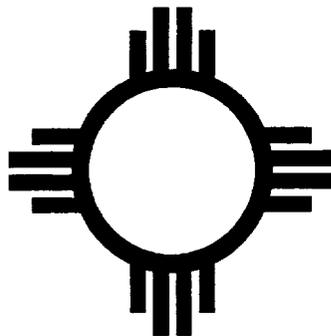


NEW MEXICO REGISTER

Volume VIII, Issue No. 14
July 31, 1997



The Official Publication for All Notices
of Rule Making and Filings of Adopted,
Proposed and Emergency Rules
in New Mexico

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Effective Date and Validity of Rule Filings

Rules published in this issue of the **New Mexico Register** are effective on the publication date of this issue unless otherwise specified. "No rule shall be valid or enforceable until it is filed with the records center and published in the **New Mexico register** as provided by the State Rules Act. Unless a later date is otherwise provided by law, the effective date of a rule shall be the date of publication in the **New Mexico register**." 14-4-5 NMSA 1978.

A=Amended, N=New, R=Repealed, S=Synopsis

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Michie does not have editorial control over the material submitted for publication by state agencies; it is required contractually to publish material as it is submitted. Therefore, Michie is not responsible for editorial errors or omissions of any kind unless made by our staff.

(2) The Division Director, may, at his discretion, set any application for administrative approval whereby the operator shall submit appropriate information and give notice as requested by the Division Director. Unprotested applications may be approved administratively within 20 days of receipt of the application and supporting information. If the application is protested, or the Division Director decides that a public hearing is appropriate, the application may be set for public hearing. [7-26-95, 2-1-96; Rn, 19 NMAC 15.C.111.E.(1) & 19 NMAC 15.C.111.F(1)&(2), 7-31-97; A, 7-31-97]

(3) Permission to deviate or directionally drill any wellbore for any reason or in any manner not provided for in this rule shall be granted only after notice and opportunity for hearing. [7-26-95, 2-1-96; Rn, 19 NMAC 15.C.111.F.(3), 7-31-97; A, 7-31-97]

111.E. Reserved. [7-26-95, 2-1-96; 7-31-97]

(1) Reserved. [7-26-95, 2-1-96; 7-31-97]

(2) Reserved. [7-26-95, 2-1-96; 7-31-97]

111.F. Reserved. [8-28-62...2-1-96; 7-31-97]

(1) Reserved. [8-28-62...2-1-96; 7-31-97]

(2) Reserved. [3-2-84...2-1-96; 7-31-97]

(3) Reserved. [3-2-84...2-1-96; 7-31-97]

**NEW MEXICO
ENERGY, MINERALS AND
NATURAL RESOURCES
DEPARTMENT**

OIL CONSERVATION DIVISION

**Part 19 Natural Resources and Wildlife
Chapter 15 Oil and Gas
Part M Reports**

**1104 REQUEST FOR ALLOWABLE AND AUTHORIZATION TO
TRANSPORT OIL AND NATURAL GAS (Form C-104)**

1104.E. Form C-104 with Sections I, II, III, and VI, completely filled out shall be filed in QUINTUPLICATE by the operator of the well in the event there is a change of operator of any producing well, injection well, or disposal well, a change in pool designation, lease name, or well number, or any other pertinent change in condition of any such well. When filing Form C-104 for change of operator, the new operator shall file the form in the above manner, and shall give the name and address of the previous as well as the present operator. The Form C-104 will not be approved by the Division unless the new operator has an approved bond in compliance with Rule 101. [1-1-65...2-1-96; A, 7-31-97]

1104.F. [Repealed 1-1-65...2-1-96; R, 7-31-97]

**NEW MEXICO
DEPARTMENT OF GAME
AND FISH**

LAW ENFORCEMENT DIVISION

**Title 19 Natural Resources and Wildlife
Chapter 30 Wildlife Administration
Part 8 Guide & Outfitter
Registration**

9.2.10 Reserved. [9-14-96; R, 7-31-97]

**NEW MEXICO
DEPARTMENT OF GAME
AND FISH**

LAW ENFORCEMENT DIVISION

**Title 19 Natural Resources and Wildlife
Chapter 31 Hunting and Fishing Regulations
Part 5 Upland Game**

4 DURATION

April 1, 1997-March 31, 1998. [8-2-84...7-31-95; A, 7-31-97]

5 EFFECTIVE DATE

July 31, 1997 unless different date is cited at the end of individual Sections or Paragraphs. [8-2-84...7-31-95; A, 7-31-97]

6 OBJECTIVE

Establishing hunting seasons on Blue-winged Teal, Green-winged Teal, Cinnamon Teal, pheasant, Blue Grouse, Lesser Prairie-Chicken, Montezuma quail, Northern Bobwhite, Scaled quail, Gambel's quail, Mourning dove, White-winged dove, Band-tailed Pigeon, Sandhill Crane, Abert's squirrel, Red squirrel, and setting Falconry seasons. [8-2-84...7-31-95; A, 7-31-97]

8 OPEN AREAS, SPECIES, SEASONS DATES, AND DAILY BAG LIMITS

8.1 1997-98 season; all dates are 1997 unless otherwise specified.

SPECIES	OPEN AREAS	SEASON OPEN	DAILY BAG LIMIT
Teal	Central Flyway portion of state	Sept. 13-21	4 (singly or in aggregate)
Pheasant	Statewide	Dec. 18-21	3 (males)
Youth-only Pheasant hunt	Seven Rivers WMA	Dec. 13	3 (males)
*See information; Section 14			
Blue Grouse	GS-1	Sept. 1-30	3
	GS-2	Oct. 1-31	3

cal. [7-26-95, 2-1-96; Rn, 19 NMAC 15.C.111.A.(11), 7-31-97; A, 7-31-97]

(5) Lateral — any portion of a wellbore past the point where the wellbore has been intentionally departed from the vertical. [7-26-95, 2-1-96; Rn, 19 NMAC 15.C.111.A.(14), 7-31-97; A, 7-31-97]

(6) Penetration Point — the point where the wellbore penetrates the top of the pool from which it is intended to produce. [7-26-95, 2-1-96, Rn, 19 NMAC 15.C.111.A.(9), 7-31-97; A, 7-31-97]

(7) Producing Area — the area that lies within a window formed by plotting the measured distance from the North, South, East and West boundaries of a project area, inside of which a vertical wellbore can be drilled and produced in conformity with the setback requirements from the outer boundary of a standard spacing unit for the applicable pool(s). [7-26-95, 2-1-96, Rn, 19 NMAC 15.C.111.A.(8), 7-31-97; A, 7-31-97]

(8) Producing Interval — that portion of the wellbore drilled inside the vertical limits of a pool, between its penetration point and its terminus. [7-26-95, 2-1-96; Rn, 19 NMAC 15.C.111.A.(13), 7-31-97; A, 7-31-97]

(9) Project Area — an area designated on Form C-102 that is enclosed by the outer boundaries of a spacing unit, a combination of complete spacing units, or an approved secondary, secondary, tertiary or pressure maintenance project. [7-26-95, 2-1-96; Rn, 19 NMAC 15.C.111.A.(7), 7-31-97; A, 7-31-97]

(10) Project Well — any well drilled, completed, produced or injected into as either a vertical well, deviated well or directional well. [7-26-95, 2-1-96; Rn, 19 NMAC 15.C.111.A.(6), 7-31-97; A, 7-31-97]

(11) Spacing Unit — the acreage that is dedicated to a well in accordance with Rule 104. Included in this definition is a "unit of proration for oil or gas" as defined by the Division and all non-standard such units previously approved by the Division. [7-26-95, 2-1-96, Rn, 19 NMAC 15.C.111.A.(4), 7-31-97; A, 7-31-97]

(12) Terminus — the farthest point attained along the wellbore. [7-26-95, 2-1-96; A, 7-31-97]

(13) Unorthodox — any part of the producing interval which is located outside of the producing area. [7-31-97]

(14) Vertical Well — a well that does not have an intentional departure or course deviation from the vertical. [7-26-95, 2-1-96; Rn, 19 NMAC 15.C.111.A.(3), 7-31-97; A, 7-31-97]

(15) Wellbore — the interior surface of a cased or open hole through which drilling, production, or injection operations are conducted. [7-26-95, 2-1-96; Rn, 19 NMAC 15.C.111.A.(5), 7-31-97; A, 7-31-97]

111.B. Deviated Wellbores: [7-26-95, 2-1-96; A, 7-31-97]

(1) Deviation Tests Required. Any vertical or deviated well which is drilled or deepened shall be tested at reasonably frequent intervals to determine the deviation from the vertical. Such tests shall be made at least once each 500 feet or at the first bit change succeeding 500 feet. A tabulation of all deviation tests run, sworn to and notarized, shall be filed with Form C-104, Request for Allowable and Authorization to Transport Oil and Natural Gas. [7-26-95, 2-1-96; A, 7-31-97]

(2) Excessive Deviation. When the deviation averages more than five degrees in any 500-foot interval, the operator shall include the calculations of the maximum possible horizontal displacement of the hole. When the maximum possible horizontal displacement exceeds the distance to the nearest outer boundary line of the appropriate unit, the operator shall run a directional survey to establish the location of the producing interval(s). [7-26-95, 2-1-96; A, 7-31-97]

(3) Unorthodox Locations. If the results of the directional survey indicate that the producing interval is more than 50 feet from the approved surface location and closer than the minimum setback requirements to the outer boundaries of the applicable unit, then the well shall be considered unorthodox. To obtain authority to produce such well, the operator shall file an application with the Division Director, copy to the appropriate Division District Office, and shall otherwise follow the normal process outlined in Rule 104(F)(3) to obtain approval of the unorthodox location. [7-26-95, 2-1-96; A, 7-31-97]

(4) Directional Survey Requirements. Upon request from the Division Director, any vertical or deviated well shall be directionally surveyed. The appropriate Division District Office shall be notified of the approximate time any directional surveys are to be conducted. All directional surveys run on any well in any manner for any reason must be filed with the Division upon completion of the well. The Division shall not assign an allowable to the well until all such directional surveys have been filed. [7-26-95, 2-1-96; A, 7-31-97]

111.C. Directional Wellbores: [7-26-95, 2-1-96; Rn, 19 NMAC 15.C.111.D, 7-31-97]

(1) Directional Drilling Within a Project Area. A permit to directionally drill a wellbore may be granted by the appropriate Division District Office if the producing interval is entirely within the producing area or at an unorthodox location previously approved by the Division. Additionally, if the project area consists of a combination of drilling units and includes any State or Federal acreage, a copy of the OCD Form C-102 shall be sent to the State Land Office or the Bureau of Land Management. [7-26-95, 2-1-96; Rn, 19 NMAC 15.C.111.D.(1), 7-31-97; A, 7-31-97]

(2) Unorthodox Wellbores. If all or part of the producing interval of any directional wellbore is projected to be outside of the producing area, the wellbore shall be considered unorthodox. To obtain approval for such wellbore, the applicant shall file a written application in duplicate with the Division Director, copy to the appropriate Division District Office, and shall otherwise follow the normal process outlined in Rule 104(F)(3). [7-26-95, 2-1-96; Rn, 19 NMAC 15.C.111.D.(2), 7-31-97; A, 7-31-97]

(3) Allowables for Project Areas With Multiple Proration Units. The maximum allowable assigned to the project area within a prorated pool shall be based upon the number of standard spacing units (or approved non-standard spacing units) that are developed or traversed by the producing interval of the directional wellbore or wellbores. Such maximum allowable shall be applicable to all production from the project area, including any vertical wellbores on standard spacing units inside the project area. [7-26-95, 2-1-96; Rn, 19 NMAC 15.C.111.D.(3), 7-31-97; A, 7-31-97]

(4) Directional Surveys Required. A directional survey shall be required on each well drilled under the provisions of this section. The appropriate Division District Office shall be notified of the approximate time all directional surveys are to be conducted. All directional surveys run on any well in any manner for any reason must be filed with the Division upon completion of the well. The Division shall not assign an allowable to the well until all such directional surveys have been filed. If the directional survey indicates that any part of the producing interval is outside of the producing area, or, in the case of an approved unorthodox location, less than the approved setback requirements from the outer boundary of the applicable unit, then the operator shall file an application with the Division Director, copy to the appropriate Division District Office, and shall otherwise follow the normal process outlined in Rule 104(F)(3) to obtain approval of the unorthodox location. [7-26-95, 2-1-96; Rn, 19 NMAC 15.C.111.E, 7-31-97; A, 7-31-97]

(5) Re-entry of Vertical or Deviated Wellbores for Directional Drilling Projects. These wellbores shall be considered orthodox provided the surface location is orthodox and the location of producing interval is within the tolerance allowed for deviated wellbores under Rule 111.B.(3). [7-31-97]

111.D. Additional Matters:

(1) Directional surveys required under the provisions of this rule shall have shot points no more than 200 feet apart and shall be run by competent surveying companies that are approved by the Division Director. Exceptions to the minimum shot point spacing will be allowed provided the accuracy of the survey is still within acceptable limits. [7-26-95, 2-1-96; Rn, 19 NMAC 15.C.111.F.(1), 7-31-97; A, 7-31-97]