

State of New Mexico
Energy, Minerals and Natural Resources Department

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NOTICE

WASTE RULE UPCOMING DEADLINES AND DELIVERABLES

April 29, 2021

Yesterday, April 28, 2021, the Oil Conservation Commission filed the Waste Rules, 19.15.27 and 19.15.28 NMAC, with the New Mexico State Register for publication on May 25, 2021. All provisions of Parts 19.15.27 and 19.15.28 take effect on May 25, 2021 unless a different date is expressly stated in the Waste Rules.

The Oil Conservation Division is developing forms and guidance documents related to the Waste Rules implementation. The OCD will provide opportunities for stakeholder input on the forms and guidance documentation in the coming weeks.

Important Dates:

May 4 – 10, 2021 – Draft Natural Gas Management Plan and C-129 templates required by the rules to be released for stakeholder feedback via posting on the OCD Announcements web page. A separate notice will be sent on the day the forms are posted.

May 12, 2021 – Deadline for stakeholder feedback on draft templates provided by OCD.
EMNRD.Wasterule@state.nm.us

May 17, 2021 – OCD will release FAQ document answering common questions submitted by stakeholders via EMNRD.Wasterule@state.nm.us. FAQ document will be posted on the OCD Announcements web page. Please continue submitting questions and clarifications you are seeking to that email address.

May 21, 2021 – OCD will release the final C-129 and Gas Management Plan forms. Final forms will be located on the OCD website Forms page.

May 25, 2021 – Rules go into effect.

Ongoing after the rule goes into effect – OCD will continue to update FAQ documents the division receives questions after the rules takes effect and will work with stakeholders on additional forms, templates, and guidance needed for future rule deadlines.

August 23, 2021 – Midstream operators must file a Midstream Operations Plan and GIS map of system.

October 1, 2021 – Operators must begin gathering data for quarterly reports of vented and flared volumes of natural gas.

February 15, 2022 – Deadline to report fourth quarter 2021 vented and flared natural gas volumes to the division.

April 2022 – Operators begin monthly data collection of vented and flared natural gas volumes using the new form C-115B. Baseline targets are calculated, and each operator must increase its annual natural gas capture percentage in each of two reporting areas to meet its statewide natural gas capture requirement in 2026.

May 15, 2022 – Deadline to report first quarter 2022 vented and flared natural gas volumes to the division.

June 2022 – Operators must file their first monthly C-115B venting and flaring report.

June 2022 – Operators must file a copy of form C-115B with the New Mexico State Land Office for a well or facility in which the state owns a royalty interest and notify all royalty interest owners of their ability to obtain the information from the division's website.

February 28, 2023 and each subsequent February 28th thereafter – Operators must certify they have met annual gas capture targets.

December 31, 2026 – all operators must capture not less than 98% of the natural gas they produce or gather in each of two reporting areas, one north and one south of the Township 10 North line.