

November 6, 1996
DRAFT
OCD PROPOSED REPLACEMENT RULE 116

116 UNAUTHORIZED RELEASE NOTIFICATION AND CORRECTIVE ACTION

116.A. NOTIFICATION:

The Division shall be notified of any unauthorized release occurring during the drilling, producing, storing, disposing, injecting, transporting, servicing or processing of crude oil, natural gases, produced water, condensate or oil field waste including Regulated NORM, or other oil field related chemicals, contaminants or mixture thereof, in the State of New Mexico in accordance with the requirements of this rule. {1-1-50... - - 96}

116.B. REPORTING REQUIREMENTS: Notification of an unauthorized release shall be made by the person operating or controlling either the release or the location of the release in accordance with the following requirements:

(1) A Major Release shall be reported by giving both immediate verbal notice and timely written notice pursuant to Subsection C(1) and C(2) of this Rule. A Major Release is either:

- (a) a release of a volume, excluding natural gases, in excess of 25 barrels; or
- (b) a release of any volume which:
 - (i) results in a fire;
 - (ii) will reach a water course;
 - (iii) may with reasonable probability endanger public health;
 - (iv) results in substantial damage to property or the environment; or
- (c) a release of natural gases in excess of 500 mcf. [- 96]

(2) A Minor Release shall be reported by giving timely written notice pursuant to Subsection C(2) of this Rule. A Minor Release is a release of a volume, greater than 5 barrels but not more than 25 barrels; or greater than 50 mcf but less than 500 mcf of natural gases. [- -96]

BEFORE THE OIL CONSERVATION COMMISSION Santa Fe, New Mexico	
Case No. <u>11352</u>	Exhibit No. <u>1</u>
Submitted by <u>OCD</u>	
Hearing Date <u>11-14-96</u>	

116.C. CONTENTS OF NOTIFICATION:

(1) **Immediate verbal notification** required pursuant to Subsection B shall be reported within twenty-four (24) hours of discovery to the Division District Office for the area within which the release takes place. This notification shall provide to the best of that persons knowledge the information required on Division form C-141. [5-22-73... - -96]

(2) **Timely written notification** is required to be reported pursuant to Subsection B of Rule 116 within fifteen (15) days to the Division District Office for the area within which the release takes place by completing and filing Division Form C-141. [5-22-73... - -96]

116.D. **CORRECTIVE ACTION:** The responsible person must complete Division approved corrective action for unauthorized releases which endanger public health or the environment. Releases will be addressed in accordance with a remediation plan submitted to and approved by the Division or with an abatement plan submitted in accordance with Rule 19 (19 NMAC 15.A.19). [- -96].

November 6, 1996

DRAFT

OCD PROPOSED REPLACEMENT RULE 116

(additions denoted in redline, deletions denoted in strikeout)

116 UNAUTHORIZED RELEASE NOTIFICATION AND CORRECTIVE ACTION

116.A. NOTIFICATION:

The Division shall be notified of any unauthorized release occurring during the drilling, producing, storing, disposing, injecting, transporting, servicing or processing of crude oil, natural gases, produced water, condensate or oil field waste including Regulated NORM, or other oil field related chemicals, contaminants or mixture thereof, in the State of New Mexico in accordance with the requirements of this rule. {1-1-50... - - 96}

116.B. REPORTING REQUIREMENTS: Notification of an unauthorized release ~~as defined in Rule A.7~~ shall be made by the person operating or controlling either the release or the location of the release in accordance with the following requirements:

(1) A ~~Category I Major~~ rRelease shall be reported by giving both immediate verbal notice and timely written notice pursuant to Subsection C(1) and C(2) of this Rule. ~~For purpose of this Rule, a Category I A Major~~ Release is either:

- (a) a release of a volume, ~~excluding natural gases,~~ in excess of 25 barrels; or
- (b) a release of any volume, ~~excluding natural gas,~~ which:
 - (i) results in a fire;
 - (ii) will reach a water course;
 - (iii) may with reasonable probability endanger public health; ~~or~~
 - (iv) results in substantial damage to property or the environment; ~~or~~
- (c) a release of natural gases in excess of 500 mcf. [- 96]

~~(2) A Category II Release shall be reported by giving immediate verbal notice pursuant to Subsection C (1) of this Rule. For purpose of this Rule, a Category II Release is a release of any volume of natural gas, which:~~

- ~~(a) results in a fire;~~
- ~~(b) may with reasonable probability endanger public health;~~
~~or~~
- ~~(c) result in substantial damage to property or the environment. [- 96]~~

(3) ~~2) A Category III Minor Release shall be reported by giving timely written notice pursuant to Subsection C(2) of this Rule. For the purpose of this Rule, a Category III A Minor Release is a release of a volume, excluding natural gas, greater than 5 barrels but not more than 25 barrels; or greater than 50 mcf but less than 500 mcf of natural gases. [- -96]~~

116.C. CONTENTS OF NOTIFICATION:

(1) ~~Immediate verbal notification is required to be reported pursuant to Subsection B of Rule 116 shall be reported within twenty-four (24) hours of discovery to the Division District Office of the Division for the area within which this the release takes place. This notification shall provide to the best of that persons knowledge the information required on Division form C-141. include, identification of the location of the release by quarter-quarter section, township and range and by distance and direction from the nearest town or landmark; the nature and estimated quantity of the loss and general conditions prevailing in the area; and any mitigation or corrective action being taken. [5-22-73... - -96]~~

(2) ~~Timely written notification is required to be reported pursuant to Subsection B of Rule 116 within fifteen (15) days to the Division District Office of the Division for the area within which this the release takes place by completing and filing Division Form C-141. [5-22-73... - -96]~~

116.D. CORRECTIVE ACTION: The responsible person must complete Division approved corrective action for unauthorized releases which endanger public health or the environment. Releases will be addressed in accordance with a remediation plan submitted to and approved by the Division or with an Abatement Plan submitted in accordance with Rule 19 (19 NMAC 15.A.19). [- -96].

November 13, 1996
DRAFT
OCD PROPOSED REPLACEMENT FOR RULE 116

116 RELEASE NOTIFICATION AND CORRECTIVE ACTION

116.A. NOTIFICATION:

(1) The Division shall be notified of any unauthorized release occurring during the drilling, producing, storing, disposing, injecting, transporting, servicing or processing of crude oil, natural gases, produced water, condensate or oil field waste including Regulated NORM, or other oil field related chemicals, contaminants or mixture thereof, in the State of New Mexico in accordance with the requirements of this rule. {1-1-50... - - 96}

(2) The Division shall be notified in accordance with this rule with respect to any release from any facility of oil or other water contaminant, in such quantity as may with reasonable probability be detrimental to water or cause an exceedance of the standards in 19 NMAC 15.A.19. B(1), B(2) or B(3). [- 96]

116.B. REPORTING REQUIREMENTS: Notification of the above releases shall be made by the person operating or controlling either the release or the location of the release in accordance with the following requirements:

(1) A Major Release shall be reported by giving both immediate verbal notice and timely written notice pursuant to Subsection C(1) and C(2) of this Rule. A Major Release is either:

- (a) an unauthorized release of a volume, excluding natural gases, in excess of 25 barrels; or
- (b) an unauthorized release of any volume which:
 - (i) results in a fire;
 - (ii) will reach a water course;
 - (iii) may with reasonable probability endanger public health;
 - (iv) results in substantial damage to property or the environment; or
- (c) an unauthorized release of natural gases in excess of 500 mcf; or
- (d) a release of any volume which may with reasonable probability be detrimental to water or cause an exceedance of the standards in 19 NMAC 15.A.19. B(1), B(2) or B(3). [- 96]

**BEFORE THE
OIL CONSERVATION COMMISSION**
Santa Fe, New Mexico
Case No. 11352 Exhibit No. 2
Submitted by OCD
Hearing Date 11-14-96

(2) A **Minor Release** shall be reported by giving timely written notice pursuant to Subsection C(2) of this Rule. A Minor Release is an unauthorized release of a volume, greater than 5 barrels but not more than 25 barrels; or greater than 50 mcf but less than 500 mcf of natural gases. [- - 96]

116.C. CONTENTS OF NOTIFICATION:

(1) **Immediate verbal notification** required pursuant to Subsection B shall be reported within twenty-four (24) hours of discovery to the Division District Office for the area within which the release takes place. In addition, **immediate verbal notification** pursuant to Subsection B.(1).(d). shall be reported to the Division's Environmental Bureau Chief. This notification shall provide to the best of that persons knowledge the information required on Division form C-141. [5-22-73... - -96]

(2) **Timely written notification** is required to be reported pursuant to Subsection B of Rule 116 within fifteen (15) days to the Division District Office for the area within which the release takes place by completing and filing Division Form C-141. In addition, timely written notification required pursuant to Subsection B.(1).(d). shall also be reported to the Division's Environmental Bureau Chief within fifteen (15) days after the release is discovered. The written notification shall verify the prior verbal notification and provide any appropriate additions or corrections to the information contained in the prior verbal notification. [5-22-73... - -96]

116.D. **CORRECTIVE ACTION:** The responsible person must complete Division approved corrective action for releases which endanger public health or the environment. Releases will be addressed in accordance with a remediation plan submitted to and approved by the Division or with an abatement plan submitted in accordance with Rule 19 (19 NMAC 15.A.19). [- -96].

exceedance of the standards in 19 NMAC 15.A.19. B(1), B(2) or B(3). [- 96]

~~(2) A Category II Release shall be reported by giving immediate verbal notice pursuant to Subsection C(1) of this Rule. For purpose of this Rule, a Category II Release is a release of any volume of natural gas, which:~~

- ~~(a) results in a fire;~~
- ~~(b) may with reasonable probability endanger public health;~~
- ~~or~~
- ~~(c) result in substantial damage to property or the environment. [- 96]~~

~~(3 2) A Category III Minor rRelease shall be reported by giving timely written notice pursuant to Subsection C(2) of this Rule. For the purpose of this Rule, a Category III A Minor Release is an unauthorized release of a volume, excluding natural gas, greater than 5 barrels but not more than 25 barrels; or greater than 50 mcf but less than 500 mcf of natural gases. [- - 96]~~

116.C. CONTENTS OF NOTIFICATION:

~~(1) Immediate verbal notification is required to be reported pursuant to Subsection B of Rule 116 shall be reported within twenty-four (24) hours of discovery to the Division District Office of the Division for the area within which this the release takes place. In addition, immediate verbal notification pursuant to Subsection B.(1).(d). shall be reported to the Division's Environmental Bureau Chief. This notification shall provide to the best of that persons knowledge the information required on Division form C-141. include; identification of the location of the release by quarter-quarter section, township and range and by distance and direction from the nearest town or landmark; the nature and estimated quantity of the loss and general conditions prevailing in the area; and any mitigation or corrective action being taken. [5-22-73... - -96]~~

~~(2) Timely written notification is required to be reported pursuant to Subsection B of Rule 116 within fifteen (15) days to the Division District Office of the Division for the area within which this the release takes place by completing and filing Division Form C-141. In addition, timely written notification required pursuant to Subsection B.(1).(d). shall also be reported to the Division's Environmental Bureau Chief within fifteen (15) days after the release is discovered. The written nctification shall verify the prior verbal notification and provide any appropriate additions or corrections to the information contained in the prior verbal notification. [5-22-73... - -96]~~

116.D. CORRECTIVE ACTION: The responsible person must complete Division approved corrective action for unauthorized releases which endanger public health or the environment. Releases will be addressed in accordance with a remediation plan submitted to and approved by the Division or with an Abatement Pplan submitted in accordance with Rule 19 (19 NMAC 15.A.19). [- - 96].

District I - (505) 393-6161
 P. O. Box 1940
 Hobbs, NM 88241-1980
 District II - (505) 748-1283
 811 South First
 Artesia, NM 88210
 District III - (505) 334-6178
 1000 Rio Brazos Road
 Aztec, NM 87410
 District IV - (505) 827-7131

State of NEW MEXICO
Energy Minerals and Natural Resources Department
Oil Conservation Division
 2040 South Pacheco Street
 Santa Fe, New Mexico 87505
 (505) 827-7131

FORM O-171
 Originated _____

Submit 2 copies to
 Appropriate District
 Office in accordance
 with Rule 116 on
 back side of form

Release Notification and Corrective Action

OPERATOR

Initial Report Final Report

Name	Contact
Address	Telephone No.
Facility Name	Facility Type

Surface Owner	Mineral Owner	Lease No.
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LOCATION OF RELEASE

Unit Letter	Section	Township	Range	Feet from the	North/South Line	Feet from the	East/West Line	County
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NATURE OF RELEASE

Type of Release	Volume of Release	Volume Recovered
Source of Release	Date and Hour of Occurrence	Date and Hour of Discovery
Was Immediate Notice Given? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Required	If YES, To Whom?	
By Whom?	Date and Hour	
Was a Watercourse Reached? <input type="checkbox"/> Yes <input type="checkbox"/> No	If YES, Volume Impacting the Watercourse.	

If a Watercourse was Impacted, Describe Fully.*

Describe Cause of Problem and Remedial Action Taken.*

Describe Area Affected and Cleanup Action Taken.*

Describe General Conditions Prevailing (Temperature, Precipitation, etc.).*

BEFORE THE
OIL CONSERVATION COMMISSION
Santa Fe, New Mexico
 Case No. 11352 Exhibit No. 3
 Submitted by GED
 Hearing Date 11-14-96

I hereby certify that the information given above is true and complete to the best of my knowledge and belief. Signature:	<u>OIL CONSERVATION DIVISION</u>		
Printed Name:	Approved by District Supervisor:		
Title:	Approval Date:	Expiration Date:	
Date:	Phone:	Conditions of Approval:	Attached <input type="checkbox"/>

* Attach Additional Sheets If Necessary