

State of New Mexico
Energy, Minerals and Natural Resources Department



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NOTICE

Title 19- Clarification of State of New Mexico Authority Regarding Submission of Notification of Sampling (C-141N) and/or Notification of Liner Inspection (C-141L) Applications

May 27, 2026

Due to several recent incidents, the New Mexico Oil Conservation Division (“OCD”) reminds operators of the administrative requirements for submitting Notification of Sampling (C-141N) and/or Notification of Liner Inspection (C-141L) applications.

Prior to collecting final confirmation samples, or conducting liner inspections, the Operator must submit the appropriate notification (C-141L and/or C-141N) through the OCD Permitting Website. Notifications must NOT be submitted until:

- All affected material has been removed, and the impacted area of the liner is exposed; and/or
- Soil Remediation is complete and the Operator can accurately determine the number and locations of final confirmation samples.

If a site is not ready for inspection at the date and time listed on the C-141N/C-141L, OCD Environmental Field Compliance Inspectors on-site may deny the use of any liner inspection or final confirmation samples. While OCD recognizes that field conditions are dynamic and additional remediation may become necessary during an inspection, acceptance of samples or liner inspections is at the sole discretion of the OCD Environmental Field Compliance Inspector.

Be advised, each C-141N/C-141L notification applies only to the specific date and time listed on the application(s). Weekly notifications or applications covering multiple days will not be accepted. Operators must submit separate applications for each day that sampling or inspection activities are planned. Failure to notify the OCD of sampling events or liner inspections, including any changes in date/time, may result in the rejection of remediation closure samples or liner inspections results.

OCD’s authority for these requirements is established under 19.15.29.11 A.(5)(a) (i) and (ii) NMAC which states:

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(5) Soil/waste characteristics. The responsible party must determine the lateral and vertical extents of soil contamination, as follows.

(a) If the release occurred within a lined containment area, the responsible party must demonstrate liner integrity after affected material is removed and the affected area of the liner is exposed and provide:

(i) certification on form C-141 that the responsible party has visually inspected the liner where the release occurred and the liner remains intact and had the ability to contain the leak in question; and

(ii) at least two business days' notice to the appropriate division district office before conducting the liner inspection.

and 19.15.29.12 D.(1)(a) NMAC which states:

D. Closure requirements. The responsible party must take the following action for any major or minor release containing liquids.

(1) The responsible party must test the remediated areas for contamination with representative five-point composite samples from the walls and base, and individual grab samples from any wet or discolored areas. The samples must be analyzed for the constituents listed in Table I of 19.15.29.12 NMAC or constituents from other applicable remediation standards.

(a) The responsible party must verbally notify the appropriate division district office two business days prior to conducting final sampling. If the division district office does not respond to the notice within the two business days, the responsible party may proceed with final sampling. The responsible party may request a variance from this requirement upon a showing of good cause as determined by the division.