

WEST VIRGINIA LEGISLATURE

2025 REGULAR SESSION

Introduced

House Bill 2237

BY Delegate D. Smith

Introduced February 12, 2025; referred to the

Committee on Energy and Public Works

1 A BILL to amend and reenact §64-3-1 of the Code of West Virginia, 1931, as amended, relating to
2 authorizing the Department of Environmental Protection to promulgate a legislative rule
3 relating to underground injection control.

Be it enacted by the Legislature of West Virginia:

**ARTICLE 3. AUTHORIZATION FOR DEPARTMENT OF ENVIRONMENTAL
PROTECTION TO PROMULGATE LEGISLATIVE RULES.**

§64-3-1. Department of Environmental Protection.

1 The legislative rule filed in the State Register on April 5, 2024, authorized under the
2 authority of §22-11-8 of this code, relating to the Department of Environmental Protection
3 (underground injection control, [47 CSR 13](#)), is authorized with the amendments set forth below:

4 On page 82, by striking out the entirety of 14.13. and inserting in lieu thereof a new
5 subsection 14.13. to read as follows:

6 14.13. Duration of Permits. UIC permits for Class 1 and 5 wells shall be effective for a fixed
7 term not to exceed 10 years. UIC permits for Class 2 and 3 wells shall be issued for a period up to
8 the operating life of the facility. UIC permits for Class 6 wells shall be issued for the operating life of
9 the facility and the post-injection site care period. The Director shall review each issued Class 2, 3,
10 and 6 well UIC permit at least once every 5 years to determine whether it should be modified,
11 revoked and reissued, terminated or a minor modification made.

NOTE: The purpose of this bill is to authorize the Department of Environmental Protection
to promulgate a legislative rule relating to underground injection control.

This section is new; therefore, strike-throughs and underscoring have been omitted.