

SB 4 INTERIM WELL STIMULATION TREATMENT REGULATIONS

SUPPLEMENT TO FINDING OF EMERGENCY FOR READOPTION OF EMERGENCY RULEMAKING ACTION

REGARDING

TITLE 14. NATURAL RESOURCES DIVISION 2. DEPARTMENT OF CONSERVATION CHAPTER 4. DIVISION OF OIL, GAS, AND GEOTHERMAL RESOURCES

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CHANGE OF LAW

On June 20, 2014, Governor Brown signed into law Senate Bill 861 (Committee on Budget and Fiscal Review, Chapter 35, Statutes of 2014) (SB 861), which took effect immediately. SB 861 amended Public Resources Code section 3161, modifying the Department of Conservation's (Department) authority to establish regulations by emergency rulemaking. Under the amended statute, emergency regulations promulgated for the purpose of implementing the interim process of Public Resources Code section 3161, subdivision (b), are filed with the Office of Administrative Law (OAL), but shall not be disapproved by OAL, and such emergency regulations shall remain in effect until revised by the Department or until July 1, 2015, whichever is earlier. (Public Resources Code, § 3161, subd. (c).)

Pursuant to the newly amended Public Resources Code section 3161, subdivision (c), the re adoption of the SB 4 Interim Well Stimulation Treatment Regulations emergency rulemaking is being filed with OAL, but shall not be disapproved by OAL. Once readopted, the SB 4 Interim Well Stimulation Treatment Regulations will remain in effect until revised by the Department or until July 1, 2015, whichever is earlier.

INCORPORATION BY REFERENCE

The text of the readopted SB 4 Interim Well Stimulation Treatment Regulations incorporates the following documents by reference:

- The Interim Well Stimulation Treatment Notice form (7/14 version)
- Department of Water Resources Bulletin 74-81 (publicly available at http://www.water.ca.gov/pubs/groundwater/water_well_standards__bulletin_74-81_/ca_well_standards_bulletin74-81_1981.pdf)
- Department of Water Resources Bulletin 74-90 (publicly available at http://www.water.ca.gov/pubs/groundwater/water_well_standards__bulletin_74-90_/ca_well_standards_bulletin74-90_1991.pdf)
- U.S. Environmental Protection Agency Groundwater Sampling Guidelines for Superfund and RCRA Project Managers (May 2002) (publicly available at www.epa.gov/superfund/remedytech/tsp/download/gw_sampling_guide.pdf)
- U.S. Environmental Protection Agency Science and Ecosystem Support Division Operating Procedure for Groundwater Sampling (March 2013) (publicly available at www.epa.gov/region04/sesd/fbqstp/Groundwater-Sampling.pdf)