



Early Stakeholder Outreach - Underground Injection Control Rules, No Changes

Ohio EPA prepares early stakeholder outreach fact sheets to ensure stakeholders are brought into the review process as early as possible and to obtain additional input and discussion before development of interested party draft rules.

What does the proposed rules package cover?

DDAGW has reviewed Chapter 3745-34 of the Ohio Administrative Code (OAC) to satisfy the five-year rule review requirements of section 106.03 and 106.031 of the Ohio Revised Code. OAC Chapter 3745-34 sets forth the regulations for construction, permitting, maintenance, operations and closure of underground injection wells.

Why are these rules being sent out for Early Stakeholder Outreach?

In response to Executive Order 2011-01K, Ohio EPA has added an additional step to ensure stakeholders are brought into the rule process as early as possible. This additional interested party notification and request for information will allow for early feedback before the rule language has been developed by the Agency.

What changes are being considered?

DDAGW is considering all of the following rules to be filed with no changes:

- [3745-34-09](#) Requirements for Wells Injecting Hazardous Wastes
- [3745-34-11](#) Class V Wells
- [3745-34-16](#) Class V Permit Requirements
- [3745-34-17](#) Signatories to Permit Applications and Reports
- [3745-34-18](#) Class V Injection Well Area Permits
- [3745-34-21](#) Duration of Permits
- [3745-34-26](#) Conditions Applicable to All Permits
- [3745-34-27](#) Establishing Drilling Permit and Injection Permit Conditions
- [3745-34-38](#) Operating, Monitoring and Reporting Requirements for Class I Wells
- [3745-34-56](#) Operating Requirements
- [3745-34-57](#) Testing and Monitoring Requirements
- [3745-34-61](#) Post Closure
- [3745-34-62](#) Financial Responsibility for Closure and Post Closure Care
- [3745-34-63](#) Class I Annual Permit Fee; Fee Per Ton of Waste Injected

Who will be regulated by these rules?

All underground injection wells in the State of Ohio are regulated by the rules in OAC Chapter 3745-34.

How can I provide input?

The Agency is seeking stakeholder input on rules in OAC Chapter 3745-34. When preparing your comments, be sure to:

- explain your views as clearly as possible;
- describe any assumptions used;
- provide any technical information and/or data used to support your views;
- explain how you arrived at your estimate for potential burdens, benefits or costs;
- provide specific examples to illustrate your views; and
- offer alternatives.

Written comments will be accepted through close of business **September 13th, 2018**.

Please submit input to:

DDAGW_RULECOMMENTS@epa.ohio.gov.

Please include, "UIC 2019" in the subject line of the email.

What if I have questions?

Questions on this rules package and the process for submitting comments may be forwarded by email to

DDAGW_RULECOMMENTS@epa.ohio.gov or by phone at (614) 728 - 1219. You can find the currently effective rules on DDAGW's rulemaking web page at www.epa.ohio.gov/ddagw/rules.aspx.

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What is the rulemaking schedule?

These rules are proposed to be filed with the Joint Committee on Agency Rule Review (JCARR) no later than April 24, 2019. Prior to filing with JCARR, notice of intent to file these rules with no changes will be sent out for interested party comment.

What input is the Agency seeking?

The following questions may help guide you as you develop your comments.

- Is the general regulatory framework proposed the most appropriate? Should the Agency consider any alternative framework?
- What options are available for improving an identified concept?
- Are there considerations the Agency should take into account when developing a specific concept?
- Is there any information or data the Agency should be aware of when developing program concepts or rule language?

Ohio EPA would especially like to hear information regarding the following from stakeholders who may be impacted by the new program.

- Does this regulatory program have a positive impact on your business? Please explain how.
- Does this regulatory program have an adverse impact on your business? If so, please identify the nature of the adverse impact (for example, license fees, fines, employer time for compliance).

Contact

There is not an official written response to input received during the early stakeholder outreach phase of rule development. However, your input is very important to Ohio EPA and it will be considered when rules are being drafted. There will be additional opportunities to comment on specific rule language later in the process.

For more information, contact Emma Brown at DDAGW_RULECOMMENTS@epa.ohio.gov or (614) 728 - 1219.