

NMAC Transmittal Form

NEW MEXICO
Commission of Public Records
With the State Records Center and e-Records
Your Access to Public Information

FILED WITH
STATE RECORDS CENTER

Volume: Issue: Publication Date: Number of pages:

2018 JUN 13 AM 10:35
(ALD Use Only)
Sequence No.

Issuing agency name and address:

Agency DFA code:

Contact person's name:

Phone number:

E-mail address:

Type of rule action:

(ALD Use Only)

Most Recent Filing Date:

New Amendment Repeal Emergency Renumber

Title number:

Title name:

Chapter number:

Chapter name:

Part number:

Part name:

Amendment Description (If filing an Amendment):

Amendment's NMAC Citation (If filing an Amendment):

Are there any materials incorporated by reference? Please list attachments or Internet sites if applicable.

Yes No

If materials are attached, has copyright permission been received? Yes No Public domain

Concise Explanatory Statement for rulemaking adoption:

Specific statutory or other authority authorizing rulemaking:

Notice date(s):

Rule Hearing date(s):

Rule Adoption date:

Rule Effective date:

Findings required for rulemaking adoption.

Findings MUST include:

- Reasons for adopting rule, including any findings otherwise required by law of the agency, and a summary of any independent analysis done by the agency;
- Reasons for any change between the published proposed rule and the final rule; and
- Reasons for not accepting substantive arguments made through public comment.

Continued on next page

4/12/2018

**Findings required for rulemaking adoption
(continued)**

[Empty box for findings]

Issuing authority (If delegated, authority letter must be on file with ALD):

Name:

Heather Riley

Check if authority has been delegated

Title:

Oil Conservation Commission Chair

Signature: (BLACK ink only)

Heather Riley

Date signed:

6/12/18

2018 JUN 13 AM 10: 36

This is an amendment to 19.15.14 NMAC, amending Sections 1 and 8, effective 6/26/2018.

19.15.14.1 ISSUING AGENCY: ~~[Energy, Minerals and Natural Resources Department, Oil Conservation Division]~~ Oil Conservation Commission.

[19.15.14.1 NMAC - N, 12/1/2008; A, 6/26/2018]

19.15.14.8 PERMIT TO DRILL, DEEPEN OR PLUG BACK:

A. Permit required. An operator is required to obtain a permit approved by the division prior to commencing drilling, deepening or re-entry operations, commencing an additional lateral, plugging a well back to a different pool, or completing or re-completing a well in an additional pool.

B. ~~[Mineral owner or lessee consent required. An operator shall not file an application for permit to drill nor commence drilling operations until the operator has either:~~

~~(1) received the consent of at least one lessee or owner of an unleased mineral interest at the proposed bottom hole location; or~~

~~(2) obtained a compulsory pooling order from the division. In addition, an operator filing an application for permit to drill for a horizontal or directional well shall comply with Subsection A of 19.15.16.15 NMAC.] Mineral owner or working interest owner consent required.~~

(1) An operator shall not file an application for permit to drill nor commence drilling operations until the operator has either:

(a) received the consent of at least one working interest owner or owner of an unleased mineral interest at the proposed bottom hole location; or

(b) obtained a compulsory pooling order from the division.

(2) In addition, an operator filing an application for permit to drill a horizontal well shall comply with Paragraph (1) of Subsection A of 19.15.16.15 NMAC.

[19.15.14.8 NMAC - Rp, 19.15.3.102 NMAC, 12/1/2008; A, 2/15/2012; A, 4/16/2012; A, 6/26/2018]