Section 1751 State-administered program—Class I, III, IV and V wells.

The UIC program for Class I, III, IV, and V wells in the State of North Dakota, except those on Indian lands, is the program administered by the North Dakota Department of Health, approved by EPA pursuant to section 1422 of the SDWA. Notice of this approval was published in the Federal Register on September 21, 1984; the effective date of this program is October 5, 1984. This program consists of 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 North Dakota. This incorporation by reference was approved by the Director of the Federal Register effective October 5, 1984.


Section 1752 EPA-administered program—Indian lands.

(a) Contents. The UIC program for all classes of wells on Indian lands in the State of North Dakota is administered by EPA. This program consists of the UIC program requirements of 40 CFR

(1) North Dakota Century Code Sections 38–12–01, 38–12–03 (1980);
(2) North Dakota Century Code, Sections 61–28–02 and 61–28–06 (1989);
(4) North Dakota Administrative Code, Chapter 43–02–02 (Subsurface Mineral Exploration and Development) (August 1986), and Chapter 43–02–02.1 (Underground Injection Control Program) (March 1, 1984);
(5) North Dakota Administrative Code Sections 43–02–02–1–01 through 43–02–02–1–16 (North Dakota Geological Survey—Underground Injection Control Program) (1984);
(b) Other laws. The following statutes and regulations, although not incorporated by reference, also are part of the approved State-administered program:
(1) North Dakota Century Code Sections 32–40–01 to 32–40–12 (Regulation, Development, and Production of Subsurface Minerals) (1979);
(3) North Dakota Century Code Chapter 61–28 (Control, Prevention and Abatement of Pollution of Surface Waters) (1969);
(c) The Memorandum of Agreement between EPA Region VIII and the North Dakota Department of Health, signed by the EPA Regional Administrator on May 18, 1984.
(d) The Program Description and any other materials submitted as part of the original application or as supplements thereto.

[49 FR 37066, Sept. 21, 1984, as amended at 56 FR 9418, Mar. 6, 1991]
parts 124, 144, 146, 148, and any additional requirements set forth in the remainder of this subpart. Injection well owners and operators, and EPA shall comply with these requirements.

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

[53 FR 43089, Oct. 25, 1988, as amended at 56 FR 9418, Mar. 6, 1991]

**Subpart KK—Ohio**

§ 147.1800 State-administered program—Class II wells.

The UIC program for Class II wells in the State of Ohio, except for those on Indian lands, is the program administered by the Ohio Department of Natural Resources, approved by EPA pursuant to section 1425 of the SDWA. Notice of this approval was published in the Federal Register on August 23, 1983 (48 FR 38238); the effective date of this program is September 22, 1983.

This program consists of 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 Ohio. This incorporation by reference was approved by the Director of the Federal Register on June 25, 1984.

(1) Ohio Revised Code Annotated, sections 1509.01 through 1509.22 (Page 1978 and Supp. 1982);

(2) Rules of the Division of Oil and Gas, Ohio Administrative Code sections 1501.9–7–01 through 7–14 (1984);

(3) Ohio Revised Code Annotated, sections 1501.9–7–01 through 7–14 (1984);


(b) **Other laws.** The following statutes and regulations, although not incorporated by reference, also are part of the approved State-administered program:

(1) Ohio Revised Code, Chapter 119 (1978 Replacement Part);


(c) (1) The Memorandum of Agreement between EPA Region V and the Ohio Department of Natural Resources,