individual violation of the Act or of any rule promulgated, or administrative order, operating certificate, registration requirement or permit issued pursuant thereto. Subsequent offenses are not conditioned upon a prior conviction, final order, or entry of judgment. In addition, a single administrative order and notice of civil administrative penalty assessment may relate to more than one offense.

"Oxides of nitrogen" or **"NO_x"** means all oxides of nitrogen, except nitrous oxide, as measured by test methods approved by the Department and EPA, such as the test methods set forth at 40 CFR 60, Appendix A, methods 7 through 7E.

"Partial pressure" means the pressure exerted by a specified component in a mixture of gases.

"PSD" or **"prevention of significant deterioration"** means the requirements pursuant to 40 CFR 51.166, administered through the Department's permitting process, which apply to a new or modified major facility located in an attainment area. The Department accepted delegation of the administration of the PSD program from EPA on February 22, 1983.

"Source operation" means any process, or any identifiable part thereof, that emits or can reasonably be anticipated to emit any air contaminant either directly or indirectly into the outdoor atmosphere. A source operation may include one or more pieces of equipment or control apparatus. This term includes the term "emissions unit" as defined at 40 CFR 70.2.

"TXS" means a substance listed in Table 1 of N.J.A.C. 7:27-17.3.

"Vapor pressure" means the pressure of the vapor phase of a substance, or the sum of the partial pressures of the vapor phases of individual substances in a mixture of substances, when in equilibrium with the non-vapor phase of the substance or substances.

"Volatile organic compound" or **"VOC"** means a volatile organic compound as that term is defined by the EPA at 40 CFR 51.100(s), as supplemented or amended, which is incorporated by reference herein.

7:27A-3.3 Procedures for assessment and payment of civil administrative penalties

(a) In order to assess a civil administrative penalty under the Act, for violation of the Act or any rule promulgated, or administrative order, operating certificate, registration requirement or permit issued pursuant to the Act, the Department shall, by means of an administrative order and notice of civil administrative penalty assessment, notify the violator by certified mail (return receipt requested) or by personal service. The Department may, in its discretion, assess a civil administrative penalty for more than one offense in a single administrative order and notice of civil administrative penalty assessment or in multiple administrative orders and notices of civil administrative penalty assessment. This Administrative Order and Notice of Civil Administrative Penalty Assessment shall:

1. Identify the section of the Act, rule, administrative order, operating certificate, registration requirement or permit violated;

2. Concisely state the facts which constitute the violation;

3. Order such violation to cease;

4. Specify the amount of the civil administrative penalty to be imposed; and

5. Advise the violator of the right to request an adjudicatory hearing pursuant to the procedures in N.J.A.C. 7:27A-3.4.

(b) Payment of the civil administrative penalty is due upon receipt by the violator of the Department's Final Order in a contested case or when a Notice of Civil Administrative Penalty Assessment becomes a Final Order, as follows:

1. If no hearing is requested pursuant to the procedures in N.J.A.C. 7:27A-3.4, a Notice of Civil Administrative Penalty Assessment becomes a Final Order on the 21st day following receipt of the Notice of Civil Administrative Penalty Assessment by the violator;

2. If the Department denies the hearing request, a Notice of Civil Administrative Penalty Assessment becomes a Final Order upon receipt by the violator of notice of such denial; or

3. If an adjudicatory hearing is conducted, a Notice of Civil Administrative Penalty Assessment becomes a Final Order upon receipt by the violator of a Final Order in a contested case.

7:27A-3.4 Procedures to request an adjudicatory hearing to contest an administrative order and notice of civil administrative penalty assessment and procedures for conducting adjudicatory hearings

(a) To request an adjudicatory hearing to contest an administrative order and notice of civil administrative penalty assessment issued pursuant to the Act, the violator shall submit the following information in writing to the Department, at Department of Environmental Protection, Office of Legal Affairs, ATTENTION: Adjudicatory Hearing Requests, Mail Code 401-04L, 401 East State Street, 4th Floor, PO Box 402, Trenton, New Jersey 08625-0402:

1. The name, address, and telephone number of the violator and its authorized representative;

2. The violator's defenses to each of the Department's findings of fact in the administrative order and notice of civil administrative penalty assessment stated in short and plain terms;

3. An admission or denial of each of the Department's findings of fact in the administrative order and notice of civil administrative penalty assessment. If the violator is without knowledge or information sufficient to form a belief as to the truth of a finding, the violator shall so state and this shall have the effect of a denial. A denial shall fairly meet the substance of the findings denied. When the

violator intends in good faith to deny only a part or a qualification of a finding, the violator shall specify so much of it as is true and material and deny only the remainder. The violator may not generally deny all of the findings but shall make all denials as specific denials of designated findings. For each finding the violator denies, the violator shall allege the fact or facts as the violator believes it or them to be;

4. Information supporting the request and specific reference to or copies of other written documents relied upon to support the request;

5. An estimate of the time required for the hearing (in days and/or hours); and

6. A request, if necessary, for a barrier-free hearing location for physically disabled persons.

(b) If the Department does not receive the hearing request within 20 days after receipt by the violator of an administrative order and notice of civil administrative penalty assessment being challenged, the Department shall deny the hearing request.

(c) If the violator fails to include all the information required by (a) above, the Department may deny the hearing request.

(d) All adjudicatory hearings shall be conducted in accordance with the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., and the Uniform Administrative Procedure Rules, N.J.A.C. 1:1.

7:27A-3.5 Civil administrative penalty determination—general

(a) The Department may assess a civil administrative penalty of not more than $10,000 for the first offense, not more than $25,000 for the second offense, and not more than $50,000 for the third and each subsequent offense against each violator who fails to comply with the Act, or any rule promulgated, or administrative order, operating certificate, registration requirement or permit issued pursuant thereto.

(b) Each violation of any provision of the Act, or any rule promulgated, or administrative order, operating certificate, registration requirement or permit issued pursuant thereto shall constitute a separate and distinct offense.

(c) Each day during which a violation continues shall constitute an additional, separate, and distinct offense.

(d) The Department may assess a civil administrative penalty for a violation of any provision of N.J.A.C. 7:27 and 27C for which no penalty amount is specified under N.J.A.C. 7:27A-3.6 through 3.11. The Department shall base the amount of such a penalty assessment upon the following factors:

1. The amount of the penalty established under N.J.A.C. 7:27A-3.6 through 3.11 for a violation that is comparable to the violation in question. Comparability is based upon the nature of the violations (for example, violations of recordkeeping requirements, reporting requirements, or emission limits) and the nature and extent of the environmental harm likely to result from the type of violation; and

2. The factors listed in (e) below.

(e) The Department may, in its discretion, adjust the amount of any penalty assessed pursuant to this section or under N.J.A.C. 7:27A-3.6, 3.7, 3.8, 3.9, 3.10, or 3.11, based upon any or all of the factors listed in (e)1 through 6 below. The Department may apply such factors in addition to the factors listed in N.J.A.C. 7:27A-3.10(e)5 and 3.11. No such factor constitutes a defense to any violation.

1. The compliance history of the violator;

2. The number of times and the frequency with which the violation occurred;

3. The severity of the violation, including impact on the environment;

4. The nature, timing and effectiveness of any measures taken by the violator to mitigate the effects of the violation for which the penalty is being assessed;

5. The nature, timing and effectiveness of measures taken to prevent future similar violations, and the extent to which such measures are in addition to those required under an applicable statute or rule; and

6. Any other mitigating, extenuating or aggravating circumstances.

(f) Except as provided for in (g) and (h) below, the Department may, in its discretion, treat an offense as a first offense solely for civil administrative penalty determination purposes, if the violator has not committed the same offense in the five years immediately preceding the date of the pending offense.

(g) For violations of N.J.A.C. 7:27-8.3(e) or 22.3(c) or (e), or 7:27C-8.1(k), (*l*), or (n), indicated by a continuous monitoring system, the Department shall calculate penalties in accordance with N.J.A.C. 7:27A-3.10(n)1 and may, in its discretion for purposes of determining the statutory maximum penalty for an offense, treat an offense as a first offense for civil administrative penalty determination purposes, at the beginning of each calendar quarter.

(h) For violations of N.J.A.C. 7:27-8.3(e) or 22.3(d) or (e), or 7:27C-8.1(k), (m), or (n), when a continuous monitoring system operates out of control or is out of service, the Department shall calculate penalties in accordance with N.J.A.C. 7:27A-3.10(n)2 and may, in its discretion, treat an offense as a first offense for civil administrative penalty determination purposes, if the violator has not committed the same offense in the four

consecutive calendar quarters immediately preceding the first day of the calendar quarter during which the pending offense was committed.

7:27A-3.6 Civil administrative penalty for submitting inaccurate or false information

(a) The Department may assess a civil administrative penalty against each violator who submits inaccurate information or who makes a false statement, representation, or certification in any application, registration, record, or other document submitted or maintained, or who falsifies, tampers with, or renders inaccurate any monitoring device or method required to be maintained under the Act or any rule, administrative order, operating certificate, registration requirement or permit issued pursuant thereto.

(b) Each day from the day that the violator knew or had reason to know that it submitted inaccurate or false information to the Department until the day of receipt by the Department of a written correction by the violator shall be an additional, separate and distinct offense.

(c) The Department shall determine the amount of the civil administrative penalty for offenses described in this section based on the conduct of the violator as follows:

1. For each intentional, deliberate, purposeful, knowing or willful act or omission by the violator, the civil administrative penalty, per act or omission, shall be in an amount of $10,000 for the first offense, $25,000 for the second offense, and $50,000 for the third and each subsequent offense; and

2. For all other conduct, the civil administrative penalty, per act or omission, shall be in the amount of $2,000 for the first offense, $4,000 for the second offense, and $10,000 for the third and each subsequent offense.

(d) The Department may, in its discretion, treat an offense as a first offense solely for civil administrative penalty determination purposes, if the violator has not committed the same offense in the five years immediately preceding the date of the pending offense.

(e) A violation under this section is non-minor and, therefore, not subject to a grace period.

7:27A-3.7 Civil administrative penalty for failure to allow lawful entry and inspection

(a) The Department may assess a civil administrative penalty against each violator who refuses, inhibits or prohibits immediate lawful entry and inspection of any premises, building, or place, except private residences, by any authorized Department representative.

(b) Each day that a violator refuses, inhibits or prohibits immediate lawful entry and inspection of any premises, building, or place, except private residences, by any authorized Department representative, shall be an additional, separate and distinct offense.

(c) The amount of the civil administrative penalty for offenses described in this section shall be $8,000 for the first offense, $16,000 for the second offense, and $40,000 for the third and each subsequent offense.

(d) The Department may, in its discretion, treat an offense as a first offense solely for civil administrative penalty determination purposes, if the violator has not committed the same offense in the five years immediately preceding the date of the pending offense.

(e) A violation under this section is non-minor and, therefore, not subject to a grace period.

7:27A-3.8 Civil administrative penalty for failure to pay a fee

(a) The Department may assess a civil administrative penalty against each violator who fails to pay a fee when due.

(b) Each day a fee is not paid after it is due shall constitute an additional, separate and distinct offense.

(c) To assess a civil administrative penalty pursuant to this section:

1. The Department shall identify the civil administrative base penalty pursuant to (d) below; and

2. The civil administrative penalty shall be the base penalty unless adjusted pursuant to (e) below.

(d) The base penalty shall be as follows:

1. An amount equal to one-third of the unpaid fee or $50.00, whichever is greater, for the nonpayment of a fee due in any calendar year; or

2. An amount equal to two-thirds of the unpaid fee or $100.00, whichever is greater, for the nonpayment of a second fee in the same calendar year as in (d)1 above, but not the same fee as in (d)1 above; or

3. An amount equal to the unpaid fee or $250.00, whichever is greater, for the nonpayment of a third and each subsequent fee due in the same calendar year as in (d)1 above, but not the same fee as in (d)1 or 2 above.

(e) Failure to pay a fee within 30 days of receipt by the violator of notice of the nonpayment from the Department shall be considered a continuing violation. For a continuing violation, the Department may increase the amount of the base penalty calculated pursuant to (d) above by the amount obtained by multiplying the base penalty dollar amount by 0.1 percent for each day that the fee is past due.

(f) A violation under this section is non-minor and, therefore, not subject to a grace period.

7:27A-3.9 Civil administrative penalty for failure to provide information or test data or to maintain a permanent record of information or test data

(a) The Department may assess a civil administrative penalty against each violator who fails to provide the Department with or who fails to maintain a permanent record of information regarding smoke, opacity, or emission data; any other stack or test data; or any other records or information required by the Department pursuant to the Act or any rule, administrative order, operating certificate, registration requirement or permit issued pursuant thereto.

(b) Each day smoke, opacity or emission data; any other stack or test data; or any other records or information required by the Department pursuant to the Act or any rule, administrative order, operating certificate, registration requirement or permit issued pursuant thereto is not provided after it is due, or is not maintained, shall constitute an additional, separate and distinct offense.

(c) Except as provided in N.J.A.C. 7:27A-3.10, the amount of the civil administrative penalty for offenses described in this section shall be as provided at (c)1 through 3 below. The grace period for these minor violations, if applicable in accordance with N.J.A.C. 7:27A-3.10(q) through (t), is 30 days.

1. For the nonsubmittal of or the failure to maintain records of any smoke, opacity or emission data:

   i. $2,000 for the first offense;

   ii. $4,000 for the second offense;

   iii. $10,000 for the third offense; and

   iv. $30,000 for the fourth and each subsequent offense.

2. For the nonsubmittal of or the failure to maintain records of any stack or test data not included in (c)1 above:

   i. $1,000 for the first offense;

   ii. $2,000 for the second offense;

   iii. $5,000 for the third offense; and

   iv. $15,000 for the fourth and each subsequent offense.

3. For the nonsubmittal of or the failure to maintain any records or information not included in (c)1 or 2 above:

i. $500.00 for the first offense;

ii. $1,000 for the second offense;

iii. $2,500 for the third offense; and

iv. $7,500 for the fourth and each subsequent offense.

(d) The Department may, in its discretion, treat an offense as a first offense solely for civil administrative penalty determination purposes, if the violator has not committed the same offense in the five years immediately preceding the date of the pending offense.

7:27A-3.10 Civil administrative penalties for violation of rules adopted pursuant to the Act

(a) The Department may assess a civil administrative penalty of not more than $ 10,000 for the first offense, not more than $ 25,000 for the second offense, and not more than $ 50,000 for the third and each subsequent offense for each violation of the Act or of any rule promulgated pursuant to the Act listed in (m) and (n) below.

(b) Each violation of each provision of the Act, or any rule promulgated pursuant thereto, shall constitute a separate and distinct offense.

(c) Each day during which the violation continues shall constitute an additional, separate, and distinct offense.

(d) Except as provided for in (e) and (f) below, the Department may, in its discretion, treat an offense as a first offense solely for civil administrative penalty determination purposes, if the violator has not committed the same offense in the five years immediately preceding the date of the pending offense.

(e) For violations of N.J.A.C. 7:27-8.3(e) and N.J.A.C. 7:27-22.3(c) or (e) indicated by a continuous monitoring system, the Department shall calculate penalties in accordance with (n)1 below and may, in its discretion for purposes of determining the statutory maximum penalty for an offense, treat an offense as a first offense for civil administrative penalty determination purposes, at the beginning of each calendar quarter.

(f) For violations of N.J.A.C. 7:27-8.3(e) and N.J.A.C. 7:27-22.3(d) or (e) when a continuous monitoring system operates out of control or is out of service, the Department shall calculate penalties in accordance with (n)2 below and may, in its discretion, treat an offense as a first offense for civil administrative penalty determination purposes, if the violator has not committed the same offense in the four consecutive calendar quarters

immediately preceding the first day of the calendar quarter during which the pending offense was committed.

(g) Where the civil administrative penalty for a violation of the Act or of any rule promulgated pursuant to the Act may be determined by using more than one provision of this section, the Department may, in its discretion, assess the highest civil administrative penalty that corresponds to the violation, pursuant to the factors listed in N.J.A.C. 7:27A-3.5(e).

(h) The Department shall determine the amount of the civil administrative penalty for offenses described in this section on the basis of the provision violated and the frequency of the violation.

(i) (Reserved)

(j) The Department may, in its discretion prior to assessment of a civil administrative penalty, adjust the amount of any penalty determined under this section pursuant to the factors listed in N.J.A.C. 7:27A-3.5(e).

(k) For violations of N.J.A.C. 7:27-22.3(a) and (b), the Department shall calculate penalties in accordance with the Civil Administrative Penalty Schedule in (m) below by adding the penalty amounts for each source operation within a facility that is subject to N.J.A.C. 7:27-22. The daily penalty for such violations shall not exceed the amounts set forth in (a) above.

(*l*) Footnotes 3, 4, and 8 set forth in the Civil Administrative Penalty Schedule in (m) below are intended solely to put violators on notice that in addition to assessing a civil administrative penalty, the Department may also revoke the violator's Operating Permit, Certificate or variance. These footnotes are not intended to limit the Department's discretion in determining whether or not to revoke an Operating Permit, Certificate or variance, but merely to indicate the situation in which the Department would be most likely to seek revocation. Footnotes 11, 12 and 13 to the Civil Administrative Penalty Schedule in (m) below are intended solely to put violators on notice that in addition to assessing a civil administrative penalty, the Department may revoke the violator's diesel emissions inspector or diesel repair technician certification or the approval of a provider of diesel training. These footnotes are not intended to limit the Department's discretion in determining whether or not to revoke a certificate or training provider approval, but merely to indicate the situation in which the Department would be most likely to take such action.

(m) The violations of N.J.A.C. 7:27, whether the violation is minor or non-minor in accordance with (q) through (t) below, and the civil administrative penalty amounts for each violation are as set forth in the following Civil Administrative Penalty Schedule. The numbers of the following subsections correspond to the numbers of the corresponding subchapter in N.J.A.C. 7:27. The rule summaries for the requirements set

forth in the Civil Administrative Penalty Schedule in this subsection are provided for informational purposes only and have no legal effect.

CIVIL ADMINISTRATIVE PENALTY SCHEDULE

1. (Reserved)

2. The violations of N.J.A.C. 7:27-2, Control and Prohibition of Open Burning, and the civil administrative penalty amounts for each violation are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-2.2	Small scale (up to 55 gallon drum or equivalent)	NM	$300	$600	$1,500	$4,500
	Large Scale	NM	$2,000	$4,000	$10,000	$30,000
	Material containing pesticides, dangerous materials and solvents	NM	$5,000	$10,000	$25,000	$50,000
N.J.A.C. 7:27-2.3(a)	Small scale (up to 55 gallon drum or equivalent)	NM	$200	$400	$1,000	$3,000
	Large scale	NM	$2,000	$4,000	$10,000	$30,000
	Material containing pesticides, dangerous materials and solvents	NM	$5,000	$10,000	$25,000	$50,000
N.J.A.C. 7:27-2.3(b)	Residential	NM	$100	$200	$500	$1,500
	Commercial	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-2.3(c)	Residential	NM	$100	$200	$500	$1,500
	Commercial	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-2.4	Not acting in accordance with permit	NM	$1,000	$2,000	$5,000	$15,000

3. The violations of N.J.A.C. 7:27-3, Control and Prohibition of Smoke from Combustion of Fuel, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-3.2	Boiler capacity less than 200 x 10^6 BTU	NM	$300 [1]	$600 [1]	$1,500 [1]	$4,500 [1]
	Boiler capacity 200 x 10^6 BTU or greater	NM	$1,000 [2]	$2,000 [2]	$5,000 [2]	$15,000 [2]
N.J.A.C. 7:27-3.3	Marine Installations	NM	$400	$800	$2,000 [2]	$6,000
N.J.A.C. 7:27-3.4	Mobile Sources	NM	$400 [2]	$800 [2]	$2,000 [2]	$6,000 [2]
N.J.A.C. 7:27-3.5	Stationary Engines	NM	$400 [2]	$800 [2]	$2,000 [2]	$6,000 [2]
N.J.A.C. 7:27-3.6	Facilities and Equipment	M	$1,000	$2,000	$5,000	$15,000
	Records	M	$400	$800	$2,000	$6,000

[1]Double Penalty If Over One [Ringlemann]Ringelmann or 20% Opacity
[2]Double Penalty If Over Two [Ringlemann] Ringelmann or 40% Opacity

4. The violations of N.J.A.C. 7:27-4, Control and Prohibition of Particles from the Combustion of Fuel, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-4.2(a), (b), and (c)					
CLASS					
Maximum Actual Emissions					
For less than 10 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
From 10 pounds through 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$6,000[3]	$12,000[3]	$30,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
For greater than 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-4.4	Sampling & Testing Facilities	M	$2,000	$4,000	$10,000	$30,000
	Operation	M	$2,000	$4,000	$10,000	$30,000

5. The violations of N.J.A.C. 7:27-5, Prohibition of Air Pollution, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following tables:

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-5.2(a), the emission of air contaminants in such quantities and duration as are, or tend to be, injurious to human health or welfare, animal or plant life or property					
Maximum Penalty Per Violation	NM	$10,000[7, 10]	$25,000[7, 10]	$50,000[7, 10]	$50,000[7, 10]
The maximum penalty may be reduced by applying the following factors:					
(1) Remedial Measures Taken:					
(A) Immediate implementation of measures to effectively mitigate the effects of the violation:	15% Reduction from the maximum penalty				
(B) Implementation of measures that can reasonably be expected to prevent a recurrence of the same type of violation					
1. Full implementation	20% Reduction from the maximum penalty				
2. Partial implementation	10% Reduction from the maximum penalty				

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
(2) Magnitude of Problem					
(A) Population Affected					
Less than three complainants:	20% Reduction from the maximum penalty				
Three to five complainants:	15% Reduction from the maximum penalty				
Six to 10 complainants:	5% Reduction from the maximum penalty				
Greater than 10 complainants:	0% Reduction from the maximum penalty				
(B) Nature of Air Contaminant[9]					
Particulates & other air contaminants:	15% Reduction from the maximum penalty				
VOC, NO_x or other criteria pollutant:	5% Reduction from the maximum penalty				
EHS, TXS or NESHAP:	0% Reduction from the maximum penalty				
(C) Amount of Air Contaminant Emitted in Any One Hour					
Less than 22.8 pounds:	15% Reduction from the maximum penalty				
22.8 pounds or greater:	0% Reduction from the maximum penalty				
(D) Area Covered (Air contaminant)					
Less than 1/2 square mile:	15% Reduction from the maximum penalty				
1/2 square mile or greater:	0% Reduction from the maximum penalty				
(E) Off-site Property Damage					
No:	15% Reduction from the maximum penalty				
Yes:	0% Reduction from the maximum penalty				

[7] For instance, for the first offense, if the violator takes remedial measures to mitigate the effects of the violation, the Department may reduce $1,500 (15%) from the maximum penalty. Further, if the violator takes measures that can reasonably be expected to prevent a recurrence of the same type of violation, the Department may reduce an additional $2,000 (20%) from the maximum penalty. Further, if there are less than three complainants related to the violation the Department may reduce an additional $2,000 (20%) from the maximum penalty. Further, if an air contaminant emitted is not a VOC, NO_x, criteria pollutant, EHS, TXS, or NESHAP the Department may reduce an additional $1,500 (15%) from the maximum penalty. Further, if the air contaminant emitted is less than 22.8 pounds in any one hour to the atmosphere the Department may reduce an additional $1,500 (15%) from the maximum penalty. Further, if the air contaminant emitted into the atmosphere covers an area of less than 1/2 square mile, the Department may reduce an additional $1,500 (15%) from the maximum penalty. Further, if there is no off-site property damage from the air contaminant the Department may reduce an additional $1,500 (15%) from the maximum penalty. Summing the total penalty reduction percentages results in a total reduction of 115%. However, an assessed penalty may not be reduced by more than 95% of the maximum penalty; therefore, the maximum reduction for the first offense penalty of $10,000 would be $9,500 resulting in an assessed penalty of $500.00.

[9] VOC (N.J.A.C. 7:27-16)
EHS (N.J.A.C. 7:31-1)
NO_x (N.J.A.C. 7:27-19)
Criteria pollutant (N.J.A.C. 7:27-13)
TXS (N.J.A.C. 7:27-17)
NESHAP (40 CFR 61)

[10] Violations may also be subject to the implementation of a hydrogen sulfide monitoring system in accordance with the Solid Waste rules at N.J.A.C. 7:26-2A.7(h)10 and 2A.8(h)12.

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-5.2(a), the emission of air contaminants in such quantities and duration as would unreasonably interfere with the enjoyment of life or property and which are not, or do not tend to be, injurious to health or welfare, animal or plant life or property					
Base Penalty per Violation	NM	$1,000[7, 10]	$2,000[7, 10]	$5,000[7, 10]	$15,000[7, 10]
i. The base penalty may be reduced or increased by applying the following factors, as applicable. The civil administrative penalty for each violation is calculated by summing the base penalty and the increase or decrease from the base penalty for each of the applicable factors in i(1) through (4) below.					
(1) Remedial Measures Taken					
(A) Immediate implementation of measures to effectively mitigate the effects of the violation:	15% Reduction from the base penalty				
(B) Implementation of measures that can reasonably be expected to prevent a recurrence of the same type of violation					
1. Full implementation	20% Reduction from the base penalty				
2. Partial implementation	10% Reduction from the base penalty				
(2) Population Affected					
(A) Three to five complainants:	10% increase to the base penalty				
(B) Six to 10 complainants:	15% increase to the base penalty				
(C) Greater than 10 complainants:	20% increase to the base penalty				
(3) Nature of Air Contaminant[9]					
(A) VOC, NO_x or other criteria pollutant:	15% increase to the base penalty				
(B) EHS, TXS or NESHAP:	20% increase to the base penalty				
(4) Compliance History	50 % reduction from the base penalty				
(A) Upon a showing by a violator within 14 calendar days of receipt of the notice of violation from the Department that, at the time of the pending violation:					
1. The violator was in full compliance with the terms and conditions of all Department permits and certificates related to the pending violation:					
2. The violator was in full compliance with all air pollution control permits and certificates for the facility where the violation is pending, except for the violation of N.J.A.C. 7:27-5.2(a) and N.J.A.C. 7:27-8.3(j); and					
3. The pending violation is the first violation of N.J.A.C. 7:27-5.2(a) for the facility within the five calendar years immediately preceding the date of the pending violation:					

[7] For instance, for the first offense, if the violator takes remedial measures to mitigate the effects of the violation, the Department may reduce $1,500 (15%) from the maximum penalty. Further, if the violator takes measures that can reasonably be expected to prevent a recurrence of the same type of violation, the Department may reduce an

additional $2,000 (20%) from the maximum penalty. Further, if there are less than three complainants related to the violation the Department may reduce an additional $2,000 (20%) from the maximum penalty. Further, if an air contaminant emitted is not a VOC, NO_x, criteria pollutant, EHS, TXS, or NESHAP the Department may reduce an additional $1,500 (15%) from the maximum penalty. Further, if the air contaminant emitted is less than 22.8 pounds in any one hour to the atmosphere the Department may reduce an additional $1,500 (15%) from the maximum penalty. Further, if the air contaminant emitted into the atmosphere covers an area of less than 1/2 square mile, the Department may reduce an additional $1,500 (15%) from the maximum penalty. Further, if there is no off-site property damage from the air contaminant the Department may reduce an additional $1,500 (15%) from the maximum penalty. Summing the total penalty reduction percentages results in a total reduction of 115%. However, an assessed penalty may not be reduced by more than 95% of the maximum penalty; therefore, the maximum reduction for the first offense penalty of $10,000 would be $9,500 resulting in an assessed penalty of $500.00.

[9] VOC (N.J.A.C. 7:27-16)
EHS (N.J.A.C. 7:31-1)
NO_x (N.J.A.C. 7:27-19)
Criteria pollutant (N.J.A.C. 7:27-13)
TXS (N.J.A.C. 7:27-17)
NESHAP (40 CFR 61)

[10] Violations may also be subject to the implementation of a hydrogen sulfide monitoring system in accordance with the Solid Waste rules at N.J.A.C. 7:26-2A.7(h)10 and 2A.8(h)12.

6. The violations of N.J.A.C. 7:27-6, Control and Prohibition of Particles from Manufacturing Processes, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	**Type of Violation**	**First Offense**	**Second Offense**	**Third Offense**	**Fourth and Each Subsequent Offense**
N.J.A.C. 7:27-6.2(a)					
CLASS					
Maximum Actual Emissions					
For less than 10 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
From 10 pounds through 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$6,000[3]	$12,000[3]	$30,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
For greater than 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-6.2(d)	All	NM	$500[2]	$1,000[2]	$2,500[2]	$7,500[2]
N.J.A.C. 7:27-6.4	Monitoring	M	$2,000	$4,000	$10,000	$30,000
	Records	M	$500	$1,000	$2,500	$7,500
	Sampling and Testing Facilities	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-6.5(a)	Variance	M	$2,000[8]	$4,000[8]	$10,000[8]	$30,000[8]

[2] Double Penalty If Over Two Ringelmann or 40% Opacity
[3] Revoke Certificate to Operate Under N.J.A.C. 7:27-8 (if applicable)
[8] Revoke Variance Under N.J.A.C. 7:27-6.5

7. The violations of N.J.A.C. 7:27-7, Control and Prohibition of Air Pollution from Sulfur Compounds, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-7.2(a)					
CLASS					
Maximum Actual Emissions					
For less than 10 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$2,000[4]	$4,000[4]	$10,000[4]	$30,000[4]
2. From 25 through 50 percent over the allowable standard	NM	$4,000[4]	$8,000[4]	$20,000[4]	$50,000[4]
3. Greater than 50 percent over the allowable standard	NM	$8,000[4]	$16,000[4]	$40,000[4]	$50,000[4]
From 10 pounds through 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	MN	$6,000[4]	$12,000[4]	$30,000[4]	$50,000[4]
2. From 25 through 50 percent over the allowable standard	NM	$8,000[4]	$16,000[4]	$40,000[4]	$50,000[4]
3. Greater than 50 percent over the allowable standard	NM	$10,000[4]	$20,000[4]	$50,000[4]	$50,000[4]
For greater than 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$8,000[4]	$16,000[4]	$40,000[4]	$50,000[4]
2. From 25 through 50 percent over the allowable standard	NM	$10,000[4]	$20,000[4]	$50,000[4]	$50,000[4]
3. Greater than 50 percent over the allowable standard	NM	$10,000[4]	$20,000[4]	$50,000[4]	$50,000[4]

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-7.2(d), (h) and (j)	Records	M	$500	$1,000	$2,500	$7,500
	Monitoring	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-7.2(n)	Sampling and Testing Facilities	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-7.3	Monitoring	NM	$2,000[5]	$4,000[5]	$10,000[5]	$30,000[5]

[4] Per Air Contaminant Exceeding Allowable Standard Revoke Certificate to Operate Under N.J.A.C. 7:27-8 (if applicable)
[5] Violations may also be subject to the implementation of a hydrogen sulfide monitoring system in accordance with the Solid Waste rules at N.J.A.C. 7:26-2A.7(h)10 and 2A.8(h)12.

8. The violations of N.J.A.C. 7:27-8, Permits and Certificates, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	**Type of Violation**	**First Offense**	**Second Offense**	**Third Offense**	**Fourth and Each Subsequent Offense**
N.J.A.C. 7:27-8.3(a) Obtain Preconstruction Permit					
Class: Estimated Potential Emission Rate of Source Operation					
1. Less than 0.5 pound per hour	M	$100[5]	$200[5]	$500[5]	$1,500[5]
2. From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO_x	M	$200[5]	$400[5]	$1,000[5]	$3,000[5]
3. Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO_x	M	$600[5]	$1,200[5]	$3,000[5]	$9,000[5]
4. Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_x	NM	$1,000[5]	$2,000[5]	$5,000[5]	$15,000[5]
5. Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B)[6]	NM	$2,000	$4,000	$10,000	$30,000

Citation	**Type of Violation**	**First Offense**	**Second Offense**	**Third Offense**	**Fourth and Each Subsequent Offense**
N.J.A.C. 7:27-8.3(b) Obtain Certificate					
Class: Estimated Potential Emission Rate of Source Operation					
1. Less than 0.5 pound per hour	M	$100[5]	$200[5]	$500[5]	$1,500[5]
2. From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO_x	M	$200[5]	$400[5]	$1,000[5]	$3,000[5]
3. Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO_x	M	$600[5]	$1,200[5]	$3,000[5]	$9,000[5]
4. Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_x	NM	$1,000[5]	$2,000[5]	$5,000[5]	$15,000[5]
5.a Failure to renew a certificate Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B)[6]	M	$2,000	$4,000	$10,000	$30,000
5.b All other violations Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B)[6]	NM	$2,000	$4,000	$10,000	$30,000

Citation	**Rule Summary**	**Type of Violation**	**First Offense**	**Second Offense**	**Third Offense**	**Fourth and Each Subsequent Offense**
N.J.A.C. 7:27-8.3(d)	Preconstruction Permit or Certificate Readily Available	M	$100	$200	$500	$1,500

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-8.3(e)	Emissions Detected by Stack Tests from Source Operation					
Class: Maximum Allowable Emissions						
Less than 0.5 pound per hour:						
1. Less than 25 percent over the allowable standard		NM	$500[4]	$1,000[4]	$2,500[4]	$7,500[4]
2. From 25 through 50 percent over the allowable standard		NM	$1,000[4]	$2,000[4]	$5,000[4]	$15,000[4]
3. Greater than 50 percent over the allowable standard		NM	$2,000[4]	$4,000[4]	$10,000[4]	$30,000[4]
From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO_x:						
1. Less than 25 percent over the allowable standard		NM	$2,000[4]	$4,000[4]	$10,000[4]	$30,000[4]
2. From 25 through 50 percent over the allowable standard		NM	$4,000[4]	$8,000[4]	$20,000[4]	$50,000[4]
3. Greater than 50 percent over the allowable standard		NM	$8,000[4]	$16,000[4]	$40,000[4]	$50,000[4]
Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO_x:						
1. Less than 25 percent over the allowable standard		NM	$6,000[4]	$12,000[4]	$30,000[4]	$50,000[4]
2. From 25 through 50 percent over the allowable standard		NM	$8,000[4]	$16,000[4]	$40,000[4]	$50,000[4]
3. Greater than 50 percent over the allowable standard		NM	$10,000[4]	$20,000[4]	$50,000[4]	$50,000[4]
For greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_x or air contaminants regulated pursuant to HAP (Table B)[6]:						
1. Less than 25 percent over the allowable standard		NM	$8,000[4]	$16,000[4]	$40,000[4]	$50,000[4]
2. From 25 through 50 percent over the allowable standard		NM	$10,000[4]	$20,000[4]	$50,000[4]	$50,000[4]
3. Greater than 50 percent over the allowable standard		NM	$10,000[4]	$20,000[4]	$50,000[4]	$50,000[4]

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-8.3(e)	Preconstruction Permit and Certificate Conditions and Provisions					
Class: Emissions from Source Operation						
1.a Less than 0.5 pounds per hour - No Emission Increase		M	$400[5]	$800[5]	$2,000[5]	$6,000[5]
1.b Less than 0.5 pounds per hour - Emission Increase		NM				
2.a From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO_x - No Emission Increase		M	$800[5]	$1,600[5]	$4,000[5]	$12,000[5]
2.b From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO_x - Emission Increase		NM				
3.a Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO_x - No Emission Increase		M	$1,200[5]	$2,400[5]	$6,000[5]	$18,000[5]
3.b Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO_x - Emission Increase		NM				

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
4.a	Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_x - No Emission Increase	M	$2,000[5]	$4,000[5]	$10,000[5]	$30,000[5]
4.b	Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_x - Emission Increase	NM				
5.a	Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B)[6] - No Emission Increase	M	$3,000	$6,000	$15,000	$45,000
5.b	Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B)[6] - Emission Increase	NM				
N.J.A.C. 7:27-8.3(e)	Preconstruction Permit and Certificate Conditions and Provisions Detected by Continuous Monitoring System	See N.J.A.C. 7:27A-3.10(n) for the calculation of civil administrative penalties.[5]				

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-8.4(f)1	Submit Source Specific Testing Protocol	M	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-8.4(f)3	Conduct Source Specific Testing	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-8.4(f)4	Provide Notice of Source Specific Testing	M	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-8.4(f)5	Submit Test Report	M	$500	$1,000	$2,500	$5,000
N.J.A.C. 7:27-8.4(f)6	Certify Test Report	M	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-8.4(n)	Submit Application for Renewal	M	$200	$400	$1,000	$3,000
N.J.A.C. 7:27-8.4(j)	Conduct Air Quality Impact Analysis	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-8.15(a)	Submit Records	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-8.15(b)	Submit Report	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-8.15(c)	Certify Report	M	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-8.15(d)	Submit Emission Report	M	$500	$1,000	$2,500	$7,500

[4] Per Air Contaminant Exceeding Allowable Standard—Revoke Certificate to Operate Under N.J.A.C. 7:27-8 or Revoke Operating Permit Under N.J.A.C. 7:27-22 (if applicable)

[5] Based on Permit, if Applicable, or if Not, Estimate of Air Contaminant with Greatest Emission Rate Without Controls

[6] NSPS (40 CFR 60)
NESHAP (40 CFR 61)
PSD (40 CFR 51)
EOR (N.J.A.C. 7:27-18)
TXS (N.J.A.C. 7:27-17)
HAP (TABLE B) (N.J.A.C. 7:27-8, Appendix 1 - Table B)

9. The violations of N.J.A.C. 7:27-9, Control and Prohibition of Air Pollution from Sulfur Dioxide caused by the Combustion of Fuel, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-9.2(a)	Storage/Sale by User	NM	$500	$1,000	$2,500	$7,500
	Supplier	NM	$5,000	$10,000[3]	$25,000[3]	$50,000[3]
N.J.A.C. 7:27-9.2(b)	User less than 20 x 10^6 BTU	NM	$500	$1,000	$2,500[3]	$7,500[3]
	User 20 x 10^6 BTU or more	NM	$2,000	$4,000[3]	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-9.2(d)	Mathematical Combination	NM	$2,000	$4,000	$10,000	$30,000[3]
N.J.A.C. 7:27-9.2(e)	Facility By-Products	NM	$2,000	$4,000	$10,000	$30,000[3]

[3] Revoke Certificate to Operate Under N.J.A.C. 7:27-8 (if applicable)

10. The violations of N.J.A.C. 7:27-10, Sulfur in Solid Fuels, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-10.2(a)	Storage/Sale by User	NM	$500	$1,000	$2,500	$7,500
	Supplier	NM	$5,000	$10,000[3]	$25,000[3]	$50,000[3]
N.J.A.C. 7:27-10.2(b)	User less than 200 x 10^6 BTU	NM	$500	$1,000	$2,500[3]	$7,500[3]
	User 200 x 10^6 BTU or greater	NM	$2,000	$4,000[3]	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-10.2(e)	User less than 200 x 10^6 BTU	NM	$500	$1,000	$2,500[3]	$7,500[3]
	User 200 x 10^6 BTU or greater	NM	$2,000	$4,000[3]	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-10.2(f)	User less than 200 x 10^6 BTU	NM	$500	$1,000	$2,500[3]	$7,500[3]
	User 200 x 10^6 BTU or greater	NM	$2,000	$4,000[3]	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-10.2(h) and 10.5(a), (b), and (c)	Conditions and Provisions Detected by Continuous Monitoring System	See N.J.A.C. 7:27A-3.10(n) for the calculation of civil administrative penalties.				

[3] Revoke Certificate to Operate Under N.J.A.C. 7:27-8 (if applicable)

11. The violations of N.J.A.C. 7:27-11, Incinerators, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-11.2(a)	Multiple Chamber	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-11.2(c)	Single Fuel-Fed	NM	$1,000	$2,000	$5,000	$15,000

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-11.3(a)1					
CLASS					
Maximum Actual Emissions					
For less than 10 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
From 10 pounds through 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$6,000[3]	$12,000[3]	$30,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
For greater than 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-11.3(a)2					
CLASS					
Maximum Actual Emissions					
For less than 10 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$8,000	$16,000[3]	$40,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
From 10 pounds through 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
For greater than 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-11.3(b)	Smoke	NM	$1,000[2]	$2,000[2]	$5,000[2]	$15,000[2]
N.J.A.C. 7:27-11.3(c)	Unburned Waste or Ash	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-11.3(d)	Odors	NM	$1,000	$2,000	$5,000	$15,000

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-11.3(e)1	Monitoring (Density of Smoke)	M	$2,000	$4,000	$10,000	$30,000
	Records	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-11.3(e)2	Sampling and Testing Facilities	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-11.5(b)	Certificate	M	$50	$100	$250	$750
	Operating Procedures	M	$100	$200	$500	$1,500

[2] Double Penalty If Over Two Ringelmann or 40% Opacity
[3] Revoke Certificate to Operate Under N.J.A.C. 7:27-8 (if applicable)

12. The violations of N.J.A.C. 7:27-12, Prevention and Control of Air Pollution Emergencies, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-12.4(a) and (b)	Standby Plan	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-12.4(d)	Availability	M	$5,000	$10,000	$25,000	$50,000
N.J.A.C. 7:27-12.4(e)	Failure to Submit	M	$3,000	$6,000	$15,000	$45,000
N.J.A.C. 7:27-12.5(a)1	Alert	NM	$10,000	$25,000	$50,000	$50,000
N.J.A.C. 7:27-12.5(a)2	Warning	NM	$10,000	$25,000	$50,000	$50,000
N.J.A.C. 7:27-12.5(a)3	Emergency	NM	$10,000	$25,000	$50,000	$50,000

13. The violations of N.J.A.C. 7:27-13, Ambient Air Quality Standards, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-13.3(a)1 or 2	Primary	NM	$5,000	$10,000	$25,000	$50,000
N.J.A.C. 7:27-13.3(b)1 or 2	Secondary	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-13.4(a)1 or 2	Primary	NM	$5,000	$10,000	$25,000	$50,000
N.J.A.C. 7:27-13.4(b)1, 2 or 3	Secondary	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-13.5(a)1 or 2	Primary	NM	$5,000	$10,000	$25,000	$50,000
	Secondary	NM	$5,000	$10,000	$25,000	$50,000
N.J.A.C. 7:27-13.6(a)	Primary	NM	$5,000	$10,000	$25,000	$50,000
N.J.A.C. 7:27-13.6(b)	Secondary	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-13.7	Primary	NM	$5,000	$10,000	$25,000	$50,000
	Secondary	NM	$5,000	$10,000	$25,000	$50,000
N.J.A.C. 7:27-13.8	Primary	NM	$5,000	$10,000	$25,000	$50,000
	Secondary	NM	$5,000	$10,000	$25,000	$50,000

14. The violations of N.J.A.C. 7:27-14, Control and Prohibition of Air Pollution from Diesel-Powered Motor Vehicles, and the civil administrative penalty amounts for each violation, per vehicle, are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-14.3(a)	Passenger Vehicle Registration	NM	$100	$200	$500	$1,500
	School Bus Owner	NM	$ 250	$ 500	$ 1,000	$ 1,000
	School District, if the School District Does not Own the Bus[1]	NM	$ 0	$ 500	$ 1,000	$ 1,000
	Commercial Vehicle Registration	NM	$ 250	$ 500	$ 1,000	$ 1,000
	Property Owner	NM	$ 250	$ 500	$ 1,000	$ 1,000
N.J.A.C. 7:27-14.3(e)1	Owner of four or fewer vehicles	NM	$400	$800	$2,000	$6,000
	Owner of five or more vehicles	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-14.3(e)2	Sale/Offer for Sale; Lease/ Offer for Lease by owner for four or fewer vehicles	NM	$1,000	$2,000	$5,000	$15,000
	Sale/Offer for Sale; Lease/ Offer for Lease by owner for five or fewer vehicles	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-14.3(e)3	Offer for Sale/Sale of Device/Component	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-14.3(f)	Disabled Closed Crankcase Ventilation System or Retrofit Device	NM	$1,000	$2,000	$3,500	$5,000
N.J.A.C. 7:27-14.4(a)4	Passenger vehicle registration	NM	$500	$1,000	$2,500	$7,500
	Commercial vehicle registration	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-14.5(f) and (g)	Inspection	M	$100	$200	$500	$1,500
N.J.A.C. 7:27-14.7(a)	Certified Diesel Emission Inspector	NM	$500	$750	$1,500	$2,500
N.J.A.C. 7:27-14.7(b)	Visual Verification	NM	$500	$750	$1,500	$2,500
N.J.A.C. 7:27-14.7(c)	Complete Form and Maintain Records	M	$250	$500	$750	$1,500
N.J.A.C. 7:27-14.7(d)	Submit Inspection Form	M	$250	$500	$750	$1,500

[1] The driver of a school bus is not subject to penalty under N.J.A.C. 7:27-14.3(a). The bus driver, school district, and the principal or administrator of the school serviced by the bus will be notified of violations. After the first violation, the school district, if it is not also the owner of the bus, will be subject to both notice and penalty.

15. The violations of N.J.A.C. 7:27-15, Control and Prohibition of Air Pollution from Gasoline-fueled Motor Vehicles, and the civil administrative penalty amounts for each violation, per vehicle or, with respect to N.J.A.C. 7:27-15.7(a)4, per device/component, are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-15.3(d)	Passenger Vehicle Registration	M	$500	$1,000	$2,500	$7,500
	Commercial Vehicle Registration	M	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-15.7(a)1	Owner of four or fewer vehicles	NM	$400	$800	$2,000	$6,000
	Owner of five or more vehicles	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-15.7(a)2	Passenger Vehicle Registration	NM	$500	$1,000	$2,500	$7,500
	Commercial Vehicle Registration	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-15.7(a)3	Sale/Offer for Sale; Lease/ Offer for Lease by owner of four or fewer vehicles	NM	$1,000	$2,000	$5,000	$15,000

	Sale/Offer for Sale; Lease/ Offer for Lease by owner of five or more vehicles	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-15.7(a)4	Offer for Sale/Sale of Device/Component	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-15.8(a)	Passenger Vehicle Registration	NM	$100	$200	$500	$1,500
	Commercial Vehicle Registration	NM	$ 250	$ 500	$ 1,000	$ 1,000
	School Bus Owner	NM	$ 250	$ 500	$ 1,000	$ 1,000
	School District, if the School District Does not Own the Bus[1]	NM	$ 0	$ 500	$ 1,000	$ 1,000
	Property Owner	NM	$ 250	$ 500	$ 1,000	$ 1,000

[1] The driver of a school bus is not subject to penalty under N.J.A.C. 7:27-15.8(a). The bus driver, school district, and the principal or administrator of the school serviced by the bus will be notified of violations. After the first violation, the school district, if it is not also the owner of the bus, will be subject to both notice and penalty.

16. The violations of N.J.A.C. 7:27-16, Control and Prohibition of Air Pollution by Volatile Organic Compounds (VOC), and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	**Class**	**Type of Violation**	**First Offense**	**Second Offense**	**Third Offense**	**Fourth and Each Subsequent Offense**
N.J.A.C. 7:27-16.2(b)	External Surface	NM	$1,000[3]	$2,000	$5,000[3]	$15,000[3]
N.J.A.C. 7:27-16.2(b)	Control Apparatus	NM	$1,000[3]	$2,000	$5,000[3]	$15,000[3]
N.J.A.C. 7:27-16.2(c)	Vapor Control System	NM	$1,000[3]	$2,000	$5,000[3]	$15,000[3]
N.J.A.C. 7:27-16.2(d)	Gauging/ Sampling	NM	$500[3]	$1,000	$2,500[3]	$7,500[3]
N.J.A.C. 7:27-16.2(h)	Seal-Envelope	NM	$2,000[3]	$4,000	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-16.2(*l*)1	Install and maintain gaskets, covers, sleeves and openings	NM	$600[3]	$1,200[3]	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.2(*l*)2	Install and maintain rim seal system	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-16.2(*l*)4	Install domed roof	NM	$2,000[3]	$4,000[3]	$10,000[3]	30,000[3]
N.J.A.C. 7:27-16.2(*l*)5iii	Maintain vapor space LEL	NM	$600[3]	$1,200[3]	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.2(*l*)6i	Install and maintain rim seal system	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-16.2(*l*)6ii	Maintain vapor space LEL	NM	$600 [3]	$1,200[3]	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.2(*l*)7i, ii, iii, v, vi	Install and maintain gaskets, covers, sleeves, openings and vapor space	NM	$600[3]	$1,200[3]	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.2(*l*)7iv	Install and maintain rim seal system	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-16.2(*l*)8	Install and maintain floating roof or equivalent	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-16.2(*l*)9	Replace primary seal	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-16.2(*l*)10	Replace secondary Seal	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-16.2(*l*)11	Install and maintain covers and openings	NM	$600[3]	$1,200[3]	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.2(*l*)12	Install and maintain floating roof	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-16.2(*l*)13	Install and maintain covers and openings	NM	$600[3]	$1,200[3]	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.2(m)	Internal floating roof	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-16.2(n) and (o)	Roof Landings	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.2(p)	Submit control plan	NM	$600[3]	$1,200[3]	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.2(q)	Storage tank degassing and cleaning	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-16.2(r)	Inspect storage tank	NM	$600[3]	$1,200[3]	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.2(r)6	Maintain storage tank	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-16.2(s)	Maintain records	M	$500[3]	$1,000[3]	$2,500[3]	$7,500[3]
N.J.A.C. 7:27-16.2(t)	Maintain records	M	$500[3]	$1,000[3]	$2,500[3]	$7,500[3]
N.J.A.C. 7:27-16.2(u)	Submit report	M	$500[3]	$1,000[3]	$2,500[3]	$7,500[3]
N.J.A.C. 7:27-16.3(c)	Phase I Gasoline Unloading, Submerged Fill	NM	$600[3]	$1,200[3]	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.3(d)	Phase I Gasoline Unloading to Tank, Efficiency, Vapor Recovery System	NM	$600[3]	$1,200[3]	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.3(e)	Decommissioning Options	NM	$600[3]	$1,200[3]	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.3(f)	Phase II Gasoline Vehicle Refueling, Vapor Recovery System	NM	$600[3]	$1,200[3]	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.3(g)	Gasoline Vehicle Refueling Requirements	NM	$600[3]	$1,200[3]	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.3(h)	Decommissioning Specifications	NM	$600[3]	$1,200[3]	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.3(j)1	Testing	NM	$500[3]	$1,000[3]	$2,500[3]	$7,500[3]
N.J.A.C. 7:27-16.3(j)8, 9, or 10	Records: Periodic Testing and System Efficiency	M	$500	$1,000	$2,500[3]	$7,500[3]
N.J.A.C. 7:27-16.3(k)	Transfer Pressure	NM	$600[3]	$1,200[3]	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.3(m)	Vapor-Tight Delivery Vessel (Gasoline)	NM	$600[3]	$1,200[3]	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.3(n)	Transfer of Gasoline to Delivery Vessel	NM	$600	$1,200	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.3(o)1	Transfer of Gasoline to Delivery Vessel 15,000 gallons per day or less, Vapor Recovery System	NM	$1,000	$2,000	$5,000[3]	$15,000[3]
N.J.A.C. 7:27-16.3(o)2	Transfer of Gasoline to Delivery Vessel more than 15,000 gallons per day, Vapor Recovery System	NM	$5,000	$10,000	$25,000[3]	$50,000[3]
N.J.A.C. 7:27-16.3(p)1	Delivery Vessel Vapor Leak Specs	NM	$600	$1,200	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.3(p)2	Delivery Vessel Vapor Component Malfunction	NM	$800	$1,600	$4,000[3]	$12,000[3]
N.J.A.C. 7:27-16.3(p)3	Delivery Vessel Liquid Spill	NM	$2,000	$4,000	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-16.3(q)	Delivery Vessel Recertification	M	$200	$400	$1,000[3]	$3,000[3]
N.J.A.C. 7:27-16.3(r)	Gasoline Facility Transfers, Vapor-Tight and Liquid Leak Free	NM	$600	$1,200	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.3(t)	Records	M	$500	$1,000	$2,500[3]	$7,500[3]
N.J.A.C. 7:27-16.4(b)	Submerged Fill (VOC)	NM	$600	$1,200	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.4(c)	Transfer of VOC	NM	$600	$1,200	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.4(f)	Transfer of VOC (Delivery)	NM	$600	$1,200	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.4(i)	Pressure Testing	M	$500	$1,000	$2,500[3]	$7,500[3]
N.J.A.C. 7:27-16.4(i)	Certification Display	M	$100	$200	$500[3]	$1,500[3]
N.J.A.C. 7:27-16.4(j)	Transfer Pressure	NM	$600	$1,200	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.4(k)	Component	NM	$800	$1,600	$4,000[3]	$12,000[3]
N.J.A.C. 7:27-16.4(k)1	Leak	NM	$600	$1,200	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.4(k)2	Spill	NM	$2,000	$4,000	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-16.4(l)	Vapor-Tight Delivery Vessel (VOC)	NM	$600	$1,200	$3,000[3]	$9,000[3]
N.J.A.C. 7:27-16.4(m)	Recertify	M	$200	$400	$1,000[3]	$3,000[3]
N.J.A.C. 7:27-16.4(o)	Records	M	$500	$1,000	$2,500[3]	$7,500[3]

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.5(b)	Control Apparatus	M	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-16.5(c)	Submittal/Plan	M	$500	$1,000	$2,500[3]	$7,500[3]
N.J.A.C. 7:27-16.5(e)	Ballasting	M	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
N.J.A.C. 7:27-16.5(f)1	Leak	NM	$1,200	$2,400	$6,000[3]	$18,000[3]
N.J.A.C. 7:27-16.5(f)2	Component	NM	$1,600	$3,200	$8,000[3]	$24,000[3]
N.J.A.C. 7:27-16.5(f)3	Spill	NM	$4,000	$8,000	$20,000[3]	$50,000[3]
N.J.A.C. 7:27-16.5(j)	Records	M	$500	$1,000[3]	$2,500[3]	$7,500[3]
N.J.A.C. 7:27-16.6(j)	Cold Cleaning Machine	NM	$1,000[3]	$2,000[3]	$5,000[3]	$15,000[3]
N.J.A.C. 7:27-16.6(j)	Heated Cleaning Machine	NM	$1,000[3]	$2,000[3]	$5,000[3]	$15,000[3]
N.J.A.C. 7:27-16.6(k)	Batch Vapor Cleaning Machine	NM	$1,500[3]	$3,000[3]	$7,500[3]	$22,500[3]
N.J.A.C. 7:27-16.6(l)	In-Line Vapor Cleaning Machine	NM	$1,500[3]	$3,000[3]	$7,500[3]	$22,500[3]
N.J.A.C. 7:27-16.6(m)	Airless Cleaning Machine or Air-Tight Cleaning Machine	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.7(c)					
CLASS Surface Coating or Graphic Arts					
Maximum Actual Emissions					
For less than 10 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
From 10 pounds through 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$6,000[3]	$12,000[3]	$30,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
For greater than 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
N.J.A.C. 7:27-16.7(d)					
CLASS Surface Coating or Graphic Arts					
Maximum Actual Emissions					
For less than 10 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
From 10 pounds to 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$6,000[3]	$12,000[3]	$30,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
For greater than 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.7(g)					
CLASS Metal Furniture or Large Appliance					
Maximum Actual Emissions					
For less than 10 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
From 10 pounds through 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$6,000[3]	$12,000[3]	$30,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
For greater than 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.7(h)					
CLASS Printing					
Maximum Actual Emissions					
For less than 10 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
From 10 pounds through 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$6,000[3]	$12,000[3]	$30,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
For greater than 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
2. From 25 through 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.7(i)					
CLASS Tablet Coating					
Maximum Actual Emissions					
For less than 10 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
From 10 pounds through 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$6,000[3]	$12,000[3]	$30,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
For greater than 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.7(j)					
CLASS Wood Furniture					
Maximum Actual Emissions					
For less than 10 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
From 10 pounds through 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$6,000[3]	$12,000[3]	$30,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
For greater than 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.7(k)1	Permit	M	$400	$800	$2,000	$6,000
N.J.A.C. 7:27-16.7(m) or (n)	Records	M	$500	$1,000	$2,500	$7,500

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.7(r) and (s)					
CLASS Letterpress and lithographic printing					
Maximum Actual Emissions					
For less than 10 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$2,000	$4,000[3]	$10,000[3]	$30,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
From 10 pounds through 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$6,000[3]	$12,000[3]	$30,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
For greater than 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.7(t) and (u)	Best management practices	NM	$500	$1,000	$2,500	$7,500

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.8(b)1 or 2					

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
CLASS Boiler Serving an Electric Generating Unit or Industrial/Commercial/Institutional Boilers					
Actual Emission (pounds per million BTU):					
Boiler Heat Input Capacity--Less than 100 MMBTU					
1. Less than 25 percent over the allowable standard	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
Boiler Heat Input Capacity--From 100-250 MMBTU					
1. Less than 25 percent over the allowable standard	NM	$6,000[3]	$12,000[3]	$30,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
Boiler Heat Input Capacity--Greater than 250 MMBTU					
1. Less than 25 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.8(b)3	Adjust Combustion	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-16.8(c)1	Adjust Combustion 5-10 million BTU per hour	NM	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-16.8(c)2	Adjust Combustion 10-20 million BTU per hour	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-16.8(c)3	Adjust Combustion 20-50 million BTU per hour	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-16.8(e)	Demonstrate Compliance	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-16.8(f) or (g)	Failure to Install CEM	NM	$10,000	$20,000	$50,000	$50,000

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.9(b) and (c)					
CLASS Stationary Combustion Turbine					
Actual Emission (pounds per million BTU):					
3-10 MW Turbine					
1. Less than 25 percent over the allowable standard	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
11-50 MW Turbine					
1. Less than 25 percent over the allowable standard	NM	$6,000[3]	$12,000[3]	$30,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
standard					
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
Greater than 50 MW Turbine					
1. Less than 25 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.9(e)	Demonstrate Compliance	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-16.9(f)	Adjust Combustion	NM	$2,000	$4,000	$10,000	$30,000

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.10(b)					
CLASS Stationary Reciprocating Engine					
Actual Emission (grams per brake horsepower hr):					
1000 bhp or less					
1. Less than 25 percent over the allowable standard	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
Greater than 1000 bhp					
1. Less than 25 percent over the allowable standard	NM	$6,000[3]	$12,000[3]	$30,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.10(d)	Demonstrate Compliance	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-16.10(e)	Adjust Combustion	NM	$2,000	$4,000	$10,000	$30,000

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.11(b)					
CLASS Asphalt plants					
Maximum Actual Emissions					
1. Less than 25 percent over the allowable standard	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.11(d)	Demonstrate Compliance	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-16.11(e)	Adjust Combustion	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-16.12(c)	Maximum VOC Content of Coatings	NM	$1,000[3]	$1,500[3]	$2,000[3]	$2,500[3]
N.J.A.C. 7:27-16.12(d)	Contents of Coating	NM	$1,000[3]	$1,500[3]	$2,000[3]	$2,500[3]
N.J.A.C. 7:27-16.12(e)	Documentation of VOC Content Calculations	M	$1,000[3]	$1,500[3]	$2,000[3]	$2,500[3]
N.J.A.C. 7:27-16.12(f)	Coating Application Techniques	NM	$1,000[3]	$1,500[3]	$2,000[3]	$2,500[3]
N.J.A.C. 7:27-16.12(g)	Spray Gun Cleaning Methods	NM	$1,000[3]	$1,500[3]	$2,000[3]	$2,500[3]
N.J.A.C. 7:27-16.12(h)	Additional Measures	M	$1,000[3]	$1,500[3]	$2,000[3]	$2,500[3]
N.J.A.C. 7:27-16.13(a)	Flares	NM	$1,200[3]	$2,400[3]	$6,000[3]	$18,000[3]
N.J.A.C. 7:27-16.13(b)	Submittal	M	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-16.13(c)	Log	M	$500	$1,000	$2,500	$7,500

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.14(d) and (e)	Fiberglass boat manufacturing					
Maximum Actual Emissions						
For less than 10 pounds per hour:						
1. Less than 25 percent over the allowable standard		NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
2. From 25 through 50 percent over the allowable standard		NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard		NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
From 10 pounds through 22.8 pounds per hour:						
1. Less than 25 percent over the allowable standard		NM	$6,000[3]	$12,000[3]	$30,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard		NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard		NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
For greater than 22.8 pounds per hour:						
1. Less than 25 percent over the allowable standard		NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard		NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard		NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
N.J.A.C. 7:27-16.14(f)	Best management practices	NM	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-16.14(g), (h), (i) or (j)	Recordkeeping	M	$500	$1,000	$2,500	$7,500

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.15(b)1, (c)1, (d)1, (e)1, or (f)1	Miscellaneous metal and plastic parts coatings					
Maximum Actual Emissions						
For less than 10 pounds per hour:						
1. Less than 25 percent over the allowable standard		NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
2. From 25 through 50 percent over the allowable standard		NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard		NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
From 10 pounds through 22.8 pounds per hour:						
1. Less than 25 percent over the allowable standard		NM	$6,000[3]	$12,000[3]	$30,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard		NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard		NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
For greater than 22.8 pounds per hour:						
1. Less than 25 percent over the allowable standard		NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard		NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard		NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
N.J.A.C. 7:27-16.15(b)2, (c)2, (d)2, (e)2, or (f)2	Coating Application Techniques	NM	$1,000	$1,500	$2,000	$2,500
N.J.A.C. 7:27-16.15 (g)	Best management practices	NM	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-16.15(h), (i), (j), (k), (l), (m), or (n)	Recordkeeping	M	$500	$1,000	$2,500	$7,500

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.16(c)					
CLASS Other Source Operations					
Maximum Actual Emissions					
For less than 10 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
From 10 pounds through 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$6,000[3]	$12,000[3]	$30,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
For greater than 22.8 pounds per hour:					
1. Less than 25 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.16(g)	Records	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-16.17(b)2	Compliance with Alternative VOC Control Plan	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-16.17(c)	Compliance	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-16.17(d)	Submittal	M	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-16.17(*l*)	Submittal	M	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-16.18(c)	Leak	NM	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-16.18(d)	Leak	NM	$300	$600	$1,500[3]	$4,500[3]
N.J.A.C. 7:27-16.18(f)	Leak Detection and Repair	NM	$3,000	$6,000	$15,000[3]	$45,000[3]
N.J.A.C. 7:27-16.18(g)	Leak Detection and Repair	NM	$3,000	$6,000	$15,000[3]	$45,000[3]
N.J.A.C. 7:27-16.18(h)	Leak Detection and Repair	NM	$3,000	$6,000	$15,000[3]	$45,000[3]
N.J.A.C. 7:27-16.18(i)	Leak Detection and Repair	NM	$3,000	$6,000	$15,000[3]	$45,000[3]
N.J.A.C. 7:27-16.18(j)1	Log	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-16.18(j)2	Report	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-16.18(l)	Annual Testing	M	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-16.18(o)	Sealing Device	NM	$600	$1,200	$3,000	$9,000
N.J.A.C. 7:27-16.18(q)	Alternative Methods	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-16.19(a)	Cutback and Emulsified Asphalt	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-16.19(b)	Storage	NM	$500[3]	$1,000	$2,500	$7,500

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.20(a)						
CLASS Petroleum Solvent Dry Cleaning						
Maximum Actual Emissions						
For less than 10 pounds per hour:						
1.	Less than 25 percent over the allowable standard	NM	$2,000[3]	$4,000[3]	$10,000[3]	$30,000[3]
2.	From 25 through 50 percent over the allowable standard	NM	$4,000[3]	$8,000[3]	$20,000[3]	$50,000[3]
3.	Greater than 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
From 10 pounds through 22.8 pounds per hour:						
1.	Less than 25 percent over the allowable standard	NM	$6,000[3]	$12,000[3]	$30,000[3]	$50,000[3]
2.	From 25 through 50 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
3.	Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
For greater than 22.8 pounds per hour:						
1.	Less than 25 percent over the allowable standard	NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2.	From 25 through 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3.	Greater than 50 percent over the allowable standard	NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense]
N.J.A.C. 7:27-16.20(b)	Filtration Emissions	NM	$600	$1,200	$3,000	$9,000

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense]
N.J.A.C. 7:27-16.20(c)1	Leaking Equipment	NM	$500	$1,000	$2,500[3]	$7,500[3]
N.J.A.C. 7:27-16.20(c)2	Open Containers	NM	$500	$1,000	$2,500[3]	$7,500[3]
N.J.A.C. 7:27-16.20(f)	Total Emissions	NM	$600	$1,200	$3,000	$9,000
N.J.A.C. 7:27-16.20(g)	Records	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-16.21(a)	Plan	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-16.21(b)	Implement Plan	NM	$4,000	$8,000	$20,000	$50,000
N.J.A.C. 7:27-16.21(c)	Report	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-16.21(d)	Records Availability	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-16.21(e)	Revise Plan	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-16.22(a)	Records Availability	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-16.22(c)	Information	M	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-16.22(d)	Monitoring	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-16.22(e)	Sampling and Testing	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-16.24(a)	Adjust Combustion	M	$2,000	$4,000	$10,000	$30,000

[3] Revoke Certificate to Operate Under N.J.A.C. 7:27-8 (if applicable)

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-16.24(c)	VOC control measures	NM	$1,000[3]	$1,500[3]	$2,000[3]	$2,500[3]
N.J.A.C. 7:27-16.24(d)	Best management practices	NM	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-16.24(e), (f), (g) or (h)	Recordkeeping	M	$500	$1,000	$2,500	$7,500

17. The violations of N.J.A.C. 7:27-17, Control and Prohibition of Air Pollution by Toxic Substances, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-17.2	Asbestos Surface Coating	NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-17.3(a)	Registration	M	$500[3]	$1,000[3]	$2,500[3]	$7,500[3]
N.J.A.C. 7:27-17.3(c)	Remedial Measures	M	$500[3]	$1,000[3]	$2,500[3]	$7,500[3]
N.J.A.C. 7:27-17.3(d)	Implementation	M	$1,000[3]	$2,000[3]	$5,000[3]	$15,000[3]
N.J.A.C. 7:27-17.3(e)	Resubmittal	M	$1,000[3]	$2,000[3]	$5,000[3]	$15,000[3]
N.J.A.C. 7:27-17.5(a)	Written Instructions	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-17.5(b)	Training Program	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-17.5(c)	Copies of Instructions	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-17.5(d)	Submittal	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-17.5(e)	Notification	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-17.6(a)	Tests (Asbestos)	M	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-17.6(c)1	Information (TXS)	M	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-17.6(c)2	Monitoring (TXS)	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-17.6(c)3	Sampling and Testing Facilities (TXS)	M	$2,000	$4,000	$10,000	$30,000

[3] Revoke Certificate to Operate Under N.J.A.C. 7:27-8 (if applicable)

18. (Reserved)

19. The violations of N.J.A.C. 7:27-19, Control and Prohibition of Air Pollution from Oxides of Nitrogen, and the civil administrative penalty amounts for each violation, are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27 19.2(d)	Prohibited use of an emergency generator	NM	$1,200	$2,400	$6,000	$18,000
N.J.A.C. 7:27-19.3(d)	Failure to Submit Application or Plan	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.4(a)	Boilers Serving an Electric Generating Unit					
Actual Emissions (pounds per million BTU per hour):						
1. Less than 25 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.4(b)	All Boilers Serving an Electric Generating Unit Failure to Install CEM	M	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.4(c)	Adjust Combustion	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.4(e)	Submit report	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.4(f)	Submit HEDD plan and updates	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.5(a) or (b)	Stationary Combustion Turbines					
Actual Emission (pounds per million BTU):						
3-10 MW Turbine						
1. Less than 25 percent over the allowable standard		NM	$2,000	$4,000	$10,000	$30,000
2. From 25 through 50 percent over the allowable standard		NM	$4,000	$8,000	$20,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
11-50 MW Turbine						
1. Less than 25 percent over the allowable standard		NM	$6,000	$12,000	$30,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
Greater than 50 MW Turbine						
1. Less than 25 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.5(c)5	Conditions of Approval - No Emission Increase	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.5(c)5	Conditions of Approval - Emission Increase	NM				
N.J.A.C. 7:27-19.5(c)6	Adjust Combustion Process	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.5(d) and (g)	Actual Emission (pounds per megawatt hour):					
3-10 MW Turbine						
1. Less than 25 percent over the allowable standard		NM	$2,000	$4,000	$10,000	$30,000
2. From 25 through 50 percent over the allowable standard		NM	$4,000	$8,000	$20,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
11-50 MW Turbine						

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
1. Less than 25 percent over the allowable standard		NM	$6,000	$12,000	$30,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
Greater than 50 MW Turbine						
1. Less than 25 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.5(e)	Adjust Combustion Process	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.5(h)	Actual Emission (pounds per megawatt hour):					
3-10 MW Turbine						
1. Less than 25 percent over the allowable standard		NM	$2,000	$4,000	$10,000	$30,000
2. From 25 through 50 percent over the allowable standard		NM	$4,000	$8,000	$20,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
11-50 MW Turbine						
1. Less than 25 percent over the allowable standard		NM	$6,000	$12,000	$30,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
Greater than 50 MW Turbine						
1. Less than 25 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.5(j)	Demonstrate compliance	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.5(k)	Submit reduction plan and updates	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27 19.5(*l*)	Simple Cycle Combustion Turbines					
Actual Emission (ppmvd corrected to 15 percent O2):						
Less than 13,400 hp Turbine						
1. Less than 25 percent over the allowable standard		NM	$2,000	$4,000	$10,000	$30,000
2. From 25 through 50 percent over the allowable standard		NM	$4,000	$8,000	$20,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
13,400 to 67,100 hp Turbine						
1. Less than 25 percent over the allowable standard		NM	$6,000	$12,000	$30,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
Greater than 67,100 hp Turbine						
1. Less than 25 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.6(d)1 and 2	Emissions Averaging					
Actual Emission (pounds per million BTU):						
1. Less than 25 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
2. Twenty-five percent or greater percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.6(f)1 or 2	Record Keeping of Compliance Demonstration	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.6(g)	Log	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.6(h)	Quarterly Reports	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.6(i)	Notice of Noncompliance	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.6(j)1	Provide Notice of Ceased Operations	M	$500	$1,000	$2,500	$7,500

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-19.7(d)	Heat input rate of 250 MMBTU per hour or greater					
	Failure to install CEM	NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.7(g)1	Adjust Combustion 5-10 million BTU per hour	NM	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.7(g)2	Adjust Combustion 10-20 million BTU per hour	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-19.7(g)3	Adjust Combustion 20 million BTU per hour or greater	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.7(h)	Actual Emissions (pounds per million BTU)					
1. Less than 25 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.7(i)	Actual Emissions (pounds per million BTU)					
25-100 MMBTU per hour						
1. Less than 25 percent over the allowable standard		NM	$6,000	$12,000	$30,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
Greater than 100 MMBTU per hour						
1. Less than 25 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.8(a), (b) or (c)	Stationary Reciprocating Engines					
Actual Emission (grams per brake horsepower hour):						
1000 bhp or less						
1. Less than 25 percent over the allowable standard		NM	$6,000	$12,000	$30,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
Greater than 1000 bhp						
1. Less than 25 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.8(e)	Actual Emissions (grams per brake horsepower hour)					
200 bhp or greater, used for generating electricity						
1. Less than 25 percent over the allowable standard		NM	$2,000	$4,000	$10,000	$30,000
2. From 25 through 50 percent over the allowable standard		NM	$4,000	$8,000	$20,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
Less than 200 bhp, used for generating electricity						
1. Less than 25 percent over the allowable standard		NM	$500	$1,000	$2,500	$7,500
2. From 25 through 50 percent over the allowable standard		NM	$1,000	$2,000	$5,000	$15,000
3. Greater than 50 percent over the allowable standard		NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.8(f)	Adjust Combustion					
50 - 200 bhp		NM	$500	$1,000	$2,500	$7,500
200 - 500 bhp		NM	$1,000	$2,000	$5,000	$15,000
500 bhp or greater		NM	$2,000	$4,000	$10,000	$30,000

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-19.8(g) or (h)	Compressor engines greater than or equal to 200 bhp but less than 500 bhp					
Actual Emissions (grams per bhp-hr)						
1. Less than 25 percent over the allowable standard		NM	$4,000	$8,000	$20,000	$40,000
2. From 25 through 50 percent over the allowable standard		NM	$6,000	$12,000	$30,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$9,000	$18,000	$45,000	$50,000
N.J.A.C. 7:27-19.9(a)	Asphalt Plants					
Maximum Actual Emissions						
1. Less than 25 percent over the allowable standard		NM	$2,000	$4,000	$10,000	$30,000
2. From 25 through 50 percent over the allowable standard		NM	$4,000	$8,000	$20,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
N.J.A.C. 7:27-19.9(b)	Adjust combustion process	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.9(d)	Perform best management practice	NM	$1,200	$2,400	$6,000	$18,000
N.J.A.C. 7:27-19.9(e)	Record best management practice	M	$1,200	$2,400	$6,000	$18,000
N.J.A.C. 7:27-19.10(a) or (b)	Glass Manufacturing Furnaces					
Maximum Actual Emission:						
For less than 10 pounds per hour:						
1. Less than 25 percent over the allowable standard		NM	$2,000	$4,000	$10,000	$30,000
2. From 25 through 50 percent over the allowable standard		NM	$4,000	$8,000	$20,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
From 10 pounds through 22.8 pounds per hour:						
1. Less than 25 percent over the allowable standard		NM	$6,000	$12,000	$30,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
From greater than 22.8 pounds per hour:						
1. Less than 25 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
2. From 25 through 50 percent allowable standard		NM	$10,000	$20,000	$50,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.10(c)1	Determine baseline NO_x emission rate	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.10(c)2	Submit Emission Reduction Plan	M	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.10(c)3	Implement Emission Reduction Plan	NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.10(c)4	Reduce Emissions 30 percent					
Maximum Actual Emission:						
For less than 10 pounds per hour:						
1. Less than 25 percent over the allowable standard		NM	$2,000	$4,000	$10,000	$30,000
2. From 25 through 50 percent over the allowable standard		NM	$4,000	$8,000	$20,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
From 10 pounds through 22.8 pounds per hour:						
1. Less than 25 percent over the allowable standard		NM	$6,000	$12,000	$30,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
From greater than 22.8 pounds per hour:						
1. Less than 25 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.10(e)	Adjust combustion process	NM	$2,000	$4,000	$10,000	$30,000

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-19.11(a), (b)	Emergency Generators Recordkeeping	NM	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.12(a)	MSW Incinerator Conditions and Provisions Detected by Continuous Monitoring System	See N.J.A.C. 7:27A-3.10(n) for the calculation of civil administrative penalties.				
N.J.A.C. 7:27-19.13(j)	Modify NO_x Control Plan for alterations	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.13(n)	Implement NO_x Control Plan	NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.15(c) and (e)	Demonstrate Compliance	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.16 (b) or (h)	Log	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.16(c)	Submit Report	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.17(a)1	Conduct Stack Tests	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.17(a)2, 3 or 4	Information	M	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-19.17(b)	Sampling and Testing Facilities	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.17(e)	Recordkeeping	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.18(a)2, 3, 4 or 5	Monitoring	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.18(h)	Conditions of Approval - No Emission Increase	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.18(h)	Conditions of Approval - Emission Increase	NM				
N.J.A.C. 7:27-19.19(a) or (b)	Recordkeeping	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.19(d)	Recordkeeping	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.19(e)	Recordkeeping	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.19(f)	Recordkeeping	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.19(g)1 or 2	Submit Report	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.20(d)	Compliance with Maximum Annual Emission Rate					
Actual Emissions (pounds per million BTU).						
1. Less than 25 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
2. Twenty-five percent or greater percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.20(g)1	Conditions of Approval - No Emission Increase	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.20(g)1	Conditions of Approval - Emission Increase	NM				
N.J.A.C. 7:27-19.20(g)2	Combust Cleaner Fuel	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.20(g)3	Compliance with Maximum Allowable Emission Rate					
Actual Emissions (pounds per million BTU)						
1. Less than 25 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
2. Twenty-five percent or greater percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.20(g)4	Compliance with Maximum Allowable Emission Rate					

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
	Class: Boilers Serving an Electric Generating Unit	See N.J.A.C. 7:27A-3.10(m)19 for the calculation of civil administrative penalties for violations of N.J.A.C. 7:27-19.4(a).				
	Class: Stationary Combustion Turbines	See N.J.A.C. 7:27A-3.10(m)19 for the calculation of civil administrative penalties for violations of N.J.A.C. 7:27-19.5(a) or (b).				
	Class: Industrial/Commercial/ Institutional Boilers and other Indirect Heat Exchangers	See N.J.A.C. 7:27A-3.10(m)19 for the calculation of civil administrative penalties for violations of N.J.A.C. 7:27-19.7(b) or (c).				
	Class: Stationary Reciprocating Engines	See N.J.A.C. 7:27A-3.10(m)19 for the calculation of civil administrative penalties for violations of N.J.A.C. 7:27-19.8(a), (b) or (c).				
	Class: Asphalt Plants	See N.J.A.C. 7:27A-3.10(m)19 for the calculation of civil administrative penalties for violations of N.J.A.C. 7:27-19.9(a).				
	Class: Glass Manufacturing Furnaces	See N.J.A.C. 7:27A-3.10(m)19 for the calculation of civil administrative penalties for violations of N.J.A.C. 7:27-19.10(a) or (b).				
N.J.A.C. 7:27-19.20(g)5	Compliance with Maximum Annual Emission Rate					
Actual Emissions (pounds per million BTU).						
1. Less than 25 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
2. Twenty-five percent or greater percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.20(i)1, 2 or 3	Maintain Emission Calculations	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.21(e)1	Conditions of Approval - No Emission Increase	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.21(e)1	Conditions of Approval - Emission Increase	NM				
N.J.A.C. 7:27-19.21(e)2	Compliance Milestones - No Emission Increase	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.21(e)2	Compliance Milestones - Emission Increase	NM				
N.J.A.C. 7:27-19.21(e)4	Determine Actual NO_x Emissions	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.21(e)5	Adjust combustion process	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.21(e)6	Record Keeping and Reporting	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.21(e)7	Notification	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.21(e)9	Compliance with Maximum Allowable Emission Rate					
	Class: Boilers Serving an Electric Generating Unit	See N.J.A.C. 7:27A-3.10(m)19 for the calculation of civil administrative penalties for violations of N.J.A.C. 7:27-19.4(a).				
N.J.A.C. 7:27-19.21(e)10	Cease Operating	NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.22(g)1	Conditions of Approval - No Emission Increase	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.22(g)1	Conditions of Approval - Emission Increase	NM				

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-19.22(g)2	Compliance Milestones - No Emission Increase	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.22(g)2	Compliance Milestones - Emission Increase	NM				
N.J.A.C. 7:27-19.22(g)3	Notification	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.22(g)4	Control Emissions	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.23(e)1	Conditions of Approval - No Emission Increase	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.23(e)1	Conditions of Approval - Emission Increase	NM				
N.J.A.C. 7:27-19.23(e)2	Compliance Milestones - No Emission Increase	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.23(e)2	Compliance Milestones - Emission Increase	NM				
N.J.A.C. 7:27-19.23(e)3	Implement Innovative Control Technology - No Emission Increase	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.23(e)3	Implement Innovative Control Technology - Emission Increase	NM				
N.J.A.C. 7:27-19.23(e)4	Determine Actual NO_x Emissions	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.23(e)5	Adjust Combustion Process	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.23(e)6	Record Keeping and Reporting	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.23(e)7	Notification	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.23(e)9	Cease Operating	NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.25(d)	Recordkeeping	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-19.28	Sewage Sludge Incinerators					
Maximum Actual Emission:						
For less than 5.7 pounds per hour for VOC and NO_x:						
1. Less than 25 percent over the allowable standard		NM	$6,000	$12,000	$30,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
For greater than 5.7 pounds per hour NO_x:						
1. Less than 25 percent over the allowable standard		NM	$8,000	$16,000	$40,000	$50,000
2. From 25 through 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
3. Greater than 50 percent over the allowable standard		NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.29(b)1	Submit Plan	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.29(b)2 and 3	Implement Plan	NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-19.29(j)	Submit Report	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.29(k)	Submit Permit Application	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.30(a)	Submit Plan	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-19.30(c)	Submit Report	M	$2,000	$4,000	$10,000	$30,000

20. The violations of N.J.A.C. 7:27-20, Used Oil Combustion, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-20.2(a)	Unauthorized Use	NM	$3,000	$6,000	$15,000	$45,000
N.J.A.C. 7:27-20.2(b)	Prohibited Commercial Use	NM	$800	$1,600	$4,000	$12,000
	Prohibited Commercial Sale	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-20.2(c)	Prohibited Residential Sale	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-20.2(d)	Registration Required, equal or less than 500,000 BTU/Hr	M	$200	$400	$1,000	$3,000
	Permit Required, greater than 500,000 BTU/Hr	M	$400	$800	$2,000	$6,000
N.J.A.C. 7:27-20.2(e)	Hazardous Waste Prohibited	NM	$3,000	$6,000	$15,000	$45,000
N.J.A.C. 7:27-20.3(a)	Authorized Use Requirements	NM	$3,000	$6,000	$15,000	$45,000

21. The violations of N.J.A.C. 7:27-21, Emission Statements, and the civil administrative penalty amounts for each violation are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-21.3(a)	Failure to Submit	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-21.5(a)	Failure to Certify	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-21.5(a)- (i)	Omission of Required Information	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-21.7(a)	Failure to Keep Records	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-21.7(b)	Failure to Make Records Readily Available	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-21.7(c)	Failure to Timely Submit Copy of Records	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-21.3(c) and 21.10(f)	Failure to Obtain Department Approval of Claim of Non-applicability Prior to Discontinuing Submittal	M	$100	$200	$500	$1,500

22. The violations of N.J.A.C. 7:27-22, Operating Permits, and the civil administrative penalty amounts for each violation, per source operation, are set forth in the following tables:

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-22.3(a)	Obtain and Maintain Operating Permit					
Class: Estimated Potential Emission of Source Operation						
1.	Less than 0.5 pound per hour	M	$100[10]	$200[10]	$500[10]	$1,500[10]
2.	From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO_x	M	$200[10]	$400[10]	$1,000[10]	$3,000[10]
3.	Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO_x	M	$600[10]	$1,200[10]	$3,000[10]	$9,000[10]
4.	Greater than 22.8 pounds per hour, or greater than 5.7	NM	$1,000[10]	$2,000[10]	$5,000[10]	$15,000[10]

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
	pounds per hour for VOC and NO_x					
5.	Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B) [6] [NES]	NM	$2,000	$4,000	$10,000	$30,000

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-22.3(b)	Obtain Operating Permit Before Operation					
Class: Estimated Potential Emission of Source Operation						
1.	Less than 0.5 pound per hour	M	$100[10]	$200[10]	$500[10]	$1,500[10]
2.	From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO_x	M	$200[10]	$400[10]	$1,000[10]	$3,000[10]
3.	Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO_x	M	$600[10]	$1,200[10]	$3,000[10]	$9,000[10]
4.	Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_x	NM	$1,000[10]	$2,000[10]	$5,000[10]	$15,000[10]
5.	Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B)[6]	NM	$2,000	$4,000	$10,000	$30,000

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-22.3(c)	Emissions Not Detected by Continuous Monitoring System or Stack Test					
N.J.A.C. 7:27-22.3(d)	Proper Operation					
N.J.A.C. 7:27-22.3(e)	Other Conditions					
Class: Emission of Source Operation						
1.a	Less than 0.5 pound per hour - No Emission Increase	M	$400[10]	$800[10]	$2,000[10]	$6,000[10]
1.b	Less than 0.5 pound per hour - Emission Increase	NM				
2.a	From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO_x - No Emission Increase	M	$800[10]	$1,600[10]	$4,000[10]	$12,000[10]
2.b	From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO_x - Emission Increase	NM				
3.a	Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO_x - No Emission Increase	M	$1,200[10]	$2,400[10]	$6,000[10]	$18,000[10]
3.b	Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO_x - Emission Increase	NM				

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
4.a	Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_x - No Emission Increase	M	$2,000[10]	$4,000[10]	$10,000[10]	$30,000[10]
4.b	Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_x - Emission Increase	NM				
5.a	Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B)[6] - No Emission Increase	M	$3,000	$6,000	$15,000	$45,000
5.b	Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B)[6] - Emission Increase	NM				

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-22.3(e)	Emissions Detected by Stack Test					
Class: Maximum Allowable Emission of Source Operation						
Less than 0.5 pound per hour:						
1.	Less than 25 percent over the allowable standard	NM	$500[4]	$1,000[4]	$2,500[4]	$7,500[4]
2.	From 25 through 50 percent over the allowable standard	NM	$1,000[4]	$2,000[4]	$5,000[4]	$15,000[4]
3.	Greater than 50 percent over the allowable standard	NM	$2,000[4]	$4,000[4]	$10,000[4]	$30,000[4]
From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO_x:						
1.	Less than 25 percent over the allowable standard	NM	$2,000[4]	$4,000[4]	$10,000[4]	$30,000[4]
2.	From 25 through 50 percent over the allowable standard	NM	$4,000[4]	$8,000[4]	$20,000[4]	$50,000[4]
3.	Greater than 50 percent over the allowable standard	NM	$8,000[4]	$16,000[4]	$40,000[4]	$50,000[4]
Greater than 10 pounds through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO_x:						
1.	Less than 25 percent over the allowable standard	NM	$6,000[4]	$12,000[4]	$30,000[4]	$50,000[4]
2.	From 25 through 50 percent over the allowable standard	NM	$8,000[4]	$16,000[4]	$40,000[4]	$50,000[4]
3.	Greater than 50 percent over the allowable standard	NM	$10,000[4]	$20,000	$50,000[4]	$50,000[4]
Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_x, or air contaminants regulated pursuant to HAP (Table B):						
1.	Less than 25 percent over the allowable standard	NM	$8,000[4]	$16,000[4]	$40,000[4]	$50,000[4]
2.	From 25 through 50 percent over the allowable standard	NM	$10,000[4]	$20,000[4]	$50,000[4]	$50,000[4]
3.	Greater than 50 percent over the allowable standard	NM	$10,000[4]	$20,000[4]	$50,000[4]	$50,000[4]

Citation	Rule Summary	
N.J.A.C. 7:27-22.3(e)	Emissions Detected by Continuous Monitoring System	See N.J.A.C. 7:27A-3.10(n) for the calculation of civil administrative penalties.[10]
N.J.A.C. 7:27-22.3(e)	Operating Parameters Detected by Continuous Monitoring System	See N.J.A.C. 7:27A-3.10(n) for the calculation of civil administrative penalties.[10]

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-22.3(q)	Certify Report	M	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-22.5(b)	Submit Application for Operating Permit	NM	$2,000	$4,000	$10,000	$30,000

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-22.9(a)	Submit Proposed Compliance Plan for Operating Permit					
Class						
1. Plan Not Submitted		M	$1,000	$2,000	$5,000	$15,000
2. Plan Incomplete		M	$500	$1,000	$2,500	$7,500

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-22.9(b)	Submit Proposed Compliance Plan for Renewal of and Significant and Minor Modifications to Operating Permit					
Class						
1. Plan Not Submitted		M	$1,000	$2,000	$5,000	$15,000
2. Plan Incomplete		M	$500	$1,000	$2,500	$7,500

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-22.14(d)	General Operating Permit Terms and Conditions					
Class: Estimated Potential Emission Rate of Source Operation						
1.a Less than 0.5 pound per hour - No Emission Increase		M	$400[10]	$800[10]	$2,000[10]	$6,000[10]
1.b Less than 0.5 pound per hour - Emission Increase		NM				
2.a From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO_x - No Emission Increase		M	$800[10]	$1,600[10]	$4,000[10]	$12,000[10]
2.b From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO_x - Emission Increase		NM				
3.a Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO_x - No Emission Increase		M	$1,200[10]	$2,400[10]	$6,000[10]	$18,000[10]
3.b Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO_x - Emission Increase		NM				

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
4.a	Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_x - No Emission Increase	M	$2,000[10]	$4,000[10]	$10,000[10]	$30,000[10]
4.b	Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_x - Emission Increase	NM				
5.a	Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B)[6] - No Emission Increase	M	$3,000	$6,000	$15,000	$45,000
5.b	Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B)[6] - Emission Increase	NM				

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-22.15(b)1	Temporary Facility Operating Permit Requirements					
Class: Emission of Source Operation						
1.a	Less than 0.5 pound per hour - No Emission Increase	M	$400[10]	$800[10]	$2,000[10]	$6,000[10]
1.b	Less than 0.5 pound per hour - Emission Increase	NM				
2.a	From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO_x - No Emission Increase	M	$800[10]	$1,600[10]	$4,000[10]	$12,000[10]
2.b	From 0.5 through 10 pounds per hour, or 0.5 through 2.5 pounds per hour for VOC and NO_x - Emission Increase	NM				
3.a	Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO_x - No Emission Increase	M	$1,200[10]	$2,400[10]	$6,000[10]	$18,000[10]
3.b	Greater than 10 through 22.8 pounds per hour, or greater than 2.5 through 5.7 pounds per hour for VOC and NO_x - Emission Increase	NM				
4.a	Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_x - No Emission Increase	M	$2,000[10]	$4,000[10]	$10,000[10]	$30,000[10]
4.b	Greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_x - Emission Increase	NM				
5.a	Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B)[6] - No Emission Increase	M	$3,000	$6,000	$15,000	$45,000
5.b	Regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B)[6] - Emission Increase	NM				

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-22.15(b)3	Provide Written Notice of Change	M	$200	$400	$1,000	$3,000

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-22.18(b)	Submit Source Emission Testing and Monitoring Protocol	M	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-22.18(d)	Resubmit Source Emission Testing and Monitoring Protocol	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-22.18(e)1	Schedule Source Emission Testing Date	M	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-22.18(e)2	Perform Source Emissions Testing	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-22.18(e)3	Submit Source Emissions Test Report	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-22.18(f)	Perform Periodic Source Emissions Testing	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-22.18(g)3	Schedule Performance Specification Test Date	M	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-22.18(g)4	Conduct Performance Specification Test	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-22.18(g)5	Submit Performance Specification Report	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-22.18(h)	Certify Source Emission Test Report or Performance Specification Test Report	M	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-22.19(a)	Maintain Records of Source Emissions Testing or Monitoring	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-22.19(c)	Submit Source Emissions Testing and Monitoring Reports	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-22.19(f)	Submit Periodic Compliance Certification	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-22.19(h)	Submit Operating Permit or Emissions Records	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-22.19(i)	Make Information Readily Available	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-22.27(b)	Maintain Information for Alternative Operating Scenarios	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-22.28(i)	Maintain Emissions Trading Log	M	$500	$1,000	$2,500	$7,500

[4] Per Air Contaminant Exceeding Allowable Standard--Revoke Certificate to Operate Under N.J.A.C. 7:27-8 or Revoke Operating Permit Under N.J.A.C. 7:27-22 (if applicable).

[5] (Reserved)

[6] NSPS (40 CFR 60)
NESHAP (40 CFR 61)
PSD (40 CFR 51)
EOR (N.J.A.C. 7:27-18)
TXS (N.J.A.C. 7:27-17)
HAP Table B (N.J.A.C. 7:27-22, Appendix, Table B)

[7-9] (Reserved)

[10] Based on each Preconstruction Permit incorporated into the Operating Permit, if applicable, or if not, estimate of air contaminants with the stated emission rate without controls.

23. The violations of N.J.A.C. 7:27-23, Architectural Coatings, and the civil administrative penalty amounts for each violation are as set forth in the following table:

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-23.3(a) Standards					
CLASS: Manufacturer, Distributor, Seller, Applier for Compensation					
Per Gallon or any part thereof:					
1. Less than 25 percent over the allowable standard	NM	$300	$600	$1,500	$4,500
2. From 25 through 50 percent over the allowable standard	NM	$600	$1,200	$3,000	$9,000
3. Greater than 50 percent over the allowable standard	NM	$1,000	$2,000	$5,000	$15,000

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-23.3(d) Painting Practices	Applier for Compensation	NM	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-23.3(e) Thinning	Applier for Compensation	NM	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-23.3(f) Rust Preventative Coatings	Applier for Compensation	NM	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-23.4(f) Request For Analysis	Manufacturer	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-23.4(g) Duplicate Samples	Manufacturer	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-23.5 Labeling	Manufacturer	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-23.6(a) Shipping Documentation, In State	Manufacturer, Distributor, Seller	M	$4,000	$8,000	$20,000	$50,000
N.J.A.C. 7:27-23.6(b) Shipping Documentation, Out of State	Manufacturer, Distributor, Seller	M	$4,000	$8,000	$20,000	$50,000
N.J.A.C. 7:27-23.6(c) Product Reporting	Manufacturer	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-23.6(e) & (f) Records	Manufacturer	M	$4,000	$8,000	$20,000	$50,000
N.J.A.C. 7:27-23.6(g) Testing Reporting	Manufacturer	M	$4,000	$8,000	$20,000	$50,000
N.J.A.C. 7:27-23.6(h) Distributor Identification	Manufacturer, Distributor, Seller, Applier for Compensation	M	$8,000	$16,000	$40,000	$50,000
N.J.A.C. 7:27-23.7 Inspections	Manufacturer, Distributor, Seller, Applier for Compensation	NM	$10,000	$25,000	$50,000	$50,000
N.J.A.C. 7:27-23.8(b) Recall	Manufacturer, Distributor, Seller	NM	$10,000	$25,000	$50,000	$50,000

24. Civil administrative penalties for each violation of N.J.A.C. 7:27-24, Control of Air Pollution from Consumer Products, are as set forth in the following table:

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-24.3(b) Distributor identification and shipping documentation availability	Manufacturer, Distributor, Seller	M	$8,000	$16,000	$40,000	$50,000

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-24.4(a) VOC standards (Per unit-eight pounds or any part thereof)						
N.J.A.C. 7:27-24.4(a) Less than 25 percent over the standard	Manufacturer, Distributor, Seller	NM	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-24.4(a) From 25 through 50 percent over the allowable standard	Manufacturer, Distributor, Seller	NM	$600	$1,200	$3,000	$9,000
N.J.A.C. 7:27-24.4(a) Greater than 50 percent over the allowable standard	Manufacturer, Distributor, Seller	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-24.4(i) Charcoal lighter product requirements	Manufacturer	NM	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-24.4(k) IPE, ACP and variance requirements	Manufacturer	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-24.4(m) Toxic content in aerosol adhesive	Manufacturer, Distributor, Seller	NM	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-24.4(n) Chlorinated air toxic in consumer products	Manufacturer, Distributor, Seller	NM	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-24.4(o) Sell through date for chlorinated air toxic in consumer products	Seller	NM	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-24.4(p) Sell through date for chlorinated air toxic in consumer products	Supplier	NM	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-24.4(s) Sell through date for paradichlorobenzene in consumer products	Seller	NM	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-24.4(t) Sell through date for paradichlorobenzene in consumer products	Supplier	NM	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-24.5(a) Registration requirements	Manufacturer	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-24.5(d) Date or date-code requirement	Manufacturer	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-24.5(e) Date-code registration	Manufacturer	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-24.5(g) Information on aerosol adhesive products after 1/1/05	Manufacturer	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-24.5(h) Floor wax stripper products after 1/1/05	Manufacturer	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-24.5(i) Defacing of label	Manufacturer, Distributor, Seller	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-24.6(a) Record keeping for chemically formulated products subject to VOC limits	Manufacturer	M	$4,000	$8,000	$20,000	$50,000
N.J.A.C. 7:27-24.6(b) Submit information on product	Manufacturer	M	$4,000	$8,000	$20,000	$50,000
N.J.A.C. 7:27-24.6(c) Recordkeeping for chemically formulated products not subject to VOC limits	Manufacturer	M	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-24.6(d) Keep records for 5 years	Manufacturer	NM	$4,000	$8,000	$20,000	$50,000
N.J.A.C. 7:27-24.6(e) Submit information upon written request	Manufacturer, Distributor	M	$4,000	$8,000	$20,000	$50,000
N.J.A.C. 7:27-24.6(f) Distributor identification	Manufacturer, Distributor, Seller	M	$8,000	$16,000	$40,000	$50,000
N.J.A.C. 7:27-24.6(g) Charcoal lighter product records submittal	Manufacturer	M	$4,000	$8,000	$20,000	$50,000

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-24.6(h) Submit results from testing	Manufacturer	M	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-24.6(i) Falsification of records	Manufacturer, Distributor, Seller	NM	$10,000	$25,000	$50,000	$50,000
N.J.A.C. 7:27-24.6(j) IPE, ACP, and variance documentation	Manufacturer	M	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-24.7(a) Testing of the product	Manufacturer	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-24.8(a) Fuel container requirements	Manufacturer, Distributor, Seller	NM	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-24.8(b) Fuel container and spout requirements	Manufacturer, Distributor, Seller	NM	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-24.8(c) Sell through requirements for fuel containers	Manufacturer, Distributor, Seller	NM	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-24.8(e) IPE and variance requirements	Manufacturer	NM	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-24.9(a) & (b) Labeling of fuel container	Manufacturer	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-24.10(a) Date-code registration	Manufacturer	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-24.10(c) Registration schedule	Manufacturer	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-24.10(d) Register code change	Manufacturer	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-24.12(b) Order violation and recall of chemically formulated consumer products	Manufacturer, Distributor, Seller	NM	$10,000	$25,000	$50,000	$50,000
N.J.A.C. 7:27-24.12(c) Order violation and recall of portable fuel containers/spouts	Manufacturer, Distributor, Seller	NM	$10,000	$25,000	$50,000	$50,000

25. The violations of N.J.A.C. 7:27-25, Control and Prohibition of Air Pollution by Vehicular Fuels, and the civil administrative penalty amounts for each violation, per source, are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-25.3(a)	Less than 15,000 gallon tank capacity.	NM	$2,000	$4,000	$10,000	$30,000
	From 15,000 up to 50,000 gallon tank capacity.	NM	$4,000	$8,000	$20,000	$50,000
	From 50,000 up to 500,000 gallon tank capacity.	NM	$8,000	$16,000	$40,000	$50,000
	Greater than 500,000 gallon tank capacity.	NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27-25.4(a)1	Test/Document	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-25.4(a)2	Certify/Document	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-25.4(a)3	Records	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-25.4(b)	Records	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-25.7(g)	Readily Available	M	$100	$200	$500	$1,500
N.J.A.C. 7:27-25.7(h)1-2	Records	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-25.7(h)3	Readily Available	M	$100	$200	$500	$1,500
N.J.A.C. 7:27-25.7(h)4	Submittal	M	$300	$600	$1,500	$4,500

26. Civil administrative penalties for each violation of N.J.A.C. 7:27-26, Control of Air Pollution from Adhesives Products, are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-26.3(a) VOC standards (Per unit-eight pounds or any part thereof)						
N.J.A.C. 7:27-26.3(a) Less than 25 percent over the allowable standard	Manufacturer	NM	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-26.3(a) From 25 through 50 percent over the allowable standard	Manufacturer	NM	$600	$1,200	$3,000	$9,000
N.J.A.C. 7:27-26.3(a) Greater than 50 percent over the allowable standard	Manufacturer	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-26.3(b) VOC standards (Per unit-eight pounds or any part thereof)						
N.J.A.C. 7:27-26.3(b) Less than 25 percent over the allowable standard	Distributor, Seller	NM	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-26.3(b) From 25 through 50 percent over the allowable standard	Distributor, Seller	NM	$600	$1,200	$3,000	$9,000
N.J.A.C. 7:27-26.3(b) Greater than 50 percent over the allowable standard	Distributor, Seller	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-26.3(c) VOC standards (Per unit-eight pounds or any part thereof)						
N.J.A.C. 7:27-26.3(c) Less than 25 percent over the allowable standard	Applicator	NM	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-26.3(c) From 25 through 50 percent over the allowable standard	Applicator	NM	$600	$1,200	$3,000	$9,000
N.J.A.C. 7:27-26.3(c) Greater than 50 percent over the allowable standard	Applicator	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-26.3(e) Preparation or cleanup solvent	Applicator	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-26.3(g) Store or dispose of absorbent materials		NM	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-26.3(h) Solicit non-complying product		NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-26.5(a) Maintain records		M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-26.5(b) Record keeping		M	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-26.5(c) Maintain records		M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-26.5(d) Maintain records		M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-26.5(e) Maintain records		M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-26.7(a) Labeling requirements	Manufacturer	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-26.7(b) Date or date-code requirement	Manufacturer	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-26.8(a) Product and date-code registration	Manufacturer	M	$500	$1,000	$2,500	$7,500

27. The violations of N.J.A.C. 7:27-27, Control and Prohibition of Mercury Emissions, and the civil administrative penalty amounts for each violation are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-27.4a1 N.J.A.C. 7:27-27.4a2	Municipal Solid Waste Incinerators (MSW) Mercury Emissions Detected by Compliance Testing from Source Operation					
1. Less than 25 percent over the allowable standard		NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard		NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard		NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
N.J.A.C. 7:27-27.4b	Conduct Stack Emission Testing to Measure Mercury	NM	$3,000	$6,000	$15,000	$45,000
N.J.A.C. 7:27-27.4(d)i	Average Mercury Emissions					
1. Less than 25 percent over the allowable standard		NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard		NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard		NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
N.J.A.C. 7:27-27.4(d)ii	Conduct Stack Emission Test	NM	$3,000	$6,000	$15,000	$45,000
N.J.A.C. 7:27-27.5(b)	Hospital/medical/infectious waste incinerators Mercury Emissions Detected by Compliance Testing from Source Operation					
1. Less than 25 percent over the allowable standard		NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard		NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard		NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
N.J.A.C. 7:27-27.5(c) or N.J.A.C. 7:27-27.5(d)	Conduct Compliance Testing to Measure Mercury	NM	$3,000	$6,000	$15,000	$45,000
N.J.A.C. 7:27-27.5(f)	Submit Plan	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-27.5(g)	Dispose of Properly	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-27.6(a)1 N.J.A.C. 7:27-27.6(a)2	Iron or steel smelters Mercury Emissions Detected by Compliance Testing from Source Operation					
1. Less than 25 percent over the allowable standard		NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard		NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard		NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
N.J.A.C. 7:27-27.6(b)	Conduct Compliance Testing to Measure Mercury	NM	$3,000	$6,000	$15,000	$45,000
N.J.A.C. 7:27-27.6(d)	Submit Plan	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-27.6(f)	Operate According to Plan	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-27.6(h)	Maintain Plan Onsite	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-27.7(a)1 N.J.A.C. 7:27-27.7(a)2	Coal -fired Boilers Mercury Emissions Detected by Compliance Testing from Source Operation					
1. Less than 25 percent over the allowable standard		NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard		NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
3. Greater than 50 percent over the allowable standard		NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
N.J.A.C. 7:27-27.7(b)	Conduct Compliance Testing to Measure Mercury	NM	$3,000	$6,000	$15,000	$45,000
N.J.A.C. 7:27-27.7(f)	Comply with Approved Averaging Plan					
1. Less than 25 percent over the allowable standard		NM	$8,000[3]	$16,000[3]	$40,000[3]	$50,000[3]
2. From 25 through 50 percent over the allowable standard		NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
3. Greater than 50 percent over the allowable standard		NM	$10,000[3]	$20,000[3]	$50,000[3]	$50,000[3]
N.J.A.C. 7:27-27.7(i)	Maintain Records	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-27.7(j)	Submit Reports	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-27.8(a)	Submit Stack Emission Test Protocol	M	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-27.8(d)1	Conduct Optimization Tests	NM	$1,000	$2,000	$5,000	$15,000
N.J.A.C. 7:27-27.8(d)3	Submit Optimized Reagent Injection Rate	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-27.8(d)4	Operate at Optimized Reagent Injection Rate	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-27.8(e)	Submit Application for Preconstruction Permit	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27-27.9(a)	Submit Compliance Testing Report	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-27.9(b)	Submit Optimization Test Report	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-27.9(c)	Submit Report	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-27.9(d)	Certify Compliance Testing Report	M	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-27.9(e)	Maintain Records	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-27.9(f)	Certify Compliance Testing Report	M	$300	$600	$1,500	$4,500
N.J.A.C. 7:27-27.9(g)	Make Records Readily Available	M	$500	$1,000	$2,500	$7,500

[3] Revoke Certificate to Operate Under N.J.A.C. 7:27-8 or Revoke Operating Permit Under N.J.A.C. 7:27-22 (if applicable).

28. (Reserved)

29. The violations of N.J.A.C. 7:27-29, Low Emission Vehicle Program, and the civil administrative penalty amounts for each violation, per vehicle, are as set forth in the following table.

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-29.3(a)	Delivery of Non-Certified Vehicle	NM	$2,500	$5,000	$12,500	$30,000
N.J.A.C. 7:27-29.4	Emission Certification Standards	NM	$2,500	$5,000	$12,500	$30,000
N.J.A.C. 7:27-29.5(a)	Failure to meet fleet-wide average	NM	$5,000	$10,000	$25,000	$50,000
N.J.A.C. 7:27-29.6(a)	Failure to meet ZEV Sales Requirement	NM	$5,000	$10,000	$25,000	$50,000
N.J.A.C. 7:27-29.7(a)	Open account in the ZEV credit bank	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-29.7(g) and (j)	Report ZEV [and] credits and transactions	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-29.8(a)	Pay an annual fee	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-29.8(b)	Report production numbers	M	$500	$1,000	$2,500	$7,500

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-29.9(a), (b), (c), and (d)	Provide reports upon request	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-29.10(b)	Provide reports upon request	M	$500	$1,000	$2,500	$7,500
N.J.A.C. 7:27-29.11(a) and (b)	Submit report	M	$500	$1,000	$2,500	$7,500

30. (Reserved)

31. (Reserved)

32. The violations of N.J.A.C. 7:27-32, Diesel Retrofit Program, and the civil administrative penalty amounts for each violation, per vehicle or piece of equipment for each day of violation, are as set forth in the following table:

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-32.4(b) Required installation of closed crankcase ventilation systems by owner of regulated school buses	1-10 vehicles	NM	$1,000	$2,000	$3,000	$5,000
	11-20 vehicles	NM	$3,000	$4,000	$5,000	$5,000
	More than 20 vehicles	NM	$5,000	$5,000	$5,000	$5,000
N.J.A.C. 7:27-32.4(d)	Failure to submit cost estimate	M	$100	$200	$300	$400
N.J.A.C. 7:27-32.4(e)	Complete and submit compliance form	M	$250	$500	$750	$1000
N.J.A.C. 7:27-32.5(a), (b) and (c)	Repair of all leaks and maintain closed crankcase ventilation system in accordance with manufacturer's instructions	NM	$100	$500	$1,000	$2,000
N.J.A.C. 7:27-32.6(a) and (b) Verify installation of closed crankcase ventilation system on regulated school bus	1-10 vehicles	NM	$1,000	$2,000	$3,000	$5,000
	11-20 vehicles	NM	$3,000	$5,000	$5,000	$5,000
	More than 20 vehicles	NM	$5,000	$5,000	$5,000	$5,000
N.J.A.C. 7:27-32.7(a), (b), (e) and (f) Required retrofitting by owner of regulated vehicles and regulated equipment	1-10 vehicles	NM	$1,000	$2,000	$3,000	$5,000
	11-20 vehicles	NM	$3,000	$4,000	$5,000	$5,000
	More than 20 vehicles	NM	$5,000	$5,000	$5,000	$5,000
N.J.A.C. 7:27-32.10(a)	Labeling of retrofit devices	M	$500	$750	$1000	$2000
N.J.A.C. 7:27-32.12(a), (b) and (c) Required submissions by owner of regulated vehicles and regulated equipment	Inventory	M	$500	$1,000	$1,500	$2,000
	Notice that the owner has chosen to comply	M	$500	$1,000	$1,500	$2,000
	Fleet plan in lieu of complying through the use of BART	M	$500	$1,000	$1,500	$2,000
	Late or incomplete submittal	M	$500	$1,000	$1,500	$2,000
N.J.A.C. 7:27-32.14(c)	Failure to retire or replace	NM	$1,000	$2,000	$3,000	$5,000
N.J.A.C. 7:27-32.14(d)	Failure to include certification	M	$100	$200	$300	$400
N.J.A.C. 7:27-32.17(h), (i) and (k)	Late or incomplete submittal of final revised plan	M	$100	$200	$300	$400

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-32.17(n)	Failure to meet emission reduction limit in fleet averaging or combined fleet averaging plan	NM	$1000	$2,000	$3,000	$5,000
N.J.A.C. 7:27-32.19(c) and (i)	Failure to submit annual supplement	M	$100	$200	$300	$400
N.J.A.C. 7:27-32.20(d) through (g)	Failure to electronically complete and submit compliance form	M	$100	$200	$300	$400
N.J.A.C. 7:27-32.20(h)	Retaining form on regulated school bus, regulated vehicle, piece of equipment: record copies	M	$100	$200	$300	$400
N.J.A.C. 7:27-32.21(a) and (b)	Failure to have vehicle inspected	NM	$500	$1,000	$1,500	$2,000
N.J.A.C. 7:27-32.21(c), (d) and (e)	Failure to inspect and certify inspection	M	$100	$200	$300	$400
N.J.A.C. 7:27-32.22(a), (c), and (d)	Recordkeeping requirements	M	$100	$200	$300	$400

33. (Reserved)

34. (Reserved)

(n) The Department shall determine the amount of civil administrative penalty for violations of N.J.A.C. 7:27-8 and 7:27-22 as follows: for violations detected by continuous monitoring systems in accordance with (n)1 below; for continuous monitoring systems not installed, out of service or out of control in accordance with (n)2 below; and for violations of continuous monitoring systems recordkeeping and reporting requirements in accordance with (n)3 below. The rule summaries for the requirements set forth in the Civil Administrative Penalty Schedule in this subsection are provided for informational purposes only and have no legal effect.

1. The Department shall determine the amount of civil administrative penalty for violations of N.J.A.C. 7:27-8.3(e) and 7:27-22.3(e) as indicated by continuous monitoring systems on the basis of the severity level, duration of the offense and the size or nature of the source operation associated with the violation as follows:

i. Table 1 of this section shall be used to determine the level of offense, based on the percentage or amount of differential from the allowable standard set forth in the Preconstruction Permit or Operating Certificate issued pursuant to N.J.A.C. 7:27-8 or Operating Permit issued pursuant to N.J.A.C. 7:27-22.

ii. Tables 2A or 2B of this section shall be used to determine the amount of the base penalty. The level of offense determined from Table 1 is used in conjunction with either Table 2A (for any major source operation) or Table 2B (for any minor source operation) as defined in the corresponding footnotes below Tables 2A and 2B.

iii. Table 3 shall be used to determine a multiplier which shall be applied to the base penalty from either Table 2A or 2B. The multipliers included in Table 3 each correspond to the duration of the offense or the length of the averaging time provided in the Preconstruction Permit or Operating Certificate issued pursuant to N.J.A.C. 7:27-8 or Operating Permit issued pursuant to N.J.A.C. 7:27-22. The base penalty determined from Table 2A or 2B is multiplied by the appropriate Table 3 multiplier to determine the penalty amount of the offense.

CONTINUOUS MONITORING SYSTEMS[7]
TABLE 1

	CONTINUOUS EMISSION MONITORS			CONTINUOUS PROCESS MONITORS		
LEVEL OF OFFENSE[1]	AIR CONTAMINANTS (% above allowable emission rate or concentration)	OPACITY	OXYGEN (MINIMUM OR MAXIMUM %)	pH	TEMPERATURE degrees Rankine (°F+460)	OTHER MINIMUM OR MAXIMUM SPECIFICATIONS[2]
LEVEL I	Greater than 0% up to and including 25%	Greater than the standard up to and including 20%	Any deviation greater than 0% up to and including 25% of the standard	pH differential of less than 2	Any deviation greater than 0% up to and including 5% of the standard	Any deviation greater than 0% up to and including 25% of the standard
LEVEL II	Greater than 25% up to and including 50%	Greater than 20% up to and including 40%	Any deviation greater than 25% up to and including 50% of the standard	pH differential of 2 through 5	Any deviation greater than 5% up to and including 15% of the standard	Any deviation greater than 25% up to and including 50% of the standard
LEVEL III	Greater than 50%	Greater than 40%	Any deviation greater than 50% of the standard	pH differential of greater than 5	Any deviation greater than 15% of the standard	Any deviation greater than 50% of the standard

CONTINUOUS MONITORING SYSTEMS[7]

TABLE 2A MAJOR SOURCE OPERATION[4]	
LEVEL	Base Penalty
I	$200
II	$400
III	$1,000

TABLE 2B MINOR SOURCE OPERATION[3]	
LEVEL	Base Penalty
I	$100
II	$200
III	$500

TABLE 3	
Averaging time or duration	Multiplier
≤ 30 minutes	1
> 30 min & ≤ 1 hr	2
> 1 hr & ≤ 3 hr	4
> 3 hr & ≤ 8 hr	6
> 8 hr & ≤ 24 hr	8
> 24 hr[8]	10

2. The violations of N.J.A.C. 7:27-8.3(e) and N.J.A.C. 7:27-22.3(d) or (e) for continuous monitoring systems not installed, out of service or out of control and the civil administrative penalty amounts for each violation are set forth in the following Table:

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-8.3(e) and N.J.A.C. 7:27-22.3(d) and (e)	Continuous Monitoring Systems Not Installed, Out of Service, Or Out of Control					
Class:						
1. Major Source Operation[3]						
Each day through day five[5]		NM	$200[6]	$400[6]	$1,000[6]	$3,000[6]
Day six and each subsequent day thereafter[5]		NM	$500[6]	$1,000[6]	$2,500[6]	$7,500[6]
2. Minor Source Operation[4]						
Each day through day five[5]		NM	$100[6]	$200[6]	$500[6]	$1,500[6]
Day six and each subsequent day thereafter[5]		NM	$250[6]	$500[6]	$1,250[6]	$3,750[6]

3. The violations of N.J.A.C. 7:27-8.3(e) and N.J.A.C. 7:27-22.3(e) for continuous monitoring systems recordkeeping and reporting requirements and the civil administrative penalty amounts for each violation are set forth in the following Table:

Citation	Rule Summary	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27-8.3(e) and N.J.A.C. 7:27-22.3(e)	Comply with Preconstruction Permit, Certificate and Operating Certificate Requirements for Continuous Monitoring Systems					
Class:						
1. Keep Records[5]		NM	$500[6]	$1,000[6]	$2,500[6]	$7,500[6]
2 Submit Reports [5]		M	$300[6]	$600[6]	$1,500[6]	$4,500[6]

[1] If applicable, use Level of Offense established in the Preconstruction Permit or Operating Certificate issued pursuant to N.J.A.C. 7:27-8 or Operating Permit issued pursuant to N.J.A.C.7:27-22, if different from Table 1.

[2] For example, Pressure Drop, Flow Rate, Oxidation Reduction Potential, etc.

[3] Any source operation with estimated potential emissions without controls of greater than 22.8 pounds per hour, or greater than 5.7 pounds per hour for VOC and NO_x, or air contaminants regulated pursuant to NSPS, NESHAP, PSD, EOR, TXS and HAP (Table B) based on Preconstruction Permit or Certificate issued pursuant to N.J.A.C. 7:27-8 or Operating Permit issued pursuant to N.J.A.C. 7:22.

[4] Any source operation with estimated potential emissions without controls of 22.8 pounds per hour or less, or 5.7 pounds per hour or less for VOC and NO_x, based on a Preconstruction Permit or Certificate issued pursuant to N.J.A.C. 7:27-8 or an Operating Permit issued pursuant to N.J.A.C. 7:27-22.

[5] Number of days after subtracting downtime allowance pursuant to N.J.A.C. 7:27-1, or a Preconstruction Permit or Certificate issued pursuant to N.J.A.C. 7:27-8 or an Operating Permit issued to N.J.A.C. 7:27-22.

[6] Per continuous monitor.

[7] For instance, a Preconstruction Permit and Operating Certificate issued pursuant to N.J.A.C. 7:27-8 or an Operating Permit issued pursuant to N.J.A.C. 7:27-22 requires that for any one-hour period, the average concentration of nitrogen oxides (NO_x) in the stack gas shall not exceed 300 parts per million by volume as determined by continuous monitoring. A violator emitted NO_x from a major source operation at an hourly averaged concentration rate of 350 parts per million by volume. Using Table 1, determine the level of offense for the air contaminant (NO_x). Because the violator emitted NO_x at a concentration less than 25% above the allowable standard, the Level of Offense is Level I. The source operation is considered major because it emits NO_x in excess of 5.7 pounds per hour. Using Table 2A for a major source operation, determine the base penalty that corresponds to Level I. The base penalty for a Level I offense for a major source operation is $200.00. Using Table 3, determine the multiplier corresponding to a one-hour averaging time. Multiply $200.00 by 2, the multiplier from Table 3. The penalty for the offense is $400.00.

[8] > 24 hr refers to the length of the averaging time established in the Preconstruction Permit or Operating Certificate, and does not refer to the duration of the offense.

(o) For any violation of N.J.A.C. 7:27-5.2 where the emission of air contaminants is in such quantities and duration as are, or tend to be, injurious to human health or welfare, animal or plant life or property, the assessed penalty shall in no case be reduced by more than 95 percent of the maximum civil administrative penalty pursuant to (m)5 above, or shall in no case exceed the maximum civil administrative penalty set forth at N.J.S.A. 26:2C-19(b).

(p) For any violation of N.J.A.C. 7:27-5.2 where the emission of air contaminants is in such quantities and duration as are, or tend to be, injurious to human health or welfare, animal or plant life or property, the Department may, in its discretion, assess the maximum civil administrative penalty set forth at N.J.S.A. 26:2C-19(b) for any release of air contaminants that causes persons exposed to the release to suffer acute health effects resulting in death or serious personal injury.

(q) Each violation identified in the penalty tables at (m) and (n) above by an "M" in the Type of Violation column, for which conditions at (s) below are satisfied, is a minor violation, and is subject to a 30-day grace period.

(r) Each violation identified in the penalty tables at (m) and (n) above by an "NM" in the Type of Violation column is a non-minor violation and will not be subject to a grace period.

(s) The Department shall provide a grace period of 30 days for any violation identified as minor under this section, provided the following conditions are met:

1. The violation is not the result of the purposeful, knowing, reckless or criminally negligent conduct of the person responsible for the violation;

2. The activity or condition constituting the violation has existed for less than 12 months prior to the date of discovery by the Department or local government agency;

3. In the case of a violation that involves a permit, the person responsible for the violation has not been identified in a previous enforcement action by the

Department or a local government agency as responsible for a violation of the same requirement of the same permit within the preceding 12 month period;

4. In the case of a violation that does not involve a permit, the person responsible for the violation has not been notified in a previous enforcement action by the Department or a local government agency as responsible for the same or a substantially similar violation at the same facility within the preceding 12-month period; and

5. In the case of any violation, the person responsible for the violation has not been identified by the Department or a local government agency as responsible for the same or substantially similar violations at any time that reasonably indicate a pattern of illegal conduct and not isolated incidents on the part of the person responsible.

(t) For a violation determined to be minor under (s) above, the following provisions apply:

1. The Department or local government agency shall issue a notice of violation to the person responsible for the minor violation that:

   i. Identifies the condition or activity that constitutes the violation and the specific statutory provision or other requirement violated; and

   ii. Specifies that a penalty may be imposed unless the minor violation is corrected and compliance is achieved within the specified grace period.

2. If the person responsible for the minor violation corrects that violation and demonstrates, in accordance with (t)3 below, that compliance has been achieved within the specified grace period, the Department or local government agency shall not impose a penalty for the violation and, in addition, shall not consider the minor violation an offense as defined in this chapter.

3. The person responsible for the minor violation shall submit to the Department or a local government agency, before the end of the specified grace period, written information, certified in accordance with N.J.A.C. 7:27-1.39, and signed by the responsible official, as defined at N.J.A.C. 7:27-1.4, detailing the corrective action taken or compliance achieved.

4. If the person responsible for the minor violation seeks additional time beyond the specified grace period to achieve compliance, the person shall request an extension of the specified grace period. The request shall be made in writing no later than one week before the expiration of the specified grace period and include the anticipated time needed to achieve compliance, the specific cause or causes of the delay, and any measures taken or to be taken to minimize the time needed to achieve compliance, and shall be certified in accordance with N.J.A.C. 7:27-1.39. The Department or a local government agency may, at its discretion, approve in

writing an extension which shall not exceed 90 days, to accommodate for the anticipated delay in achieving compliance. In exercising its discretion to approve a request for an extension, the Department or a local government agency may consider the following:

i. Whether the violator has taken reasonable measures to achieve compliance in a timely manner;

ii. Whether the delay has been caused by circumstances beyond the control of the violator;

iii. Whether the delay will pose a risk to the public health, safety and natural resources; and

iv. Whether the delay will materially or substantially undermine or impair the goals of the regulatory program.

4. If the person responsible for the minor violation fails to demonstrate to the Department or local government agency that the violation has been corrected and compliance achieved within the specified grace period, or within the approved extension, if any, the Department or local government agency may, in accordance with the provisions of this chapter, impose a penalty that is retroactive to the date on which the notice of violation under (t)1 was issued.

5. The person responsible for a minor violation shall not request more than one extension of a grace period specified in a notice of violation.

(u) The violations of N.J.A.C. 7:27C, whether the violation is minor or non-minor in accordance with (q) through (t) above, and the civil administrative penalty amounts for each violation are as set forth in the following Civil Administrative Penalty Schedule. The numbers of the following subsections correspond to the numbers of the corresponding subchapter in N.J.A.C. 7:27C. The rule summaries provided in the column labelled "Class" for the requirements set forth in the Civil Administrative Penalty Schedule in this subsection are provided for informational purposes only and have no legal effect.

CIVIL ADMINISTRATIVE PENALTY SCHEDULE

1. The violations of N.J.A.C. 7:27C-1, General Provisions, and the civil administrative penalty amounts for each violation are as set forth in the following table:

Citation	**Class**	**Type of Violation**	**First Offense**	**Second Offense**	**Third Offense**	**Fourth and Each Subsequent Offense**

N.J.A.C. 7:27C-1.3(e)	Submit an exemption report	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-1.3(f)	Retain exemption records	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-1.4(a)	Submit and obtain a Title V permit	NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27C-1.4(b)	Obtain a CO_2 budget permit	NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27C-1.4(c)	Monitoring compliance	NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27C-1.4(f)	Hold CO_2 allowances	NM	$10,000[1]	$20,000[1]	$50,000[1]	$50,000[1]
N.J.A.C. 7:27C-1.4(i)	Allowances transferred through tracking system accounts	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-1.4(o)	Keep documents on site	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-1.4(p)	Submit a compliance certification report	M	$2,000	$4,000	$10,000	$30,000

[1] For each ton of CO_2 emitted in excess of the CO_2 budget emissions limitation

2. The violations of N.J.A.C. 7:27C-2, CO_2 Authorized Account Representative of a CO_2 Budget Source, and the civil administrative penalty amounts for each violation are as set forth in the following table:

Citation	**Class**	**Type of Violation**	**First Offense**	**Second Offense**	**Third Offense**	**Fourth and Each Subsequent Offense**
N.J.A.C. 7:27C-2.1(b)	Select a CO_2 authorized account representative	NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C.7:27C-2.1(c)	Same account representative	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C.7:27C-2.1(f)	Submit a certified report	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C.7:27C-2.3(c)	Submit a revision of the account certificate of representation	M	$2,000	$4,000	$10,000	$30,000

3. (Reserved)
4. The violations of N.J.A.C. 7:27C-4, Compliance Certification, and the civil administrative penalty amounts for each violation are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27C-4.1(a)	Submit a certified report	M	$2,000	$4,000	$10,000	$30,000

5. The violations of N.J.A.C. 7:27C-5, CO_2 Allowance Allocations, and the civil administrative penalty amounts for each violation are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27C-5.5(c)	Provide on-site access to records	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-5.5(f)	Provide false or misleading information	NM	$2,000	$4,000	$10,000	$30,000

6. The violations of N.J.A.C. 7:27C-6, CO_2 Allowance Tracking System (COATS), and the civil administrative penalty amounts for each violation are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.A.C. 7:27C-6.5(c)	Submit a revised application	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-6.9(e)	Transfer required allowances	M	$2,000	$4,000	$10,000	$30,000

7. (Reserved)

8. The violations of N.J.A.C. 7:27C-8, Monitoring, Recordkeeping, and Reporting, and the civil administrative penalty amounts for each violation are as set forth in the following table:

Citation	Class	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense

N.J.A.C. 7:27C-8.1(a)	Monitoring, recordkeeping, and reporting requirements	NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27C-8.2(h)	Submit dates of certification	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-8.2(i)	Submit certification application	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-8.2(p)	Substitute data	NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27C-8.2(q)	Certification low mass emissions	NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27C-8.2(r)	Alternate monitoring system	NM	$10,000	$20,000	$50,000	$50,000
N.J.A.C. 7:27C-8.4	Written notice	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-8.5(a)	Federal recordkeeping and reporting requirements	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-8.5(b)	Submit monitoring plan	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-8.5(c)	Submit a certified report	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-8.7(a)	Submit report	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-8.8(a)	Submit additional data	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-8.8(i)	Quality control activities	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-8.8(j)	Retain data	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-8.8(k)	Submit annual report	M	$2,000	$4,000	$10,000	$30,000

9. (Reserved)

10. The violations of N.J.A.C. 7:27C-10, CO_2 Emissions Offset Projects, and the civil administrative penalty amounts for each violation are as set forth in the following table:

Citation	**Class**	**Type of Violation**	**First Offense**	**Second Offense**	**Third Offense**	**Fourth and Each Subsequent Offense**
N.J.A.C. 7:27C-10.3(h)	Access agreement	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-10.6(f)	Submit monitoring and verification report	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-10.6(h) and (i)	Notify and submit report	M	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-10.6(m)	Surrender CO_2 allowances	NM	$2,000	$4,000	$10,000	$30,000
N.J.A.C. 7:27C-10.6(p)3	Submit consistency application	M	$2,000	$4,000	$10,000	$30,000

7:27A-3.11 Civil administrative penalty for violations of N.J.S.A. 26:2C-19(e)

(a) The Department shall determine the amount of the civil administrative penalty for violations in this section on the basis of the provision violated and the frequency of the violation as follows:

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.S.A. 26:2C-19(e), failure to immediately notify the Department of release of air contaminants in a quantity or concentration which poses a potential threat to public health, welfare or the environment	NM	$2,000	$4,000	$10,000	$30,000

Citation	Type of Violation	First Offense	Second Offense	Third Offense	Fourth and Each Subsequent Offense
N.J.S.A. 26:2C-19(e), failure to immediately notify the Department of release of air contaminants in a quantity or concentration which might reasonably result in citizen complaints, but which does not pose a potential threat to public health, welfare or the environment	M	$200	$400	$1,000	$3,000

7:27A-3.12 Economic benefit component of a civil administrative penalty

The Department may, in addition to any other civil administrative penalty assessed pursuant to this subchapter, include as a civil administrative penalty the economic benefit (in dollars) which the violator has realized as a result of not complying with or by delaying compliance with the requirements of the Act, or any rule, administrative order, operating certificate or permit issued pursuant thereto. If the total economic benefit was derived from more than one offense, the total economic benefit amount may be apportioned among the offenses from which it was derived so as to increase each civil administrative penalty assessment to an amount no greater than $10,000 for the first offense, no greater than $25,000 for the second offense, and no greater than $50,000 for the third offense and each subsequent offense.