

353.421 Technical review of applications -- Duties of cabinet. (Effective July 15, 2026)

- (1) Within sixty (60) calendar days of receiving an application for a Class VI underground injection control well, the cabinet shall provide written notice to the applicant as to the administrative completeness of the application. If the application is determined to be administratively:
 - (a) Complete, the cabinet shall notify the applicant in writing that the technical review period provided by subsection (2) of this section has begun; or
 - (b) Incomplete, the cabinet shall notify the applicant of the deficiencies that render it administratively incomplete. The applicant shall have thirty (30) calendar days from receiving the cabinet's notice of deficiency to correct the deficiencies and render the application administratively complete.
- (2)
 - (a) Technical review of an application shall begin when the cabinet has deemed the application administratively complete and ready for review. The cabinet shall issue a final determination to either approve or deny the application within three hundred sixty-five (365) calendar days from the date an administrative completeness determination has been made by the cabinet.
 - (b) If the application is found deficient during technical review, the cabinet shall notify the applicant in writing of the deficiencies identified by the cabinet during the review. The applicant shall respond to the deficiencies with information that addresses the identified deficiencies.
- (3) An application shall be considered temporarily withdrawn when an applicant is correcting deficiencies noted by the cabinet pursuant to subsection (1)(b) or (2)(b) of this section. Periods of temporary withdrawal shall not be counted against the review period allotted to the cabinet for administrative or technical review. Upon resubmittal the review period allotted to the cabinet shall resume.

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History: Created 2026 Ky. Acts ch. 152, sec. 6, effective July 15, 2026.