

State of New Mexico
Energy, Minerals and Natural Resources Department

Michelle Lujan Grisham
Governor

Sarah Cottrell Propst
Cabinet Secretary

Todd E. Leahy, JD, PhD
Deputy Secretary

Adrienne Sandoval, Director
Oil Conservation Division



NOTICE

RELEASE OF AMENDED APPLICATION FORM C-137 FOR SURFACE WASTE MANAGEMENT FACILITIES

NOVEMBER 29, 2022

On November 1, 2022, the OCD requested feedback on the amended application Form C-137 which is required for a new surface waste management facility (SWMF), to modify an existing SWMF, or for a permit renewal under 19.15.36.8(C) NMAC.

OCD understands that 19.15.36 NMAC is a very complex rule and that these types of applications require detailed engineering designs and various technical data. Therefore, the OCD has undertaken an effort to improve the application format. The updated application Form C-137 provides guidance and a road map to assist the applicant or operator in preparing an administratively complete application. For example, the amended application form now provides website links to assist in information/data retrieval, prescribed OCD methods and/or materials, software model inputs, and mandatory application components. Given the complexity of most SWMF applications, application review times can take several months. OCD believes the amended application Form C-137 will help streamline OCD's review process resulting in permit issuance in a more timely manner.

The public comment period expired on November 22, 2022. The OCD did not receive any comments and has finalized the amended application Form C-137. The amended application Form C-137 can be found on OCD's Form's Page at <https://www.emnrd.nm.gov/ocd/ocd-forms/>. The applicant or operator has the option to utilize the new amended application form or the older version of the form until January 28, 2023 (i.e., 60-days from the new form upload date). After January 28, 2023, all applications using the old application form will be rejected and submitted application fees will be forfeited.

For any questions regarding the proposed application form change contact Leigh Barr at LeighP.Barr@emnrd.nm.gov or 505-670-5684.