



## ESCGP-3 TRANSITION PLAN

### ESCGP-3 Transition Plan

On October 6, 2018, the Department of Environmental Protection (Department or DEP) published the ESCGP-3 as final and the following transition plan is now in effect. For the purposes of this transition plan, Notices of Intent (NOIs) for ESCGP-3 submitted to the Department will not be considered received until they are date stamped at the appropriate district office.

### ESCGP-3

After October 6, 2018, NOIs for ESCGP-3 have been accepted and processed in accordance with the Policy for Implementing the Department Permit Review Process and Permit Decisions Guarantee (PDG), Document No. 021-2100-001.

Since October 6, 2018, ESCGP-3 NOIs and associated documents and attachments submitted to the Bureau of District Oil and Gas Operations were able to be submitted as paper hard copies and, after October 29, 2018, as electronic applications through the Department's ePermitting Application. After September 9, 2020, persons submitting NOIs for "New" and "Major Modification" NOIs to the Bureau of District Oil and Gas Operations must submit those NOIs through the ePermitting Application. "Renewal" project types will continue to be accepted using hard copy NOIs until further notice. All ESCGP-3 NOIs and associated documents and attachments submitted to a Conservation District, the DEP Regional Waterways and Wetlands Program or the Regional Permit Coordination Office will continue to be hard copies until further notice.

### ESCGP-2

ESCGP-2 expired on December 29, 2018. Due to the expiration of ESCGP-2, the Department acted on all NOIs submitted for coverage under ESCGP-2 by that date. Any NOI submitted to the Department before October 15, 2018, for coverage under ESCGP-2 with outstanding deficiencies were considered withdrawn 60-days after the applicant was notified of the deficiencies.

Additionally, any project that was authorized for coverage under ESCGP-2 prior to this date had coverage administratively extended under the terms and conditions of ESCGP-2 for the remainder of the time period of the original coverage.

*EXAMPLE: ESCGP-2 coverage was originally obtained on October 15, 2018, for a period of 5 years. In this scenario, the ESCGP-2 coverage will remain in force until October 15, 2023, the date that the Department approves a notice of termination (NOT) for the permit or the date that Department revokes permit coverage, whichever comes first.*

If, after October 15, 2018, an applicant proposes a modification to a pending NOI, the Department may consider the modification to constitute a new project and may require resubmission of the project under the terms and conditions of ESCGP-3.

Minor amendments to plans for projects that have been authorized under ESCGP-2 do not require submission of a new permit application or a transition to coverage under ESCGP-3.

Major amendments, including expansion of permit boundary, will require coverage under an ESCGP-3.