

**BEFORE THE
ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING**

IN THE MATTER OF REVISIONS TO)	
WATER QUALITY RULES AND)	STATEMENT OF
REGULATIONS: CHAPTER 24,)	PRINCIPAL
CLASS VI INJECTION WELLS)	REASONS FOR
AND FACILITIES, UNDERGROUND)	ADOPTION
INJECTION CONTROL PROGRAM)	

The Environmental Quality Council, pursuant to the authority vested in it by Wyoming Statutes (W.S.) § 35-11-112 (a)(i) has adopted revisions to Wyoming Water Quality Rules and Regulations Chapter 24, Class VI Injection Wells and Facilities, Underground Injection Control Program.

The Department of Environmental Quality, Water Quality Division proposed revising the definition of a Class II well for consistency with the Wyoming Oil and Gas Conservation Commission regulations. Water Quality Division proposed the addition of definitions as the United States Environmental Protection Agency had determined in its primacy review that the definitions were missing. Water Quality Division proposed clarifications to the public liability insurance requirements for consistency with W.S. 35-11-313(f)(ii)(O) and to mitigate risk to the State. Water Quality Division proposed the addition of phrases to existing statements or lists to meet federal stringency requirements for primacy, as requested by the United States Environmental Protection Agency. Water Quality Division proposed adding an affidavit filing requirement for consistency with W.S. 35-11-313(f)(vi)(G). Water Quality Division proposed removing requirements to allow self-bonding as an allowed instrument for financial assurance as there is little demand to use the instrument and the previous regulations required substantial revision to be consistent with authorizing statutes and other Department regulations. Water Quality Division proposed additional revisions to the financial assurance requirements for consistency with other Department and banking rules and statutes related to financial assurance. Water Quality Division proposed removing passages from the rule that are restatements of the Wyoming Statutes. Water Quality Division proposed adding Section 28 to meet Wyoming Administrative Procedures Act incorporation by reference requirements. Water Quality Division proposed specific American Petroleum Institute and ASTM Institute standards that are stated in a manner that is both consistent with federal requirements and the Wyoming Administrative Procedures Act. Water Quality Division proposed corrections to formatting and style inconsistencies and errors. Water Quality Division proposed to reorganize the whole chapter to clarify and to improve the navigability of the requirements for permit applicants and permittees.

The Council finds that these regulations are reasonable and necessary to accomplish the policy and purpose of the Environmental Quality Act, as stated in § W.S. 35-11-102, and that they have been promulgated in accordance with rulemaking provisions of the Wyoming Administrative Procedures Act.

Dated this 17th day of August, 2021.

Marjorie Bedlessem
Hearing Examiner – *Printed Name*
Wyoming Environmental Quality Council

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