OVERVIEW

Trevor Baggiore, ADEQ Water Quality Division Director
Welcome
- UIC Program Rule
- UIC LTF Rule
- UIC Fee Rule
- Next Steps for Rulemaking
- Stakeholder Review & Comments
Update – UIC Program Rule

December 2019 Rule Draft

- 11 stakeholders
- 160+ comments
- ADEQ considered each one.
Themes

- Aquifer Exemptions
- Issuing Permits
- Public Participation
- Changing Definitions of Technical Terms
- Salt Cavern Construction and Storage
- Transition of Permits at Primacy
- Simpler, Clear Language
EPA Comments

Topics

• Licensing Time Frames (LTF) vs EPA approvals
• Permit Transition in Rule
• Public Notice
• Permit Denial in LTF Rule
ADEQ’s Goal: Issue All Permits in 180 Days Calendar Days

Groundwater and Reuse Individual Permit Volume / Average Permitting Time

Permits Issued: 503.68, 417.71, 178, 202.64, 113.81, 227.43, 186.87, 125.16, 128.09, 132.96

Average Lead Time (Calendar Days): 85, 79, 111, 88, 71, 61, 64, 80

• Average Aquifer Protection Permit (APP) issuance time of 133 calendar days in 2020.

• 817 Individual APPs issued since 2012.
<table>
<thead>
<tr>
<th>Permit Type</th>
<th>Administrative Completeness Review</th>
<th>Substantive Review</th>
<th>Overall Time Frame</th>
</tr>
</thead>
<tbody>
<tr>
<td>• Area &amp; Multiple Well Permits &amp; Modifications</td>
<td>35</td>
<td>249</td>
<td>284</td>
</tr>
<tr>
<td>• Classes 1 &amp; VI Single Well Permit &amp; Modifications</td>
<td>35</td>
<td>294</td>
<td>329</td>
</tr>
<tr>
<td>No Public Hearing</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Public Hearing</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>• Classes II, III, V (Individual) Single Well Permits &amp; Modifications</td>
<td>35</td>
<td>186</td>
<td>221</td>
</tr>
<tr>
<td>No Public Hearing</td>
<td></td>
<td>231</td>
<td>266</td>
</tr>
<tr>
<td>Public Hearing</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>• All Classes; Area, Multiple and Single Well Minor Modifications</td>
<td>35</td>
<td>100</td>
<td>135</td>
</tr>
</tbody>
</table>

*A.A.C. Title 18, Chapter 1, Article 5*
Values & Benefits to Customer

One Application Submittal

One Set of Compliance Conditions

One Set of Reporting Requirements

SINGLE POINT OF CONTACT

IMPROVED ACCOUNTABILITY
Fee Components

Area & Multiple Well
- Per Well, One-Time Fee
- Annual Registration Fee

Class II, III & V Single Well
- Annual Registration Fee

Class V “authorized by rule”
- One-Time Flat Fee

Class I & VI Single Well
- Waste Disposal Fee

* $170/hour UIC water quality protection service fee
# Fee Rule

## Table 3.1. **UIC Annual Fees**

<table>
<thead>
<tr>
<th>Permit Type</th>
<th>Annual Registration Fee</th>
<th>Annual Waste Disposal Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Area and Multiple Well</td>
<td>$50,000</td>
<td>N/A</td>
</tr>
<tr>
<td>Class I</td>
<td>No Annual Registration Fee</td>
<td>$0.002/gallon. Minimum Fee: $10,000/year Maximum Fee: $25,000/year</td>
</tr>
<tr>
<td>Class II</td>
<td>See Table 3.2</td>
<td>N/A</td>
</tr>
<tr>
<td>Class III</td>
<td>See Table 3.2</td>
<td>N/A</td>
</tr>
<tr>
<td>Class V “Individual”</td>
<td>See Table 3.2</td>
<td>N/A</td>
</tr>
<tr>
<td>Class VI</td>
<td>No Annual Registration Fee</td>
<td>$0.08/ton Minimum Fee: $10,000/year</td>
</tr>
</tbody>
</table>

**R18-14-102 & Table 1**

- $170/hour UIC water quality protection service fee
- No Maximum Fees

## Table 3.2. **UIC Annual Registration Fees**

<table>
<thead>
<tr>
<th>Design Injection Flow Rate in Gallons per day</th>
<th>Annual Registration Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>3,000 to 9,999</td>
<td>$600</td>
</tr>
<tr>
<td>10,000 to 99,999</td>
<td>$1,200</td>
</tr>
<tr>
<td>100,000 to 999,999</td>
<td>$3,000</td>
</tr>
<tr>
<td>1,000,000 to 9,999,999</td>
<td>$7,000</td>
</tr>
<tr>
<td>10,000,000 or more</td>
<td>$10,000</td>
</tr>
</tbody>
</table>

## NEW RULE | R18-14-111. **UIC Flat Fees**

A. The Department shall assess a flat fee for the following UIC regulated facility services:

1. Permitted Area and Multiple well, $1,400 per well installation.
2. Class V “Authorization by Rule”, $150 per authorization.
3. Class V “Authorization by Rule” drywells, $100 per authorization transfer.
UIC Timeline

Notice of Proposed Rulemaking
• Projected Date: April 1, 2021

Notice of Final Rulemaking
• Projected Date: September 6, 2021

Rule Effectivity
• Projected Date: January 14, 2022

Primacy Package Submission
• Projected Date: March 9, 2022

EPA Grants ADEQ Primacy
• Projected Date: July 13, 2022
Further Benefits

- Duplicative Regulation: Eliminated
- UIC Permitted Facilities Exempt From APP
- Class Vs “authorized by rule” (no UIC permit)
  - Subject to inventory requirement
  - Many Class V wells require an APP
The latest draft of the UIC rules are available on the ADEQ UIC webpage for your review:

- Stakeholder Materials – azdeq.gov/UICDocs

Final Informal Stakeholder Comments are due by Friday, February 5, 2021.

Submit by email to: uic@azdeq.gov
Stakeholder Comments

What is good?

What is wrong?

What is missing?

What is unclear?

We hope to hear from you. Your feedback is vital to the rulemaking process and will be considered.

If you have additional comments: Please submit them to:

uic@azdeq.gov

Comment Due Date: Friday, February 5, 2021.
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Enter your email address.

Contact Email: uic@azdeq.gov