

ASSEMBLY, No. 650

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblymen IMPREVEDUTO and DALTON

1 AN ACT establishing an "Employer Trip Reduction Emissions Credit
2 Program" and supplementing Title 26 of the Revised Statutes.

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4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

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7 1. a. The Department of Environmental Protection shall establish
8 an "Employer Trip Reduction Emissions Credit Program," hereinafter
9 referred to as the program. The program shall permit employers in the
10 State that are required to implement a Travel Demand Management
11 Program, established pursuant to P.L.1992, c.32 (C.27:26A-1 et seq.),
12 to accumulate credits from emissions reductions achieved through the
13 Travel Demand Management Program, and trade the accumulated
14 credits to offset emissions reductions required pursuant to a permit for
15 a from stationary source, issued pursuant to the "Air Pollution Control
16 Act (1954)," P.L.1954, c.212, (C.26:2C-1 et seq.).

17 b. An employer may accumulate credits under the program
18 established pursuant to subsection a. of this section only for emissions
19 reductions based on the reduction of the employer's averaged Average
20 Passenger Occupancy target, as determined pursuant to the rules and
21 regulations adopted pursuant to P.L.1992, c.32 (C.27:26A-1 et seq.),
22 and in excess of the level required pursuant to federal and State law.
23 All elements of the program and credits provided under the program
24 are contingent upon and subject to approval by the United States
25 Environmental Protection Agency. To the extent permissible, an
26 employer may accumulate credits and buy or sell these credits in
27 accordance with approved emissions credit trading practices.

28 c. The Department of Environmental Protection shall adopt,
29 pursuant to the "Administrative Procedure Act," P.L.1968, c.410
30 (C.52:14B-1 et seq.), any rules and regulations it deems necessary for
31 the implementation of this act. The rules and regulations shall include,
32 but need not be limited to, methods and procedures for calculating the
33 emissions reductions achieved in excess of the employer's averaged
34 Average Passenger Occupancy target, the credit value assigned to these
35 reductions, and acceptable procedures for the buying and selling of

1 accumulated credits.

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3 2. This act shall take effect immediately.

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STATEMENT

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8 This bill directs the Department of Environmental Protection to
9 establish an "Employer Trip Reduction Emissions Credit Program" to
10 permit employers that are required to implement a Travel Demand
11 Management Program, established pursuant to P.L.1992, c.32
12 (C.27:26A-1 et seq.), to accumulate credits from emissions reductions
13 achieved through the Travel Demand Management Program, and trade
14 the credits for emissions from stationary sources. Travel Demand
15 Management Programs are more commonly referred to as Employer
16 Trip Reduction Programs, which is the term used for these programs
17 in Department of Transportation regulations. The bill requires that
18 credits accumulate under the program only for emissions reductions
19 based on the reduction of the employer's averaged Average Passenger
20 Occupancy target in excess of the level required pursuant to federal
21 and State law. The program and any credits provided under the
22 program are subject to approval by the United States Environmental
23 Protection Agency, and to the extent permissible, the employers may
24 accumulate credits and buy and sell these credits in accordance with
25 approved emissions credit trading practices.

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30 Establishes the "Employer Trip Reduction Emissions Credit Program."