



## Negotiated Rulemaking Meeting Notes – April 15, 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:** Fruitland City Hall, Council Chambers, Fruitland, ID

**Date/Time:** Monday, April 15, 2024 @ 1:00pm (MT)

**Attendees:** Seven in-person, four via Zoom (eleven total). See participant list attached.

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

*This meeting is the second 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.

One comment was made regarding the removal of 20.07.02.011 Abbreviations. Some users may find it difficult to check back through the body of the Rule to find the initial reference to the abbreviation. This Section provides a convenient location to reference an abbreviation.

One comment was made regarding 20.07.02.040 Public Comment. The longer period of fifteen days was preferred over the revision to ten days. The commenter noted that Idaho Department of Environmental Quality (IDEQ) typically has fifteen to thirty days as a comment period.

One comment was made regarding 20.07.02.220 Bonding. A question was asked about whether the Department had considered adding the process of taking action on a bond to the Administrative Rule. The commenter indicated that he would research it more before providing further recommendation for an addition to the Rule.

One comment was made regarding 20.07.02.320 Mechanical Integrity Testing. A question was asked about the process of a mechanical integrity test, if it was an application that needed Department approval, or if the test must be witnessed by the Department.

One comment was made regarding 20.07.02.500 Active Wells and 20.07.02.501 Inactive Wells. The commenter felt the time frames being proposed to limit the maximum number of years to ten years for an Active well extension and six years for an Inactive well extension were excessive (there are currently no time frames in the Rule) and wanted them to be shorter. The commenter followed up later with a written suggestion of twenty-four months maximum extension for both Active and Inactive well status.



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 15, 2024**, 1:00 p.m.

Fruitland, Idaho and Zoom

**In person**

James Thum, Idaho Department of Lands  
Kourtney Romine, Idaho Department of Lands  
Hayden Marotz, Deputy Attorney General  
Marc Haws, Oil and Gas Commissioner  
Leslie Thompson, Argus Observer  
JoAnn Higby  
Gayle Hagler

**Zoom**

Amy Johnson, Idaho Department of Lands  
Margaret Major, Division of Financial Management  
John Tuttle, Sinclair Products  
Steven Sawyer