



December 31, 2020

Patrick O'Donnell
Clerk of the Legislature
State Capitol, Room 2018
P.O. Box 94604
Lincoln, NE 68509-4604

Dear Mr. O'Donnell:

Please accept this 2020 list of applicable guidance documents and rules and regulations for the Nebraska Department of Environment and Energy. Nebraska Revised Statute 84-901.03 states that "...the agency shall also publish on its web site an index summarizing the subject matter of all currently applicable rules and regulations and guidance documents. Such agency shall provide the index electronically to the Clerk of the Legislature by December 31 of each year."

The list of applicable guidance documents be found on NDEE's website at: http://dee.ne.gov/publica.nsf/Pubs_Guid_1.xsp.

The list of applicable rules and regulations can be found on NDEE's website at <http://dee.ne.gov/NDEQProg.nsf/OnWeb/Rules>.

Below is a list of all NDEE Guidance Documents, followed by a list of Rules and Regulations governing the Nebraska Department of Environment and Energy. Hyperlinks are embedded in the titles of the documents; clicking on an individual title will link to the web document.

Guidance Documents

Division/Program	Document Name	Document #	Last updated
Air Quality			
▼ Agency			
	Nebraska Diesel Emission Mitigation Program 2019 School Bus Rebate Selectee Info	19-008	5/23/19
▼ Air Asbestos Program			
	Demolition, Renovation and the Asbestos Regulations	00-073	9/29/16
	Fire Training Burns	10-036a	12/16/16
	General Asbestos Information	00-072	9/15/16
	Open Fires	07-279a	5/6/19
	Policies and Guidelines for Fire Training Exercises	03-136	9/29/16

▼ Air Construction Permit Program		
Acceptable Pre-construction Dirt Work	01-104	11/14/16
Air Quality Construction Permits	05-165	10/31/17
Air Quality Modeling Guidance	17-009a	8/31/17
Air Quality Permit Application Tips and Other Tidbits	09-001	11/14/16
Air Quality Standard and General Permit Conditions	18-008	5/22/19
Best Available Control Technology (BACT)	07-001	11/14/16
Construction Permit Application Fees	05-159	11/14/16
General Air Permits – Construction and Operating	16-011	2/26/18
Haul Road Q&A for Air Quality Permitting	18-006	4/19/18
NDEQ's Online Application for Air General Permit Coverage	16-010a	12/21/18
Permit-by-Rule	05-171a	11/23/16
Pre-Application Meetings For Air Quality Construction Permits	05-168	8/30/18
Request for Administrative Permit Amendment for Change in Name, Ownership, or Op	15-006	10/5/18
Request for Variance from Air Quality Regulations – Instructions and Form	AIR058a	10/5/18
What is Potential to Emit (PTE)?	18-005	4/17/18
▼ Air Emission Inventory-Fee Program		
SLEIS: Online State and Local Emissions Inventory System Guidance	19-003	12/28/20
▼ Air Operating Permit Program		
Air Quality Construction Permits	05-165a	10/31/17
Air Quality Permit Application Tips and Other Tidbits	09-001a	11/14/16
Air Quality Standard and General Permit Conditions	18-008a	5/22/19
Compliance Assurance Monitoring	01-101	8/31/16
Deviations	02-128	9/29/16
General Air Permits – Construction and Operating	16-011a	2/26/18
NDEQ's Online Application for Air General Permit Coverage	16-010b	12/21/18
Operating Permits	00-008	12/8/16
Permit-by-Rule	05-171	11/23/16
Permit Shields - Class I Operating Permits	07-003	11/23/16
Request for Variance from Air Quality Regulations – Instructions and Form	AIR058b	10/5/18
What is Potential to Emit (PTE)?	18-005a	4/17/18
▼ Air Planning and Development Program		

Request for Administrative Permit Amendment for Change in Name, Ownership, or Op	15-006a	10/5/18
▼ Air Quality Program		
Air Pollutant Information	01-102	8/31/16
Air Quality Acronyms and Abbreviations	02-127	10/19/16
Air Quality Modeling Guidance	17-009	8/31/17
Air Quality Models	00-011	9/15/16
Air Quality Performance Test Guidelines	05-180	4/25/17
Bake-off Ovens	01-108	11/14/16
Certification of Compliance and Deviation Reports	05-172	12/8/16
Changes in Ownership – Permit Transfers	15-001a	12/7/16
Facts About Federal Air Quality Regulations	05-169	9/29/16
Fugitive Dust - Frequently Asked Questions	02-125	11/14/16
How To Calculate Yearly And Rolling Totals And Rolling Averages	02-130	9/29/16
Inspection Tips From NDEQ’s Air Quality Division	01-100	8/31/16
Maintaining Good Air Quality Through the Increment Rules of the Prevention of Si	01-010	12/8/16
NDEQ Compliance Assistance Program	06-193a	12/13/16
Nebraska’s Low Emitter Rule	00-001	11/14/16
Odors	02-126	9/29/16
Open Fires	07-279	5/6/19
Overview of NDEQ Air, AFO, and Wastewater Permitting Programs	16-022a	12/15/16
Source Trial Policy	18-010	3/5/20
▼ Air Toxics Program		
Air Pollutant Information	01-102a	8/31/16
Engines - NESHAP Subpart ZZZZ Guidance - Applicable Citations	10-037	12/13/16
▼ Environmental Assistance		
▼ Agency		
Changes in Ownership – Permit Transfers	15-001	12/7/16
Overview of NDEQ Air, AFO, and Wastewater Permitting Programs	16-022	12/15/16
Wind Farms Fact Sheet	10-044	12/14/16
▼ Small Business and Public Assistance		
NDEQ’s Online Application for Air General Permit Coverage	16-010	12/21/18
NDEQ Compliance Assistance Program	06-193	12/13/16

The Small Business Compliance Advisory Panel	01-116	12/15/16
What Every Nebraska Business Should Know About Environmental Permits	EAD007	12/15/16
▼ NDEE		
▼ Agency		
A Guide to NDEE's Return to Compliance Process	20-021	8/20/20
Applicable NDEE/DHHS Regulations for the Construction of Temporary Housing	19-012	7/29/19
Confidentiality Claims	14-009	5/1/19
Inspection Tips For Regulated Facilities	20-013	8/20/20
Natural Disaster – Flood Guidance QR sheet	19-014	12/31/19
The Role of the Environmental Quality Council	05-173	12/12/16
Welcome to NDEE's Permitting Matrix	18-011	10/5/20
▼ Integrated Waste Management		
Paunch Management Methods	17-011	6/26/17
▼ Waste		
▼ Agency		
Changes in Ownership – Permit Transfers	15-001b	12/7/16
▼ Integrated Waste Management		
ABC's of Demolition	14-013	12/7/16
Antifreeze Waste Considerations	10-028	12/7/16
Beneficial Use of Coal Combustion By-Products, Steel Manufacturing By-Products,	06-212	12/13/16
CFCs and Household Appliances/Vending Machines	06-229	12/16/16
Community Solid Waste Management and Land Disposal Ban	06-214	12/7/16
Conditionally Exempt Small Quantity Generators	09-014	12/7/16
Construction and Demolition Waste in Nebraska	WAS056	11/22/16
Construction Documentation for Processing Facilities	06-195	12/7/16
Disposal of Animal Carcasses	06-201	12/7/16
Disposal of Bulk Quantities of Liquids in Household-Sized Containers	16-005	11/22/16
Disposal of Waste Coal	06-231	12/7/16
Emergency Disposal of Swine Carcasses in the Event of an African Swine Fever Out	19-004	3/12/19
F-Listed Spent Solvent Hazardous Waste Determinations	09-002	11/17/16
Fire Training Burns	10-036	12/16/16
Flood Damaged Grain, Hay, and Cornstalks Disposal	11-023	6/3/19

Flood Damaged Structure Demolition and Disposal	11-021	12/13/16
Floodwater Sandbag Re-use and Disposal	11-025	12/7/16
Geosynthetic Clay Liners (GCLs)	06-224	11/22/16
Groundwater Monitoring Program for Permitted Solid Waste Disposal Areas	WAS053	9/2/16
Guidance for Alternative Daily Cover Demonstrations	06-222	7/20/18
Guidance for Cleanup Following Tornadoes and Severe Storms	06-213	4/2/19
Handling Household Medical Waste: Home, Nursing Home, Assisted Living	11-017	11/23/16
Have You Considered the Alternatives to Landfilling and Burning?	06-234	11/22/16
How to Organize a Collection Event for Waste Oil	06-216	11/22/16
Infectious Waste Considerations During Pandemic	20-022	8/21/20
Landfill Active Gas Collection System	06-255	11/22/16
Landfill Gas Monitoring and Reporting	10-039	12/27/16
Landfill Methane Production Using Yard Waste	07-291	11/22/16
Landowners and Farm/Ranch Operators	06-196	11/22/16
Landowners And Farm/Ranch Operators Use Of Waste Tires For Blowout Stabilization	06-197	11/22/16
Liquid Waste Restricted from Landfills	06-236	11/22/16
Local Siting Approval for Solid Waste Management Facilities	06-198	7/28/17
Management of Petroleum-Contaminated Materials	06-205	11/17/16
Measuring and Tracking Recyclables and Organics	WAS018	12/13/16
Medical Waste Disposal	06-225	11/23/16
Medications and Infectious Waste Disposal	10-014	11/23/16
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Municipal Solid Waste Disposal Areas Construction Quality Assurance	06-199	11/23/16
Municipal Solid Waste Disposal Areas Final Cover System	06-200	11/23/16
Municipal Solid Waste Disposal Areas Leachate Collection Systems	06-228	11/23/16
Municipal Solid Waste Disposal Areas Locational Criteria Documentation	06-217	12/13/16
Municipal Solid Waste Disposal Areas Post-Closure Plans	06-244	11/17/16
Natural Disaster Clean-Up Directory	14-012	4/2/19
Natural Disaster Debris Management	10-008	4/2/19
Partial Exception Facilities	06-202	12/12/16
Parts Washers - General Information on Providers	05-183	12/12/16
Permitting and Operating Compost Sites (In Accordance with Title 132 Regulations)	06-203	12/12/16

Permitting and Operating Materials Recovery Facilities In Accordance with Title	06-204	12/12/16
Permitting and Operating Solid Waste Transfer Stations (In Accordance with Title	06-243	12/12/16
Proper Disposal of Fluorescent Light Bulbs	00-017	12/12/16
Sand and Flood Sediment Cleanup	11-026	5/10/19
Screening For Hazardous And PCB Wastes At Solid Waste Management Facilities	06-245	12/12/16
Solid Waste Transfer Station Geotechnical Guidance	06-248	12/12/16
Transfer Station and Materials Recovery Facility - Liquid Waste Management	06-247	12/12/16
Transfer Station Concrete Design	06-246	12/12/16
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Unregulated Hazardous Waste Land Disposal Ban	05-185	12/12/16
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X-Ray Equipment Disposal	00-016	12/12/16
▼ RCRA Program		
Aerosol Can Waste	05-181	11/15/16
Best Management Tips for Automotive & Truck Repair Businesses	05-182	11/17/16
Chemical Waste Disposal Options for Small Businesses*	05-184	11/15/16
Comparison of Hazardous Waste Generator Requirements	00-055	11/15/16
Hazardous Waste Manifest Requirements and Frequently Asked Questions in Nebraska	WAS052	11/14/16
Hazardous Waste Report: Frequently Asked Questions	17-024	12/23/19
Hazardous Waste Report: Guidance for Reporting	17-022	12/23/19
Hazardous & General Waste Tips for Ethanol Plants	01-077	11/10/16
Household Hazardous Waste Regulations	05-177	11/14/16
Investigation-Derived Waste (IDW) & Remediation Waste Considerations	05-161	12/16/16
NDEE Compliance Assistance Program	06-193b	12/13/16
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School Chemicals and Disposal	08-018	11/15/16
Solvent Contaminated Shop Towels, Rags, and Wipes	01-080	11/15/16
Solvent Stills and Hazardous Waste Counting	02-120	11/17/16
Sump, Pit, Trench, & Trap Wastes: Hazardous Waste Determinations	03-132	11/17/16
Universal Waste Regulations	08-019	11/17/16
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Used Oil Collection Considerations	00-056	11/17/16

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▼ Voluntary Cleanup Program (VCP)		
Nebraska's Voluntary Cleanup Program (VCP)	05-162	10/22/18
▼ Waste Reduction and Recycling Incentive Grant Fund		
Important Changes For New Grant Applications And Awards Affecting Grant Reimburs	WAS074	11/27/18
Litter Reduction & Recycling and Waste Reduction & Recycling Incentive Grant App	WAS075	7/31/20
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▼ Water Quality		
▼ Agency		
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▼ Agricultural Chemical Secondary Containment Program		
Fertilizer and Pesticide Containment in Nebraska	04-113	11/28/16
▼ Chemigation Program		
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▼ Clean Water State Revolving Fund		
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Financing For Wastewater Treatment Facilities and Collection Systems	WAT080	11/28/16
Fiscal Sustainability Plans for Clean Water State Revolving Funds	15-002	11/28/16
▼ Drinking Water Program		
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▼ Groundwater Program		
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Best Management Practices for Odor Control	05-034	11/28/16

CAFO Annual Report Requirements	05-186	11/28/16
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Emergency Disposal of Animal Carcasses Associated with a Non-Disease-Related Mas	20-006	5/15/20
Environmental Labs And Lab Services For Livestock Producers	00-043	5/9/18
Guideline for Groundwater Monitoring Plans at Livestock Waste Control Facilities	03-002a	12/15/16
Instructions For Completing A Site Plan For Non-Permitted Animal Feeding Operati	05-028	11/28/16
Lagoon Sizing For Livestock Waste Control Facilities	05-079	11/28/16
Land Application Training	18-001	1/16/18
Manure Transporters and Pumpers	04-081	11/28/16
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Professional Engineers and Technical Advisors For Livestock Waste Control Facili	02-024	11/20/17
Proposed Dry Litter Barn Poultry Animal Feeding Operations (AFOs)	16-001	9/3/19
Record Keeping for Medium/Small Animal Feeding Operations	12-002	11/28/16
Record Keeping Guidance for Concentrated Animal Feeding Operations	05-123	11/28/16
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▼ Mineral Exploration Program		
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Reclamation at Aggregate Mining Sites	10-012	11/29/16
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▼ Nonpoint Source Management Program		
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▼ NPDES Program		
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Guidance for Conducting Toxicity Testing and TIE/TRE Studies	17-007	8/1/17
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Guidance for Submitting a NPDES & NPP Noncompliance Report Form	20-002	2/11/20
Industrial Wastewater Facility Permit Compliance Checklist	17-003	8/12/20
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Municipal Wastewater Treatment Facility Permit Compliance Checklist	17-001	8/12/20
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NetDMR General Information	18-025	7/31/18
NetDMR Help and Support	18-029	7/31/18
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Sampling and Analysis Requirements for Non-Process Wastewater Discharges for the	18-003	2/1/18
Small Residential Lot Stormwater Pollution Prevention Plan Template (EPA Guidanc	17-012	9/20/17
Total Toxic Organic (TTO) and Volatile Organic Compounds Monitoring Procedures	17-008	11/26/18
Toxic Organic Management Plans for Metal Finishers, Electroplating, and Electron	20-001	1/31/20
▼ Onsite Wastewater Program		
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Disposal of Domestic Septage	12-023	11/14/16
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Endorsement Application and Examination Fact Sheet	12-053	11/28/16
Examination for Certification	12-015	12/12/16
Failing Onsite Wastewater Treatment Systems Fact Sheet	12-025	11/14/16
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Grease Trap Tank Fact Sheet	12-027	11/22/16

Guide to Preparation of Applications for Approval of Continuing Education Progra	12-058	12/7/16
Hardship Certificates Fact Sheet	12-018	11/14/16
Lagoon Site Location Fact Sheet	12-028	11/22/16
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Maintenance of Septic Systems and Lagoons Fact Sheet	12-031	12/12/16
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Onsite Repair Fact Sheet	12-035	11/28/16
Onsite System Registration Fact Sheet	10-002	11/14/16
Onsite System Registration Instructions	13-006	12/7/16
Onsite Wastewater Fee Schedule	13-001	11/28/16
Onsite Wastewater Program: Subdivision Reviews	10-004	11/28/16
Onsite Wastewater Systems: Frequently Asked Questions	WAT056	12/12/16
Onsite Wastewater Treatment Facilities Program Overview	12-049	11/28/16
Onsite Wastewater Treatment System - Site Drawing Guidance Document	12-061	11/28/16
Onsite Wastewater Treatment System Site Evaluation	12-034	11/14/16
Overview of NDEQ Air, AFO, and Wastewater Permitting Programs	16-022c	12/15/16
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Private Onsite Wastewater Treatment System Advisory Committee (OWAC) Fact Sheet	12-059	2/6/20
Required Professional Development Hours for Certificate Renewal Fact Sheet	12-054	11/28/16
Required Site and System Information Fact Sheet	12-062	11/28/16
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Septic Systems on Small Lots Fact Sheet	12-038	11/28/16
Soil Percolation Fact Sheet	12-040	11/28/16
Subdivision Review and Approval Application Instructions	12-008a	12/12/16
Tank Pumping and Domestic Septage Disposal Fact Sheet	12-041	11/28/16
Tanks Fact Sheet	12-042	11/28/16
Temporary Modification Fact Sheet	12-043	11/28/16
Trench Width for Soil Absorption Systems With Filter Material Fact Sheet	12-044	12/12/16

Trench Width for Soil Absorption Systems Without Filter Material Fact Sheet	12-045	12/12/16
Waste Prohibitions Fact Sheet	12-046	12/12/16
▼ Petroleum Remediation Program		
Air Emissions Guidance for Petroleum Remediation Sites	03-151	4/13/20
Management of Petroleum-Contaminated Materials	06-205a	11/17/16
Petroleum Release Remedial Action Reimbursement Fund Title 200 Reimbursement Red	16-009	11/17/16
Petroleum Underground Storage Tanks: Closure Assessment Sample Collection and Ov	01-117	6/19/18
Risk-Based Corrective Action (RBCA) At Petroleum Release Sites: Tier 1/Tier 2 As	01-082	10/25/16
Summary of Title 200	00-069	8/31/16
Title 200 Program - Reasonable Rate Schedule	08-023	8/26/20
Voluntary Remedial Action	02-118	10/25/16
▼ Public Water Supply Program		
Capacity Development Program Strategy 2016	20-019	7/16/20
Revised Total Coliform Rule - Fact Sheet Monthly Monitoring	WAT263	3/4/19
Revised Total Coliform Rule - Fact Sheet Repeat Monitoring	WAT264	1/6/20
Revised Total Coliform Rule - Assessments and Corrective Actions	WAT262	3/4/19
Revised Total Coliform Rule - Fact Sheet Quarterly Monitoring	WAT265	3/4/19
Revised Total Coliform Rule - Fact Sheet Seasonal Systems	WAT266	3/4/19
Revised Total Coliform Rule - Quick Reference Guide	WAT267	3/4/19
▼ Underground Injection Control (UIC)		
Class III UIC Permit Applications and Petitions for Aquifer Exemption	08-109	11/29/16
Frequently Asked Questions About In-Situ Recovery Mining in Nebraska	10-015	11/29/16
Frequently Asked Questions About Underground Injection Control Class V Wells in	18-007	9/15/20
▼ Wastewater Treatment		
Information for Those Considering Bypassing Wastewater Treatment	WAT154	11/28/16
▼ Wastewater Treatment Operator Certification (OCP)		
Guide to Submittal of Continuing Education Programs For Wastewater Treatment Fac	10-024	12/15/16
Wastewater Treatment Facility Operator Certification Application and Examination	10-023	12/15/16
<u>Wastewater Treatment Facility Ratings Fact Sheet</u>	10-022	11/28/16
Wastewater Treatment Operator Certification Continuing Education	10-021	11/28/16

Rules and Regulations

Current Rules and Regulations For NDEE		
Title Number	Title Name	Effective Date of Last Revision
Title 114	Landfill Closure Assistance Fund - REPEALED Waste Management Division	REPEALED - August 17, 2008
Title 115	Rules of Practice and Procedure Legal Services Division	June 24, 2019
Title 116	Code of Ethics - REPEALED Director	REPEALED - June 13, 2018
Title 117	Nebraska Surface Water Quality Standards ** Not included in search feature ** Water Quality Division	June 24, 2019
Title 118	Groundwater Quality Standards and Use Classification Water Quality Division	March 27, 2006
Title 119	Rules and Regulations Pertaining to the Issuance of Permits under the National Pollutant Discharge Elimination System Water Quality Division	July 2, 2017
Title 120	Rules and Regulations Pertaining To Certification by The State of Nebraska Water Quality Division	March 6, 2019
Title 121	Effluent Guidelines and Standards - REPEALED, see Title 119 Water Quality Division	REPEALED May 15, 2005
Title 122	Rules and Regulations for Underground Injection and Mineral Production Wells Water Quality Division	April 2, 2002
Title 123	Rules And Regulations For The Design, Operation And Maintenance Of Wastewater Works Water Quality Division	September 4, 2019
Title 124	Rules and Regulations for the Design, Operation and Maintenance of On-site Wastewater Treatment Systems Water Quality Division	August 11, 2012
Title 125	Rules and Regulations for the Design, Operation and Maintenance of Individual Waste Treatment Lagoons Water Quality Division	REPEALED October 3, 1999
Title 126	Rules and Regulations Pertaining to Management of Waste Waste Management Division	August 11, 1999
Title 127	Rules and Regulations Governing the Nebraska Pretreatment Program - REPEALED, see Title 119 Water Quality Division	REPEALED May 15, 2005
Title 128	Nebraska Hazardous Waste Regulations Waste Management Division	July 6, 2016
Title 129	Nebraska Air Quality Regulations Air Quality Division	June 24, 2019
Title 130	Livestock Waste Control Regulations Water Quality Division	October 4, 2011
Title 131	Rules and Regulations for the Wastewater Treatment Facilities and Drinking Water Construction Assistance Program Water Quality Division	July 21, 2019

Title 132	Integrated Solid Waste Management Regulations Waste Management Division	May 17, 2016
Title 133	Litter Reduction and Recycling Grant Program Waste Management Division	January 8, 2019
Title 135	Rules and Regulations for Mineral Exploration Holes Water Quality Division	March 29, 2020
Title 136	Scrap Tire Management Rules and Regulations Waste Management Division	Repealed April 11, 2005
Title 194	Rules and Regulations for the Disposal Low-level Radioactive Waste - REPEALED Low-Level Radioactive Waste Program	REPEALED - June 13, 2018
Title 195	Chemigation Regulations Water Quality Division	April 19, 2020
Title 196	Rules and Regulations Pertaining to Groundwater Management Areas Water Quality Division	Repealed September 2, 2019
Title 197	Rules and Regulations for Certification of Wastewater Treatment Operators Water Quality Division	April 6, 2020
Title 198	Rules and Regulations Pertaining to Agricultural Chemical Containment Water Quality Division	April 25, 2020
Title 199	Waste Reduction and Recycling Incentive Grants Program Waste Management Division	January 16, 2019
Title 200	Petroleum Release Remedial Action Cash Fund Water Quality Division	April 6, 2020

If you have questions relating to these documents, please contact NDEE's Public Information Office at 402-471-2186.



Carla Prange Felix
NDEE Public Information Officer