



State of New Jersey

PHILIP D. MURPHY
Governor

Division of Waste Enforcement, Pesticides & Release Prevention
Bureau of Hazardous Waste Compliance & Enforcement

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Vehicle Registration Unit
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Trenton, NJ 08625-0420
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<https://wastedecals.nj.gov/>

Requirements for Hazardous Waste Transporters

PLEASE READ CAREFULLY

The New Jersey Department of Environmental Protection (NJDEP) requires ALL hazardous waste transporters to register with the Department prior to picking up or disposing of waste in New Jersey. (see N.J.S.A. 13:1E-1 et. seq., N.J.A.C. 7:26G-7). A courtesy copy of New Jersey's waste regulations may be found at <https://www.nj.gov/dep/rules/>

- Transporters hauling **self-generated waste** must complete the "AFFIDAVIT OF AN EXEMPT GENERATOR UNDER N.J.S.A. 13:1E-127g(1) through (7)" which must then be notarized and attached to the application.
- Transporters hauling **waste generated by another person or business** are required to obtain an "A-901 License" and a Certificate of Public Convenience and Necessity ("CPCN"). Forms and information on these requirements may be found at <https://www.nj.gov/dep/dshw/a901/a901frms.htm> For A-901 questions please contact the Office of the Attorney General at (609) 292-6018. For CPCN questions please contact NJDEP's Economic Regulation Unit at 609-984-6985. Note: An A901 licensed transporter cannot apply to become self-generator unless they first surrender their A901 license and CPCN.
- Pursuant to N.J.S.A. 54:50-24 et seq. your information may be shared with the Division of Taxation who will verify all tax issues are resolved as detailed in attached letter from their agency.
- Vehicles must be registered as "Commercial" with the motor vehicle agency. **Passenger ("Pass") or Passenger-Commercial ("Pass-Com") vehicle registrations are not acceptable and your application will be returned.**

If your application package is approved and deemed administratively complete, it will be processed and entered into the NJDEP computer system.

If your application package is not approved or is submitted incompletely, NJDEP will place it "on hold" and you will be notified by e-mail of the missing items or requesting that you schedule a face-to-face interview at NJDEP.

If you have any questions please e-mail LRU@dep.nj.gov. You can also obtain additional information at the web site <https://wastedecals.nj.gov/>.

There is no direct cost associated with obtaining hazardous waste transporter decals. However, each year you will be assessed a fee for each ton of waste transported the previous year. More information is available on the web site: <https://www.state.nj.us/dep/enforcement/hw-fees.html>

EQUIPMENT: Please list below each piece of equipment to be used for transporting waste. For all such equipment (except containers) YOU MUST INCLUDE A COPY OF **MOTOR VEHICLE REGISTRATION AND PROOF OF INSURANCE**
Passenger or Pass-Comm vehicle registrations are not acceptable.

- **VIN** - Vehicle Identification Number as it appears on the Motor Vehicle registration
- **OVERNIGHT ADDRESS** - where vehicle is parked overnight
- **STATE** – which issued motor vehicle registration
- **LICENSE PLATE NO.** – Permanent License Plate Number

- **VEHICLE TYPE*** **S** = Hazardous Waste Single Unit
M = Hazardous Waste Cab
T = Hazardous Waste Trailer
C = Hazardous Waste Container

***EQUIPMENT LEASED? If Yes, attach Lease Agreement & Lease Certification**

	Vehicle Type * (Circle Letter)	License Plate #	State	Leased YES* or NO (Circle Answer)	DEP USE ONLY DECAL #
VIN: OVERNIGHT ADDRESS (Where vehicle can be inspected, NO PO Boxes):	S M T			Yes No	
VIN: OVERNIGHT ADDRESS (Where vehicle can be inspected, NO PO Boxes):	S M T			Yes No	
VIN: OVERNIGHT ADDRESS (Where vehicle can be inspected, NO PO Boxes):	S M T			Yes No	
VIN: OVERNIGHT ADDRESS (Where vehicle can be inspected, NO PO Boxes):	S M T			Yes No	
VIN: OVERNIGHT ADDRESS (Where vehicle can be inspected, NO PO Boxes):	S M T			Yes No	
VIN: OVERNIGHT ADDRESS (Where vehicle can be inspected, NO PO Boxes):	S M T			Yes No	
VIN: OVERNIGHT ADDRESS (Where vehicle can be inspected, NO PO Boxes):	S M T			Yes No	
VIN: OVERNIGHT ADDRESS (Where vehicle can be inspected, NO PO Boxes):	S M T			Yes No	
VIN: OVERNIGHT ADDRESS (Where vehicle can be inspected, NO PO Boxes):	S M T			Yes No	
Quantity of Container Decals Needed: _____	XX	XXXXXXXX	XXXXX	YES OR NO	

EQUIPMENT TOTALS: SINGLE (S): _____ CAB (M): _____ TRAILER (T): _____ CONTAINER (C): _____

**MANDATORY
PROOF OF INSURANCE AND AUTHORITY TO OPERATE**

Registered Non-Government NJDEP Transporters must have the authority to operate as a transporter on the public highways and meet any applicable State or Federal Insurance requirements. In addition, pursuant to N.J.A.C. 7:26.3.2(l) and N.J.A.C. 7:26G-7.2(b)7, permittees, licensees and exempt transporters shall, for purposes of solid waste and hazardous activities respectively and to the extent provided for under New Jersey law, be responsible for the actions and omissions of their lessors and their vehicle operators.

Provide a copy of your MCS-90 or MCS-82 (listing your company with vehicle information), or a Certificate of Insurance (listing your company as insured with the vehicle info or the phrase, "any vehicle").

Pursuant to N.J.A.C. 7:26G-7.2(a)2i proof of compliance with the minimum financial responsibility requirements covering public liabilities, property damage and environmental damage set out in 49 C.F.R. Part 387

Pursuant to N.J.A.C. 7:26 3.2(a)6, registered Transporters must comply with NJMVC rules and regulations.

NOTE: Insurance cards or certificates of insurance will only be accepted from "intrastate" only, transporters.

Additional Information & Guidance for Acceptable Proof of Insurance:

The Federal Motor Carrier Safety Administration (FMSCA) has web sites to provide guidance in regards to minimum levels of financial responsibility for motor carriers. Their home page can is located at: <https://www.fmcsa.dot.gov/>

For specific motor carrier questions you can contact the FMSCA at:

<https://www.fmcsa.dot.gov/contact-us>

<https://www.fmcsa.dot.gov/mission/field-offices>

For Hazardous Waste and Interstate Solid Waste Transporters

Question: Is the financial responsibility requirement met when an owner-operator (lessor) provides the motor carrier (lessee) a copy of the policy and Form MCS-90 where the carrier is named as an additional insured to the policy (Form MCS-90)?

Answer: Guidance: No. The motor carrier has the responsibility to obtain the proper financial responsibility levels.

Question: What is the difference between interstate commerce and intrastate commerce?

Answer: Interstate commerce is trade, traffic, or transportation involving the crossing of a State boundary. **Either the vehicle, its passengers, or cargo must cross a State boundary, or there must be the intent to cross a State boundary to be considered an interstate carrier. Intrastate commerce is trade, traffic, or transportation within a single State.**

<https://www.fmcsa.dot.gov/faq#name2>

This material is abbreviated and being supplied for informational purposes only. You are still obliged to exercise due diligence and are responsible to meet any and all applicable rules and regulations of the appropriate governmental agencies. For example as a registered FMCSA Motor Carrier, leases supplied to the NJDEP may also be subject to Federal Leasing requirements under 49 CFR Part 376.

As a NJDEP Registered Transporter you are responsible for the actions and omissions of all vehicles operated under your exclusive use, possession, and control. Insurance to protect the public and provide for environmental restoration in the event of an accident is required under New Jersey regulations.

Be advised that the New Jersey Department of Environmental Protection may contact your insurance company to confirm liability coverage.



State of New Jersey

DEPARTMENT OF THE TREASURY
DIVISION OF TAXATION
P.O. BOX 272
TRENTON, NJ 08695

The New Jersey Division of Taxation (Taxation) will review your State tax account as part of the New Jersey Department of Environmental Protection (NJDEP) application.

Taxation must issue a clearance to NJDEP in order for your application to be processed.

What do you need to know?

1. Your business must be registered with the NJ Division of Revenue (NJDOR).
2. Your business must be registered for employer tax purposes with Taxation (employer withholding tax, Unemployment/Disability, Sales & Use tax, etc.), if applicable.
3. Corporate charters must be in good standing, if applicable.
4. Waste hauling is subject to Sales Tax in New Jersey.

What should you do?

1. Make sure your business is registered with the NJDOR. Visit NJDOR's website at: <http://www.nj.gov/treasury/revenue/busregcert.shtml>
2. Make sure your business is registered for all applicable NJ employer taxes by visiting NJDOR's website at: https://www.state.nj.us/cgi-bin/treasury/revenue/dcr/reg/sos_dcrnew01_page1.cgi
3. Make sure corporate charter is in good standing (if applicable). Visit NJDOR's website at: <http://www.state.nj.us/treasury/revenue/standcert.shtml>
4. Make sure your business is registered for Sales and Use tax for waste hauling by completing [FORM NJ-REG](#) or updating your registration on NJDOR's website at: https://www16.state.nj.us/TYTR_REGC/jsp/OwnershipLogin.jsp
5. Make sure your business is current on all State tax filings and payments. Visit https://www1.state.nj.us/TYTR_TaxDebts/JSP/LoginType.jsp to see if your business has any outstanding liabilities.
To file and pay State taxes, visit <http://www.state.nj.us/treasury/taxation/online.shtml>

Have questions?

We are here to help!

1. Registration questions: visit the Division of Revenue and Enterprise Services website at: <http://www.state.nj.us/treasury/revenue/gettingregistered.shtml> or call Client Services at (609) 292-9292.
2. NJDEP application or processing questions: contact DEP at (609) 292-7081.

Hazardous Waste is specifically identified and regulated by the United States Environmental Protection Agency (USEPA) by 40CFR, Part 262 and incorporated by reference into the regulations of NJDEP. Therefore, the licensee must comply with all governing State and Federal laws applicable to hazardous waste transportation in New Jersey prior to the transportation of hazardous waste and provide proof to the Department at the time of filing your registration statement with NJDEP's Licensing and Registration Unit to obtain decals.

Specifically, but not limited to:

3. Tax questions: email the Division of Taxation at: BusinessAssistanceTC.Taxation@treas.nj.gov

Need more information on Sales and Use tax for waste hauling?

<http://www.state.nj.us/treasury/taxation/>
<http://www.state.nj.us/treasury/taxation/pdf/pubs/stn/fall00.pdf> (page 5)
<http://www.state.nj.us/treasury/taxation/pdf/pubs/sales/su4.pdf> (page 17-18)

**Initial Application to Become Registered as
Hazardous Waste Transporter
Checklist**

Company Name: _____

- Hazardous Waste Initial Application:** Accurately completed and Signed Original form (2 Pages)
- “AFFIDAVIT OF AN EXEMPT GENERATOR UNDER N.J.S.A. 13:1E-127g(1) through (7)”**
– Notarized and sign original form
- Proof of Hazmat Training** conforming to 49 CFR 172.700 to 172.704
- U.S. Department of Transportation (USDOT) registration - Copy of registration for all applicable transportation activities
- Pipeline Hazardous Material Safety Administration - Proof of current registration
- If applicable, satisfactory completion of NJ State Police - New Entrant Program, or are in good standing with NJ State Police Motor Vehicle Enforcement
- Insurance:** VALID copies of applicable insurance information *FOR ALL VEHICLES*
 - Valid Motor Vehicle Insurance Card** or
 - MCS-90 or MCS-82**
- Motor Vehicle Registration(s):** VALID copies *FOR ALL VEHICLES*
Motor Vehicle registration must indicate that the vehicle is registered as Commercial and display the name of the NJDEP registrant (e.g. your company). **Passenger or Pass-Comm vehicle registrations are not acceptable.** For all equipment not registered under the name of the NJDEP registrant or for any lease equipment, see next requirement under LEASED VEHICLES
- LEASED VEHICLES**
 - Copy of written **Lease Agreement and Certification** – form available at <https://wastedecals.nj.gov/pagelinks/LeaseAgreementandCertification.docx>
 - Copies of licenses, authorities, permits or approvals to transport waste in other states.
- This COMPLETED Checklist**

Please mail the **original** application, questionnaires and notarized affidavit along with **legible copies** of all required documentation listed above to:

**Department of Environmental Protection
Division of Waste Enforcement, Pesticides & Release Prevention
Bureau of Hazardous Waste Compliance & Enforcement
Vehicle Registration Unit
9 Ewing Street
PO Box 420, Mail Code 09-01
Trenton, NJ 08625-0420**

DO NOT e-mail, fax or hand-deliver application