

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

**IN THE MATTER OF THE HEARING
CALLED BY THE OIL CONSERVATION
COMMISSION FOR THE PURPOSE OF
CONSIDERING:**

**APPLICATION OF THE NEW MEXICO OIL
CONSERVATION DIVISION, THROUGH
THE ENVIRONMENTAL BUREAU CHIEF,
FOR THE ADOPTION OF AMENDMENTS
TO DIVISION RULE 118 (HYDROGEN SULFIDE GAS)**

CASE NO. 12897

ORDER NO. R-11847-A

ORDER OF THE OIL CONSERVATION COMMISSION

BY THE COMMISSION:

THIS MATTER came before the Oil Conservation Commission (hereinafter referred to as "the Commission") on July 19, August 30, September 20, September 27, and November 22, 2002 at Santa Fe, New Mexico, on application of the New Mexico Oil Conservation Division through the Chief of the Environmental Bureau (hereinafter referred to as "the Division"), and the Commission, on its own motion, having observed certain typographical errors in Order No. R-1 1847, now, on this 19th day of December, 2002,

FINDS,

1. In this rule making proceeding, the Oil Conservation Division (hereinafter referred to as "the Division") has applied for repeal of existing Rule 118 of the Rules and Regulations of the Oil Conservation Division, 19.15.1.118 NMAC, and for adoption of a replacement rule, to be codified in the New Mexico Administrative Code as 19.15.2.52 NMAC.

2. When the Commission issued its Order No. R-1 1847 on November 22, 2002, the draft of the proposed rule attached to the Order contained two minor errors.

3. The first error was a mistaken reference to a standard in Subsection E of Exhibit A (page 15), the proposed rule. Instead of referring to "ANSI Z53.1-2002 ("Safety Color Code")," Exhibit A referred to "ANSI Z53.1" which is an incorrect reference. This error should be corrected *nunc pro tunc*.

4. The second error was a typographical error in Paragraph G(4) of Exhibit A (page 17). The heading of that paragraph refers to "Well Control Equipment" but well

control equipment is not the only subject contained in that paragraph. The heading is therefore confusing. The heading should refer simply to "Control Equipment." This error was simply a typographical error that occurred when corrections were not carried from one draft to the next, and should be corrected *nunc pro tunc*.

5. The errors should be corrected before the text of the Rule is published in the *New Mexico Register*.

IT IS THEREFORE ORDERED:

1. The errors contained in Exhibit A to Order No. R-1 1847 referred to previously shall be corrected *nunc pro tunc* and the corrections shall be reflected on the final version of the Rule as it is published in the *New Mexico Register*.
2. Staff of the Oil Conservation Division is instructed to submit the Rule for publication in the *New Mexico Register* with the changes identified above.
3. Jurisdiction of this matter is retained for entry of such further orders as may be necessary.

DONE at Santa Fe, New Mexico, on the day and year hereinabove designated.

**STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION**

LORI WROTENBERY, CHAIR

JAMI BAILEY, MEMBER

ROBERT LEE, MEMBER

SEAL