



Negotiated Rulemaking Meeting Notes – April 11, 2024

Name of Negotiated Rulemaking: IDAPA 20.07.02, Rules Governing Conservation of Oil and Natural Gas in the State of Idaho

Docket number: 20-0702-2401

Location: Idaho Department of Lands, Garnet Conference Room, Boise Idaho

Date/Time: Thursday, April 11, 2024 @ 1:00pm (MT)

Attendees: Three in-person, ten via Zoom (thirteen total). See participant list attached.

Facilitated by: James Thum – Oil & Gas Program Manager, Idaho Department of Lands (IDL)

This meeting is the first of three scheduled negotiated rulemaking meetings. James Thum presented an overview of the rulemaking process and reviewed the draft rule changes.

Discussion: James Thum started the meeting with a brief introduction, followed by a presentation of the meeting format and guidelines for participation. The presentation described the Executive Order for Zero Based Regulation, the Negotiated Rulemaking process, a brief summary of the major revisions being proposed in draft #1 and the rulemaking timeline. Mr. Thum then presented the first draft of the Rule revisions.

A comment was received on IDAPA 20.07.02.200.05 concerning the deletion of the reasons for denial of a permit to drill, deepen, or plug back an oil and gas well. The commentor suggested that deleting this section created a concern that removing them may make the reasons more discretionary, lead to non-enforcement, or that there might be a question regarding the reason for a denial at a later date if not specified in the Rule.

A comment was received on IDAPA 20.07.02.210.03 similar to the above comment concerning the deletion of the reasons for denial of a permit to treat an oil and gas well. The commentor suggested that deleting this section created a concern that removing them may make the reasons more discretionary, lead to non-enforcement, or that there might be a question regarding the reason for a denial at a later date if not specified in the Rule.

Following the presentation of draft #1, Mr. Thum requested that participants contact the Department through the Comments portal or via direct email if there were additional suggestions or recommendations not submitted verbally during today's Negotiated Rulemaking session.



Negotiated Rulemaking Meeting for IDAPA 20.07.02

Rules Governing Conservation of Oil and Natural Gas

Docket No. 20-0702-2401

April 11, 2024, 1:00 p.m.

Boise, Idaho and Zoom

In person

James Thum, Idaho Department of Lands
Kourtney Romine, Idaho Department of Lands
Hayden Marotz, Deputy Attorney General

Zoom

Anna Maria Mancini, Idaho Department of Lands
Mick Thomas, State of Utah
Natasha Ballif, State of Utah
Will Tiedemann, Idaho Conservation League
Niko Lostra, Bilbao Co.
Mark Layne, Ground Water Protection Council
Mike Christian, Snake River Oil and Gas
Phil Bandy Ogden, KC Harvey Environmental
Liz Harris
Gary Wight, State of Utah