

## NEBRASKA ADMINISTRATIVE CODE

### Title 122 - NEBRASKA DEPARTMENT OF ENVIRONMENTAL QUALITY

#### Chapter 7 - AUTHORIZATION OF UNDERGROUND INJECTION WELLS AND MINERAL PRODUCTION WELLS BY PERMIT; WHEN REQUIRED

001 No person shall construct or operate any Class I or III injection well in the State, without authorization by a permit from the Department. Owners and operators of Class II wells must secure authorization to inject from the Nebraska Oil and Gas Conservation Commission. Class V wells shall not be constructed or operated without authorization by the Department. The Director may require the owner or operator of a Class V well to obtain a permit for the reasons outlined in Chapter 6 of this Title.

002 No person shall construct or operate any mineral production well in this State, without authorization by a permit from the Department.

003 Any person not authorized or permitted to construct or operate any injection well or mineral production well shall be subject to penalty provisions of §81-1508 of the Nebraska Environmental Protection Act and shall conduct restoration as required by the Director.

004 Any person who requires a permit for construction or operation of an injection well or mineral production well shall complete, sign, and submit to the Director an application as required in accordance with Chapter 11 of this Title.

005 The Director shall not begin the processing of a permit until the applicant has fully complied with the application requirements for that permit. Permit applications must comply with the signature and certification requirements in accordance with Chapter 15 of this Title.

006 A permit may be issued by the Department in technical consultation with the Conservation and Survey Division, University of Nebraska, and the Nebraska Oil and Gas Conservation Commission. Permit conditions shall be designed to carry out the purposes of the Nebraska Environmental Protection Act, Chapter 81, Article 15, Reissue Revised Statutes of Nebraska, 1943, as amended, Title 117 - Nebraska Surface Water Quality Standards and Title 118 - Ground Water Quality Standards and Use Classification adopted thereunder. Such permit shall be issued with proper public notice (Chapter 32 of this Title) and, if necessary, pursuant to a public hearing (Chapter 33 of this Title).

Enabling Legislation: Neb. Rev. Stat. §§ 81-1504(2)(9)(a)(10)(11)(13) (20); 81-1505(9)

Legal Citation: Title 122, Ch.7, Nebraska Department of Environmental Quality