

**STATE OF NEW MEXICO  
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT  
OIL CONSERVATION DIVISION**

**APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION TO REFORMAT ITS RULES TO COMPLY WITH THE NEW MEXICO ADMINISTRATIVE CODE (NMAC), MAKE MINOR NON-SUBSTANTIVE CORRECTIONS TO ITS RULES AT THAT TIME, RENUMBER RULES 1 THROUGH 8 AS RULES 11 THROUGH 18 AND CODIFY ORDERS OF MORE -THAN-SPECIFIC-APPLICATION NUMBERED R-111, R-3221, R-5353, R-7940, AND R-8170 AS RULES.**

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Oil Conservation Division

CASE NO. 1.1451

**APPLICATION**

1. The New Mexico Administrative Code (NMAC) requires that all rules and regulations of all state agencies comply with its format in order to make any rule amendments beginning January 1, 1996. The OCD rules are currently not in the NMAC format.

2. The OCD rules will be required to be located in Chapter 15 named "Petroleum, Oil and Gases Storage and Handling" in Title 19 of the NMAC named "Natural Resources and Wildlife". The cite to the new NMAC location for the OCD rules will thus be "19 NMAC 15. ..." Further subdivisions are called Parts, then Sections, and then Paragraphs.

3. The current OCD rules are grouped into sections lettered A through O based upon the subject matter of those rules, e.g., all rules pertaining to drilling (Rules 101 through 118) are in section C, etc. The reformatted OCD rules can retain those groupings with the sections lettered A through O now becoming Parts A through O under the NMAC. The NMAC structure also requires that the first six sections of every part contain the following information: 1 Issuing Agency, 2 Scope, 3 Statutory Authority, 4 Duration, 5 Effective Date, 6 Objective. The NMAC

structure requires that all general provisions now be contained in Part A. Therefore the OCD general rules contained in current Section B (Rules 1 through 8) should be renumbered as Rules 11 through 18 and incorporated into Part A. Definitions, formerly found in Rule 0.1 in Section A, are required to in Section 7 of Part A under the NMAC. Part B will be reserved.

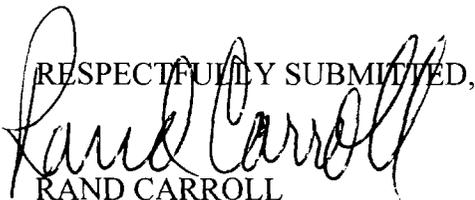
4. OCD orders of more-than-specific-application, that operate similar to rules, are required to be codified in the OCD rules. The OCD is requesting that the following orders be so codified in a new "Part R" (with new Parts P and Q being reserved) titled "Orders-of-More-than-Specific-Application": R-111, R-3221, R-5353, R-7940 and R-8170. The cite to Order No. R-3221 would then, for example, be 19 NMAC 15.R.3221.

5. At the same time that the reformatting occurs, the OCD requests that minor typographical, structure and grammatical corrections be made to the rules.

6. The OCD requests that the effective date of the new reformatted rules be February 1, 1996.

7. The OCD requests that all of the above requests be incorporated into an order of the Commission along with such other and further relief as the Division seems just and proper.

RESPECTFULLY SUBMITTED,



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