



New Mexico State Senate  
State Capitol  
Santa Fe

November 15, 2024

New Mexico Oil Conservation Commission  
Wendell Chino Building  
1220 South St. Francis Drive  
Santa Fe, NM 87505

Dear Oil Conservation Commissioners,

We agree that PFAS should not be intentionally utilized in the fracking process, but we do not support the current version of the OCC rule. We encourage the OCC to not let fear influence your decisions but rely on facts and science to direct your rulemaking.

PFAS are everywhere in our daily lives, including household items like nonstick cookware, water-repellent clothing, and some cosmetics. There are many industries that need to take a serious look at limiting and ultimately removing PFAS from their products; however, the oil and natural gas industry has already done that. Very limited amounts of specific PFAS were previously used in friction reduction and surfactant agents; the industry has moved away from using PFAS and is supportive of legislation regulating its use in fracking.

Even the EPA doesn't include the oil and natural gas industry on their lists of industries targeted for rulemaking, data review, and monitoring PFAS. Why? Because PFAS are not common in oil and natural gas operations.

Oil and natural gas operators care about safety and protecting the environment. That is why PFAS are not intentionally used in fracking operations in our state.

The oil and natural gas industry already provides details about chemicals used in the fracking process and is happy to certify that PFAS is not used in fracking operations. As the most highly regulated industry at the federal and state level, there is simply no need for additional rulemaking on this matter.

We ask that you let data and science be your guide and see through the attempts to tie PFAS with the oil and natural gas industry as you proceed in the rulemaking process.

Sincerely,

Handwritten signature of William E. Sharer.

William E. Sharer  
State Senator, District 1

Handwritten signature of David M. Gallegos.

David M. Gallegos  
State Senator, District 41

Handwritten signature of Craig W. Brandt.

Craig W. Brandt  
State Senator, District 40

Handwritten signature of William F. Burt.

William F. Burt  
State Senator, District 33