**Section 240.795 Commercial Saltwater Disposal Well**

a) Only Class II fluids, as defined in Section 240.10, shall be disposed of into a commercial saltwater disposal well or stored at a commercial saltwater disposal facility.

b) All Class II fluids being stored at a commercial saltwater disposal well facilityshall be stored in either leak free steel or fiberglass tanks or concrete storage structures. All tanks and concrete storage structures shall be constructed and maintained in accordance with Sections 240.810 and 240.850.

c) The permittee of the commercial saltwater disposal well, or a permitted liquid oilfield waste transporter, shall be present when Class II fluids are being delivered to the facility.

d) All commercial saltwater disposal well Facilities shall be surrounded by a fence of at least 4 feet in height above ground level and a gate with a lock to restrict access to the facility. The facility must be kept locked from 11:00 p.m. to 5:00 a.m.

e) Records

1) Accurate records shall be maintained by the permittee of the commercial saltwater disposal well, or his or her authorized representative, of all Class II fluids delivered to the facility. These records shall include all of the following:

A) the name of the permittee from which the fluid is delivered;

B) the date of delivery;

C) the number of barrels of fluid delivered;

D) the name and location of the lease from which the fluids were produced; and

E) the name and vehicle permit number of the liquid oilfield waste hauler delivering the fluid.

2) These records shall be maintained at the facility or principal place of business for a minimum of 3 years and shall be made available for inspection by a Department representative upon request.

f) Upon request by a representative of the Department, a sample of Class II fluid from the facility shall be analyzed by the permittee to determine fluid quality. The samples shall be analyzed for at least the following parameters: pH, Total Dissolved Solids, Chloride, and Specific Gravity using the applicable ASTM standards listed in Section 240.350(b)(1). If deemed necessary for the protection of the environment, the Department may request the samples be analyzed for additional constituents.

(Source: Amended at 35 Ill. Reg. 13281, effective July 26, 2011)