

# Options for Discussion Metachem Task Force

## Administrative

- DNREC
  - Flag problem companies with DEDO/Sec'y of State
  - Create SWAT Team
  - Contract technical assistance
  - More rigorous enforcement /solve problems early
  - Prioritize sites according to toxicity/inspect and enforce accordingly
  - Utilize insurance-based due diligence/site characterization
  - Dovetail with Chronic Violator rules
  - Expand Supplemental Environmental Project criteria to include items listed below
  - Compile and analyze all DNREC enforcement actions in biennial report to Governor and Legislature
  - Use Environmental Navigator System to track companies that incorporate recommended procedures

### DEDO

- Develop “early warning” process to address problem companies
  - Communication plan with DNREC
  - Toolbox of Assistance i.e. financial, technical, business, environmental

### EPA

- Provide technical expertise
- Develop EPA/State plant shut-down process
- Clarify legal definitions
  - Product versus waste
  - Speculative Accumulation

## Regulatory/ Legislative

- 1.) Amend HSCA
  - a.) Superliens/Liens
  - b.) Expand to all industry insurance fund
- 2.) Adopt New Jersey Industrial Site Recovery Act, “forced due diligence before property transfer”
- 3.) Adopt disclosure requirements
- 4.) Require Environmental Management System

## Financial

- Require Financial Assurance for shut-down/clean-up

- Insurance
- Bonds
- Letters of Credit
- Self-insured
- Purchase Insurance
  - State-held for all facilities
  - Industry-held for individual facilities

## **Voluntary**

- Adopt Environmental Management Systems
- Initiate self disclosure
- Adhere to “Minner Principles”
- Explore incentives to minimize future liability