

FINAL DOCKET: COMMISSION MEETING – THURSDAY – NOVEMBER 17, 2011

9:00 A.M. – Porter Hall
1220 South St. Francis
Santa Fe, New Mexico

Land Commissioner, Ray Powell, may designate Scott Dawson for this meeting, or may participate himself.

Notice: The minutes of the October 20, 2011 Commission Meeting will be adopted.

Notice: During this meeting, the Commission may conduct a closed executive session during which it will deliberate in connection with an administrative adjudicatory proceeding pending before the Commission or consult with Commission counsel under the attorney-client privilege concerning threatened or pending litigation in which the Commission is or may become a participant.

Final action may be taken in CASE 14161: (REOPENED) Application of Targa Midstream Service LP to Amend Order No. R-13052.

CASE 14753: *Application of the New Mexico Oil and Gas Association for amendment of certain provisions of Title 19, Chapter 15, Part 16 of the New Mexico Administrative Code concerning log, completion, hydraulic fracturing, and workover reports, Statewide.* Applicant seeks an order amending provisions of the New Mexico Administrative Code ("NMAC") concerning log, completion, hydraulic fracturing and workover reports, codified as Part 16 of the Rules of the Oil Conservation Division [19.15.16.18 NMAC], to (1) require the disclosure of the composition of fluids used to stimulate new and recompleted wells in hydraulic fracturing stimulation operations, (2) assure transparency that will demonstrate the safety of this process to all concerned persons thereby facilitating production in a manner that prevents waste of oil and gas, protects correlative rights of the owners of these minerals as defined by the Oil and Gas Act, (3) assure that New Mexico's oil and gas resources are developed in a manner that protects ground water, human health and the environment; and (4) certify the amended rule for publication in the New Mexico Register as required by statute. Copies of the text of the proposed amendments are available from Division Administrator Florene Davidson at (505) 476-3458 or from the Division's web site at <http://www.emnrd.state.nm.us/ocd>. Written comments on the proposed amendments and pre-hearing statements must be received no later than 5:00 p.m. on Wednesday, November 9, 2011. Any person may present non-technical testimony or make an un-sworn statement at the hearing. Any person who intends to present technical testimony or cross-examine witnesses at the hearing shall, no later than 5:00 p.m. on Wednesday, November 9, 2011, file six sets of a pre-hearing statement with Ms. Davidson. The pre-hearing statement shall include the person's name and the name of the person's attorney; the names of all witnesses the person will call to testify at the hearing; a concise statement of each witnesses' testimony; all technical witnesses' qualifications including a description of the witnesses' education and experience; and the approximate time needed to present the testimony. The person shall attach to the pre-hearing statement any exhibits he or she plans to offer as evidence at the hearing. Any person recommending modifications to a proposed rule change shall, no later than Wednesday, November 2, 2011, file a notice of recommended modifications with Ms. Davidson including the text of the recommended modifications, an explanation of the modifications' impact, and the reasons for adopting the modifications. Written comments, pre-hearing statements and notices of recommended modifications may be hand-delivered or mailed to Ms. Davidson at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505, or may be faxed to Ms. Davidson at (505) 476-3462. Faxed documents must be entirely received prior to 5:00 p.m., Mountain Time, on the due date. If additional time is needed, the hearing may continue at a later date announced by the Commission.