

Environmental Alert: N.J. Site Remediation Law Changes on the Horizon, April 2009

March 31, 2009

SUBSTANTIAL CHANGES ON THE HORIZON REGARDING NEW JERSEY SITE REMEDIATION LAW

On March 16, 2009, the New Jersey Legislature passed the “Site Remediation Reform Act” (S. 1897/A.2962) (the “Act”), which is expected to be signed into law shortly. The Act represents a significant departure from current law by substantially overhauling the procedure by which environmental remediations will be conducted in New Jersey. The Act creates a licensing program for environmental consultants who will be known as “Licensed Site Professionals” (“LSPs”). The license is issued to individuals and not companies. A LSP will be responsible for the conduct of an environmental remediation from start to finish with limited oversight by the Department of Environmental Protection (the “DEP”).