

**NOTICE OF PUBLIC DELIBERATION ON  
PROPOSED VENTING AND FLARING RULES**

**STATE OF NEW MEXICO  
OIL CONSERVATION COMMISSION  
SANTA FE, NEW MEXICO**

**OCC Case No. 21528**

The State of New Mexico, through its Oil Conservation Commission (“Commission”), hereby gives notice pursuant to the Oil and Gas Act and the Commission’s rules of the following public meeting for the Commission’s deliberation and possible action on the application of the New Mexico Oil Conservation Division (“OCD”) to adopt proposed rules to regulate the venting and flaring of natural gas from oil and natural gas production and gathering facilities. The public meeting will be held online and by telephone at 9:00 a.m. on **February 11** and continuing through the following day(s) if not completed.

**Purpose of Public Meeting:** The Commission will deliberate and possibly take action on the application of the OCD to adopt proposed rules to regulate the venting and flaring of natural gas from oil and natural gas production and gathering facilities. The Commission took evidence at the public rulemaking hearing held from January 4, 2021 through January 15, 2021, and the evidentiary record is now closed.

**Summary of Proposed Rules:** The OCD proposes to adopt two new rules and to amend three existing rules. The new rules are 19.15.27 NMAC, which establishes requirements for operators of oil and gas production facilities to report and reduce the venting and flaring of natural gas; and 19.15.28 NMAC, which establishes requirements for operators of natural gas gathering systems, including gathering pipelines, to report and reduce the venting and flaring of natural gas. The amended rules are 19.15.7 NMAC, to change the name of a form, add new forms, and provide instructions; 19.15.18 NMAC, to remove a provision requiring operators of production facilities and application to file an application to flare natural gas; and 19.15.19 NMAC, to remove two provisions regarding the venting of natural gas at production facilities.

**Legal Authority:** The proposed rules are authorized by the Oil and Gas Act, Sections 70-2-1 through 70-2-38 NMSA 1978, including Section 70-2-6 (authorizing the OCC to exercise jurisdiction, authority, and control of and over all persons, matters, and things necessary or proper to enforce the statute), Section 70-2-11 (authorizing the OCC to make rules to prevent waste, protect correlative rights, and to do whatever may be reasonably necessary to implement the statute), and Section 70-2-12 (enumerating the powers of the OCC and OCD). The public meeting is governed by the OCC’s rule on rulemaking proceedings, 19.15.3.13 NMAC and the Open Meetings Act.

**Availability of Rules To Be Deliberated:** The full text of OCD’s final proposed rules is available on the OCD’s website, <http://www.emnrd.state.nm.us/ocd>, or by contacting the OCC Clerk, Florene Davidson at [florene.davidson@state.nm.us](mailto:florene.davidson@state.nm.us). The Commission’s casefile may be found at <https://ocdimage.emnrd.state.nm.us/imaging/CaseFileView.aspx?CaseNo=21528>.

**Public Meeting:** The public meeting will be held online and by telephone on February 11, 2021, at 9:00 a.m., and will be continued to the following day(s) if not completed. The public meeting will be transcribed and recorded.

During the COVID-19 Public Health Emergency, state buildings are closed to the public and meetings will be conducted remotely. The Commission meeting will be held via Webex Meeting platform, and can be accessed by using the following information:

### **OCC Waste Rule Deliberations - Feb 11, 2021**

**Event address for attendees:** <https://nmemnrd.webex.com/nmemnrd/onstage/g.php?MTID=e98ec959092d377b815d33cd16bfbbb5e>

**Date and time:** Thursday, February 11, 2021 9:00 am  
Mountain Standard Time (Denver, GMT-07:00)

**Duration:** 9 hours

**Event number:** 146 527 2190

**Event password:** B4whgxhCj43

**Video Address:** [1465272190@nmemnrd.webex.com](mailto:1465272190@nmemnrd.webex.com)  
You can also dial 173.243.2.68 and enter your meeting number.

**Audio conference:** To receive a call back, provide your phone number when you join the event, or call the number below and enter the access code.  
United States Toll  
+1-408-418-9388  
[Show all global call-in numbers](#)  
Access code: 146 527 2190

### **OCC Waste Rule Deliberations - Feb 12, 2021**

**Event address for attendees:** <https://nmemnrd.webex.com/nmemnrd/onstage/g.php?MTID=e3e0e34a9217d200c1791ce3ff2c158c6>

**Date and time:** Friday, February 12, 2021 9:00 am  
Mountain Standard Time (Denver, GMT-07:00)

**Duration:** 9 hours

**Event number:** 146 224 1341

**Event password:** ebDTfi2fP32

**Video Address:** [1462241341@nmemnrd.webex.com](mailto:1462241341@nmemnrd.webex.com)  
You can also dial 173.243.2.68 and enter your meeting number.

**Audio conference:** To receive a call back, provide your phone number when you join the event, or call the number below and enter the access code.  
United States Toll  
+1-408-418-9388  
[Show all global call-in numbers](#)

Access code: 146 224 1341

**Persons with Disabilities:** A person with a disability who needs a reader, amplifier, qualified sign language interpreter, or other form of auxiliary aid or service, such as a summary or other accessible form of document, in order to attend or participate in the public meeting, must contact the OCC Clerk, Florene Davidson, at (505) 476-3458 or florene.davidson@state.nm.us, or through the New Mexico Relay Network at 1-800-659-1779, no later than January 5, 2021.

Given under the Seal of the State of New Mexico Oil Conservation Commission at Santa Fe, New Mexico on this 21st day of January 2021.

STATE OF NEW MEXICO  
OIL CONSERVATION COMMISSION

A handwritten signature in black ink, appearing to read 'AS', written over the printed name of the chair.

Adrienne Sandoval, Chair