

3745-34-21

Duration of permits.

- (A) Permits [to drill and permits](#) to operate for class I and class V wells shall be effective for a fixed term not to exceed five years, except that in the case of the renewal of an injection well operating permit that is issued for a class I injection well that was in operation on May 28, 1992 shall be not less than four years and not more than six years as determined by the director.
- (B) The term of a permit to operate shall not be extended by modification beyond the maximum duration specified in this rule.
- (C) The director may issue any permit for a duration that is less than the full allowable term under this rule.
- (D) [Termination.](#)
- (1) Permits to drill for class I and class V wells shall terminate within eighteen months of the effective date of the permit to drill if the owner or operator has not undertaken a continuing program of installation or modification or has not entered into a binding contractual obligation to undertake and complete within a reasonable time a continuing program of installation or modification.
- (2) The director may ~~modify a permit to drill to~~ extend these [termination](#) dates ~~of expiration~~ by up to twelve months if the applicant submits, within a reasonable time before the termination date, ~~an application for modification containing~~ information that, in the judgment of the director, adequately justifies an extension of time. [In no case shall any extension granted under this provision extend the term of a permit as established in paragraph \(A\) of this rule.](#) No appeal taken from denial of extension of an expiration date shall prevent termination of a permit during the period between denial of extension and final disposition of the appeal.