

§ 147.2403

40 CFR Ch. I (7-1-07 Edition)

Committee, Related to the Under-
ground Injection Control Program for
the State of Washington, signed March
23, 1984;

(3) Memorandum of Agreement be-
tween the Washington Department of
Ecology and Washington Department
of Natural Resources, Related to the
Underground Injection Control Pro-
gram for the State of Washington,
signed March 23, 1984;

(4) Memorandum of Agreement be-
tween the Washington Department of
Ecology and Department of Social and
Health Services, Related to the Under-
ground Injection Control Program for
the State of Washington, signed March
23, 1984;

(d) *Statement of legal authority.* Letter
from Attorney General of the State of
Washington, by Senior Assistant At-
torney General, to Director, Wash-
ington State Department of Ecology,
“Re: Underground Injection Control
Regulatory Program—Attorney Gen-
eral’s Statement,” February 28, 1984.

(e) The Program Description and any
other materials submitted as part of
the original application or as supplе-
ments thereto.

[49 FR 31876, Aug. 9, 1984, as amended at 56
FR 9420, Mar. 6, 1991]

**§ 147.2403 EPA-administered pro-
gram—Indian lands.**

(a) *Contents.* The UIC program for all
classes of wells on Indian lands in the
State of Washington is administered by
EPA. This program, for all Indian lands
except those of the Colville Tribe, con-
sists of the UIC program requirements
of 40 CFR parts 124, 144, 146, 148, and
any additional requirements set forth
in the remainder of this subpart. Injec-
tion well owners and operators, and
EPA shall comply with these require-
ments.

(b) *Effective date.* The effective date
for the UIC program for Indian lands in
Washington is November 25, 1988.

[53 FR 43091, Oct. 25, 1988, as amended at 56
FR 9420, Mar. 6, 1991]

**§ 147.2404 EPA-administered pro-
gram—Colville Reservation.**

(a) The UIC program for the Colville
Indian Reservation consists of a prohi-
bition of all Class I, II, III and IV injec-
tion wells and of a program adminis-

tered by EPA for Class V wells. This
program consists of the UIC program
requirements of 40 CFR part 124, 144
and 146 and any additional require-
ments set forth in the remainder of
this subpart. Injection well owners and
EPA shall comply with these require-
ments. The prohibition on Class I-IV
wells is effective November 25, 1988. No
owner or operator shall construct, op-
erate, maintain, convert, or conduct
any other injection activity thereafter
using Class I-IV wells.

(b) Owners and operators of Class I,
II, III or IV wells in existence on the ef-
fective date of the program shall cease
injection immediately. Within 60 days
of the effective date of the program,
the owner or operator shall submit a
plan and schedule for plugging and
abandoning the well for the Director’s
approval. The owner or operator shall
plug and abandon the well according to
the approved plan and schedule.

[53 FR 43091, Oct. 25, 1988]

Subpart XX—West Virginia

§§ 147.2450-147.2452 [Reserved]

**§ 147.2453 EPA-administered pro-
gram—Indian lands.**

(a) *Contents.* The UIC program for all
classes of wells on Indian lands in the
State of West Virginia is administered
by EPA. This program consists of the
UIC program requirements of 40 CFR
parts 124, 144, 146, 148, and any addi-
tional requirements set forth in the re-
mainder of this subpart. Injection well
owners and operators, and EPA shall
comply with these requirements.

(b) *Effective date.* The effective date
for the UIC program on Indian lands in
West Virginia is November 25, 1988.

[53 FR 43092, Oct. 25, 1988, as amended at 56
FR 9420, Mar. 6, 1991]

§§ 147.2454-147.2499 [Reserved]

Subpart YY—Wisconsin

**§ 147.2500 State-administered pro-
gram.**

The UIC program for Class I, II, III,
IV, and V wells in the State of Wis-
consin, other than those on Indian
lands as described in §147.2510, is the

Environmental Protection Agency

§ 147.2500

program administered by the Wisconsin Department of Natural Resources, approved by EPA pursuant to SDWA section 1422. Notice of this approval was published in the FEDERAL REGISTER on September 30, 1983 (48 FR 44783); the effective date of this program is November 30, 1983. This program consists of a prohibition of all injection wells except heat pump return flow injection wells and may be found in the following elements, as submitted to EPA in the State's program application.

(a) *Incorporation by reference.* The requirements set forth in the State statutes and regulations cited in this paragraph are hereby incorporated by reference and made a part of the applicable UIC program under the SDWA for the State of Wisconsin. This incorporation by reference was approved by the Director of the OFR in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Copies may be obtained at the Wisconsin Department of Natural Resources, Box 7921, Madison, Wisconsin, 53707. Copies may be inspected at the Environmental Protection Agency, Region V, 77 West Jackson Boulevard, Chicago, Illinois, 60604, or at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030, or go to: http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.

(1) Wisconsin Statutes Annotated §§147.015, 147.02 and 147.04 (West 1974 and Supp. 1983);

(2) Chapter NR 112, Well Construction and Pump Installation, Wisconsin Administrative Code §§NR 112.03 and 112.20 (October 1981), as amended by Natural Resources Board Order No. WQ-25-82, approved by the Natural Resources Board on August 25, 1982;

(3) Chapter NR 113, Servicing Septic Tanks, Seepage Pits, Grease Traps or Privies, Wisconsin Administrative Code §§NR 113.07-113.08 (1979), as amended by Natural Resources Board Order No. WQ-25-82, approved by the Wisconsin Natural Resources Board on August 25, 1982;

(4) Chapter NR 181, Hazardous Waste Management, Wisconsin Administra-

tive Code §§NR 181.04-181.415 (1981), as amended June 1985;

(5) Chapter NR 210, Sewage Treatment Works, Wisconsin Administrative Code §210.05 Natural Resources Board Order No. WQ-25-82, approved by the Wisconsin Natural Resources Board on August 25, 1982;

(6) Chapter NR 214, Land Application and Disposal of Liquid Industrial Wastes and By-Products, Wisconsin Administrative Code §§214.03 and 214.08 (1983).

(b) *Other laws.* The following statutes and regulations, although not incorporated by reference except for select sections identified in paragraph (a) of this section, are also part of the approved State-administered program:

(1) Chapter 144, Water, Sewage, Refuse, Mining and Air Pollution, Wisconsin Statutes Annotated (West 1974 and Supp. 1983);

(2) Chapter 147, Pollution Discharge Elimination, Wisconsin Statutes Annotated (West 1974 and Supp. 1983);

(3) Chapter 162, Pure Drinking Water, Wisconsin Statutes Annotated (West 1974 and Supp. 1983);

(4) Laws of 1981, Chapter 20, §2038 (Re: heat pump injection);

(5) Wisconsin Statutes 803.09(1) (West 1977) (intervention as of right in civil actions).

(c) *Memorandum of Agreement.* The Memorandum of Agreement between EPA Region V and the Wisconsin Department of Natural Resources, signed by the Regional Administrator on December 6, 1983.

(d) *Statement of legal authority.* (1) "Attorney General's Statement," signed by Attorney General, State of Wisconsin;

(2) Letter from Assistant Attorney General, State of Wisconsin, to EPA Region, "Re: Amendments to Attorney General's Statement-UIC," June 30, 1983.

(e) *Program Description.* The Program Description and other materials submitted as part of the application or as supplements thereto.

[49 FR 45309, Nov. 15, 1984, as amended at 56 FR 9420, Mar. 6, 1991; 56 FR 14150, Apr. 5, 1991; 62 FR 1834, Jan. 14, 1997]