



IDAHO OIL AND GAS CONSERVATION COMMISSION

Chris Beck, Chairman
Margaret Chipman, Vice Chairman
Sid Cellan, Commissioner
Jim Classen, Commissioner
Ken Smith, Commissioner

Tom Schultz, Secretary to the Commission

Final Minutes

Idaho Oil and Gas Conservation Commission Regular Meeting
October 20, 2016

The regular meeting of the Idaho Oil and Gas Conservation Commission was held on Thursday, October 20, 2016 in the State Capitol, Lincoln Auditorium (WW02), Lower Level, West Wing, 700 W Jefferson St., Boise, Idaho. The meeting began at 9:01 a.m. Chairman Chris Beck presided. The following members were present:

Vice Chairman Margaret Chipman
Commissioner Ken Smith
Commissioner Jim Classen

For the record, Chairman Beck recognized the presence of four Commission members and the absence of Commissioner Cellan.

• **ANNOUNCEMENTS**

For the record, Chairman Beck announced that the Commission will accept public testimony on agenda items number 3 and 5 and advised anyone in the audience who wished to testify to sign up on the sheets provided. Chairman Beck added that written comments must also be submitted for item 5 as a follow-up to the oral testimony.

1. Director's Report

- A. Financial Update
- B. Summary of Current Well Permits

• **CONSENT**

2. Approval of Minutes – September 15, 2016 Regular Meeting (Boise)

CONSENT AGENDA COMMISSION ACTION: A motion was made by Vice Chairman Chipman that the Commission approve the meeting minutes on the Consent Agenda. Commissioner Smith seconded the motion. The motion carried on a vote of 4-0.

- **REGULAR**

3. 2017 Draft Legislation - Administrative Procedures

RECOMMENDATION: Approve the final draft bill on Administrative Procedure Improvements for submittal to the Division of Financial Management.

DISCUSSION: The audio recording of this agenda item is available by request to the Department of Lands, Attn: Oil and Gas Commission Recording Secretary, PO Box 83720, Boise, Idaho 83720-0050 or by email to public_records_request@idl.idaho.gov.

For the record, following public testimony, at 10:39 a.m. Chairman Beck called for a brief recess to allow all parties to discuss and consider suggested language to the proposed legislation. The meeting reconvened at 11:05 a.m.

COMMISSION ACTION: A motion was made by Vice Chairman Chipman to move forward the legislation with presented changes, as well as those negotiated today during the recess, and to remove "no less than" in subsection 47-322(c)(iv) and leave "no less than" in subsection 47-322(c)(iii). Commissioner Smith seconded the motion. After further discussion, Vice Chairman Chipman moved to retract her original motion. Commissioner Classen seconded that motion. Chairman Beck requested that a roll call vote be taken. Roll Call Vote: Aye: Smith, Classen, Chipman, Beck; Nay: none; Absent: Cellan. The motion to retract Vice Chairman Chipman's initial motion carried on a vote of 4-0.

Following further debate, a motion was made by Commissioner Smith to remove "no less than" in subsection 47-322(c)(iv) and accept the rest of the legislation as presented. Chairman Beck asked for clarification that the motion included additional edit agreed upon today. Commissioner Smith stated that is correct. Commissioner Classen seconded the motion. Chairman Beck requested that a roll call vote be taken. Roll Call Vote: Aye: Smith, Classen; Nay: Chipman, Beck; Absent: Cellan. The motion resulted in a 2-2 split vote.

A motion was then made by Vice Chairman Chipman to approve the legislation as presented, with changes that were agreed upon, and that "no less than" is removed from both sections 47-322(c)(iii) and 47-322(c)(iv). Chairman Beck seconded the motion. Chairman Beck requested that a roll call vote be taken. Roll Call Vote: Aye: Chipman, Beck; Nay: Smith, Classen; Absent: Cellan. The motion resulted in a 2-2 split vote.

Subsequently, a motion was made by Commissioner Smith to approve the language in the legislation as presented and as amended in the discussions today, keeping "no less than" in both sections 47-322(c)(iii) and 47-322(c)(iv). Vice Chairman Chipman seconded the motion. Upon further discussion, Commissioner Smith moved to retract his previous motion. Vice Chairman Chipman seconded that motion. The motion to retract Commissioner Smith's original motion carried on a vote of 4-0.

In due course, a motion was made by Vice Chairman Chipman to move the legislation forward, accepting the language and changes as presented, with "no less than" being included in subsection 47-322(c)(iii) and being removed in subsection 47-322(c)(iv). Commissioner Smith seconded the motion. Chairman Beck requested that a roll call vote be taken. Roll Call Vote: *Aye:* Smith, Classen, Chipman; *Nay:* Beck; *Absent:* Cellan. The motion carried on a vote of 3-1.

No Commission action is required on the Information Agenda.

- **INFORMATION**

- 4. **2017 Draft Legislation - IOGCC Membership**

- 5. **Proposed Rule IDAPA 20.07.02 Update**

- **EXECUTIVE SESSION**

NONE

There being no further business before the Commission, at 12:33 p.m. a motion to adjourn was made by Vice Chairman Chipman. Commissioner Classen seconded the motion. The motion carried on a vote of 4-0. Meeting adjourned.

IDAHO OIL AND GAS CONSERVATION COMMISSION

/s/ Chris C. Beck

Chris C. Beck, Chairman
Idaho Oil and Gas Conservation Commission

/s/ Thomas M. Schultz, Jr.

Thomas M. Schultz, Jr.
Secretary to the Commission

The above-listed final minutes were approved by the Commission at the November 17, 2016 regular Idaho Oil and Gas Conservation Commission meeting.