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## 2013 February Compact Comments

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### EPA: Final Four Technical Workshops

New information about EPA's [final four technical workshops](#) for its Study of the Potential Impacts of Hydraulic Fracturing on Drinking Water Resources has been posted online at EPA's Hydraulic Fracturing Study website.

Topics, dates and locations of the technical workshops are as follows:

- Well Construction/Operation and Subsurface Modeling – April 16-17 in RTP, NC

- Wastewater Treatment and Related Modeling – April 18 in RTP, NC

- Water Acquisition Modeling: Assessing Impacts Through Modeling and Other Means – June 4 in Arlington, VA

- Hydraulic Fracturing Case Studies – June 5 in Arlington, VA

EPA is seeking subject-matter experts to contribute to the workshops by providing technical knowledge during workshop discussions and through selected invited presentations.

Because meeting space is limited, EPA will select approximately 40-50 experts with significant, relevant and current technical experience to participate in each workshop. Subject-matter experts will be selected with the goal of maintaining balanced viewpoints from various stakeholder groups including industry, non-governmental organizations, other federal, state and local governments, tribes and the academic community.

Nominations for these workshops will be accepted through this **Friday, February 22, 2013**.

After the technical workshops take place, a second round of technical roundtables will be scheduled (target July 2013) to discuss outcomes from the process.

### 2013 Member Directory Now Available

The 2013 IOGCC Member Directory has been published into pdf format. The directory contains information for each of its members, including contact information.

The IOGCC updates its membership on an ongoing basis. This directory reflects the four new member states' governors in Indiana, North Carolina, Montana and Washington. It also lists official and associate representatives from each state.

You can find lists of committee members, state appointments and oil and gas agencies.

To inquire about a copy of the member directory, contact Gerry Baker, [gerry.baker@iogcc.state.ok.us](mailto:gerry.baker@iogcc.state.ok.us), or Carol Booth, [carolbooth@iogcc.state.ok.us](mailto:carolbooth@iogcc.state.ok.us).

### States' News

- New York: Environmental impact report misses deadline and moratorium continues.
- Ohio: Proposed tax increase on oil and gas produced in Eastern Ohio.
- Colorado: In front of the US Senate Energy and Natural Resources Committee, Gov. Hickenlooper calls for cooperation not confrontation between state and federal regulation in US gas opportunities.
- Wyoming: Legislation to consider the addition of testing nearby water wells before drilling.
- California, Illinois, New Mexico and North Carolina: States considering revising or creating hydraulic fracturing regulations.

If you have updates or news to put in the IOGCC's Compact Comments, send to Carol Booth, [carolbooth@iogcc.state.ok.us](mailto:carolbooth@iogcc.state.ok.us)

From: ["Pam Koscinski" <pamk@ppdm.org>](mailto:pamk@ppdm.org)

To: ["Helms, Lynn D." <lhelms@nd.gov>](mailto:lhelms@nd.gov)

Date: 9/12/2013 4:39:58 PM

Subject: API Number 2013 - Review by the Professional Petroleum Data Management (PPDM) Association

Attachments: [The USA Well Identification Standard - API Number - FINAL - 2013.pdf](#)

[ARTICLE - API NUMBER 2013 - FINAL v2.docx](#)

[PRESS RELEASE - API NUMBER 2013 - FINAL v2.docx](#)

Hi Lynn,

I think you met Trudy Curtis at one or more of the IOGCC meetings where she gave a presentation on PPDM's role in reviewing the API Number to the Council of Regulatory Officials. I wanted to give you an update on where we are with the review. You may be aware that the API Number Standard was last published in 1979 as the API Bulletin D12A. PPDM had received many inquiries from industry requesting that we collaborate with the API to review and recommend changes to this old standard. Ultimately, the API transferred custodianship of this standard to PPDM a couple of years ago. Since that time, a group of industry experts from many sectors in the energy industry have been reviewing the standard and have recommended proposed enhancements. That work is now done and it is our intent to communicate these changes to the entire industry by way of a press release and an article which describes the work.

I have attached the final document, the press release and the article for your review and would very much appreciate your feed-back, Lynn. Let me know if you have any questions. Hope to see you at the IOGCC meeting in Long Beach in November. Thanks very much.

Pam Koscinski  
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["Thomas Stewart"](#)

Date: 4/30/2014 8:20:56 AM

Subject: Article from the Daily Oklahoman/Induced Seismicity Workgroup

Attachments: [Daily Oklahoman 4-30-2014.pdf](#)

**See article attached...**

*Amy M. Childers*

Federal Projects Manager

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Date: 2/20/2013 10:49:22 AM

Subject: Article

Good Morning,

Please see attached article from Mike.

Have a great day.

Laurel Baird  
Member Services Coordinator  
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**State regulators resist federal fracking oversight**

Harold Fitch, the man charged with overseeing Michigan's 15,000 oil and gas wells, told a House subcommittee last week that increasing hydraulic fracturing operations in his state haven't caused any groundwater contamination or other serious environmental risks.

While issues have arisen with flowback water and increased water use for drilling operations, Michigan has addressed these with new state regulations, such as requirements for monitoring water withdrawals, said Fitch, director of the Michigan Department of Environmental Quality's Office of Oil, Gas and Minerals.

Despite a push from environmentalists and some politicians to get the federal government more involved in oversight of fracking, Fitch and other state officials who testified before the Subcommittee on Environment and the Economy insisted that's unnecessary, **Gas Business Briefing** learns.

"Michigan's oil and gas statutes, regulations and administrative procedures are tailored to the legal structure and doctrines, environmental conditions, geology, topography, climate and community sensitivities specific to our state," Fitch said in his testimony.

"A one-size-fits-all federal approach wouldn't be as effective or efficient in accommodating these unique issues."

Matthew Lepore, director of the Colorado Oil and Gas Conservation Commission, said states are "perfectly capable" of setting their oil and gas

2/20/2013

policy and that, while there is a role for the federal government in areas such as research, regulation should be left to the states.

"There is no one on my staff that is interested in seeing oil and gas development adversely impact the environment," Lepore said.

The hearing was held amid growing fears by congressional Republicans that the Obama administration will use the Environmental Protection Agency's impending study on fracking's impact drinking water to heavily regulate or even ban the drilling-completion technique.

While Democrats at the hearing stopped short of calling for a fracking ban, Representatives Jerry McNerney of California and Diana DeGette of Colorado said they would like to see a federal rule requiring fracking fluid disclosure.

DeGette said she plans next month to reintroduce the Fracturing Responsibility and Awareness of Chemicals Act (FRAC Act), which would require disclosure of the chemicals used in fracking fluids.

Representative Henry Waxman, a California Democrat, said state regulators are constrained by actions of their state legislatures, making for sometimes ineffective oversight.

But Republican lawmakers pushed back. "When you consider the amount of additional resources and new experience that would need to be infused into EPA to replace what states already do well, it defies conventional budgetary wisdom that this is a good public policy move," said John Shimkus, an Illinois Republican and subcommittee chairman.

From: ["Gerry Baker" <gerry.baker@iogcc.state.ok.us>](mailto:gerry.baker@iogcc.state.ok.us)  
To: ["Gerry Baker" <gerry.baker@iogcc.state.ok.us>](mailto:gerry.baker@iogcc.state.ok.us)  
Date: 5/17/2013 1:15:41 PM  
Subject: BLM draft rule released  
Attachments: [HydFrac\\_SupProposal.pdf](#)

---

Dear oil and gas directors and official representatives:

Yesterday, the BLM released draft rules for oil and gas E&P on federal and Indian lands. A copy is attached for your review. The document contains 171 pages and I haven't been able to evaluate it yet. I would appreciate comments from anyone following your evaluation. The deadline for comments to the agenda depends upon the date the proposed rules are published in the Federal Register. To my knowledge, that hasn't happened yet.

Thanks,

GB

Gerry Baker  
Associate Executive Director  
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From: [PLA <claire@publiclandsadvocacy.org>](mailto:PLA@publiclandsadvocacy.org)

To: "Helms, Lynn D." <lhelms@nd.gov>

Date: 12/9/2013 5:49:11 PM

Subject: BLM Off-site regional mitigation

Attachments: [regional mitigation white paper.docx](#)  
[IM 2013-142 Regional mitigation.docx](#)  
[IM2013-142\\_att1 \(1\).docx](#)

Hi Lynn,

I wanted you to be aware that BLM has issued Instruction Memorandum (IM) 2013-142, which establishes an interim policy (draft Manual Section 1794 – Regional Mitigation - attached) for developing mitigation opportunities at a regional or landscape scale. I have attached a white paper we provided to the Western Governors' Association in preparation for their meeting this week with Secretary Sally Jewel. I wanted you to be aware of this issue and wondered if you could forward this information to IOGCC.

BLM's landscape approach is not limited to public lands, but will include state, private and Tribal lands, as well. Historically, BLM's policy placed a priority on mitigating impacts to an acceptable level onsite, through avoidance, minimization, rectification, or reduction of impacts over time. BLM is now expanding its focus to the need for mitigation outside an area of impact to achieve the agency's resource and value objectives.

In situations where mitigation of a project on federal lands cannot be accomplished within the vicinity of the project, the policy suggests implementing mitigation measures on adjacent lands, including requiring the project proponent to purchase a conservation easement on private lands. If a project is not on federal lands, BLM is willing to authorize mitigation projects and measures through a land use authorization whereby the private surface owner or project proponent will be responsible for conducting mitigation on BLM-managed lands. BLM may collect cost recovery for processing authorizations and monitoring compliance. Examples include ESA Habitat Conservation Plans or Clean Water Act Mitigation Banks.

While BLM can develop regional mitigation strategies outside of the NEPA and planning processes since they do not constitute decisions, they will be analyzed as proposed in a NEPA document. Prior to initiating the NEPA process, the BLM and the applicant should discuss onsite mitigation and options for conducting mitigation outside the area of impact, if appropriate, as well as mitigation monitoring. BLM will analyze in the NEPA review the need, feasibility, and effectiveness of the proposed mitigation and disclose the impacts and expected outcomes of the mitigation.

Regardless of whether or not a project proponent proposes mitigation outside the area of impact, BLM will analyze a "reasonable" range of alternatives to the applicant's proposal. If BLM evaluates mitigation that would occur outside the area of impact through a NEPA review without the applicant's full agreement on the type and/or degree of the mitigation, the agency is advised to limit such consideration to "in-kind" mitigation on BLM-managed lands or monetary contributions to a mitigation fund. In-kind mitigation is generally preferred to "out-of-kind" mitigation. In-kind mitigation is the replacement or substitution of resources or values that are the same type and kind as those impacted. Out-of-kind is the replacement or substitution of resources that are related or similar to those impacted.

BLM decision documents should establish monitoring requirements to ensure any mitigation is implemented as designed and remains effective. BLM may also condition a "use authorization" with a requirement for a BLM-approved Mitigation Implementation and Monitoring Plan, which would address long-term project monitoring, adaptive management, and maintenance responsibilities, along with performance objectives, methods for measuring effectiveness/success, reporting requirements, funding source, and responsible parties. BLM is also required to identify how it will track the mitigation and whether it will conduct oversight inspections. If the responsible party fails to meet the established mitigation requirements, BLM may suspend or terminate the authorization. If mitigation is not carried out according to plan, BLM will issue a Notice of Noncompliance, which provides time to take corrective action.

Performance bonding for mitigation projects will be required to cover the approved mitigation, monitoring and other follow-up actions. [Statewide or nationwide bonds covering oil and gas operations are not adequate to ensure compliance with approved mitigation that occurs off lease.](#)

If BLM and the applicant cannot reach agreement on the scope and level of mitigation, 1) the applicant may withdraw or amend the project proposal to present an alternative siting proposal or mitigation strategy, 2) BLM may evaluate the need for additional mitigation and identify acceptable forms of mitigation in the NEPA review as an alternative to the applicant's proposed action or 3) the authorized officer may deny the application and provide an explanation for the denial to the applicant. (The draft manual acknowledges that the applicant may be able to appeal the denial to the Interior Board of Land Appeals or directly to Federal district court and advises that the authorized officer consult with the Solicitor's Office before denying an application.)

Claire

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PLA is a not for profit association whose mission is to promote responsible oil and gas exploration and development on public lands.

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Date: 8/4/2014 9:24:25 AM

Subject: EPA Admits to Senate that CO2 Regs Not About Pollution Control

Thought you all might find this of great interest. Bill

## EPA Admits to Senate that CO2 Regs Not About Pollution Control

**Subject:** EPA Admits to Senate that CO2 Regs Not About Pollution Control

I usually don't comment on what transpires in congressional hearings. But [this](#) is too good to pass up.

On Wednesday, before the Senate EPW Committee, EPA Administrator Gina McCarthy had this priceless quote regarding the EPA's proposed carbon dioxide regulations (italics added):

***"And the great thing about this proposal is it really is an investment opportunity. This is not about pollution control. It's about increased efficiency at our plants...It's about investments in renewables and clean energy. It's about investments in people's ability to lower their electricity bills by getting good, clean, efficient appliances, homes, rental units."***

Mmm hmmm. Kind of like investment in Solyndra? Or Tesla?

Why not go all the way...just put all Americans to work digging holes in the ground and filling them up again. No unemployment. Great investment opportunity for shovels and backhoe manufacturers. And we won't be wasting all of that energy on transportation because the work can be right at home! This gaffe could come back to bite the EPA. The Endangerment Finding was all about the negative effect of "carbon pollution" on the environment. Now we find out "this is not about pollution control"?

Wow.

From: [laurel.baird@iogcc.state.ok.us](mailto:laurel.baird@iogcc.state.ok.us)

To: "[Helms, Lynn D.](mailto:Helms, Lynn D. <lhelms@nd.gov>)" <lhelms@nd.gov>

Date: 4/9/2013 2:50:39 PM

Subject: Event #1010231, Registration #1296986: Helms

Dear Lynn,

This is an automated notification to inform you that your event registration submission was received. Please review the information that you submitted and contact the event coordinator immediately if you feel that there are any inaccuracies.

## Summary

-- Registration Identification -----

Registration ID: 1296986

Registration Date: 04/09/2013 03:50 PM ET

Participants: Lynn Helms

-- Event Identification -----

Event ID: 1010231

Event Title: IOGCC 2013 Midyear Meeting - Point Clear, AL

Event Start: 05/19/2013 06:00 PM CT

Event End: 05/21/2013 05:00 PM CT

-- Event Location -----

Grand Hotel Marriott

One Grand Boulevard

City: Point Clear

State: AL

Zip: 36564-0639

Country: US

Phone: 251-928-901

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## Event Coordinator Contact Information & Message

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Job Title: Member Services Coordinator

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-- Message From The Coordinator -----

Thank you for registering for the 2013 IOGCC Midyear Meeting. Please retain your confirmation email as receipt of payment.

**HOTEL INFORMATION**

A hotel room block has been established at:

The Grand Hotel Marriott  
One Grand Boulevard  
Point Clear, AL 36564-0639  
To reserve your room, please contact the hotel at 1-800-544-9933

IOGCC Group Rate: \$159.00 Single/Double.

\*Mention the Interstate Oil and Gas Compact Commission group room block.

Special rate expires April 19, 2013.

**Registration Choices**

-- Choice #1 -----

Quantity: 1  
Description: Governor or IOGCC Committee Member Registration  
Unit Price: \$295.00  
Extended Price: \$295.00

-- Choice #2 -----

Quantity: 1  
Description: Welcome Reception - USS Alabama Battleship Memorial Park - 6:00 p.m. - 10:00 p.m. - Sunday, May 19, 2013.  
Unit Price: \$0.00  
Extended Price: \$0.00

-- Choice #3 -----

Quantity: 1  
Description: Luncheon, Monday, May 20, 2013, 12:00 p.m. - 1:45 p.m.  
Unit Price: \$0.00  
Extended Price: \$0.00

-- Choice #4 -----

Quantity: 1  
Description: Hotel Reception Tuesday, May 21, 2013 - Grand Hotel Marriott - 6:00 p.m. - 8:00 p.m.  
Unit Price: \$0.00  
Extended Price: \$0.00

-- Registration Total -----

Registration Choices: \$295.00  
Sales Tax (0.000% on \$0.00): \$0.00

Registration Total: \$295.00

**Billing and Payment Information**

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Zip / Postal Code: 58505  
Country: US  
Phone: 701-328-8020  
Email: lhelms@nd.gov

-- Payment -----

Payment ID: 1173014  
Payment Type: Credit  
Amount: \$295.00  
Credit Card Type: MasterCard  
Credit Card Number: xxxx-xxxx-xxxx-2823

**Participant Information**

-- Participant #1 -----

Participant ID: 1419761  
Company: ND Industrial Commission  
Job Title: Director  
First Name: Lynn  
Last Name: Helms  
Address 1: 600 E Boulevard Ave Dept 405  
City: Bismarck  
State: ND  
Zip: 58505  
Country: US  
Phone (daytime): 701-328-8020  
Email: lhelms@nd.gov  
Familiar (Badge) Name: Lynn Helms

**Cancellation/Refund Policy (as defined by the coordinator)**

Registration refunds due to cancellation will be granted (less \$75 service charge) only if IOGCC receives notification prior to May 01, 2013. Substitutions are accepted.

## Event Description

Join us at the 2013 IOGCC Midyear Issues Summit in Point Clear, Alabama, May 19 – 21, with this year's chairman, Governor Robert Bentley of Alabama, as we delve into an exploration of issues influencing U.S. oil and natural gas policies.

Participants will have a unique opportunity to network with top government officials, state regulators and industry executives addressing environmentally-sound practices and focusing on North American Energy Resources: A Gulf of Opportunity.

We are no longer able to accept American Express credit cards as payment. Sorry for any inconvenience.

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Eventville Email ID = 1592751

TimeStamp: 04/09/2013 03:50 PM ET

From: ["Gerry Baker" <gerry.baker@iogcc.state.ok.us>](mailto:gerry.baker@iogcc.state.ok.us)

To: ["Helms, Lynn D." <lhelms@nd.gov>](mailto:lhelms@nd.gov)

Date: 6/5/2013 10:18:14 AM

Subject: Field inspectors survey

Good morning Lynn:

Attached per my e-mail last week is a link to a survey intended for completion by the field inspectors within your division. The intent of this survey is to determine the areas of training that may be needed from the viewpoint of the field workforce. Completed survey information will be compiled to determine the common topics that could be targets for IOGCC-assisted training programs.

We really need your help in encouraging your inspectors to complete this short survey. Without their input, we will be taking shots in the dark when it comes to determining effective – and efficient – training exercises. As I have said before, I do not wish to waste staff time, but I believe this is information crucial to the program's success. It would have helpful if you could set a deadline for the completion of the survey, perhaps in the next few days.

Feel free to call or e-mail me if you have any questions.

Gerry Baker  
Associate Executive Director  
(405) 525-3556, extension 112, or  
(405) 664-7362

Follow this survey link:

<http://www.shortwebsurvey.com/studies/CWCS/cgi-bin/ciwweb.pl?studyname=CWCS&STATE=35>

From: ["Mike Smith" <mike@iogcc.state.ok.us>](mailto:mike@iogcc.state.ok.us)  
To: ["John Baza" <johnbaza@utah.gov>](mailto:johnbaza@utah.gov)  
["Nick Tew" <ntew@gsa.state.al.us>](mailto:ntew@gsa.state.al.us)  
["Bill Daugherty" <billd@blackridgeusa.com>](mailto:billd@blackridgeusa.com)  
["Alan Coyner" <acoynr@govmail.state.nv.us>](mailto:acoynr@govmail.state.nv.us)  
["Bradley Field" <bjfield@gw.dec.state.ny.us>](mailto:bjfield@gw.dec.state.ny.us)  
["Foerster, Catherine P \ \(DOA\)" <cathy.foerster@alaska.gov>](mailto:cathy.foerster@alaska.gov)  
["Helms, Lynn D." <lhelms@nd.gov>](mailto:lhelms@nd.gov)  
["Michael Ming" <Michael.Ming@doe.ok.gov>](mailto:Michael.Ming@doe.ok.gov)  
Date: 5/9/2013 9:55:54 AM  
Subject: FW: Co-location

All –

I would like to add the offer below from Sam Wade, Exec. Dir., National Rural Water Association, to the Steering Committee agenda. NRWA is headquartered in Duncan, Oklahoma.

Thanks, Mike

Carl Michael Smith  
Executive Director  
Interstate Oil and Gas Compact Commission  
P.O. Box 53127  
Oklahoma City, OK 73152  
(405) 525-3556, Extension 200  
[mike.smith@iogcc.state.ok.us](mailto:mike.smith@iogcc.state.ok.us)

---

**From:** Sam Wade [mailto:[sam@nrwa.org](mailto:sam@nrwa.org)]  
**Sent:** Thursday, May 09, 2013 9:10 AM  
**To:** Mike Smith; Gerry Baker  
**Cc:** GWPC Mike Paque ([mpaque@gwpc.org](mailto:mpaque@gwpc.org)); GWPC Ben ([bgrunewald@gwpc.org](mailto:bgrunewald@gwpc.org))  
**Subject:** Co-location

Good morning Mike and Gerry:

It was indeed a pleasure to get acquainted yesterday and I look forward to exploring the possibilities for 2015. I did contact our affiliates in Alabama, Mississippi and North Dakota and all three have contacts within the Governor's Office if we need to deliver a message of encouragement. They could just deliver something similar to "I hear our national organization, the IOGCC and GWPC are looking at the possibility of co-locating annual conferences in OKC for 2015. It would be a great meeting and we would encourage your support". Just let me know if you think that would be beneficial or a different type of message.

Our schedule is usually:

Committee meetings committee meetings on Friday  
Board meeting on Saturday  
Sunday – Off day  
Monday Opening day of conference for attendees which concludes on Wednesday evening with a banquet and entertainment.

The dates for 2015 are Monday September 21 thru Wed September 23  
After our conversation, we also have the dates of Monday September 28 through Wednesday September 30 held pending the outcome of your committee meeting. These are tentative dates and we still have to check for hotel availability and the likes.

I appreciate the invitation to attend the committee meeting, but I will be in DC that week and leave on Monday morning for Seattle. I am sure Mike Paque can answer any questions from their co-location experience in Nashville and of course Jerry you were there as well and know how it worked. While I will be in the air Monday morning, I can be reached by cell phone at any other time.

Assuming we move in that direction, we will get the people who do the planning together and work through some planning details. I do think it is important to stress this is co-location and each organization maintains its own identity and functions. Our primary goal and the primary benefit is connecting people and providing more value to attendees. We appreciate your consideration. My cell number is 580-917-1425.

Thanks

Sam

From: "[Amy Childers](mailto:amy.childers@iogcc.state.ok.us)" <[amy.childers@iogcc.state.ok.us](mailto:amy.childers@iogcc.state.ok.us)>  
To: "[Alan Coyner](mailto:alan.coyner@dmme.virginia.gov)"  
"[Amy Childers](mailto:amy.childers@iogcc.state.ok.us)" <[amy.childers@iogcc.state.ok.us](mailto:amy.childers@iogcc.state.ok.us)>  
"[Bradley C. Lambert](mailto:butch.lambert@dmme.virginia.gov)" <[butch.lambert@dmme.virginia.gov](mailto:butch.lambert@dmme.virginia.gov)>  
"[Bradley Field](mailto:bradley.field@alaska.gov)"  
"[C. Edmon Larrimore](mailto:c.edmon.larrimore@alaska.gov)"  
"[Cathy Foerster](mailto:cathy.foerster@alaska.gov)" <[cathy.foerster@alaska.gov](mailto:cathy.foerster@alaska.gov)>  
"[Daniel Seamount](mailto:dan.seamount@alaska.gov)" <[dan.seamount@alaska.gov](mailto:dan.seamount@alaska.gov)>  
"[Dave Norman](mailto:dave.norman@alaska.gov)"  
"[David Asbury](mailto:david.asbury@alaska.gov)"  
"[Ed Dancsok](mailto:ed.dancsok@gov.sk.ca)" <[ed.dancsok@gov.sk.ca](mailto:ed.dancsok@gov.sk.ca)>  
"[Fred Allen](mailto:fred.allen@gov.nl.ca)" <[fred.allen@gov.nl.ca](mailto:fred.allen@gov.nl.ca)>  
"[G. Kendell Taylor, P.G.](mailto:g.kendell.taylor@dhcc.sc.gov)" <[taylorgk@dhcc.sc.gov](mailto:taylorgk@dhcc.sc.gov)>  
"[Grant Black](mailto:grant.black@wyo.gov)" <[grant.black@wyo.gov](mailto:grant.black@wyo.gov)>  
"[Harold Fitch](mailto:harold.fitch@michigan.gov)" <[fitchh@michigan.gov](mailto:fitchh@michigan.gov)>  
"[Herschel McDivitt](mailto:herschel.mcdivitt@alaska.gov)"  
"[James Martin](mailto:james.martin@alaska.gov)"  
"[Jami Bailey](mailto:jami.bailey@state.nm.us)" <[jami.bailey@state.nm.us](mailto:jami.bailey@state.nm.us)>  
"[Jim Dilay](mailto:jim.dilay@alaska.gov)"  
"[Jim Simons](mailto:jim.simons@ncmail.net)" <[jim.simons@ncmail.net](mailto:jim.simons@ncmail.net)>  
[jimw@dnr.state.la.us](mailto:jimw@dnr.state.la.us)  
"[Joe Gillman](mailto:joe.gillman@alaska.gov)"  
"[John Baza](mailto:john.baza@alaska.gov)"  
"[John Norman](mailto:john.norman@alaska.gov)"  
"[Kim Collings \ \(EEC\)](mailto:kim.collings@ky.gov)" <[Kim.Collings@ky.gov](mailto:Kim.Collings@ky.gov)>  
"[Kimberly Anne Doane](mailto:kimberly.annedoane@alaska.gov)"  
"[Lawrence Bengal](mailto:larry.bengal@aogc.state.ar.us)" <[larry.bengal@aogc.state.ar.us](mailto:larry.bengal@aogc.state.ar.us)>  
"[Lisa Lvshin](mailto:lisa.lvshin@alaska.gov)"  
"[Helms, Lynn D.](mailto:helms.lynn.d.@nd.gov)" <[lhelms@nd.gov](mailto:lhelms@nd.gov)>  
"[Nick Tew](mailto:nick.tew@alaska.gov)"  
"[Paul Schmierbach](mailto:paul.schmierbach@alaska.gov)"  
"[Richard Simmers](mailto:richard.simmers@alaska.gov)"  
"[Sandy MacMullin](mailto:sandy.macmullin@alaska.gov)"  
"[Scott Perry](mailto:scott.perry@alaska.gov)"  
"[Steven Rauzi](mailto:steven.rauzi@alaska.gov)"  
"[Thomas Richmond](mailto:thomas.richmond@alaska.gov)"  
"[Vicki McConnell](mailto:vicki.mcconnell@alaska.gov)"  
"[William Sydow](mailto:william.sydow@alaska.gov)"

Date: 5/8/2013 9:46:01 AM

Subject: FW: Federal payments to states

**CSRO, see Cathy's question below. Can you provide some feedback?**

Amy M. Childers  
Federal Projects Manager  
Interstate Oil and Gas Compact Commission  
Business phone (405) 525-3556, Ext. 117  
Cell phone (405)642-8074  
[amy.childers@iogcc.state.ok.us](mailto:amy.childers@iogcc.state.ok.us)

**From:** Foerster, Catherine P (DOA) [<mailto:cathy.foerster@alaska.gov>]  
**Sent:** Tuesday, May 07, 2013 11:32 AM  
**To:** Amy Childers  
**Subject:** Federal payments to states

Amy,

The federal budget came out with the boldly bad news that the feds are going to withhold Alaska's portion of revenues received on federal lands in Alaska.

Some folks in the Governor's office wanted to know what other states are also having the revenues on federal lands within their states withheld as part of the latest budget.

Can you guys pose this question to the other state reps?

Thanks.

Cathy



From: "Mike Smith" <mike@iogcc.state.ok.us>  
 To: "John Baza" <johnbaza@utah.gov>  
 "Foerster, Catherine P \ (DOA)" <cathy.foerster@alaska.gov>  
 "Bill Daugherty" <billd@blackridgeusa.com>  
 "Nick Tew" <ntew@gsa.state.al.us>  
 "Lisa Ivshin"  
 "Jim Welsh" <Jim.Welsh@LA.GOV>  
 "Larry Bengal" <Larry.Bengal@aogc.state.ar.us>  
 "David Porter" <David.Porter@rrc.state.tx.us>  
 "Jay Albert" <Jay.Albert@doe.ok.gov>  
 "Dana Murphy" <D.Murphy@occmemail.com>  
 "Helms, Lynn D." <lhelms@nd.gov>  
 matt.lepore@state.co.us  
 "Grant Black" <grant.black@wyo.gov>  
 "Harold Fitch" <fitchh@michigan.gov>  
 sperry@state.pa.us  
 "Jami Bailey" <jami.bailey@state.nm.us>  
 "Nechodom, Mark@DOC" <Mark.Nechodom@conservation.ca.gov>

Date: 9/17/2013 8:08:37 AM

Subject: FW: Flores Fracturing Bill

Attachments: [H.R. 2728, Protecting States' Rights to Promote American Energy Security....docx](#)  
[Natural Resource Committee Letter from Cal Dooley 7-30-13.pdf](#)  
[130730\\_HR2728\\_ProtectingStatesRightsToPromoteAmericanEnergySecurity\\_Hast....pdf](#)  
[20133007AFPM\\_HouseSupportLetterHR2728 final.pdf](#)  
[Support HR 2728 Ltr to Doc Hastings, Peter DeFazio, House Nat Resources Comm July 2013.pdf](#)  
[AEA HR 2728 Final.pdf](#)  
[h2728\\_rh\\_xml.pdf](#)

All -

Yesterday I had a long talk with Maryam Brown from Speaker Boehner's office concerning H.R. 2728 (attached) the "Protecting States' Rights to Promote American Security Act". The purpose of the Act is to codify a requirement for DOI deference to the states HF regs (if a state has HF regs in place). Many of you have already reviewed the Act and some have expressed support. The Act has Republican and Democrat co-sponsorship and is scheduled to be heard on the House floor in early October.

As noted in Maryam's email below the Act has already received a lot of broad support. As also noted, she is requesting your support as a state regulator. I mentioned to Maryam that a resolution on the Act could be considered at our Long Beach meeting in November, but she also needs support letters from individual states by early October.

If you are able to send a letter you might consider the language in the others attached, and please send me a copy for our files.

Thanks, Mike

---

**From:** Brown, Maryam [mailto:Maryam.Brown@mail.house.gov]  
**Sent:** Monday, September 16, 2013 3:49 PM  
**To:** Mike Smith  
**Subject:** Flores Fracturing Bill

Good to visit with you, Mike. As discussed, I would sincerely appreciate your help with obtaining state oil and gas commission letters of support for H.R. 2728. Attached is the bill, as amended in committee. Also attached is a one pager developed by the committee as well as letters of support from the Governor of Utah, Chamber, NAM, ACC, AEA and AFPM. While there is a strong energy industry support, as you can see, there is a great deal of manufacturing support as well.

As you know, the legislation is focused on the DOI rule; however, the risk is much broader than Federal lands, as the DOI rule is being touted as a “Federal baseline” that should ultimately apply to all lands (not just Federal lands).

Thank you very much for the opportunity to work on this with you.

Please don't hesitate to call or email with questions. 202-225-5273 is my direct.

Best regards,  
Maryam

From: ["Gerry Baker" <gerry.baker@iogcc.state.ok.us>](mailto:gerry.baker@iogcc.state.ok.us)

To: ["Bradley C. Lambert" <butch.lambert@dmme.virginia.gov>](mailto:butch.lambert@dmme.virginia.gov)  
["Bradley Field"](#)  
["Brian Love" <brian.love@gov.yk.ca>](mailto:brian.love@gov.yk.ca)  
["C. Edmon Larrimore"](#)  
["Cathy Foerster" <cathy.foerster@alaska.gov>](mailto:cathy.foerster@alaska.gov)  
["Dan Seamount" <dan.seamount@alaska.gov>](mailto:dan.seamount@alaska.gov)  
["David Porter" <david.porter@rrc.state.tx.us>](mailto:david.porter@rrc.state.tx.us)  
["Derric Iles \ \(derric.iles@usd.edu\)" <derric.iles@usd.edu>](mailto:derric.iles@usd.edu)  
["Ed Dancsok" <ed.dancsok@gov.sk.ca>](mailto:ed.dancsok@gov.sk.ca)  
["Ed Garrett" <ed.garrett@dep.state.fl.us>](mailto:ed.garrett@dep.state.fl.us)  
["Fred Allen" <fredallen@gov.nl.ca>](mailto:fredallen@gov.nl.ca)  
["Gerry Baker" <gerry.baker@iogcc.state.ok.us>](mailto:gerry.baker@iogcc.state.ok.us)  
["Grant Black" <grant.black@wyo.gov>](mailto:grant.black@wyo.gov)  
["Harold Fitch" <fitchh@michigan.gov>](mailto:fitchh@michigan.gov)  
["Herschel McDivitt"](#)  
["J. Dale Nations"](#)  
["James Martin"](#)  
["Jami Bailey" <jami.bailey@state.nm.us>](mailto:jami.bailey@state.nm.us)  
["Jim Welsh" <jim.welsh@la.gov>](mailto:jim.welsh@la.gov)  
["John Baza"](#)  
["Joseph Pettey" <joe.pettey@yahoo.com>](mailto:joe.pettey@yahoo.com)  
["Joseph Pettey" <joe.pettey@yahoo.com>](mailto:joe.pettey@yahoo.com)  
["Kim Collings \ \(EEC\)" <Kim.Collings@ky.gov>](mailto:Kim.Collings@ky.gov)  
["Lawrence Bengal"](#)  
["Lisa Ivshin"](#)  
["Helms, Lynn D." <lhelms@nd.gov>](mailto:lhelms@nd.gov)  
["Mark Nechodom" <mark.nechodom@conservation.ca.gov>](mailto:mark.nechodom@conservation.ca.gov)  
["Matt Lepore" <matt.lepore@state.co.us>](mailto:matt.lepore@state.co.us)  
["Michael McGehee" <michael.mcgehee@ferc.gov>](mailto:michael.mcgehee@ferc.gov)  
["Michael Teague"](#)  
["Mike Smith" <mike@iogcc.state.ok.us>](mailto:mike@iogcc.state.ok.us)  
["Nancy Johnson" <nancy.johnson@hq.doe.gov>](mailto:nancy.johnson@hq.doe.gov)  
["Nick Tew"](#)  
["Paul Jeakins" <paul.jeakins@bcogc.ca>](mailto:paul.jeakins@bcogc.ca)  
["Richard Perry" <rmperry@govmail.state.nv.us>](mailto:rmperry@govmail.state.nv.us)  
["Richard Simmers"](#)  
["Ron Dunkin" <r.dunkin@occeemail.com>](mailto:r.dunkin@occeemail.com)  
["Ronald Efta" <wcaefta@middrivers.com>](mailto:wcaefta@middrivers.com)  
["Ryan Hoffman" <r.hoffman@kcc.ks.gov>](mailto:r.hoffman@kcc.ks.gov)  
["Sandy MacMullin" <macmulsa@gov.ns.ca>](mailto:macmulsa@gov.ns.ca)  
[scperry@pa.gov](mailto:scperry@pa.gov)  
["Steven Rauzi"](#)  
["Thomas Richmond"](#)  
["Thomas Wright"](#)  
["Tom Schultz" <tschultz@idl.idaho.gov>](mailto:tschultz@idl.idaho.gov)  
["William Daugherty"](#)

["William Sydow"](#)

Date: 12/16/2013 9:13:27 AM

Subject: FW: GS Guidance Document Open for Public Comment: The Draft UIC Program Guidance on Transitioning Class II Wells to Class VI Wells

Dear All --

The U.S. EPA has release its draft guidance for transitioning Class II UIC wells to Class VI wells. The public comment period is open through March 1, 2014. Please let me know if you have any questions.

GB

---

**From:** Bayer, MaryRose [mailto:Bayer.MaryRose@epa.gov]

**Sent:** Thursday, December 12, 2013 12:58 PM

**Subject:** GS Guidance Document Open for Public Comment: The Draft UIC Program Guidance on Transitioning Class II Wells to Class VI Wells

Good Afternoon:

We are pleased to announce that the ***DRAFT Underground Injection Control (UIC) Program Guidance on Transitioning Class II Wells to Class VI Wells*** is now available for public comment. While traditional enhanced recovery (ER) projects can continue to be permitted as Class II wells, this technical guidance document provides owners or operators with information necessary to inform decisions regarding transitioning of Class II wells used to inject carbon dioxide (CO<sub>2</sub>) for ER of oil or gas to Class VI wells used for geologic sequestration (GS) of CO<sub>2</sub>. Such transitions are necessary when there is an increased risk to underground sources of drinking water compared to traditional Class II operations.

The draft Guidance is available for public review and comment on EPA's Class VI wells web site, <http://water.epa.gov/type/groundwater/uic/class6/gsguidedoc.cfm>. The public comment period is open from December 12, 2013 through March 1, 2014 and we welcome your comments on this document. To submit comments, please email them to [GSRuleGuidanceComments@epa.gov](mailto:GSRuleGuidanceComments@epa.gov) by midnight on March 1, 2014. Also available on the website is information about the Class VI Rule, including other draft and final guidance documents.

Regards,  
The UIC Implementation Team

From: ["Mike Smith" <mike@iogcc.state.ok.us>](mailto:mike@iogcc.state.ok.us)  
To: ["John Baza" <johnbaza@utah.gov>](mailto:johnbaza@utah.gov)  
["Mike Ming \ \(michael.ming@doe.ok.gov\)" <michael.ming@doe.ok.gov>](mailto:michael.ming@doe.ok.gov)  
["Bill Daugherty" <billd@blackridgeusa.com>](mailto:billd@blackridgeusa.com)  
["Bradley Field" <bjfield@gw.dec.state.ny.us>](mailto:bjfield@gw.dec.state.ny.us)  
["Foerster, Catherine P \ \(DOA\)" <cathy.foerster@alaska.gov>](mailto:cathy.foerster@alaska.gov)  
["Helms, Lynn D." <lhelms@nd.gov>](mailto:lhelms@nd.gov)  
["Nick Tew" <ntew@gsa.state.al.us>](mailto:ntew@gsa.state.al.us)  
["Alan Coyner" <acoyner@govmail.state.nv.us>](mailto:acoyner@govmail.state.nv.us)

Date: 3/20/2013 10:49:35 AM

Subject: FW: Induced Seismicity Consortium

Attachments: [Mike Smith-2013.doc](#)  
[ATT00001.htm](#)  
[SAB.xlsx](#)  
[ATT00002.htm](#)

All –

Over the last couple of months I have mentioned overtures from USC's Induced Seismicity Consortium. I have received the attached letter from Prof. Aminzadeh, and please note my reply below. I will give a full report during the next teleconference on April 3.

Thanks, Mike

Carl Michael Smith  
Executive Director  
Interstate Oil and Gas Compact Commission  
P.O. Box 53127  
Oklahoma City, OK 73152  
(405) 525-3556, Extension 200  
[mike.smith@iogcc.state.ok.us](mailto:mike.smith@iogcc.state.ok.us)

---

**From:** Mike Smith  
**Sent:** Tuesday, March 19, 2013 2:22 PM  
**To:** 'faminzad@usc.edu'; 'legat@usc.edu'; 'James Slutz'; 'dlpaul@eandtstrategies.com'  
**Cc:** Gerry Baker; Laurel Baird  
**Subject:** FW: Induced Seismicity Consortium

Dear Prof. Aminzadeh:

Thank you for the enclosed letter of invitation for IOGCC. I would like to attend the April 2 meeting as an observer. This will give me an opportunity to catch up on Consortium activities and give a full report to the IOGCC Steering Committee with my recommendations.

Thank you again and I look forward to participation.

Mike

Carl Michael Smith  
Executive Director  
Interstate Oil and Gas Compact Commission  
P.O. Box 53127  
Oklahoma City, OK 73152  
(405) 525-3556, Extension 200

mike.smith@iogcc.state.ok.us

**From:** Kay Smith [mailto:kays@cox.net]  
**Sent:** Tuesday, March 19, 2013 2:01 PM  
**To:** Mike Smith  
**Subject:** Fwd: Induced Seismicity Consortium

Begin forwarded message:

**From:** "Fred Aminzadeh" <faminzad@usc.edu>  
**Subject:** FW: Induced Seismicity Consortium  
**Date:** March 18, 2013 2:47:47 PM CDT  
**To:** <kays@cox.net>

As discussed.

---

**From:** Fred Aminzadeh [mailto:faminzad@usc.edu]  
**Sent:** Friday, March 15, 2013 9:48 AM  
**To:** 'Mike.smith@iogcc.state.ok.us'  
**Cc:** 'Gerry.baker@iogcc.state.ok.us'; James Slutz (jslutz@globalenergystrategies.net); Donald Paul (dlpaul@eandtstrategies.com)  
**Subject:** Induced Seismicity Consortium

Dear Mike:

I am resending the attached letter to formally requesting the IOGCC participate in the Induced seismicity project. This letter was sent a few months ago but apparently did not reach you. I also would like to use this opportunity to invite you to join our Strategic Advisory Board. Please see the attached list of our other current SAB members. I also would like to direct your attention to the announcement below, regarding our meeting on April 2, 2013.

I hope to hear from you soon.

Best Regards,  
Fred Aminzadeh  
Professor of Petroleum and Electrical Engineering  
Managing Director, USC Global Energy Network ([gen.usc.edu](http://gen.usc.edu))  
Managing Director, USC Induced Seismicity Consortium  
Executive Director, USC Reservoir Monitoring Consortium ([rmc.usc.edu](http://rmc.usc.edu))  
Executive Director, USC Center for Geothermal Studies ([cgs.usc.edu](http://cgs.usc.edu))  
University of Southern California  
925 Bloom Walk HED 310  
Los Angeles, CA 90089-1211  
Tel. 213 821-4268  
Fax 213 740-0324  
Email [fred.aminzadeh@usc.edu](mailto:fred.aminzadeh@usc.edu)

XX

Dear Potential ISC Quarterly Meeting Attendee:

I am sending this on behalf of Prof. Aminzadeh to inform you that we will have our first 2013 Quarterly

meeting of our Induced Seismicity Consortium on April 2, 2013. The meeting will be held on USC Campus, RTH526. We will highlight the progress and discuss our updated technical work plan. The Strategic Advisory Board (SAB) and Technical Advisory Board (TAB) meetings will also be held at that time. You can access the highlights of our last quarterly meeting on the public side of our website (<http://gen.usc.edu/usc-induced-seismicity-consortium/news.htm>, second news item from the top.) More details of the last meeting and some recent technical results are placed on the "Members only part of the website.

If you plan to attend either in person or remotely, please contact me at [legat@usc.edu](mailto:legat@usc.edu) to confirm your attendance. We will be sending additional details and the agenda items to those who send those who plan to attend. If you have not already joined ISC and intend to do so in the immediate future, or you want to have an observer status, please contact Prof. Aminzadeh at [faminzad@usc.edu](mailto:faminzad@usc.edu).

Best Regards,

**Juli Legat**

Administrative Assistant  
CiSoft/USC Energy Institute

USC Viterbi School of Engineering

**University of Southern California**

3710 McClintock Ave. RTH 311

Los Angeles, CA 90089-2902

Tel: 213.740.1076

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[legat@usc.edu](mailto:legat@usc.edu)



# The University of Oklahoma®

OFFICE OF THE PRESIDENT

March 1, 2013

Mike Smith  
Executive Director  
Interstate Oil and Gas Compact Commission  
P.O. Box 53127  
Oklahoma City, OK 73152

Dear Mike:

I appreciate your participation in the briefing for staff members of the Bloomberg Foundation, the Environmental Defense Fund, and the Mitchell Foundation on new technologies in the oil and gas industry, including horizontal drilling and fracking. The staff members will be here to receive a technical briefing. This is not intended to be a discussion of policy. In fact statements with political overtones would not be helpful. In short, their task will be to provide to their Foundation trustees a model for best practices in the industry, the best possible model for state regulation of the new technologies and the best legal structure governing the new technologies. I am personally a trustee of the Bloomberg Foundation and I urged them to consider the regulatory and legal models of states like Oklahoma which have the longest experience with regulations of the oil and gas industry. This will be an opportunity to demonstrate that regulation is best handled at the state level as opposed to the federal level. I also suggested that Continental Resources could serve as a good private sector model for responsible exploration and operations.

I wanted you to know the focus of their study to help serve as a guide to you in preparing for your presentation. In short, they are looking for best practices and will not be interested in hearing a policy discussion about the role of these technologies in national energy policies. I truly believe that our guests will learn a great deal from all of you who have committed to participate.

I have attached an agenda for the entire day's activities. All participants are invited to sit in on all of the sessions as your schedules permit. All participants are also invited to join us for lunch at Boyd House, the President's home at the University of Oklahoma.

I look forward to seeing you on March 26<sup>th</sup>. If you have any questions, please do not hesitate to contact my assistant, Sherry Evans, at (405) 325-2400 or by email at [sevans@ou.edu](mailto:sevans@ou.edu).

Sincerely,

David L. Boren  
President





**Technical Briefing for Bloomberg Foundation Staff Experts  
Sarkey's Energy Center – 12<sup>th</sup> floor – Room 1218  
University of Oklahoma Campus  
Tuesday, March 26, 2013  
9:00a.m.**

**AGENDA**

- 9:00a.m. Welcome, David L. Boren, President, University of Oklahoma  
And Introduction of Harold Hamm
- 9:30a.m. Harold Hamm, Chairman and CEO, Continental Resources, Inc.  
(Assisted by Rick Muncrief and Jack Stark)  
How Continental Drills Safely
- 10:45a.m. - 11:00a.m. Break
- 11:00a.m. – 12:00p.m. Evolution of Oil and Gas Law - Origination and Transfer,  
Owen Anderson, University of Oklahoma, College of Law  
Eugene Kuntz Chair of Law in Oil, Gas and Natural Resources,  
George Lynn Cross Research Professor,  
Director of the John B. Turner LL.M. Program in Energy, Natural  
Resources & Indigenous Peoples Law
- 12:00p.m. – 2:00 p.m. Lunch, Boyd House, University of Oklahoma
- 2:00p.m. – 3:15p.m. Regulatory Panel  
Bob Anthony, OCC Commissioner  
Lynn D. Helms, Director, ND Department of Mineral Resources  
Mike Smith, Executive Director, IOGCC
- 3:15p.m. – 3:45p.m. Mike Paque, Executive Director, Ground Water Protection  
Council
- 3:45p.m. Tour of OU Energy Center Labs led by Dean Larry Grillot

From: ["Mike Smith" <mike@iogcc.state.ok.us>](mailto:mike@iogcc.state.ok.us)

To: ["Helms, Lynn D." <lhelms@nd.gov>](mailto:lhelms@nd.gov)

Date: 6/28/2013 12:54:22 PM

Subject: FW: Message from "RNP002673555E58"

Attachments: [201306281240.pdf](#)

Lynn -

Attached is an undated, unsigned letter received today in an envelop with a return address showing the sender as "Linda McCoy, 29979 Canadian Honker Rd., Campo, CA 91906", requesting I immediately suspend the state of North Dakota (and any other similarly offending state) from membership in IOGCC for violation of Article V of its charter. Additionally, a "federal investigation" is requested.

As your name is mentioned in several paragraphs, I thought a copy might be of interest!

Mike

Carl Michael Smith  
Executive Director  
Interstate Oil and Gas Compact Commission  
P.O. Box 53127  
Oklahoma City, OK 73152  
(405) 525-3556, Extension 200  
mike.smith@iogcc.state.ok.us

-----Original Message-----

From: noreply@iogcc.state.ok.us [mailto:noreply@iogcc.state.ok.us]

Sent: Friday, June 28, 2013 11:41 AM

To: Laurel Baird; Mike Smith

Subject: Message from "RNP002673555E58"

This E-mail was sent from "RNP002673555E58" (Aficio MP C4502).

Scan Date: 06.28.2013 12:40:38 (-0400)

Queries to: noreply@iogcc.state.ok.us

From: ["Mike Smith" <mike@iogcc.state.ok.us>](mailto:mike@iogcc.state.ok.us)  
To: ["Alan Coyner" <acoynr@govmail.state.nv.us>](mailto:acoynr@govmail.state.nv.us)  
["Bradley Field"](#)  
["Foerster, Catherine P \ \(DOA\)" <cathy.foerster@alaska.gov>](mailto:cathy.foerster@alaska.gov)  
["John Baza" <johnbaza@utah.gov>](mailto:johnbaza@utah.gov)  
["Helms, Lynn D." <lhelms@nd.gov>](mailto:lhelms@nd.gov)  
["Michael Ming" <Michael.Ming@doe.ok.gov>](mailto:Michael.Ming@doe.ok.gov)  
["Nick Tew" <ntew@gsa.state.al.us>](mailto:ntew@gsa.state.al.us)  
["Bill Daugherty" <billd@blackridgeusa.com>](mailto:billd@blackridgeusa.com)  
Date: 2/14/2013 3:51:52 PM  
Subject: FW: Royalty Payment Transparency Issues

All –

Just after I sent my first email, I received the one below from Greg Conrad. It virtually mirrors my email, except it makes a request for information from his members. I will visit with Greg before I burden our folks with any requests.

Thanks, Mike

Carl Michael Smith  
Executive Director  
Interstate Oil and Gas Compact Commission  
P.O. Box 53127  
Oklahoma City, OK 73152  
(405) 525-3556, Extension 200  
[mike.smith@iogcc.state.ok.us](mailto:mike.smith@iogcc.state.ok.us)

---

**From:** Greg Conrad [<mailto:gconrad@imcc.isa.us>]  
**Sent:** Thursday, February 14, 2013 2:41 PM  
**To:** 'Alan Edwards'; 'Nancy Nuttbrock'; [todd.Parfitt@wyo.gov](mailto:todd.Parfitt@wyo.gov); 'Deutsch, James R.'; 'Fogels, Edmund J (DNR)'; [brent.goodrum@alaska.gov](mailto:brent.goodrum@alaska.gov); 'Pineda, Loretta'; 'Waldron, Tony'; 'Berry, David'; 'Brancard, Bill, EMNRD'; 'Clark, David, EMNRD'; [fernando.martinez@state.nm.us](mailto:fernando.martinez@state.nm.us); 'Alan Coyner'; 'John Baza'; [danadean@utah.gov](mailto:danadean@utah.gov); [Gregory.A.Tenorio@conservation.ca.gov](mailto:Gregory.A.Tenorio@conservation.ca.gov); [wmccullough@mt.gov](mailto:wmccullough@mt.gov); 'Coleman, Ed'; 'Eric Wilson'; 'Laurie Swartzbaugh'; [akhtarz@yahoo.com](mailto:akhtarz@yahoo.com)  
**Cc:** Mike Smith; 'Tysseling, John, TRD'  
**Subject:** Royalty Payment Transparency Issues

As some of you may recall, I was recently appointed by the Secretary of the Interior to serve as a member of the Multi-Stakeholder Advisory Committee for the U.S. Extractive Industries Transparency Initiative (USEITI), which is a voluntary, global effort designed to increase transparency, strengthen the accountability of natural resource revenue reporting, and build public trust for the governance of these activities. Participating countries (which the U.S. may soon join) publicly disclose revenues received by the government for resource extraction, while companies make corresponding disclosure regarding these same payments to the government, and both sets of data are then reviewed and reconciled by a mutually agreed upon independent third party. Results are released in a public report. I serve as a member of the "Government Sector" of the Advisory Committee, along with Mike Smith from the Interstate Oil and Gas Compact Commission (IOGCC) and representatives from the Departments of Interior, Treasury and Energy.

The first meeting of the Advisory Committee took place yesterday and is the first of what will likely be many meetings over the course of the next 2 to 3 years. IMCC and IOGCC chose to participate in this effort to insure that the states' interests and concerns were adequately represented, particularly with respect to the accuracy of royalty and fee collection and reporting related to extraction activity on federal lands. Since the states often receive upwards of 50% of these revenues pursuant to mineral leasing laws, we have a vested interest in how the revenues are collected, reported and eventually distributed. An additional concern is the potential for this transparency and accountability initiative to encompass the collection and reporting of STATE royalties, fees and severance taxes from state lands, especially to the extent that the USEITI Country Workplan anticipates the inclusion of "sub-governments" (such as states and Indian tribes) in the process. At yesterday's meeting, this latter issue was specifically spoken to on several occasions, with the "Civil Society Sector" suggesting that state revenues should be captured as part of the initiative at some point in time and the U.S.

State Department indicating that sub-governments are often included in Country Workplans. In anticipation of future discussions around this issue, I would very much appreciate your input on the following questions:

- 1) Do you believe that the USEITI should be expanded to include state revenues (royalties, taxes, fees) generated from extractive activity on state lands?
- 2) Please provide me with a listing of the type of state revenues associated with mineral extraction activity in your state.
- 3) Are these revenue streams publicly reported in your state? If so, where and how often?
- 4) Does your state have an auditing or inspection mechanism in place to account for the accuracy of these payments?
- 5) Do you currently report any of this data or information to other state or federal agencies?
- 6) Do you know what percentage of total revenue from mineral extraction your state revenue represents as compared with the federal revenue generated in your state? This may be a critical factor in determining whether state revenue needs to be included in the Country Workplan.
- 7) Can you please provide me with a good contact person in your state who I can communicate with on these matters?

I may have more questions as we move forward with this initiative, but these are the key concerns/questions at this point. If you could provide me with your answers by March 15, I would greatly appreciate it. Should you have questions or concerns, please let me know.

Thanks very much,

Greg

**Gregory E. Conrad**  
**Executive Director**  
**Interstate Mining Compact Commission**  
**445A Carlisle Drive**  
**Herndon, VA 20170**  
**Ph: 703.709.8654**  
**Fax: 703.709.8655**  
**Email: [gconrad@imcc.isa.us](mailto:gconrad@imcc.isa.us)**  
**Website: [www.imcc.isa.us](http://www.imcc.isa.us)**



From: "Mike Paque" <mpaque@gwpc.org>

To: "Helms, Lynn D." <lhelms@nd.gov>

Date: 2/6/2014 7:24:02 PM

Subject: FW: State Oil and Gas Regulatory Exchange Services

Lynn- I forgot to send the below draft to the originator of the SOGRE marching song ( that would be you) ..." states working on continuous regulatory improvement" , which I think you coined during a Senate or House Hearing last year. Anyway, I have used it a number of times as a positive means of describing how the states continue to move forward with their own regulatory needs without any help required from the federal government.

Mike

**From:** Mike Paque  
**Sent:** Thursday, February 06, 2014 3:37 PM  
**To:** 'Foerster, Catherine P (DOA)'; 'Grant Black'; 'Larry Bengal'; Kustic, Tim@DOC; 'Nechodom, Mark@DOC'; 'Nick Tew'  
**Cc:** Gerry Baker  
**Subject:** State Oil and Gas Regulatory Exchange Services

GWPC Board Members:

I am looking forward to seeing most of you in Daytona Beach next weekend. Let's hope for temperatures at least in the 60's !

In advance of that meeting I am sending you the latest thinking on how an effective state oil and gas regulatory exchange might function. You should recall hearing about this over the past year at both our meetings and the IOGCC. I'd like to get your thoughts on the below draft before I send it to all Board Members in advance of our meeting next weekend. We would appreciate any comments you might have if you will not be attending the IOGCC meeting.

I will also be attending part of the IOGCC Steering Committee next Monday (as will some of you) where this will also be discussed. This is yet another example of the potential synergy created by the two organizations working together on behalf of our state members.

Mike Paque

## State Oil and Gas Regulatory Exchange Services

### I. Information and Education

- A. Information Services, e.g. multi-state survey of field inspector salaries.
- B. Education Services, e.g. seminars for agency personnel other than the training provided by the Field Inspector Education and Certification Program.

### II. Assistance with Rule Updates

- A. Peer Reviews (results to be either published or unpublished as a state desires) -- based on lists of regulatory elements SOGRE determines to be worthy of consideration when a state revises rules on a particular subject. SOGRE to develop such lists of regulatory elements for particular subjects over time. The lists of regulatory elements would be available for public comment and subject to periodic revision by SOGRE.
- B. Peer Consultations (results to be either published or unpublished as a state desires) -- not based on formally developed lists of regulatory elements but drawing on the expertise of regulatory peers in other states.
- C. Multi-Stakeholder SOGRE Reviews (perhaps affiliated with STRONGER); for states that desire it, SOGRE would advise or assist on a multi-stakeholder review for one or more narrowly focused areas. Reviews might be based where appropriate, on STRONGER Guidelines, or other regulatory elements, benchmarking tools etc, developed or approved by the SOGRE.

### III. Convening Services

- A. State Forums for state policy and technical staff to share the way they do business, review internal operations, and open up opportunities for extrapolating effective practices from one state to another.
- B. Multi-Stakeholder Forums for state policy and technical staff to meet with other interested stakeholders to discuss issues of mutual interest.

This e-mail and any attachments may contain confidential and privileged information. If you are not the intended recipient, please notify the sender immediately by return e-mail, delete this e-m

From: ["Tufte, Jerod E."](#)  
To: ["Helms, Lynn D." <lhelms@nd.gov>](#)  
Date: 2/18/2014 6:03:05 PM  
Subject: FW: States First  
Attachments: [Governor Dalrymple letter.pdf](#)  
[ATT00001.htm](#)

FYI – response from Energy Secretary to Governor’s IOGCC/States First letter.

**From:** Rauschenberger, Ron W.  
**Sent:** Wednesday, February 12, 2014 3:23 PM  
**To:** Tufte, Jerod E.; Travnicek, Andrea J.  
**Subject:** Fwd: States First

Begin forwarded message:

**From:** "Wyman, Michelle" <[Michelle.Wyman@Hq.Doe.Gov](mailto:Michelle.Wyman@Hq.Doe.Gov)>  
**Date:** February 12, 2014, 1:22:24 PM MST  
**To:** "[rarausche@nd.gov](mailto:rarausche@nd.gov)" <[rarausche@nd.gov](mailto:rarausche@nd.gov)>  
**Subject:** States First

Dear Ron,

Attached please find a response from Energy Secretary Moniz to the letter Governor Dalrymple sent describing the States First initiative. Under the leadership of Secretary Moniz, we aim to strengthen our collaboration with you and the state of North Dakota. We welcome hearing about work you are leading like the States First initiative that offers further opportunities to work together.

Please contact me if you have any questions.

Best,

Michelle

Michelle Wyman  
Director of Intergovernmental Affairs  
Office of Congressional and Intergovernmental Affairs  
U.S. Department of Energy  
(202) 587-5980 direct  
(202) 664-9718 mobile

From: ["Laurel Baird" <laurel.baird@iogcc.state.ok.us>](mailto:laurel.baird@iogcc.state.ok.us)

To: ["Bradley C. Lambert" <butch.lambert@dmme.virginia.gov>](mailto:butch.lambert@dmme.virginia.gov)  
["Bradley Field"](#)  
["Brian Love" <brian.love@gov.yk.ca>](mailto:brian.love@gov.yk.ca)  
["C. Edmon Larrimore"](#)  
["Cathy Foerster" <cathy.foerster@alaska.gov>](mailto:cathy.foerster@alaska.gov)  
["David Porter"](#)  
["Derric Iles \ \(derric.iles@usd.edu\)" <derric.iles@usd.edu>](mailto:derric.iles@usd.edu)  
["Ed Dancsok" <ed.dancsok@gov.sk.ca>](mailto:ed.dancsok@gov.sk.ca)  
[fitchh@michigan.gov](mailto:fitchh@michigan.gov)  
["Fred Allen" <fredallen@gov.nl.ca>](mailto:fredallen@gov.nl.ca)  
["Gerry Baker" <gerry.baker@iogcc.state.ok.us>](mailto:gerry.baker@iogcc.state.ok.us)  
["J. Dale Nations"](#)  
["Jami Bailey" <jami.bailey@state.nm.us>](mailto:jami.bailey@state.nm.us)  
["Jennifer Steber" <jennifer.steber@aer.ca>](mailto:jennifer.steber@aer.ca)  
["Jim Welsh" <jim.welsh@la.gov>](mailto:jim.welsh@la.gov)  
["John Baza"](#)  
["Jon Williams" <jwilliams@ncommerce.com>](mailto:jwilliams@ncommerce.com)  
["Joseph Pettey" <joe.pettey@yahoo.com>](mailto:joe.pettey@yahoo.com)  
["Lawrence Bengal"](#)  
["Lisa Ivshin"](#)  
["Loraine Cory \ \(M. Nechodom assistant\)" <loraine.cory@conservation.ca.gov>](mailto:loraine.cory@conservation.ca.gov)  
["Helms, Lynn D." <lhelms@nd.gov>](mailto:lhelms@nd.gov)  
["Mark Nechodom"](#)  
["Mark Watson" <Mark.watson@wyo.gov>](mailto:Mark.watson@wyo.gov)  
["Matt Lepore" <matt.lepore@state.co.us>](mailto:matt.lepore@state.co.us)  
["Michael McGehee" <Michael.McGehee@ferc.gov>](mailto:Michael.McGehee@ferc.gov)  
["Michael Teague"](#)  
["Mike Smith" <mike@iogcc.state.ok.us>](mailto:mike@iogcc.state.ok.us)  
["Nancy Johnson"](#)  
["Nick Tew"](#)  
["Paul Jeakins"](#)  
["Paul Schmierbach"](#)  
["Richard Perry" <rmperry@govmail.state.nv.us>](mailto:rmperry@govmail.state.nv.us)  
["Richard Simmers"](#)  
["Ronald Efta" <wcaefta@midrivers.com>](mailto:wcaefta@midrivers.com)  
["Sandy MacMullin"](#)  
[scperry@pa.gov](mailto:scperry@pa.gov)  
["Shari Feist-Albrecht" <s.feist.albrecht@kcc.ks.gov>](mailto:s.feist.albrecht@kcc.ks.gov)  
["Tom Schultz" <tschultz@idl.idaho.gov>](mailto:tschultz@idl.idaho.gov)  
["William Daugherty"](#)  
["William Sydow"](#)  
["Barry Williamson"](#)  
["Bill Myler" <billmyler@muskegondevelopment.com>](mailto:billmyler@muskegondevelopment.com)  
["Bridget Hill" <bridget.hill@wyo.gov>](mailto:bridget.hill@wyo.gov)  
["Charlie Williams Jr."](#)  
["Chris Weiser" <chrisw@weiser-brown.com>](mailto:chrisw@weiser-brown.com)

["Christi Craddick" <christi@christicraddick.com>](mailto:christi@christicraddick.com)  
["Craig Perry" <craig.perry@gov.ok.gov>](mailto:craig.perry@gov.ok.gov)  
["Craig Sundstrom" <craig.sundstrom@ee.ok.gov>](mailto:craig.sundstrom@ee.ok.gov)  
["D. Michael Wallen"](mailto:)  
["Daniel Seamount" <dan.seamount@alaska.gov>](mailto:dan.seamount@alaska.gov)  
["Gary Ross" <Gary.Ross@LA.GOV>](mailto:Gary.Ross@LA.GOV)  
["Ginny Brannon" <ginny.brannon@state.co.us>](mailto:ginny.brannon@state.co.us)  
["Herschel McDivitt"](mailto:)  
["Tuft, Jerod E." <jetufte@nd.gov>](mailto:jetufte@nd.gov)  
["Jay Albert" <jay.albert@ee.ok.gov>](mailto:jay.albert@ee.ok.gov)  
["John King"](mailto:)  
["John Norman" <john.norman@alaska.gov>](mailto:john.norman@alaska.gov)  
["Kimberly Anne Doane"](mailto:)  
["Rick Cooper" <rick.cooper@dmme.virginia.gov>](mailto:rick.cooper@dmme.virginia.gov)  
["Ricky Calhoun" <bbiard@pruet.com>](mailto:bbiard@pruet.com)  
["Robert Finley"](mailto:)  
["Scott Lampert" <slampert@paxtonenergy.com>](mailto:slampert@paxtonenergy.com)  
["Thomas Kerr" <thom.kerr@state.co.us>](mailto:thom.kerr@state.co.us)  
["Thomas Stewart"](mailto:)  
["Tim Kustic"](mailto:)

Date: 6/30/2014 7:54:37 AM

Subject: FW: Thanks

Attachments: [Env - States are leading the way on oil & gas reg \(BW in KDI 6-29-14\).pdf](#)

Good Morning,

Please see attached from Mike.

Have a great day!

Laurel Baird  
Member Services Coordinator  
Interstate Oil and Gas Compact Commission  
P.O. Box 53127  
Oklahoma City, OK 73152  
(405) 525-3556 x 101  
[laurel.baird@iogcc.state.ok.us](mailto:laurel.baird@iogcc.state.ok.us)  
Visit our website at [www.iogcc.ok.gov](http://www.iogcc.ok.gov)

---

**From:** Mike Smith  
**Sent:** Monday, June 30, 2014 7:31 AM  
**To:** Laurel Baird  
**Subject:** FW: Thanks

Please forward to Official and Assoc Reps.

---

**From:** Bill Whitsitt [<mailto:wfwwhitsitt@aol.com>]  
**Sent:** Sunday, June 29, 2014 8:58 AM  
**To:** Mike Smith; 'Mike Paque'; 'Dave'; 'Dan Kish'; 'Everley, Steve'  
**Subject:** Thanks



Thanks again to each of you who provide the basis and encouragement to keep reminding folks that more federal government is not the answer to much of anything in the oil and gas sector...

*Bill*

Bill Whitsitt  
235 Harbor Drive  
Bigfork, MT 59911  
406.420.2155  
406.309.0890 (cell)  
[wfwhitsitt@aol.com](mailto:wfwhitsitt@aol.com)



RICE UNIVERSITY and MISSISSIPPI STATE UNIVERSITY



Invite you to a  
Symposium on the Global Implications of  
**Enhanced Oil Recovery**

Thursday, March 6<sup>th</sup>

8:30a.m. – 4:00 p.m.

**Jackson Marriott Hotel**

200 East Amite Street

Jackson, Mississippi

Mississippi Governor Phil Bryant will deliver welcoming remarks.

### **Hosts**

**Institute for 21<sup>st</sup> Century Energy**

**Interstate Oil & Gas Compact Commission**

**North American Carbon Capture & Storage Association**

**Mississippi Energy Institute**

**Southern States Energy Board**

Please RSVP and direct any questions to Adair Cunningham - 601.948.6020 or

[acunningham@capitolresourcesllc.com](mailto:acunningham@capitolresourcesllc.com).

Please note this invitation is non-transferable. A limited number of rooms are available at the Jackson

Marriott Hotel at a special rate for Symposium attendees (601.969.5100

<http://www.marriott.com/hotels/travel/janmc-jackson-marriott/>).

From: ["Matthews, Lisa" <Matthews.Lisa@epa.gov>](mailto:Matthews.Lisa@epa.gov)

To: ["Glatt, Dave D." <dglatt@nd.gov>](mailto:dglatt@nd.gov)  
["Helms, Lynn D." <lhelms@nd.gov>](mailto:lhelms@nd.gov)  
["Hicks, Bruce E." <bhicks@nd.gov>](mailto:bhicks@nd.gov)

Date: 7/3/2014 8:24:38 PM

Subject: Fw: US EPA-States Technical Meeting on Well File Review - July 15 Dallas

Attachments: [Draft agenda July 15.docx](#)  
[Attendee List.docx](#)  
[July 15 state attendee bios.docx](#)  
[July 15 EPA bios.docx](#)  
[Draft List of References 20140703.docx](#)  
[EPA Technical Meeting Background Readings.docx](#)  
[Visitor Access and Information May 2014.docx](#)

Good evening,

Please let me know if ND would like to send a few experts to our technical meeting on July 15 in Dallas. We look forward to seeing you next week in Bismarck. Happy 4th of July!

Lisa

---

**From:** Matthews, Lisa

**Sent:** Thursday, July 3, 2014 12:27:20 PM

**To:** david.andrews@state.co.us; t.baker@occemail.com; jackie.devall@la.gov; david.elfert@la.gov; stuart.ellsworth@state.co.us; todd.fugitt@arkansas.gov; Walter.gwyn@rrc.state.tx.us; thomas.harris@la.gov; v.hullinger@occemail.com; lloyd.kirk@deq.ok.gov; charles.maguire@tceq.texas.gov; Craig.pearson@rrc.state.tx.us; mipelepko@pa.gov; kellye.rila@tceq.texas.gov; milton.rister@rrc.state.tx.us; andrew.ross@state.co.us; leslie.savage@rrc.state.tx.us; shafii@adeq.state.ar.us; keith.sheedy@tceq.texas.gov; glenn.vongonten@state.nm.us; kent.wilkins@owrb.ok.gov; hillary.young@deq.ok.gov

**Cc:** Ramona Trovato; bueno.michael@epa.gov

**Subject:** US EPA-States Technical Meeting on Well File Review - July 15 Dallas

***Sent on behalf of US EPA Office of Research and Development***

Dear State representatives:

We are pleased that you will participate in the ***US EPA-States Technical Meeting on Well File Review Analysis*** on July 15, 2014 in Dallas. We will discuss EPA's study on the potential impacts of hydraulic fracturing for oil and gas on drinking water resources with an emphasis on our draft well file review analysis. This state technical meeting will be held at the EPA Region 6 Regional Office located within the Fountain Place building, 1445 Ross Avenue, Dallas, TX 75202 (corner of Ross Avenue and Field Street in downtown Dallas). A draft meeting agenda, list of confirmed attendees and short bios are attached. We welcome your comments on the draft agenda. If we are missing your short bio, please email it to both Lisa Matthews ([matthews.lisa@epa.gov](mailto:matthews.lisa@epa.gov)) and Michael Bueno ([bueno.michael@epa.gov](mailto:bueno.michael@epa.gov)) at your earliest convenience.

The objectives of this technical meeting are to provide an overview of EPA's hydraulic fracturing drinking water assessment report, context for the Well File Review analysis, and focus of the assessment related to well design, construction, completion, fracturing and operations. We will share information about the Well File Review approach and preliminary observations from completed analyses, and obtain feedback from states on preliminary analyses and approaches for using the analyses to inform the assessment report.

Attached are a draft list of references for the well chapter of the assessment report, and a copy of the background reading materials on the study that was sent with the invitation letter. We welcome your suggestions for additional references that we should consider.

EPA is assessing the characteristics associated with construction and operations of wells hydraulically fractured for oil and gas. Our goal is to summarize the data to better understand the construction of hydraulically fractured wells. Our scientists will then use that dataset to identify situations that may allow or prevent pathways between hydrocarbon-producing formations and ground water resources. In this study EPA is reviewing well construction and operation data from a sample of oil and gas production wells from across the continental United States that were hydraulically fractured in 2009 and 2010. The sample includes vertical, horizontal, and deviated wells in a variety of geological environments that are representative of different geographic areas and companies of various sizes.

Part of the meeting on July 15 will focus on the potential for fluids to move from oil and gas resources to ground water resources. Fluid movement depends upon many factors, including the presence or absence of pathways connecting oil and gas resources to ground water resources. We will discuss how well construction may prevent or inadvertently allow these pathways. Prior to attending the meeting, please consider how well design and construction in your state may prevent or inadvertently allow pathways between oil and gas resources and ground water resources.

**Meeting Logistics:** Registration will begin at 7:30 am on July 15, just outside the Oklahoma Conference Room on the 12<sup>th</sup> floor of the Fountain Place Building. The meeting will begin at 8 am and end by 4 pm sharp. A number of participants will need to leave immediately following the meeting to go to the airport. It is expected that all confirmed participants stay for the duration of the meeting. Discussion and open dialogue are encouraged throughout the day.

**Building Entry and Security:** EPA occupies floors six (6) through thirteen (13) within the Fountain Place building. Please be sure to use the correct bank of elevators for access and report to the 7<sup>th</sup> floor Reception Desk for check-in. All visitors to the Region are required to check-in with our Reception Desk on the 7<sup>th</sup> floor. Please arrive early and allow 15 minutes to go through EPA security. Visitors will also be required to be photographed and basic information entered into the visitor management system. EPA staff will be available to help escort you to our meeting room. At the end of your visit, you will need to check-out through the 7<sup>th</sup> floor Reception Desk before you leave. Please see the attached Visitor Information and Instruction sheet.

Travel arrangements and hotel reservations are the responsibility of the meeting participants. EPA has not reserved rooms at any area hotel. EPA recommends traveling on the day prior to the workshop and leaving the evening of the workshop. Coffee, breakfast and lunch will be on your own but are available in the building outside of the security area. We will break early so that you can pick up lunch from the Au Bon Pain in the building (5<sup>th</sup> floor) before the rush. We will return to the conference room with your meals and hold a working lunch.

EPA values collaboration with our state partners and very much appreciates you sharing your time and expertise with us by participating in this technical meeting. We place a high value on the information and experience you can provide as a state technical expert. If you have any questions about the upcoming meeting, please contact Lisa Matthews, our state engagement lead for the study, at [matthews.lisa@epa.gov](mailto:matthews.lisa@epa.gov) or 202-577-4035 (mobile).

We look forward to meeting with you!

Attachments –

- 1) Draft meeting agenda
- 2) List of confirmed attendees
- 3) Short bios of state attendees
- 4) Short bios of EPA and contractor attendees
- 5) Draft list of references for well chapter of assessment report
- 6) List of suggested background reading materials
- 7) Visitor information and instruction sheet

From: ["Laurel Baird" <laurel.baird@iogcc.state.ok.us>](mailto:laurel.baird@iogcc.state.ok.us)

To: ["Alan Coyner"](#)  
["Bob King" <bob.king@wyo.gov>](mailto:bob.king@wyo.gov)  
["Bradley C. Lambert" <butch.lambert@DMME.virginia.gov>](mailto:butch.lambert@DMME.virginia.gov)  
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["Lawrence Bengal"](#)  
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["Herschel McDivitt"](#)  
["Jay Albert"](#)  
["John King"](#)  
["John Norman"](#)  
["Kimberly Anne Doane"](#)

["Michael Williams"](#)  
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["Scott Lampert" <slampert@paxtonenergy.com>](#)  
["Thomas Richmond"](#)  
["Thomas Stewart"](#)  
["Tim Kustic"](#)

Date: 3/13/2013 10:56:59 AM

Subject: FW: WSJ article: Drill, Barack, Drill

Laurel Baird  
Member Services Coordinator  
Interstate Oil and Gas Compact Commission  
P.O. Box 53127  
Oklahoma City, OK 73152  
(405) 525-3556 x 101  
[laurel.baird@iogcc.state.ok.us](mailto:laurel.baird@iogcc.state.ok.us)

---

**From:** Mike Smith  
**Sent:** Wednesday, March 13, 2013 10:13 AM  
**To:** Carol Booth; Gerry Baker; Amy Childers; Laurel Baird  
**Subject:** RE: WSJ article: Drill, Barack, Drill

Laurel –

Please forward to all Official and Assoc Reps.

Carl Michael Smith  
Executive Director  
Interstate Oil and Gas Compact Commission  
P.O. Box 53127  
Oklahoma City, OK 73152  
(405) 525-3556, Extension 200  
[mike.smith@iogcc.state.ok.us](mailto:mike.smith@iogcc.state.ok.us)

---

**From:** Carol Booth  
**Sent:** Wednesday, March 13, 2013 9:43 AM  
**To:** Mike Smith; Gerry Baker; Amy Childers; Laurel Baird  
**Subject:** WSJ article: Drill, Barack, Drill

**THE WALL STREET JOURNAL.**

WSJ.com

**REVIEW & OUTLOOK**

Updated March 12, 2013, 7:02 p.m. ET

**Drill, Barack, Drill**

A new study shows the U.S. oil boom is all on private and state land.

"I'm proud of the fact that under my Administration oil production is higher than it has been in a decade or more."

—President Obama, February 20, 2013

President Obama does a neat John D. Rockefeller imitation these days, taking credit for soaring domestic oil

and gas production as if he planned it that way. Not quite. As a new Congressional Research Service (CRS) reports shows, "All of the increased [oil] production from 2007 to 2012 took place on non-federal lands." Columnist Kim Strassel on a Congressional Research Service report that shows drilling has declined on federal lands during the Obama Administration. Photos: Getty Images

The research outfit reports that thanks to the innovation of hydraulic fracturing and horizontal drilling on private and state lands, the U.S. in fiscal 2012 produced 6.2 million barrels of oil daily, up from 5.1 million barrels as recently as fiscal 2007. Private industry's technological advances, operating under state regulation, increased U.S. production last year at the fastest rate in the history of the domestic industry, which drilled its first commercial well in 1859.

The story on federal lands is the opposite. The CRS study finds that federal oil production fell more than 23% from fiscal 2010 to fiscal 2012 and is today below what it was in 2007. The federal share of total U.S. oil production has slid under Mr. Obama to 26% in fiscal 2012 from 31% in fiscal 2008.

The story is the same in natural gas, with overall production climbing 20% since fiscal 2007 even as "production on federal lands has remained static or declined each year over the same period." Production on non-federal lands grew 40% since 2007, while production on federal lands fell by a hard-to-believe 33%. The federal share of total natural gas production in 2007 was 27.8%. Today it's 15.5%.

This sharp drop in production on federal lands is the direct result of Obama Administration policies. They include the drilling moratorium imposed after the 2010 Deepwater Horizon spill, followed by a limit on new drilling permits—the notorious "permitorium."

Mr. Obama's has blocked exploration and production on significant areas of the Outer Continental Shelf, and the few leases he has put up for auction contain land that is of little value to drillers. The Congressional Research Service reports that the average time to process a federal application for a drilling permit increased 41% from 2006 to 2011—to 307 days.

Readers may recall that Mitt Romney raised this issue in the second presidential debate. Mr. Obama responded that "What you're saying is just not true. It's not true." The Congressional Research Service now documents that it is true.

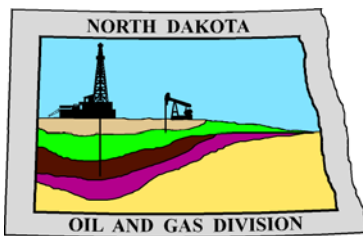
The U.S. oil and gas boom has been a rare bright spot in the otherwise gloomy Obama economy. Imagine how much more energy the U.S. could produce, and how many more high-paid jobs it could create, if the Obama Administration stopped being an obstacle.



**Carol Booth**

Communications Manager  
Interstate Oil & Gas Compact Commission  
PO Box 53127  
Oklahoma City, OK 73152  
405.525.3556 x114





# Oil and Gas Division

Lynn D. Helms - Director      Bruce E. Hicks - Assistant Director

**Department of Mineral Resources**

Lynn D. Helms - Director

**North Dakota Industrial Commission**

[www.dmr.nd.gov/oilgas/](http://www.dmr.nd.gov/oilgas/)

August 18th, 2014

Greenpeace  
c/o Jesse Coleman  
702 H Street NW  
Suite 300  
Washington, D.C. 20001

Dear Mr. Coleman-

The attached is our response to your request for records relating to interactions between Lynn Helms and the Interstate Oil and Gas Compact Commission (IOGCC).

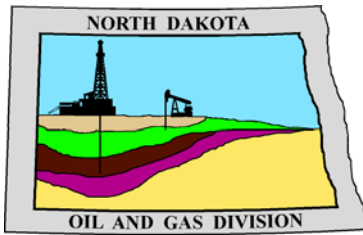
As discussed via email this request has been narrowed to email communications only, in order to cut costs. There is still a \$25 charge per hour (after the first hour) for time spent locating records.

Your request also stated concern over government interaction with industry representatives. We wish to inform you that IOGCC is not an industry group, and is comprised of government officials.

Regards,

Alison Ritter  
Public Information Officer  
Department of Mineral Resources  
[amritter@nd.gov](mailto:amritter@nd.gov)  
701-328-8036





# Oil and Gas Division

Lynn D. Helms - Director

Bruce E. Hicks - Assistant Director

**Department of Mineral Resources**

Lynn D. Helms - Director

**North Dakota Industrial Commission**

[www.dmr.nd.gov/oilgas/](http://www.dmr.nd.gov/oilgas/)

---



From: ["Carol Booth" <CarolBooth@iogcc.state.ok.us>](mailto:CarolBooth@iogcc.state.ok.us)

To: ["Alan Coyner"](mailto:Alan.Coyner)  
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[cathy.foerster@alaska.gov](mailto:cathy.foerster@alaska.gov)  
[mark.nechodom@conservation.ca.gov](mailto:mark.nechodom@conservation.ca.gov)

Date: 7/18/2013 3:08:54 PM

Subject: Hydraulic Fracturing House Bill

Attachments: [FRACKING\\_002\\_xml.pdf](#)

Please find current language of a hydraulic fracturing bill submitted in the Natural Resources Committee to the House.

**Carol Booth**

Communications Manager  
Interstate Oil & Gas Compact Commission  
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405.525.3556 x114



From: ["Gerry Baker" <gerry.baker@iogcc.state.ok.us>](mailto:gerry.baker@iogcc.state.ok.us)  
To: ["Alan Coyner"](mailto:Alan.Coyner)  
["Amy Childers" <amy.childers@iogcc.state.ok.us>](mailto:amy.childers@iogcc.state.ok.us)  
["Bradley C. Lambert" <butch.lambert@DMME.virginia.gov>](mailto:butch.lambert@DMME.virginia.gov)  
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["Gary Snellgrove"](#)  
["Gerry Baker" <gerry.baker@iogcc.state.ok.us>](mailto:gerry.baker@iogcc.state.ok.us)  
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["Ronald Zurawski"](#)  
["Steven Rauzi"](#)  
["Thomas Richmond"](#)  
["William Sydow"](#)

Date: 5/16/2013 10:29:39 AM

Subject: Inspector Certification survey

Dear Oil and Gas Directors:

I am writing to ask for your help in formalizing an oil and gas field inspector certification program. We have developed a survey (see link below) that will be helpful to us as we continue to revise and update certification materials. The survey should only take you a few minutes to complete, but will be very valuable in providing a quality product for the states.

For your information, within the next week or so, I will also be sending you a second survey request that is intended for field inspection personnel. I would appreciate you passing this item on to your appropriate field personnel for their input on this program.

Please feel free to ask me questions. Otherwise, we really appreciate your help in helping us tailor a meaningful certification process that will be useful to you. I will be seeing many of you in Point Clear, so you can corner me there if you need additional information.

GB

<http://www.surveygizmo.com/s3/1247116/IOGCC>

Gerry Baker  
Associate Executive Director  
(405) 525-3556, extension 112, or  
(405) 664-7362

SFN 6988

42546

Office Copy

**NORTH DAKOTA INDUSTRIAL COMMISSION**

Department of Mineral Resources  
600 E Boulevard  
Bismarck ND 58505-0840

8/18/2014

TO: GreenPeace  
702 H Street, NW, Suite 300  
Washington, DC 20001

Purchase Order No.

Phone No: (202) 462-1177

Dept ID	Description	Quantity	Item Cost	Total
2100 463007	Time 3 hours/1st hour free @ \$25.00/hr	2	\$25.00	\$50.00
	463007 = \$50.00			
<b>Total in <u>US Funds</u></b>				<b>\$50.00</b>

SFN 6988

42546

Return This Copy  
With Remittance

**NORTH DAKOTA INDUSTRIAL COMMISSION**

Department of Mineral Resources

600 E Boulevard

Bismarck ND 58505-0840

8/18/2014

TO: GreenPeace  
702 H Street, NW, Suite 300  
Washington, DC 20001

Purchase Order No.

Phone No: (202) 462-1177

Dept ID	Description	Quantity	Item Cost	Total
2100 463007	Time 3 hours/1st hour free @ \$25.00/hr	2	\$25.00	\$50.00
<b>Total in US Funds</b>				<b>\$50.00</b>

SFN 6988

42546

Customer Copy

**NORTH DAKOTA INDUSTRIAL COMMISSION**

Department of Mineral Resources  
600 E Boulevard  
Bismarck ND 58505-0840

8/18/2014

TO: GreenPeace  
702 H Street, NW, Suite 300  
Washington, DC 20001

Purchase Order No.

Phone No: (202) 462-1177

Dept ID	Description	Quantity	Item Cost	Total
2100 463007	Time 3 hours/1st hour free @ \$25.00/hr	2	\$25.00	\$50.00
<b>Total in US Funds</b>				<b>\$50.00</b>

# GREENPEACE

702 H Street, NW, Suite 300, Washington, DC 20001  
Tel: 202-462-1177 • Fax: 202-462-4507

**North Dakota Industrial Commission  
Department of Mineral Resources**

**August 7, 2014**

Dear Public Information Officer:

In accordance with the North Dakota Open Records Act N.D.C.C. §44-04-19 et seq. and N.D.C.C. §44-04-18 et seq., Greenpeace requests a copy of each of the following documents, or access to them for inspection or duplication, which are in the possession of or generated by the **North Dakota Industrial Commission Department of Mineral Resources**

**Details of all meetings (notes, list of participants, agenda, briefing material, clearance forms, presentations) and all correspondence (emails, etc.) between the Interstate Oil and Gas Compact Commission (IOGCC) and it's representatives and Lynn Helms.**

We request that you search the above records for the time period of **January 1, 2013 to the current date.**

## FEE CATEGORY

Greenpeace seeks the above listed records for noncommercial use as a representative of the news media. Greenpeace qualifies as a news media organization under the definition provided by Congress in the OPEN Government Act because it “gathers information of potential interest to a large segment of the public, and uses its editorial skills to turn the raw materials into a distinct work, and distributes that work to an audience.”

Specifically, Greenpeace is seeking this records request because the information in it is of interest to a large portion of the public, including the many concerned citizens that regularly acquire information through our extensive range of publications. These publications include websites, blogs, newsletters, reports, press statements, social media networks such as Facebook, Twitter, and Flickr, videos, presentations and demonstrations at various venues. In addition, Greenpeace reaches out to many traditional news media outlets that regularly broadcast our publications through television, radio, print and electronic articles and interviews.

Greenpeace plans to compile the information from this request into a distinct, original work that will be released to the public through the publications listed above.

## FEE WAIVER

Greenpeace seeks a waiver of fees accompanying fulfillment and processing of this records request.

In the paragraphs below, Greenpeace addresses the 6 factors that are used to determine whether the fee waiver requirements are met.



- 1) Greenpeace is requesting documents specifically concerning Lynn Helms's interactions with the IOGCC. Greenpeace is not seeking the documents in order to obtain intrinsic information regarding oil, emissions or other business operations that happens to be in the possession of North Dakota. Instead, Greenpeace is solely seeking information on the extent, if any, of Lynn Helms's interaction with the IOGCC.
- 2) Greenpeace has not found any publicly available information that describes the occurrence, frequency, or scope of meetings or other interactions between the IOGCC and Lynn Helms. We believe this information is not currently available in the public domain.
- 3) Greenpeace employs an array of analysts, researchers and environmental specialists that have expertise in environmental activities and policies and their potential impacts on people and ecosystems. For nearly 40 years, concerned citizens have trusted this expertise and relied on Greenpeace to serve as a government watchdog, exposing activities that may be harmful to the environment, as well as activities that are beneficial.

Our website provides an extensive archive of publications from the past 40 years, including blogs, newsletters, reports, press statements, articles, Facebook, Twitter and Flickr feeds, videos and other presentations that expose a large range of government activities that impact the environment, including U.S. government and international governments.

Per our tradition, Greenpeace would compile the information provided through this records request into a distinct, original work that includes our perspective on how the disclosed activities may result in environmental impacts. We would disseminate this work to the public through the range of media listed in the previous paragraph. We would also reach out to many traditional news media outlets that regularly broadcast our publications through television, radio, print and electronic articles and interviews.

In addition, Greenpeace also hosts a records website that archives over 4,000 scanned documents that were obtained through other records requests. Greenpeace regularly references documents on this site and also frequently refers news reporters, researchers and writers to this site. The address is <http://research.greenpeaceusa.org> and documents from this records request will be uploaded to this site.

Finally, in addition to Greenpeace's U.S. activities, 40 international Greenpeace offices around the world are interested in obtaining and publicize information on state activities regarding the oil and gas industry. Greenpeace will publicize information from this records request through our global network of Greenpeace offices, publications and traditional media contacts.

- 4) As noted in #2, there is currently no publicly available information on the occurrence, frequency or scope of Lynn Helms' interactions with the IOGCC. Likewise, Greenpeace believes the public is uncertain and increasingly concerned about the scope of government interactions with oil and other industry representatives in general. Fulfillment of this request would shed light on these interactions and answer questions about how the oil and gas industry or other companies may or may not contribute to North Dakota activities regarding the study of hydraulic fracturing.
- 5) Greenpeace is a non-profit public interest organization that seeks solutions to environmental dilemmas and promotes open, informed debate about society's environmental choices.

Greenpeace's primary activities are bearing witness to environmental destruction, using direct confrontations to raise the level and quality of public debate, and exposing threats to the environment and finding solutions. Greenpeace maintains complete financial independence from political and commercial interests. We do not intend to make a profit from the information provided through this records request.

- 6) Greenpeace has no commercial interest in this material and does not intend to disclose the information to data brokers or others who compile and market government information for economic return. Whereas our work generates income from concerned individual donors, this income serves to perpetuate our activities and not to provide a profit to individuals associated with Greenpeace. With such limited or non-existent commercial interest, it is clear that the public interest in disclosure is far greater in magnitude than Greenpeace's commercial interest.

In as much as Greenpeace is making this request in the course of carrying out its public education and nonprofit activities, we request that charge for duplicating be waived.

If you deny all or any part of this request, please cite each specific exemption that you believe justifies your withholding of information. Please be sure to notify me of appeal procedures available under the law in the event of any denial.

Please also contact me with any questions regarding this request at [REDACTED] or [REDACTED]

Thank you,



Jesse Coleman  
Researcher

From: ["Hicks, Bruce E."](#)

To: ["Marvin Rogers" <mrogers@ogb.state.al.us>](#)

Date: 3/12/2013 11:45:32 AM

Subject: IOGCC: Bakken Spacing Update: Pt.Clear,AL May 21, 2013

Marvin,

Per your request, North Dakota hereby confirms that we will be available to present a Bakken spacing update to the Legal & Regulatory Committee on May 21, 2013 @ the IOGCC meeting in Point Clear, AL. Lynn will more than likely give the presentation.

Let me know if you have any questions or comments.

*Bruce E. Hicks*

Assistant Director

Oil and Gas Division

Dept of Mineral Resources

North Dakota Industrial Commission

701-328-8020

[bhicks@nd.gov](mailto:bhicks@nd.gov)

[www.dmr.nd.gov/oilgas](http://www.dmr.nd.gov/oilgas)

Bismarck, ND 58505-0840

From: "Gary Swan" <gary@nef1.org>  
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[stewart@ooga.org](mailto:stewart@ooga.org)

[billd@blackridgeusa.com](mailto:billd@blackridgeusa.com)

Date: 7/29/2014 6:01:17 PM

Subject: IOGCC Annual Conference and Info for Public Outreach Committee

Dear Public Outreach Committee members,

As the Public Outreach Committee Chair, I want to invite you to the Annual Conference in Columbus, Ohio, October 19 – 21, at the Hyatt Regency.

You may already know that we are changing our usual Midyear Meeting format to the Annual Business Meeting where we will be developing work products in each committee. These work products could include updating IOGCC publications, developing model guidelines, generating grant proposals ... There are numerous possible projects that could be done. The goal is to utilize the strength of the members' diversity and experience to further develop a culture of continuous regulatory improvement. Therefore, we greatly need your participation.

If you have a topic or project in mind, we would appreciate your input for the Public Outreach Committee. We will post your suggestions on our committee pages, ex. <http://iogcc.ok.gov/public-outreach2> . Then at the Annual Conference in Ohio, we will discuss these topics and projects to settle on one or more to work on at the first Annual Business Meeting in Salt Lake City, Utah, May 18 – 20, 2015.

I also want to inform you that the Chairman's Stewardship Award deadline is quickly approaching. The awards are free and open to anyone to enter. An organization may complete an entry form on their own behalf or nominate another organization's project. Please visit the awards' website page for details, <http://iogcc.ok.gov/chairmansstewardship>

Also, I am still in need of a Vice Chair for this committee. If you are interested or want more information, please contact me or Carol Booth, IOGCC Communications Manager and Public Outreach Committee liaison, [carolbooth@iogcc.ok.gov](mailto:carolbooth@iogcc.ok.gov) .

Once again, we greatly appreciate all your help, support and participation. If you have any questions or need additional information, please contact us.

Thank you!

Gary Swan

Chairman, IOGCC Public Outreach Committee



**Gary Swan**

Vice President, Development  
National Energy Foundation  
4516 S 700 E, Ste. 100, Salt Lake City, UT 84107

phone: (801) 327-9504 ~ cell: (435) 830-5354

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From: ["Godfread, Amanda M. H."](#)

To: ["Helms, Lynn D." <lhelms@nd.gov>](#)

Date: 6/4/2013 1:43:00 PM

Subject: IOGCC appointment

Attachments: [IOGCC - Tufte appt.pdf](#)

Hi Lynn,

I wanted to make sure you had record of the fact that Jerod Tufte will now be serving as the state's Associate Representative on the Interstate Oil and Gas Compact Commission. I have sent the attached letter to the IOGCC offices in Oklahoma as well as a thank you letter to Robert Harms for his years of service. If you have any questions, just let me know.

**Amanda Godfread**

Legislative Liaison/Communications

Office of the Governor, State of North Dakota

701.328.2937

agodfread@nd.gov

From: ["Finley, Robert J" <finley@illinois.edu>](mailto:finley@illinois.edu)

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["Mike Fernandez" <Mike.Fernandez@gov.ab.ca>](mailto:Mike.Fernandez@gov.ab.ca)

Date: 6/20/2013 8:50:25 AM

Subject: IOGCC CGS Task Force --replacement induced seismicity language

Attachments: [Induced Seismicity.docx](#)

Steve Melzer developed the attached replacement language per our discussion yesterday.

This might fit as an example of risk assessment (p.53) or in Phase I – Exploratory (p.58).

Rob

Sent from my MacBook

Robert J Finley

Illinois State Geological Survey

University of Illinois

finley@illinois.edu

From: ["Gerry Baker" <gerry.baker@iogcc.state.ok.us>](mailto:gerry.baker@iogcc.state.ok.us)  
 To: ["Helms, Lynn D." <lhelms@nd.gov>](mailto:lhelms@nd.gov)  
 Date: 6/26/2014 2:18:54 PM  
 Subject: IOGCC Compact Comments June 2014

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## Compact Comments June 2014

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- ▶ [Chairman's Stewardship Nominations](#)
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### In Other News

- [CA Revises Well Stimulation Regulations](#)
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### Sydow Receives E.W. Marland Award

Governor Bryant, 2014 IOGCC Chairman, presented Bill Sydow with the 2014 E.W. Marland Award.

Bill Sydow has served as the director of the Nebraska Oil and Gas Conservation Commission since 1994. He is only the third person to serve in this capacity for Nebraska.

When Bill took over the role of Nebraska's Director 20 years ago, the Commission's responsibilities and mission had expanded significantly. With Bill's experience in the industry and knowledge of his home state, the relationship of the petroleum industry to citizen concerns for the environment has been one of Bill's greatest success stories.

In 1995, he started with IOGCC as the official representative for Nebraska and has led several of IOGCC's effort since such as:

- Served as Chair of the Council of State Regulatory Officials for several years
- Assisted with publications
- Served as Vice Chairman in 2009
- Shaped the relationship between the IOGCC and EPA with his active role in the EPA-IOGCC Memorandum of Understanding
- And most currently he is leading the Inspector Certification Program and Testing

Congratulations, Bill Sydow for being the 2014 E.W. Marland Award Recipient!



### Committee Work Products Coming Soon

Some of you may already know that we are changing our usual Midyear Meeting format to the Annual Business Meeting where we will be developing work products in each committee.



These work products could include updating IOGCC publications, developing model guidelines, generating grant proposals ... There are numerous possible projects that could be done. The goal is to utilize the strength of the states' diversity and experience to further develop a culture of continuous regulatory improvement.

If you have a topic or project in mind, we would greatly appreciate your input for any of the committees. We will place suggestions on our committee pages, ex. <https://iogcc.ok.gov/environment-and-safety>. Then at the Annual Conference in Ohio, October 19 – 21, each committee will discuss these topics and projects to settle on one or more to work on at the first Annual Business Meeting in Salt Lake City, Utah, May 18 – 20, 2015.

Please contact us for more information or to answer any questions.

## Support States First

---

The States First Initiative is continuing its mission to inform American energy policy leaders as well as the public through its Twitter page. We have created a new schedule moving forward so that each oil and gas producing state will be highlighted.



Every week on the States First Twitter page, we will schedule a highlighted state with a link to their website, energy facts, and retweet articles and studies that will continue to educate and inform about the regulatory innovations and revisions states develop.

We welcome each of you to send us information to share from state specific highlights to interesting energy facts.

We are also looking for organizational support from States First like that from the Consumer Energy Alliance. If you or your organization is interested, please visit the [States First website](#).

## Work Groups Coming Together for Continuous Regulatory Improvement

---

Under the States First Initiative, IOGCC and the Ground Water Protection Council has formed two work groups: Induced Seismicity Work Group (ISWG) and the Oversight Committee for the State Oil and Gas Regulatory Exchange (SOGRE).

The ISWG was created to proactively discuss the possible association between recent seismic events occurring in multiple states and injection wells.

State agencies participating in the Induced Seismicity Work Group will collaborate and share science, research and practical experience to equip the states with the best decision making tools to evaluate the possible connections between seismic events and injection wells, minimize risk, and enhance appropriate readiness when seismic events occur.

The Oversight Committee, made of state regulators, will coordinate and facilitate the collection of information from member states regarding oil and gas regulatory programs and policies in order to best serve the states in training, seminars, consultations and forums. If you would like to send us a description of issues of most concern in your state, please contact us.

## Chairman's Stewardship Nominations

---

The 2014 Chairman's Stewardship Awards are now open for nominations and entries.

These awards are one of the highest honors presented by the Commission and are a unique recognition by a government entity. The awards recognize achievements and challenge organizations, companies and individuals nationwide to demonstrate innovation, dedication and passion for our environment in four categories: large/ major company; small/independent company; energy education; and environmental partnership.



The Chairman's Stewardship Awards are being recognized now more than ever by policy leaders, media and the public. The IOGCC has created an additional section on its website to give more details about the awards and continue promotion of organizations who have gone above and beyond standard mandates.

[Visit the website](#) to see past winners, how to enter and who this year's judges are. And we ask that if you know an organization that demonstrates innovation, dedication or passion for our environment, please nominate them or send them information about these awards.

Nominations are now being accepted for 2014 and entries are due by **Thursday, August 14, 2014.**

Winners will be announced at the 2014 Annual Conference in Columbus, Ohio by Governor Phil Bryant and other distinguished guests.

If you have more questions or need sponsorship information for the awards, please contact Carol Booth at [carolbooth@iogcc.state.ok.us](mailto:carolbooth@iogcc.state.ok.us) or call 405.525.3556 x114.

[Download your entry form now!](#)

## **Please Welcome and Congratulate Some New/ Promoted Oil and Gas Regulators**

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- California Oil and Gas Supervisor Steve Bohlen
- Montana Board of Oil and Gas Administrator Jim Halvorson
- Wyoming Oil and Gas Supervisor Mark Watson
- Colorado Deputy Director of Field Operations Dave Kulmann

If your state agency has new staff or promoted employees you would like to announce to IOGCC members, please contact us.

## **Coming Soon**

---

- Ohio registration opening soon!
- 2012 Marginal Well Report almost complete and it will be well worth the wait.
- Annual Business Meeting structure and details

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From: ["Laurel Baird" <laurel.baird@iogcc.state.ok.us>](mailto:laurel.baird@iogcc.state.ok.us)

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["Thomas Richmond"](#)  
["Thomas Stewart"](#)  
["Tim Kustic"](#)

Date: 9/17/2013 8:14:52 AM

Subject: IOGCC FW: Message from "RNP00267351BE54"

Attachments: [201309180712.pdf](#)

Good Morning,

Please see attached from Mike.

Laurel Baird  
Member Services Coordinator  
Interstate Oil and Gas Compact Commission  
P.O. Box 53127  
Oklahoma City, OK 73152  
(405) 525-3556 x 101  
[laurel.baird@iogcc.state.ok.us](mailto:laurel.baird@iogcc.state.ok.us)

-----Original Message-----

From: [noreply@iogcc.state.ok.us](mailto:noreply@iogcc.state.ok.us) [mailto:[noreply@iogcc.state.ok.us](mailto:noreply@iogcc.state.ok.us)]  
Sent: Wednesday, September 18, 2013 7:13 AM  
To: Laurel Baird  
Subject: Message from "RNP00267351BE54"

This E-mail was sent from "RNP00267351BE54" (Aficio MP 301).

Scan Date: 09.18.2013 07:12:41 (-0500)  
Queries to: noreply@iogcc.state.ok.us

From: "Gerry Baker" <gerry.baker@iogcc.state.ok.us>

To: "Helms, Lynn D." <lhelms@nd.gov>

Date: 2/6/2013 3:38:00 PM

Subject: IOGCC Midyear Meeting Registration Now Open

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## 2013 Midyear Meeting

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- ▶ [Meeting highlights](#)

### In Other News

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- [Hotel](#)
- [Agenda](#)
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### 2013 Midyear Issues Summit - Point Clear, Alabama

#### North American Energy Resources: A Gulf of Opportunity



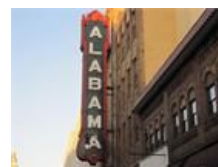
Join us at the 2013 IOGCC Midyear Issues Summit in Point Clear, Alabama, May 19 – 21, with this year’s chairman, Governor Robert Bentley of Alabama, as we delve into an exploration of issues influencing U.S. oil and natural gas policies.

Participants will have a unique opportunity to network with top government officials, state regulators and industry executives addressing environmentally-sound practices and focusing on North American Energy Resources: A Gulf of Opportunity.

[>>Register Today!](#)

### Sponsorships Now Available

The midyear meeting offers a unique opportunity to spotlight your business to governors, state and federal oil and natural gas regulators, state and federal lawmakers and leading oil and natural gas industry representatives.



Conference sponsors will receive prominent recognition for their participation.

New packages and opportunities are available. Sponsorships range from \$1,000 up with placement starting immediately on the IOGCC website.

For more information on becoming a sponsor, [visit our website](#) or contact Laurel Baird at 405-525-3556, ext. 101.

### Meeting highlights

- Gov. Bentley of Alabama and Gov. Corbett of Pennsylvania kicking off General Session
- Chairman's Stewardship Nominations
- Visit the historic USS Alabama
- Informative presentations and esteemed speakers for each committee

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["Michael Teague"](#)

["Mike Smith" <mike@iogcc.state.ok.us>](mailto:mike@iogcc.state.ok.us)

["Nick Tew"](#)

Date: 2/18/2014 3:50:04 PM

Subject: IOGCC Resolutions Committee Members

Good Afternoon,

Please help me in welcoming the following to the IOGCC Resolutions Committee:

Returning Chair – Larry Bengal (Arkansas)

Lynn Helms – North Dakota

Hal Fitch – Michigan

Re-Appointment – Nick Tew (Alabama)

Michael Teague – Oklahoma

and Mark Nechodom – current member.

Thank you so much for your work and dedication to this appointment. It is well appreciated.

Laurel Baird

Member Services Coordinator

Interstate Oil and Gas Compact Commission

P.O. Box 53127

Oklahoma City, OK 73152

(405) 525-3556 x 101

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To: [fitchh@michigan.gov](mailto:fitchh@michigan.gov)  
["Gerry Baker" <gerry.baker@iogcc.state.ok.us>](mailto:gerry.baker@iogcc.state.ok.us)  
["Lawrence Bengal"](#)  
["Lorraine Cory \ \(M. Nechodom assistant\\)" <loraine.cory@conservation.ca.gov>](mailto:loraine.cory@conservation.ca.gov)  
["Helms, Lynn D." <lhelms@nd.gov>](mailto:lhelms@nd.gov)  
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["Michael Teague"](#)  
["Mike Smith" <mike@iogcc.state.ok.us>](mailto:mike@iogcc.state.ok.us)  
["Nick Tew"](#)  
Date: 8/5/2014 9:56:41 AM  
Subject: IOGCC Sunsetting Resolutions, 2014  
Attachments: [Resolution 12.074 BLM Legacy Wells IOGCC.docx](#)  
[Resolution 12.074 Legacy Resolution Action Plan.docx](#)  
[Resolution 12.076 States First.doc](#)

Good Morning,

Attached are the resolutions that are due to sunset during the IOGCC Annual Meeting in Ohio.

I have forwarded these to Chairman Larry Bengal as well and he will contact the authors to discuss changes and/or ideas for sunsetting.

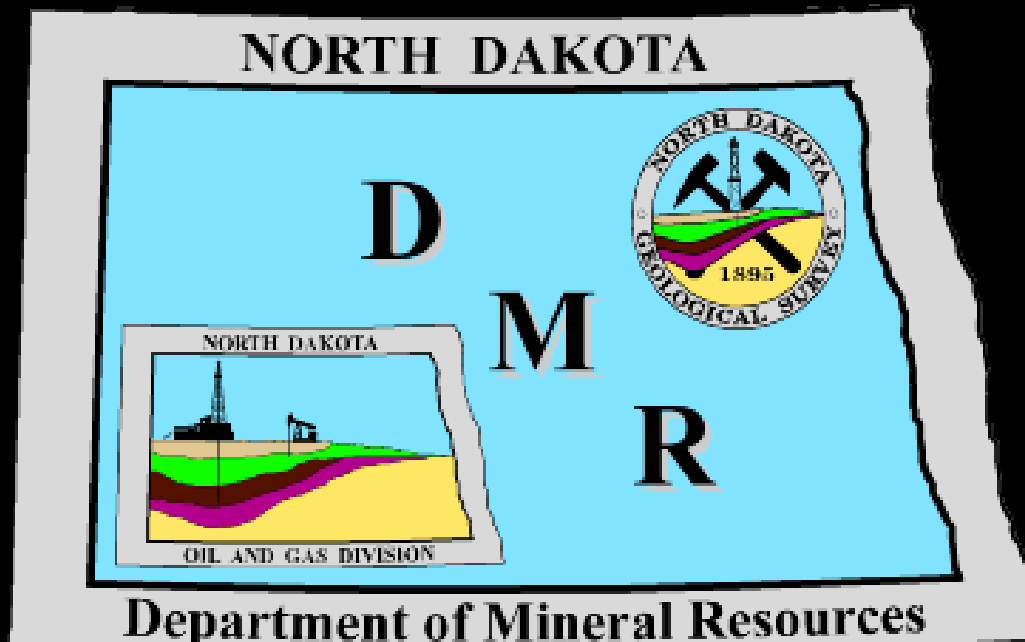
As of today, we have not received any new resolutions for the meeting. The deadline is September 18<sup>th</sup>, 2014.

Let me know if you have any questions.

Laurel Baird  
Member Services Coordinator  
Interstate Oil and Gas Compact Commission  
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Visit our website at [iogcc.ok.gov](http://iogcc.ok.gov)



# North Dakota Department of Mineral Resources



*<http://www.oilgas.nd.gov>*

*<http://www.state.nd.us/ndgs>*

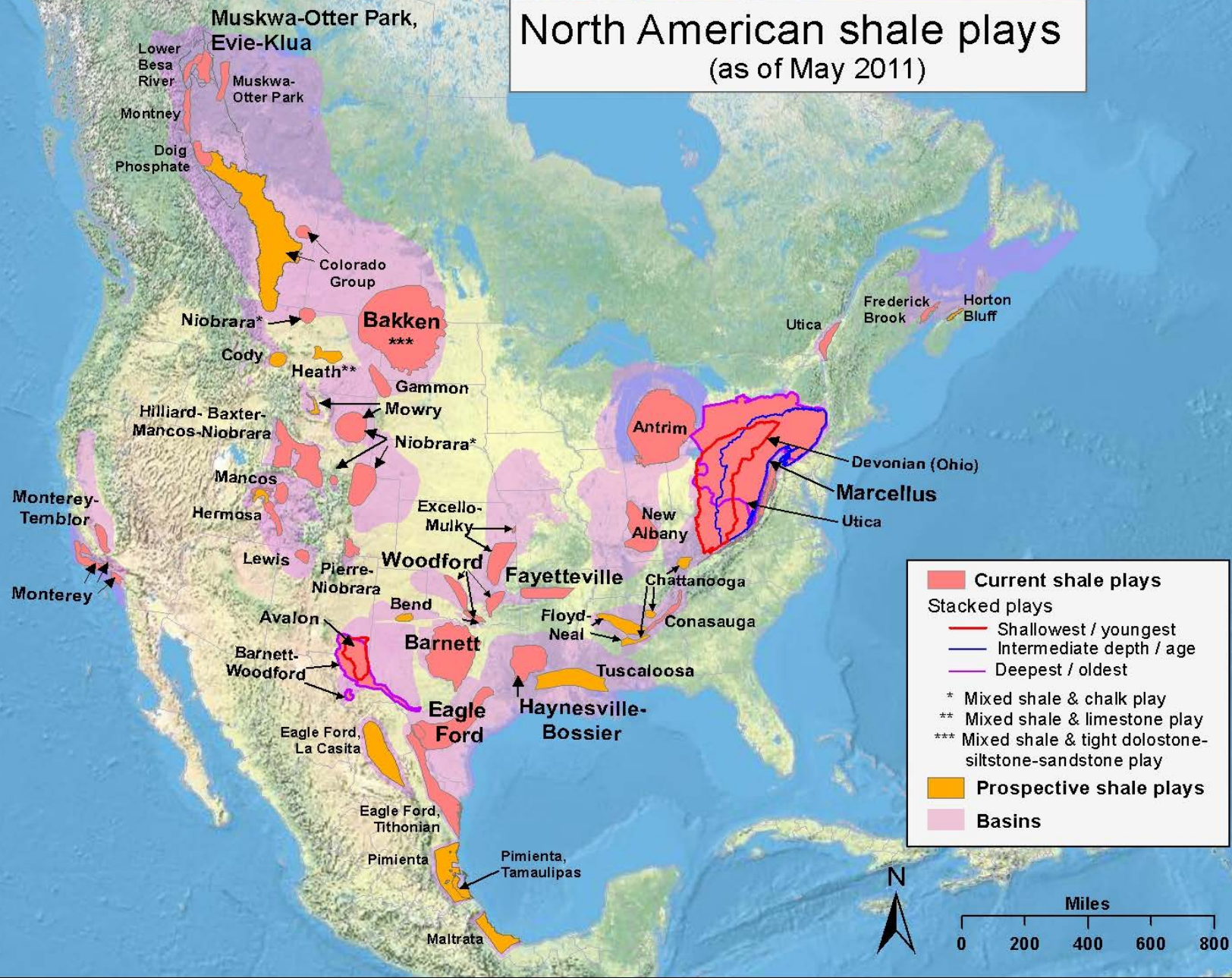
*600 East Boulevard Ave. - Dept 405*

*Bismarck, ND 58505-0840*

*(701) 328-8020*

*(701) 328-8000*

# North American shale plays (as of May 2011)

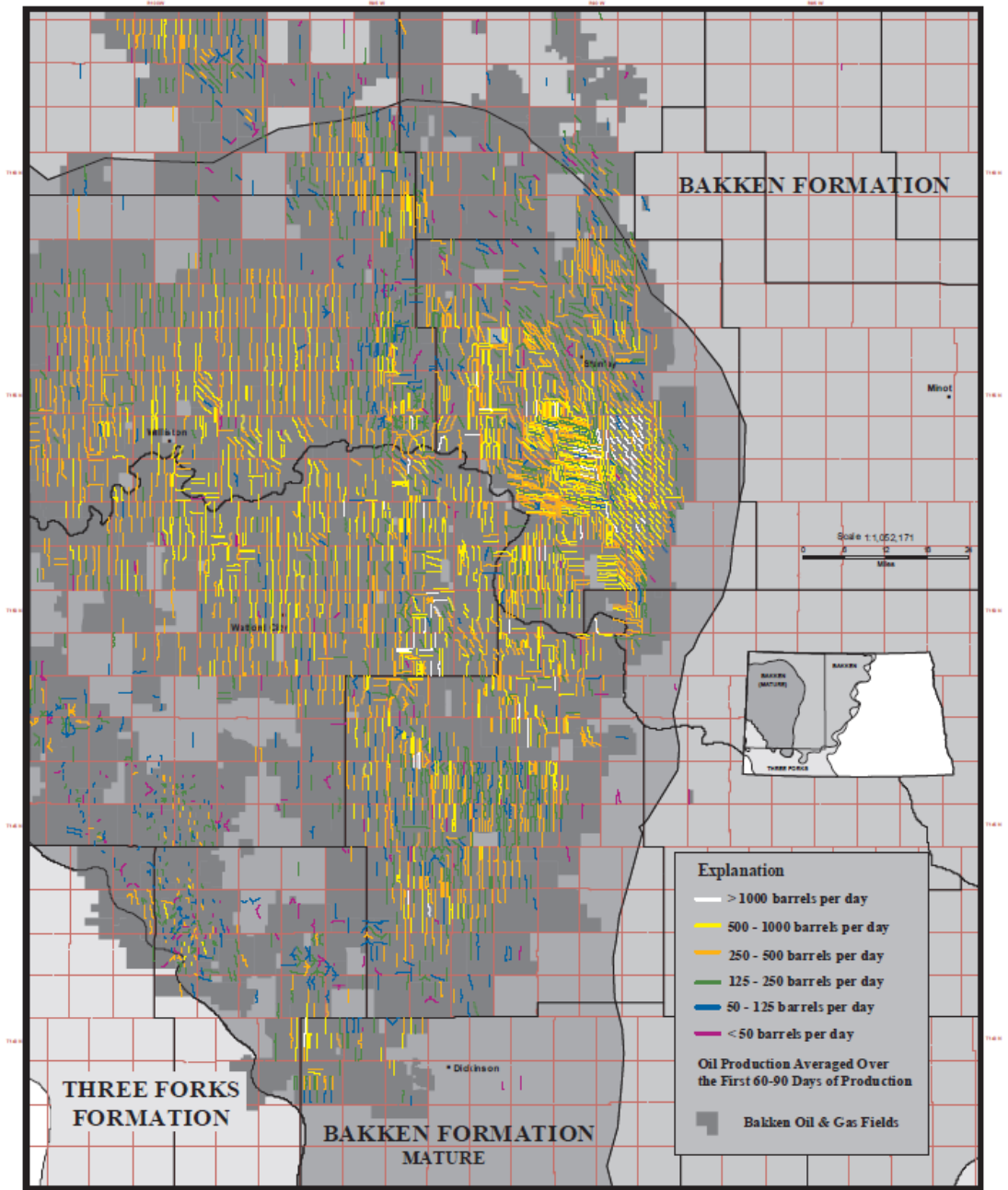


# First 60 - 90 Day Average Bakken Horizontal Production by Well

December 2012



Development area  
> 15,000 sq mi  
Size of West Virginia



## Bakken Formation

## Three Forks Formation

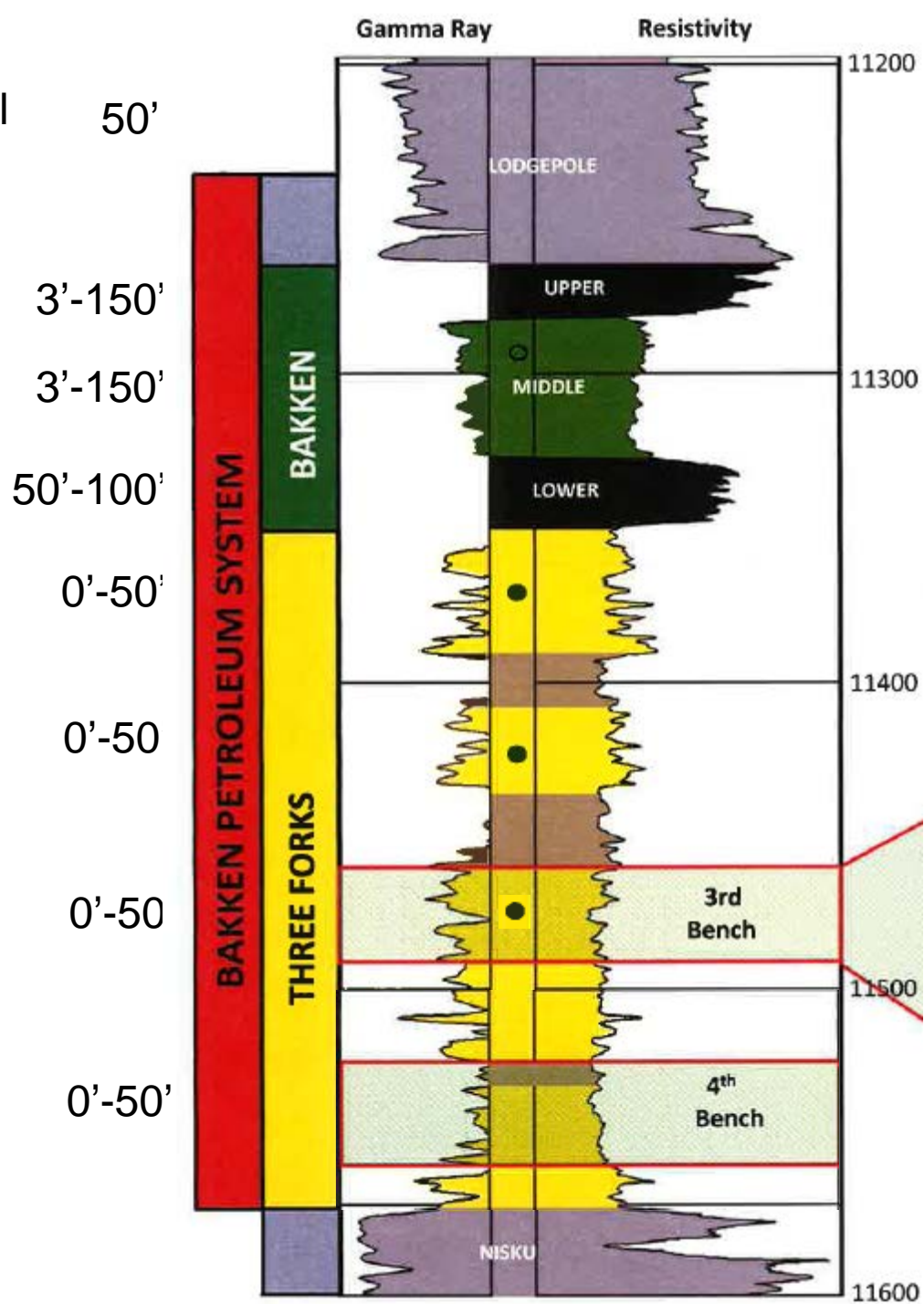
upper shale

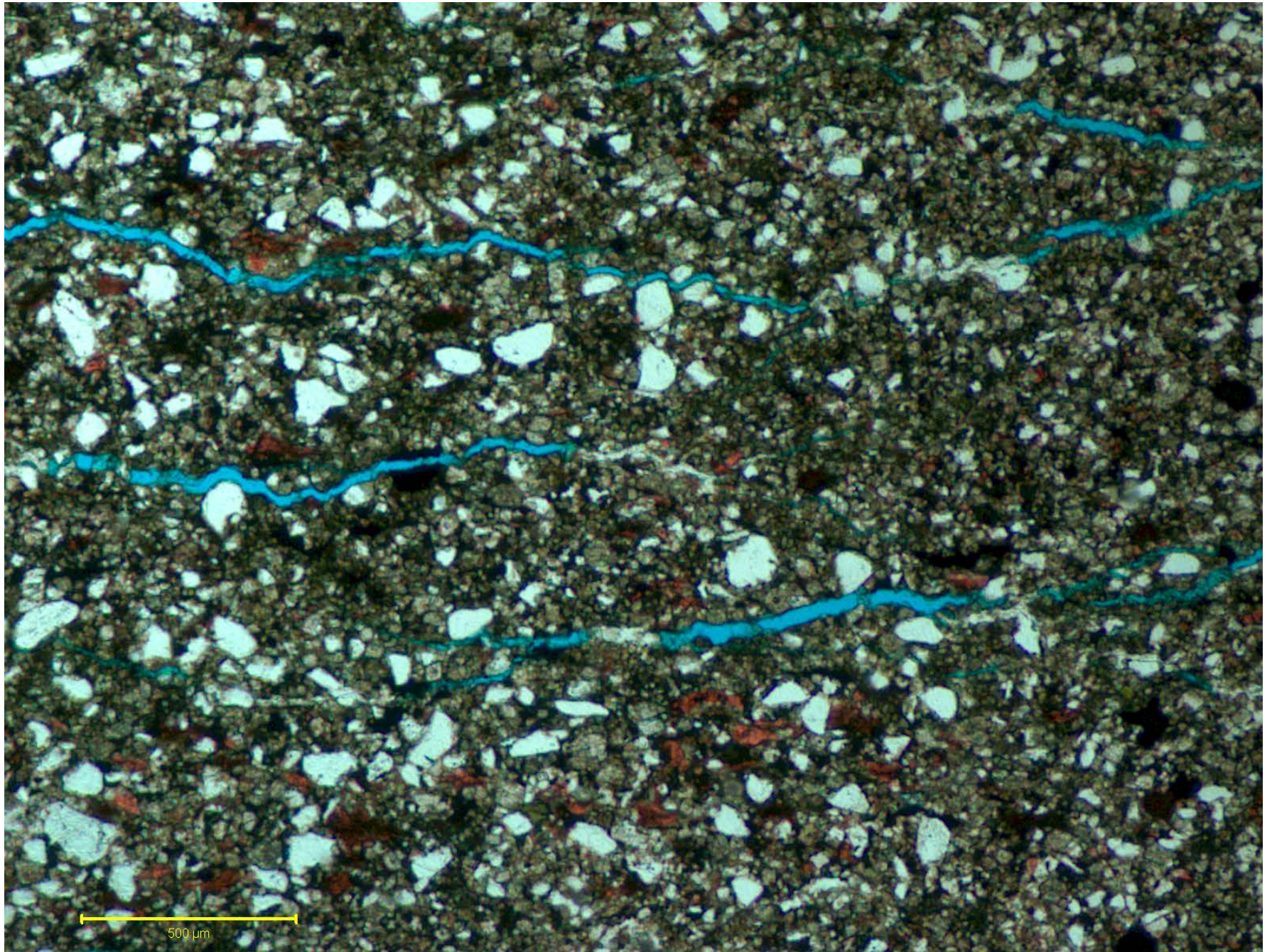
middle member

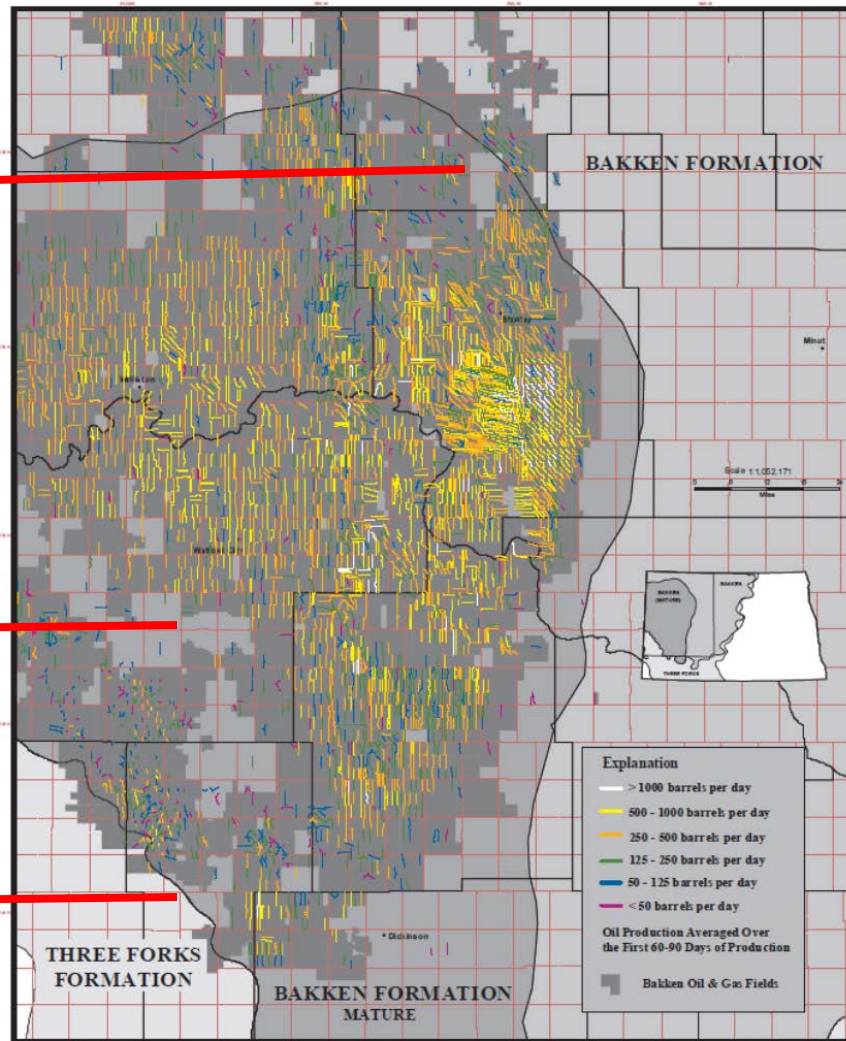
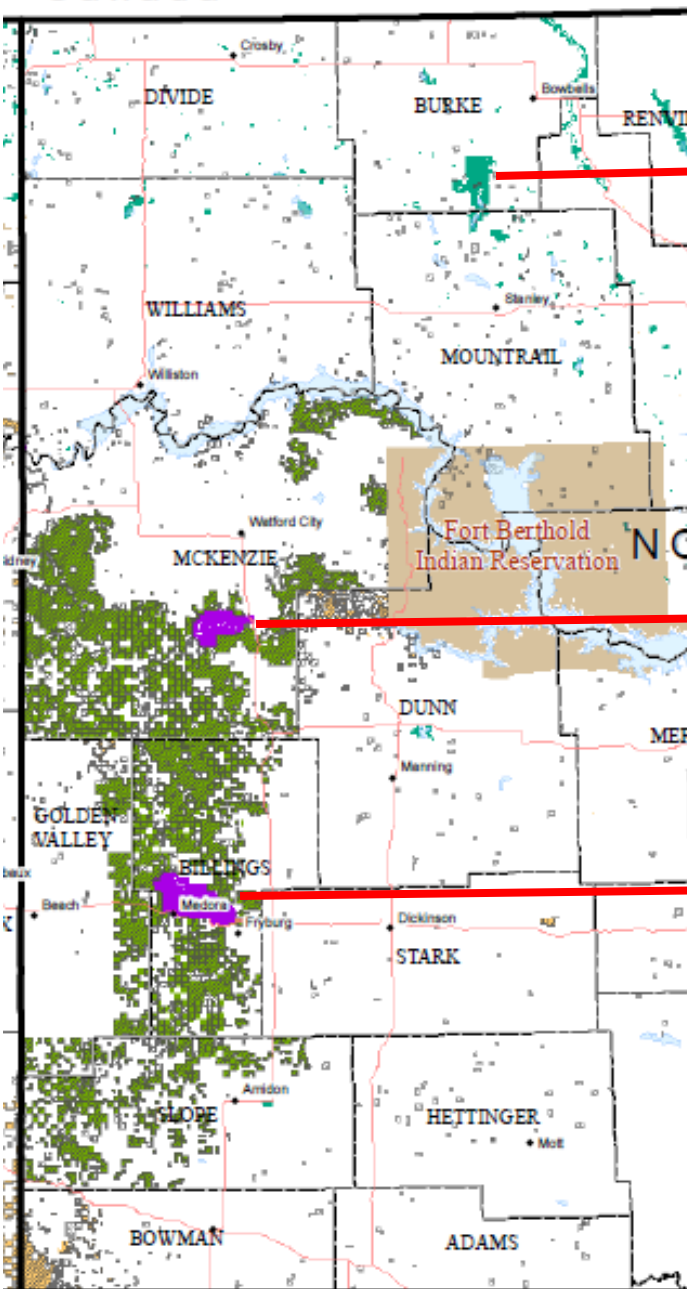
lower shale



Stimulated rock volume for one lateral  
150' vertical X 750' horizontal







**Explanation**

- > 1000 barrels per day
- 500 - 1000 barrels per day
- 250 - 500 barrels per day
- 125 - 250 barrels per day
- 50 - 125 barrels per day
- < 50 barrels per day

Oil Production Averaged Over the First 60-90 Days of Production

Bakken Oil & Gas Fields

- National Park Service
- U.S. Fish and Wildlife Service
- U.S. Forest Service



No warranty is made by the BLM as to the accuracy, reliability, or completeness of this data for individual



**38-08-07. COMMISSION SHALL SET SPACING UNITS.** The commission shall set spacing units as follows:

1. When necessary to **prevent waste, to avoid the drilling of unnecessary wells, or to protect correlative rights**, the commission shall establish spacing units for a pool. Spacing units when established must be of uniform size and shape for the entire pool, except that when found to be necessary for any of the purposes above mentioned, the commission is authorized to divide any pool into zones and establish spacing units for each zone, which units may differ in size and shape from those established in any other zone.
2. The size and shape of spacing units are to be such as will result in the **efficient and economical development** of the pool as a whole.



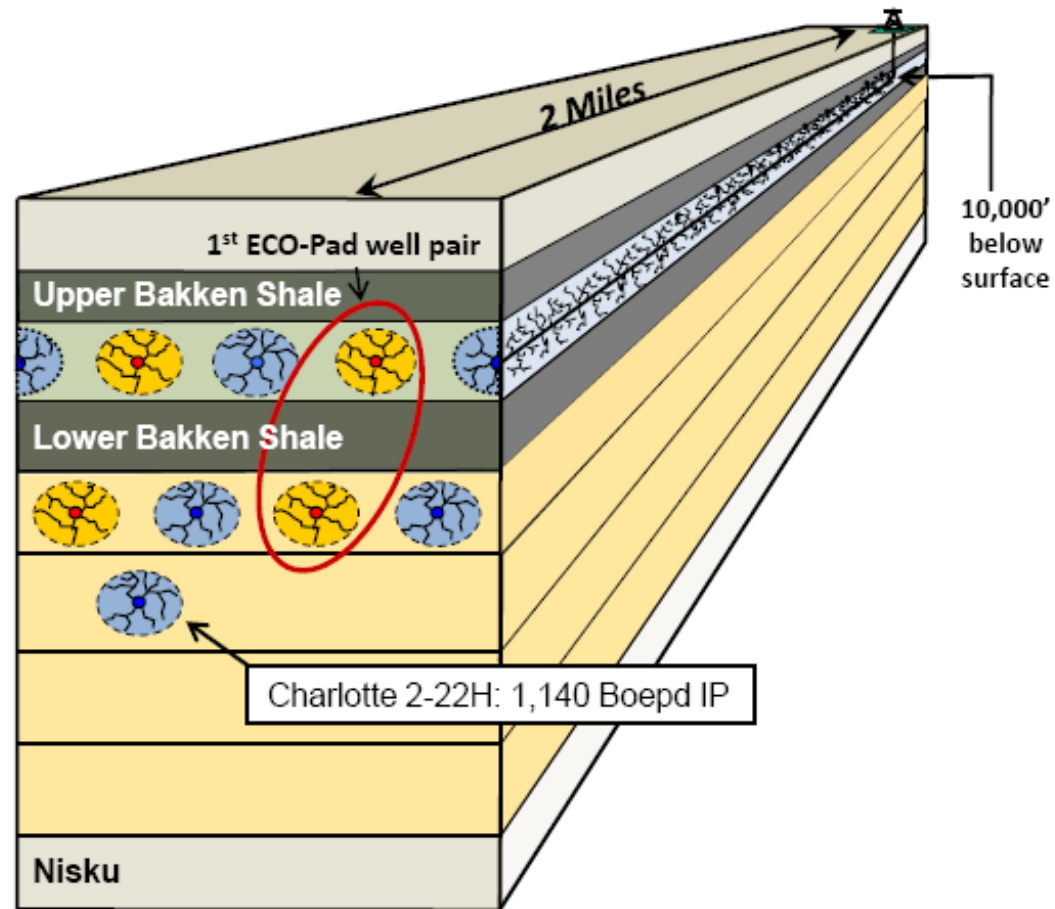
**38-08-07. COMMISSION SHALL SET SPACING UNITS.** The commission shall set spacing units as follows:

3. An order establishing spacing units for a pool must specify the size and shape of each unit and the location of the permitted well thereon in accordance with a reasonably uniform spacing plan. Upon application, if the commission finds that a well drilled at the prescribed location would not produce in paying quantities, that surface conditions would substantially add to the burden or hazard of drilling such well, or that the drilling of such well at a location other than the prescribed location is otherwise necessary either to protect correlative rights, to prevent waste, or to effect greater ultimate recovery of oil and gas, the commission is authorized to enter an order permitting the well to be drilled at a location other than that prescribed by such spacing order; however, the commission shall include in the order suitable provisions to prevent the production from the spacing unit of more than its just and equitable share of the oil and gas in the pool.

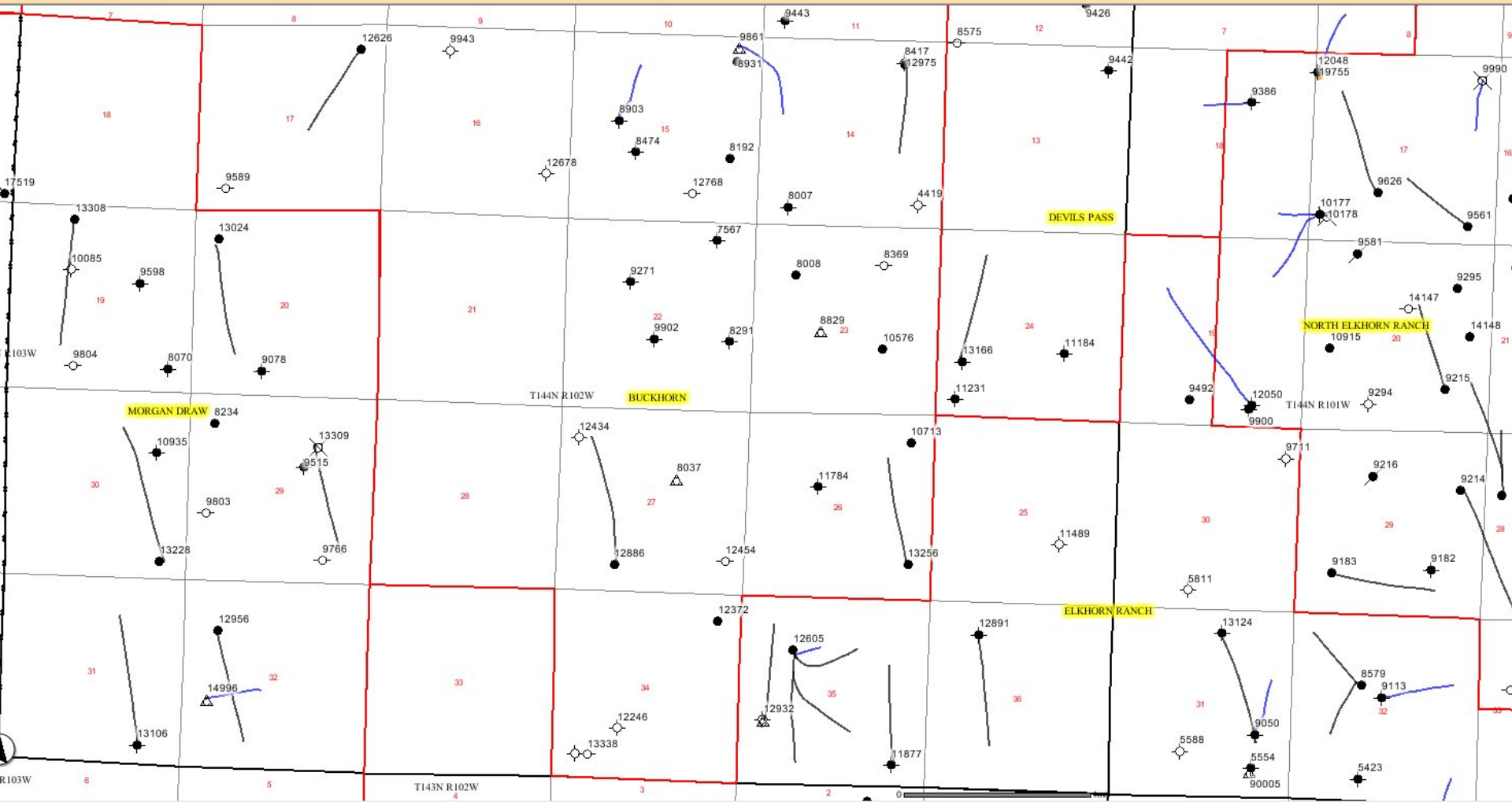
4. An order establishing units for a pool must cover all lands determined or believed to be underlaid by such pool, and may be modified by the commission from time to time to include additional areas determined to be underlaid by such pool. When found necessary for the prevention of waste, or to avoid the drilling of unnecessary wells, or to protect correlative rights, an order establishing spacing units in a pool may be modified by the commission to increase or decrease the size of spacing units in the pool or any zone thereof, or to permit the drilling of additional wells on a reasonably uniform plan in the pool, or any zone thereof, or an additional well on any spacing unit thereof.

# Bakken Development Plan

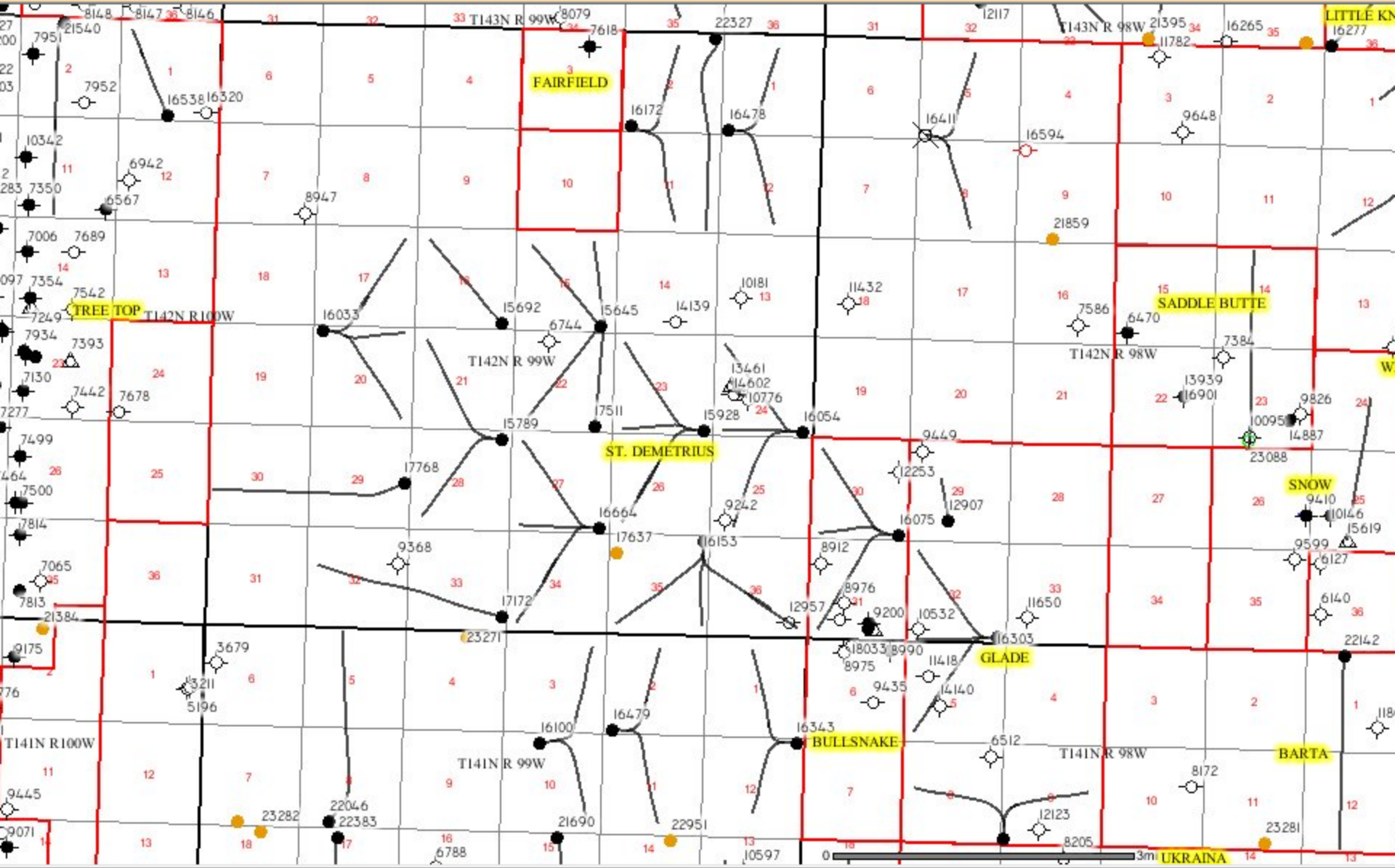
Think  
Outside  
The  
Box



# ArcIMS Viewer



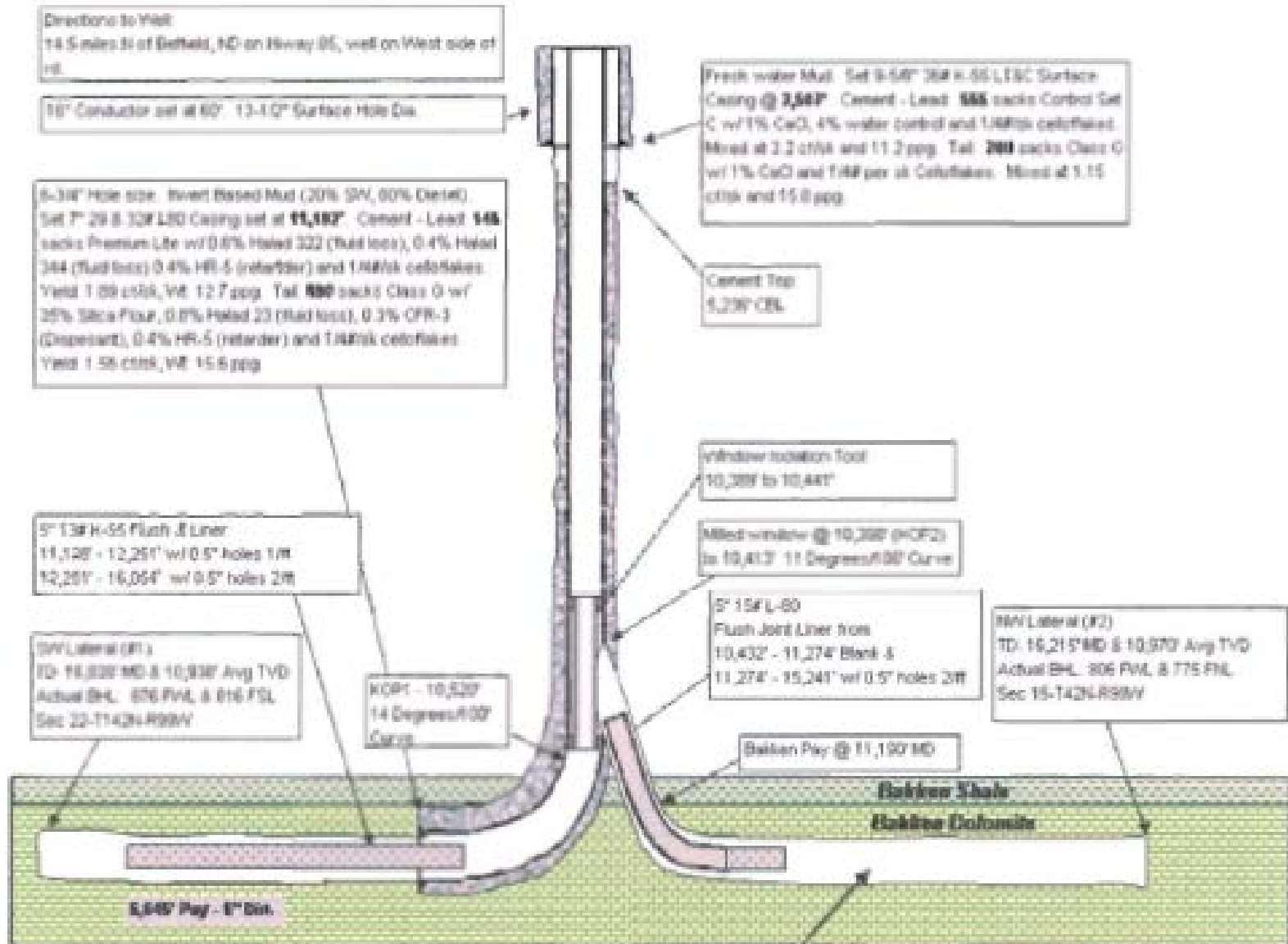
Traditional 160 acre and 320 acre spacing - horizontal wells - less than 10% economic

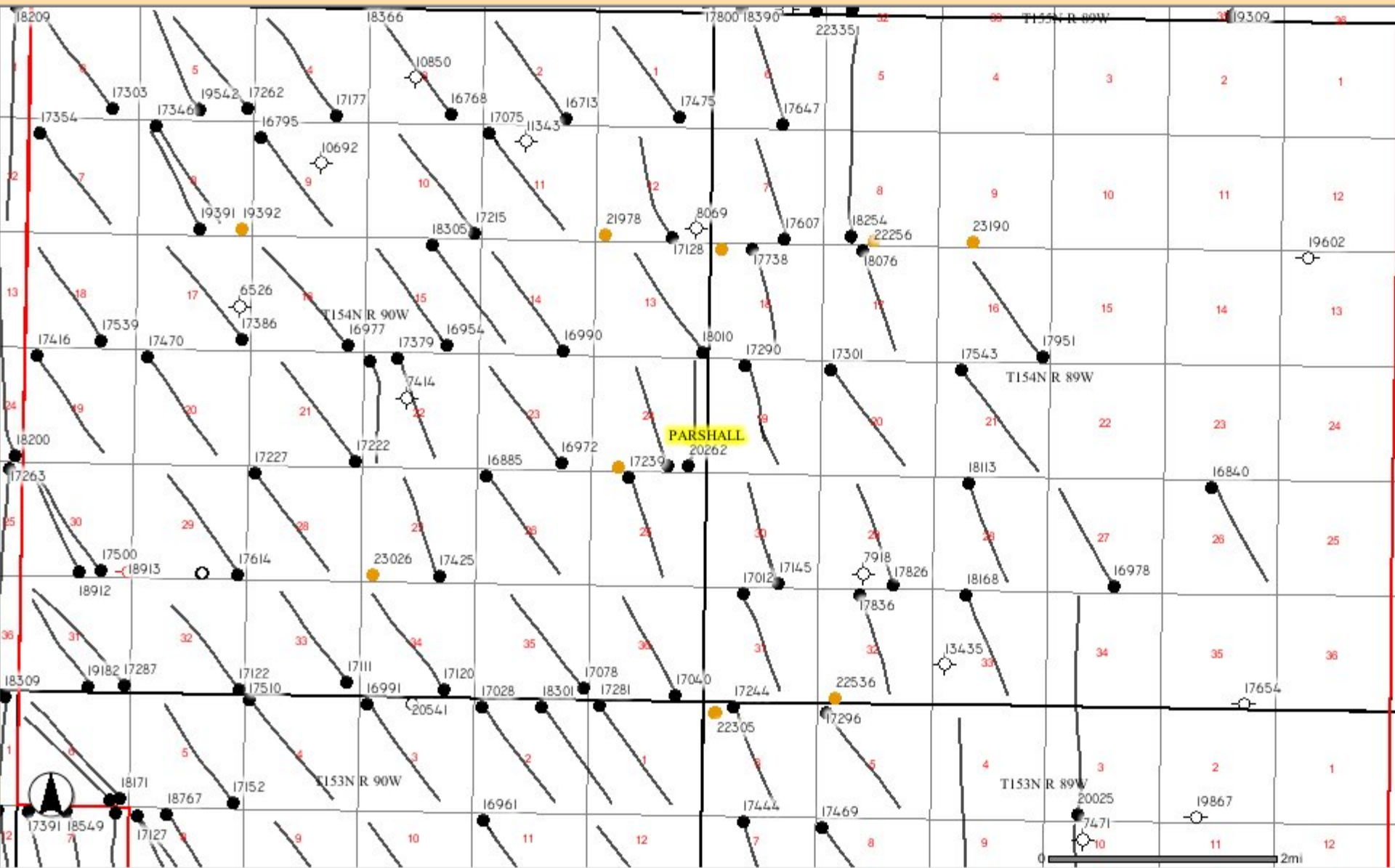


Ukraina Style 1280 acre spacing-horizontal wells - single frac each leg - less than 20% economic

# CONSTRUCTION DIAGRAM

## LOGOSZ 44X-15





**Wells**  
Selection cleared.

200 sq mi area

Extreme over pressure due to confining faults and mature/immature shale bou

99% economic

9-5/8" 36# J-55 set  
at 1,955' cmt @ surf

**9-13-07**  
**Liner Installation**

**Austin 1-02H 33-061-00549**

SHL 350' FSL & 1,400' FEL (SW/SE)  
BHL: ~4,344' N of SHL & ~3,256' W of SHL  
Sec. 2, T154, R90W  
Mountrail Co., ND  
GL 2,200' KB 2,226'

INDUSTRIAL COMMISSION  
STATE OF NORTH DAKOTA  
DATE 12/19/07 CASE NO. 9796/98  
Introduced By EOG  
Exhibit E1  
Identified By Koenig

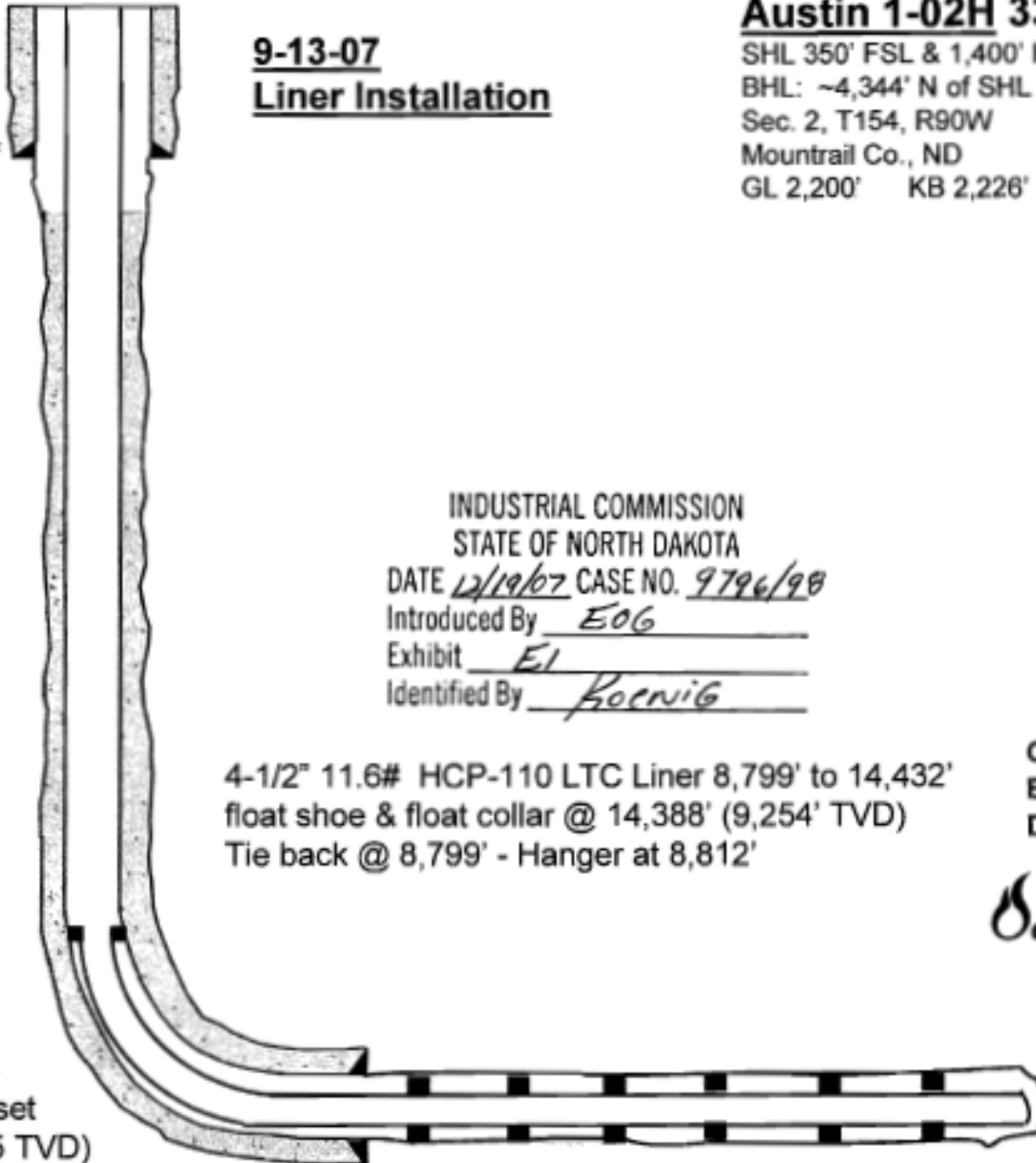
4-1/2" 11.6# HCP-110 LTC Liner 8,799' to 14,432'  
float shoe & float collar @ 14,388' (9,254' TVD)  
Tie back @ 8,799' - Hanger at 8,812'

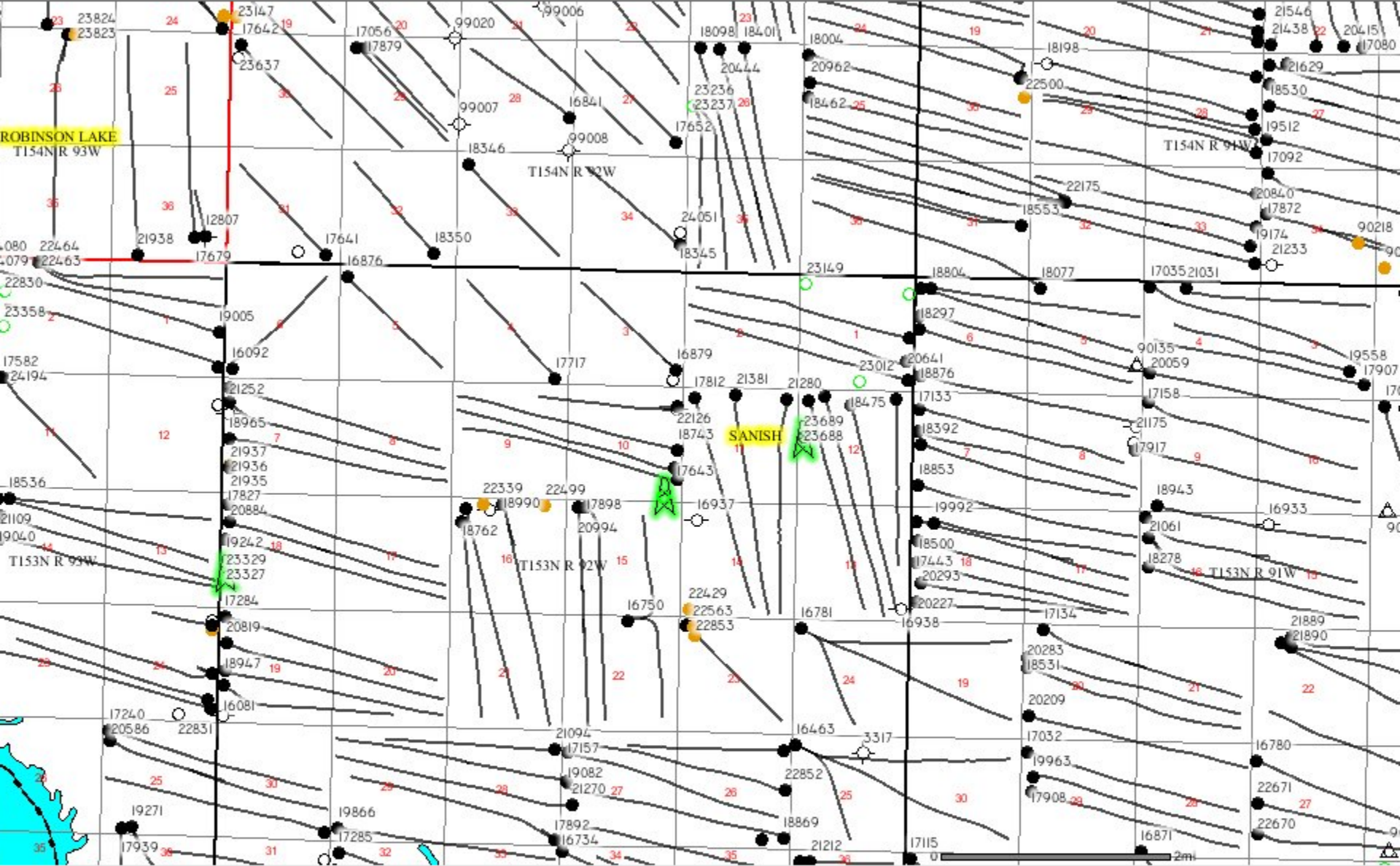
Case No. 9796/9798  
Exhibit E1  
December 19, 2007



7"32# HCP-110 LTC  
intermediate casing set  
at 9,484' MD; (9,235 TVD)

Ball Sub 14,387'  
MD 14,435';  
TVD 9,254'



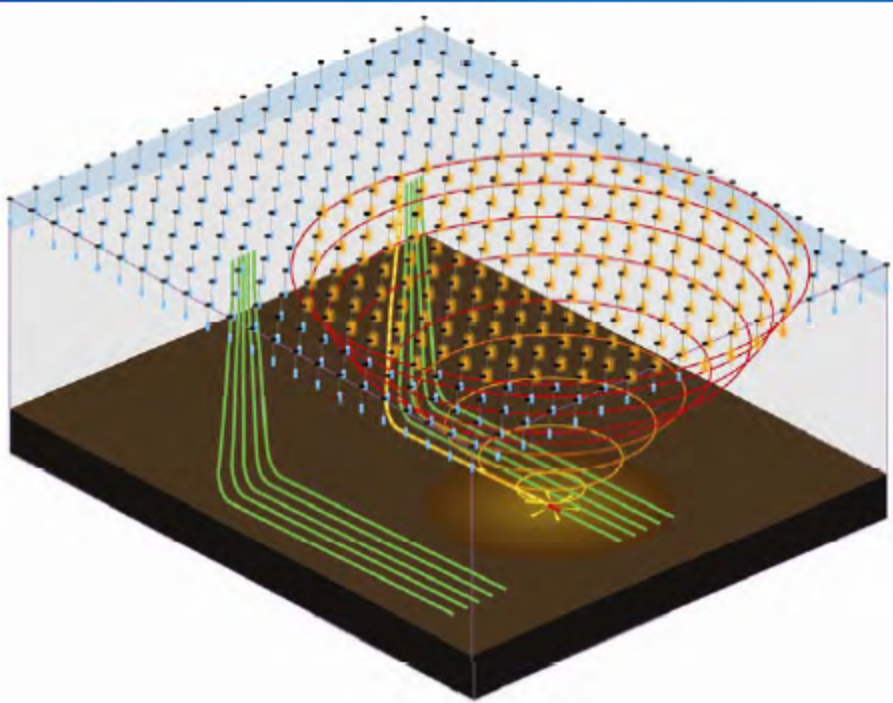


200+ sq mi area - Less over pressure  
 320 acre & 640 acre wells uneconomic – more and longer laterals with single stage frac uneconomic  
 Requires 2mi laterals with more than 10 frac stages



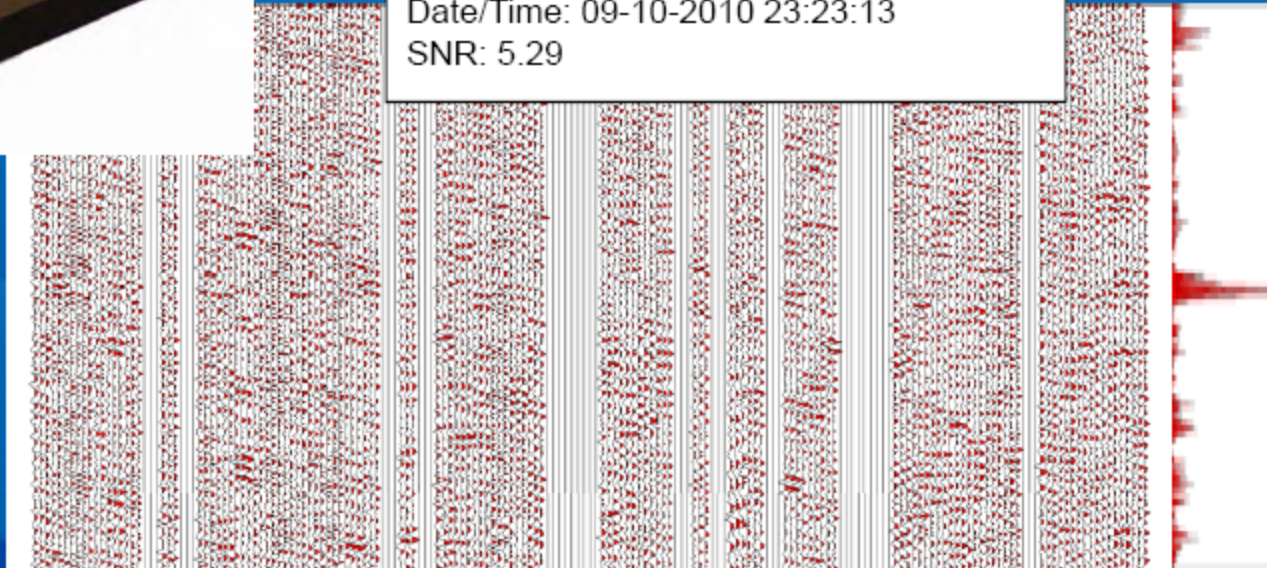
# PSET Imaging

Four installed in various parts of North Dakota

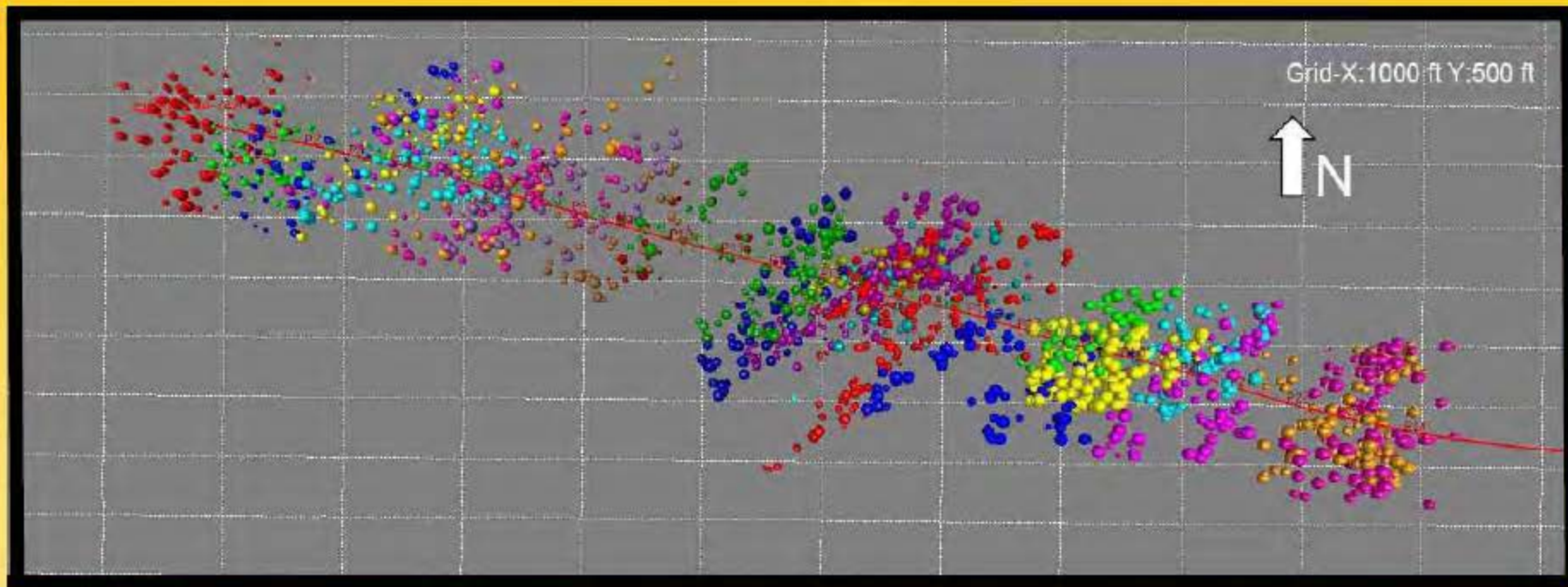


Microseismic events are imaged via PSET, a migration based imaging algorithm.

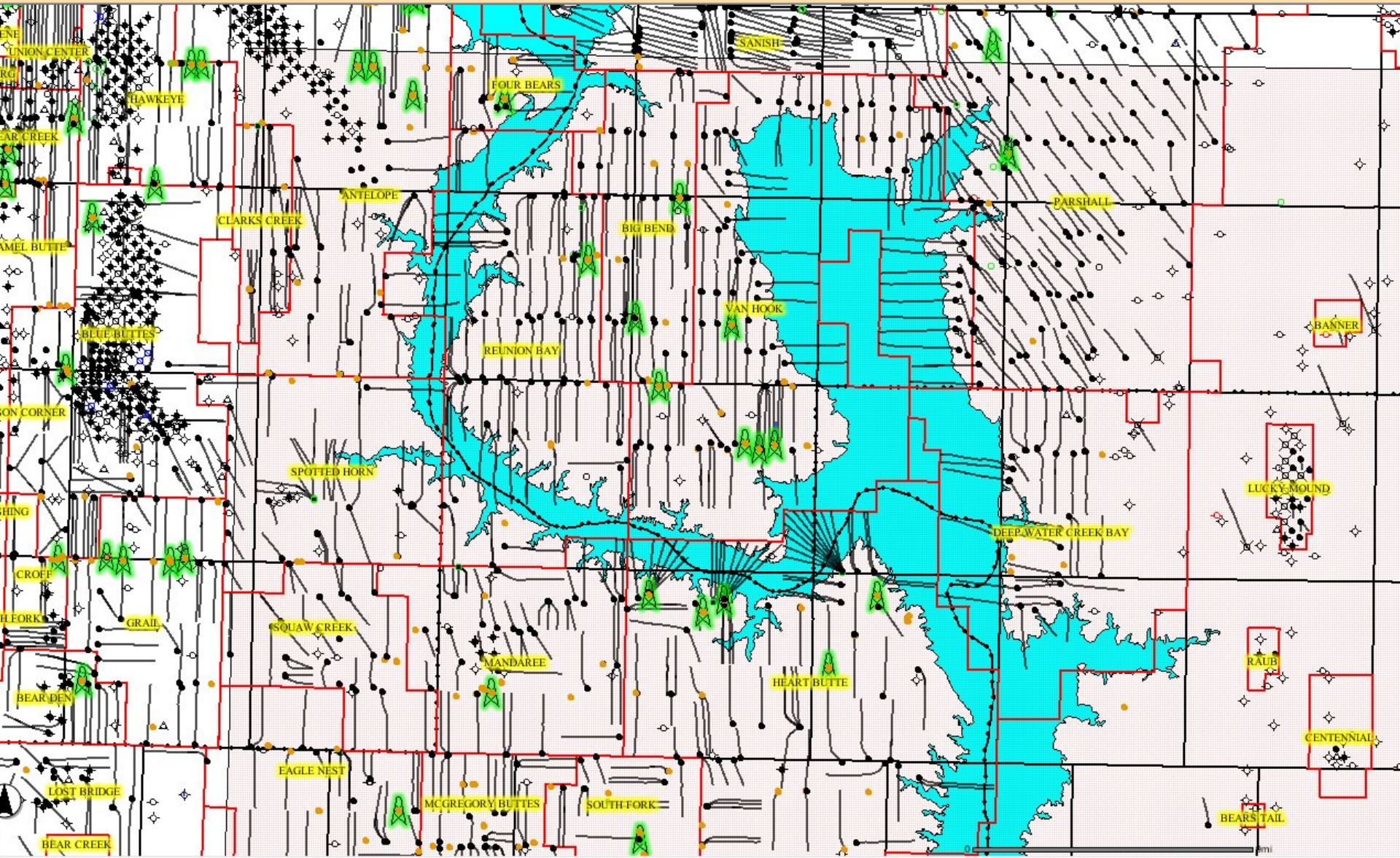
X: 2235819 Y: 17474568 Z: 9854  
Date/Time: 09-10-2010 23:23:13  
SNR: 5.29

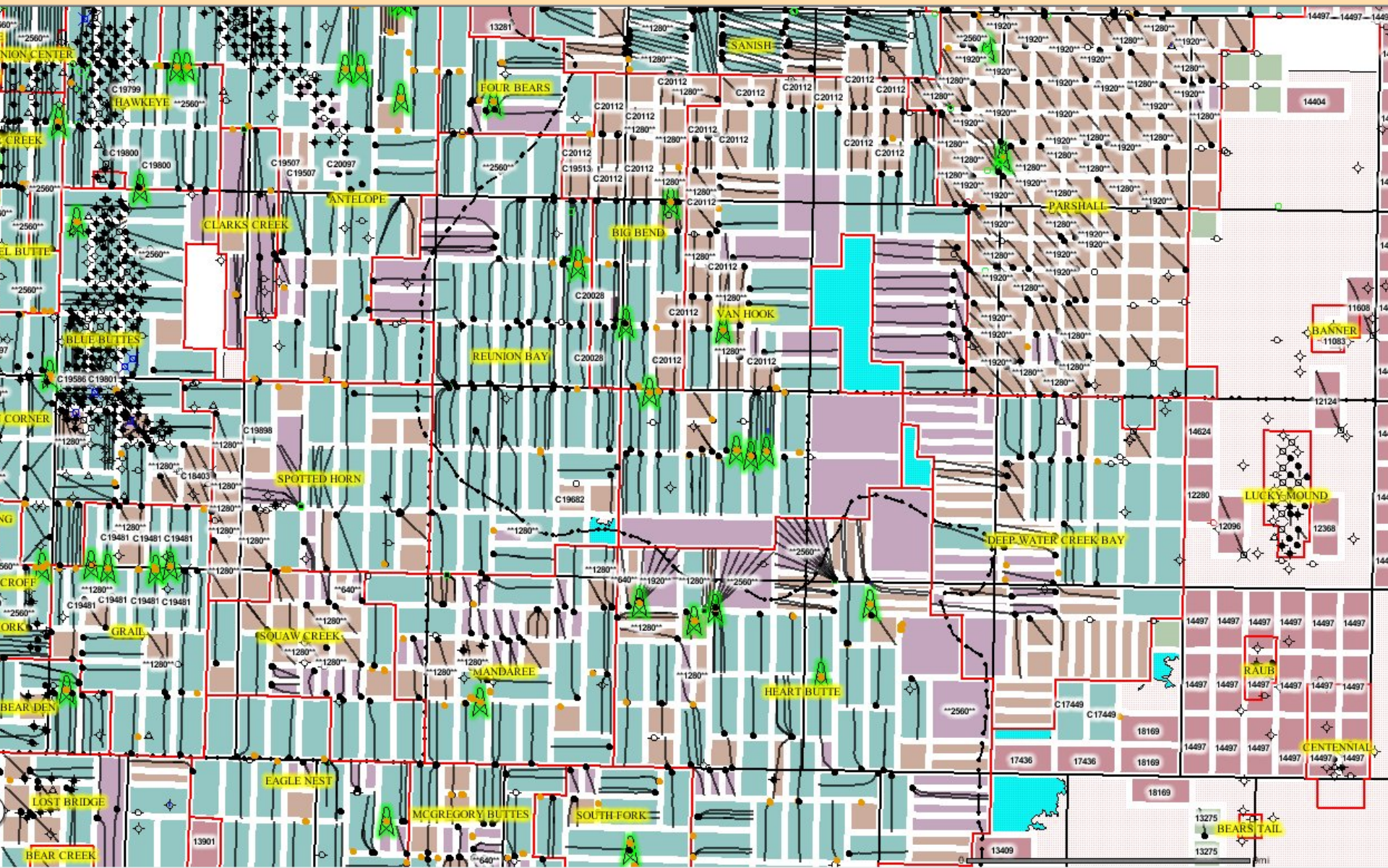


# “Excellent ‘frac saturation’ ....”

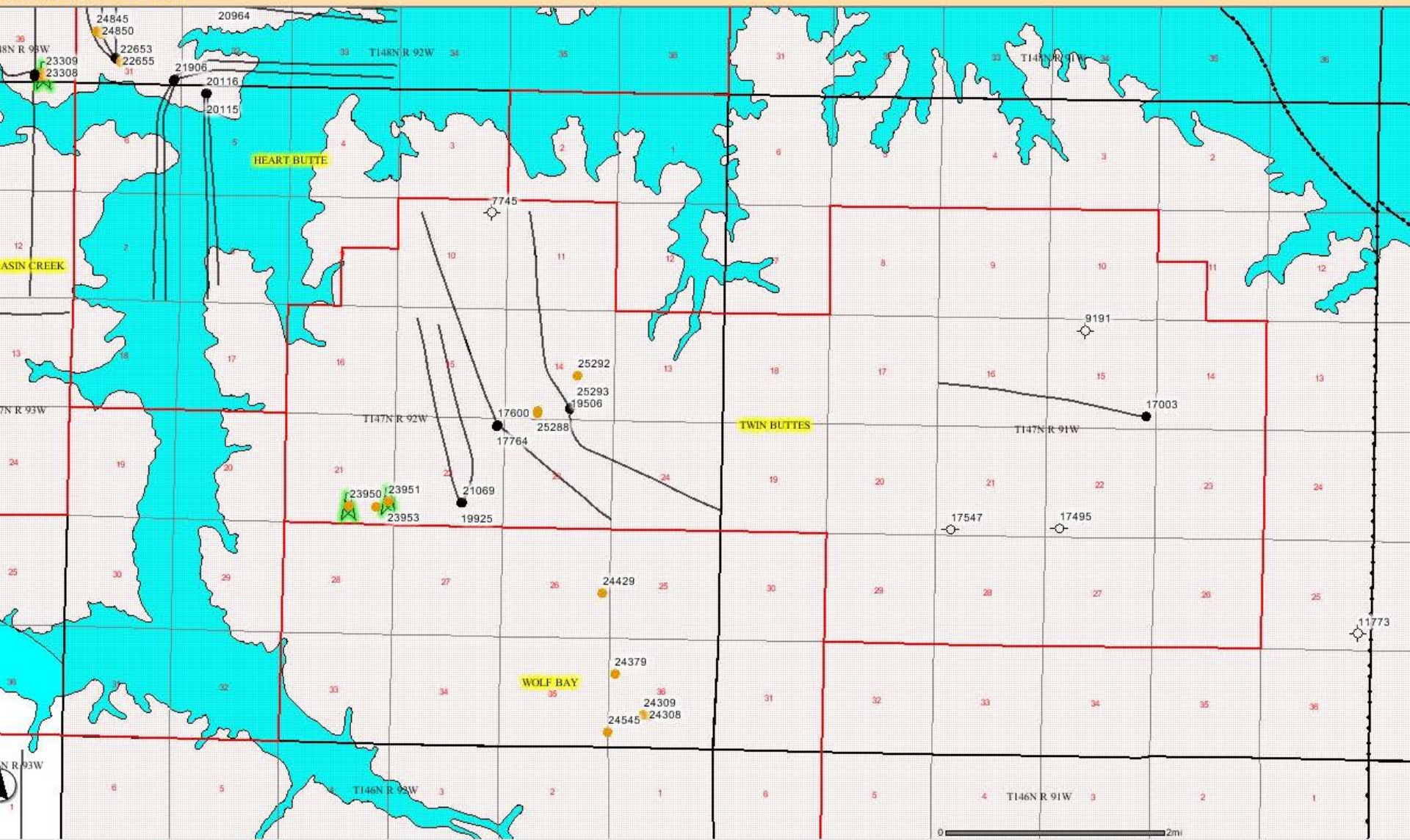


- **24-Stage Frac / IP: 2,558 BOE/D**
- **Excellent “frac saturation”** evidenced by minimal gaps of unfraced rock along the wellbore with some stages impacting the same rock volume.
- **Minimal gaps along NE trending natural fractures** where the frac follows large regionally extensive fractures. These areas already have good naturally occurring fractures.
- **Lateral frac wings that average 750’** on either side of the wellbore. This is consistent with our other fracs and planned spacing pattern for full field development.



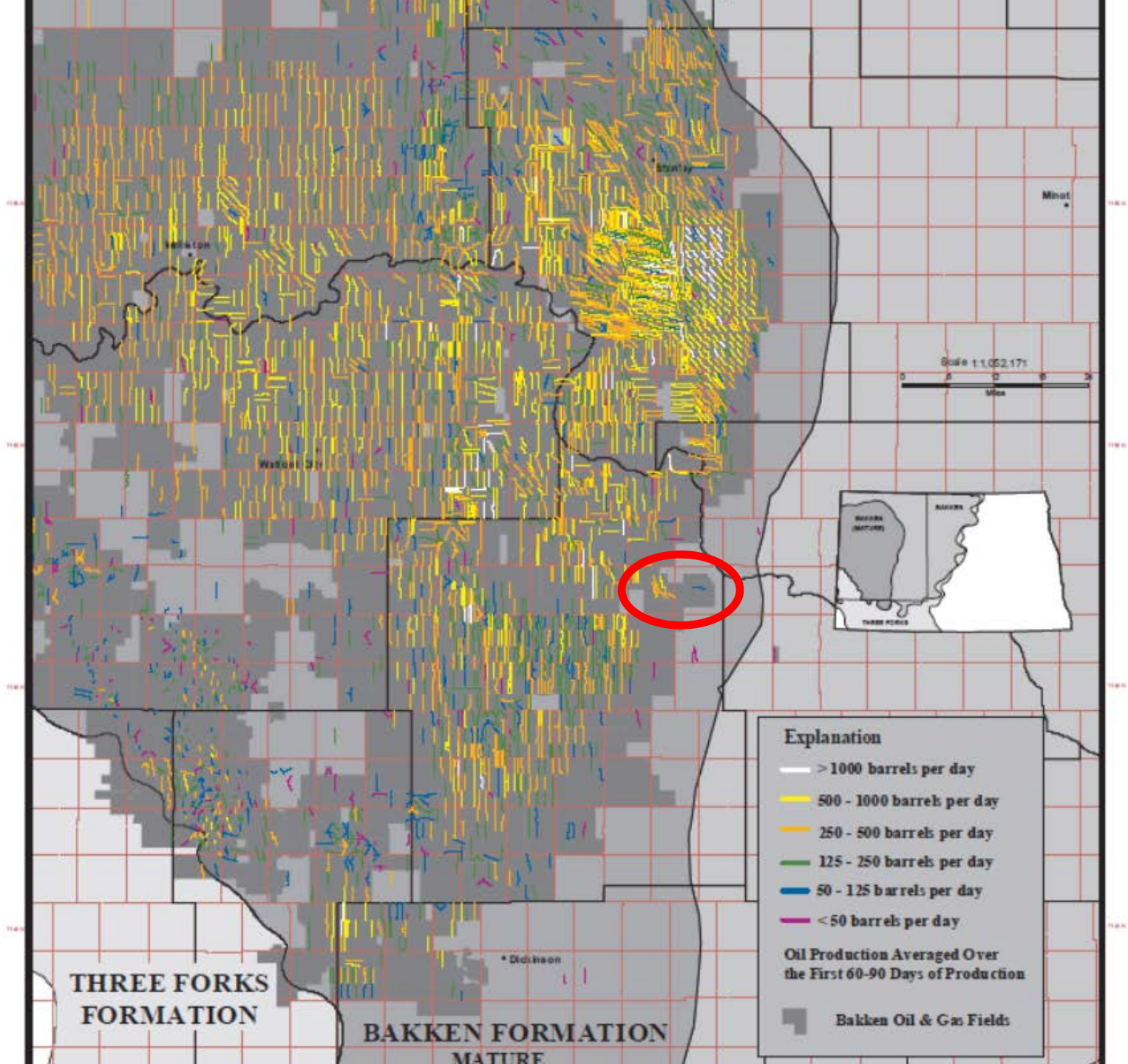


CAUTION – this can become a multi-billion dollar game of Tetris



Federal Exploratory Unit

5-15 fold greater oil production in western wells than in eastern well



# Bakken Development Plan

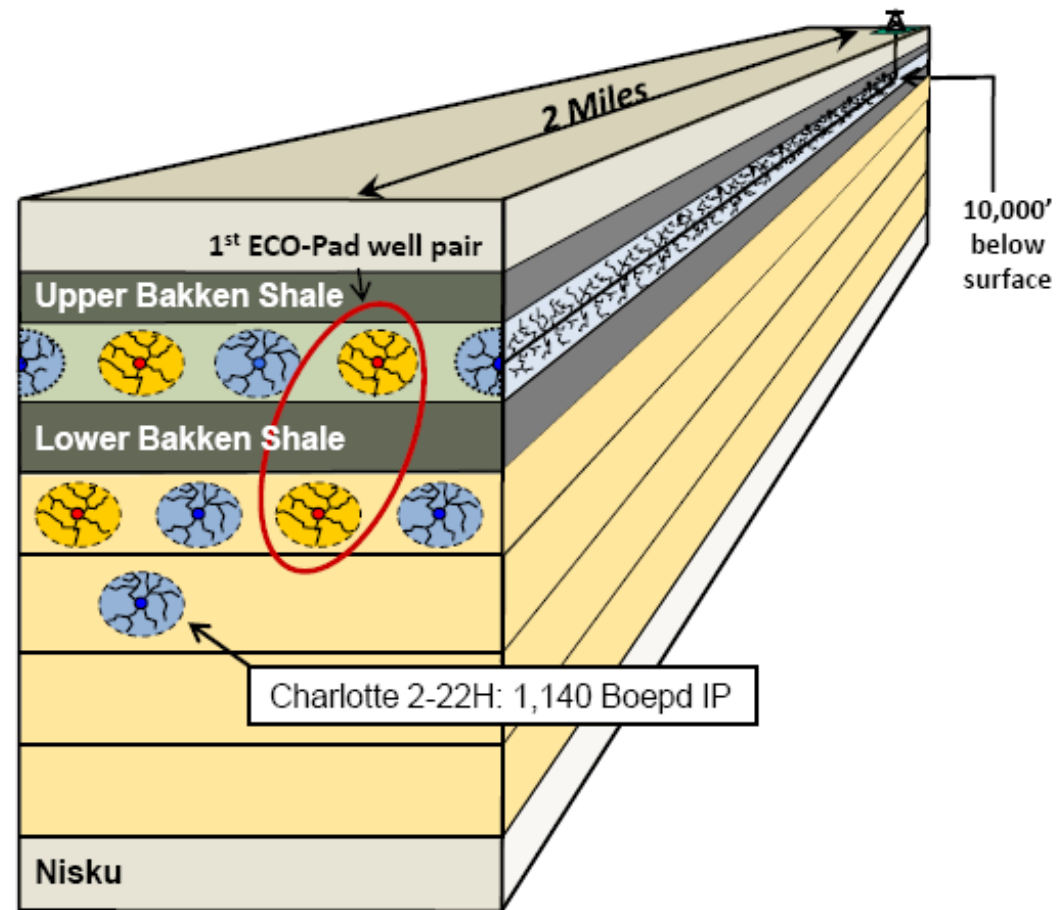
7 – 28 wells per 1,280 acres proposed

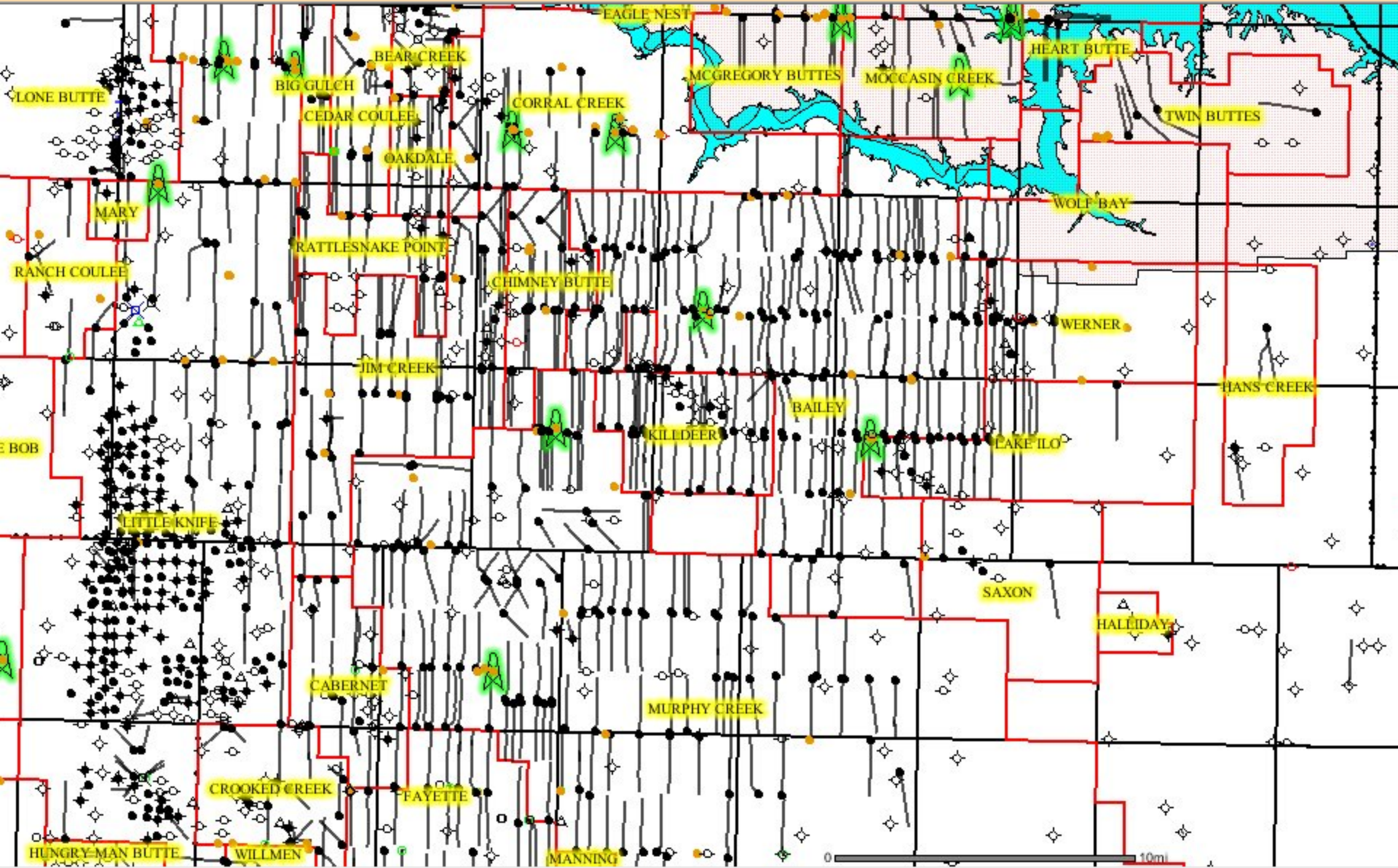
= 160-320 acre spacing X 2–5 layers

NDIC issued order 14497

standard spacing = N-S 1,280

Multi-well pads preferred





4,000 miles of road for E-W corridors on 4 mile spacing

3,000 miles of road for E-W corridors on 2 mile spacing

30,000 - 60,000 miles of road for section line access over entire mature area



# ArcIMS Viewer



on cleared.

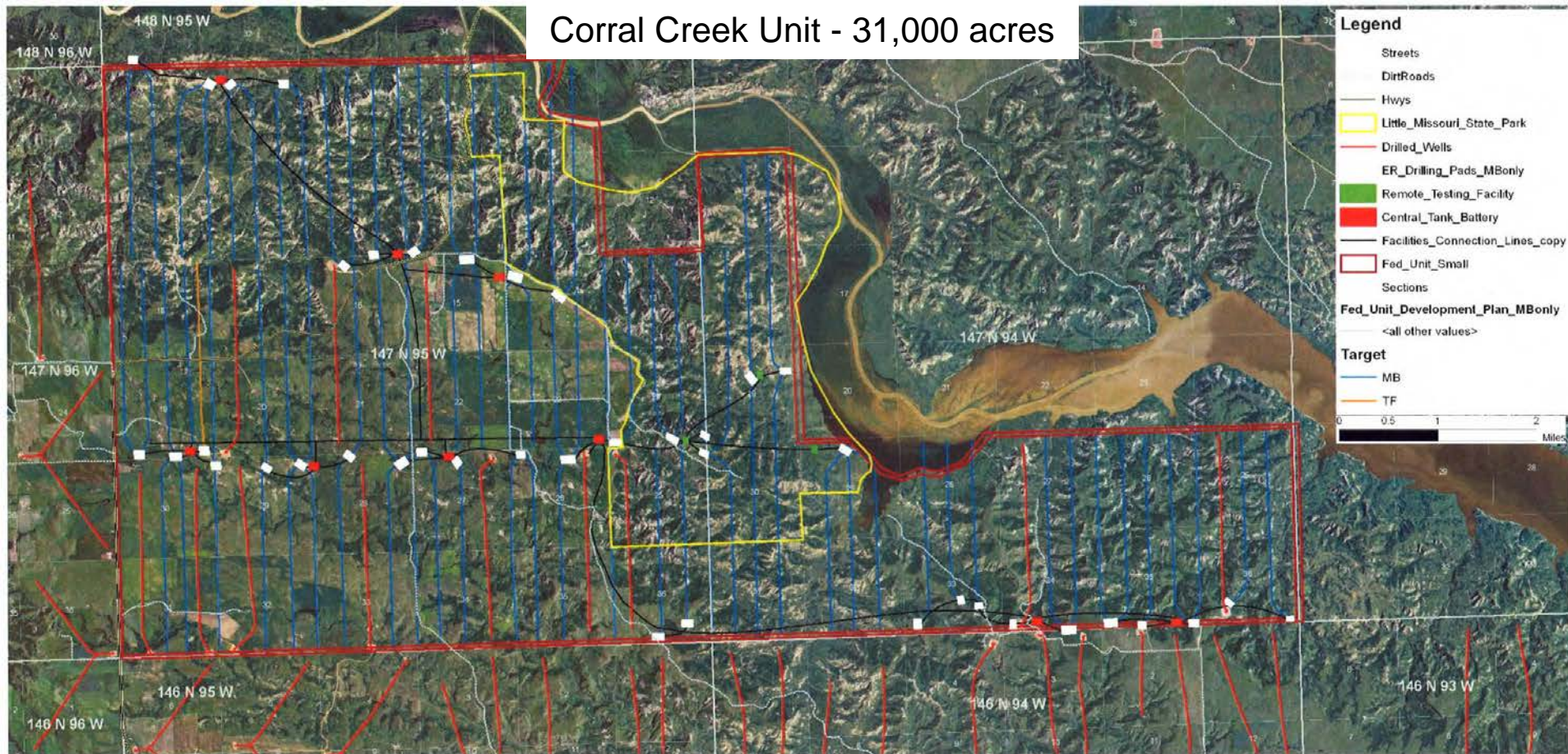
**38-08-09.1. LEGISLATIVE FINDING.** The legislative assembly finds and determines that it is desirable and necessary, under the circumstances and for the purposes hereinafter set out, to authorize and provide for unitized management, operation, and further development of the oil and gas properties to which sections 38-08-09.1 through 38-08-09.16 are applicable, to the end that a greater ultimate recovery of oil and gas may be had therefrom, waste prevented, the drilling of unnecessary wells eliminated, and the correlative rights of the owners in a fuller and more beneficial enjoyment of the oil and gas rights be protected.

**38-08-09.2. POWER AND AUTHORITY OF COMMISSION.** The commission is hereby vested with continuing jurisdiction, power and authority, including the right to describe and set forth in its orders all those things pertaining to the plan of unitization which are fair, reasonable, and equitable and which are necessary or proper to protect, safeguard, and adjust the respective rights and obligations of the several persons affected, and it is its duty to make and enforce such orders and do such things as may be necessary or proper to carry out and effectuate the purposes of sections 38-08-09.1 through 38-08-09.16.

**38-08-09.5. RATIFICATION OR APPROVAL OF PLAN BY LESSEES AND OWNERS.**

. . . No order of the commission creating a unit and prescribing its plan of unitization becomes effective until the plan of unitization has been signed, or in writing ratified or approved by those persons who, under the commission's order, will be required to pay at least sixty percent of the costs of the unit operation and by the owners of at least sixty percent of the royalty interests, excluding overriding royalties, production payments, and other interests carved out of the working interest, and in addition it is required that when there is more than one person who will be obligated to pay costs of the unit operation, at least two nonaffiliated such persons and at least two royalty interest owners, are required as voluntary parties, and the commission has made a finding either in the order creating the unit or in a supplemental order that the plan of unitization has been so signed, ratified, or approved by lessees and royalty owners owning the required percentage interest. . . .

5 well pads with 11 wells and no tank batteries or compressor stations within the park.  
Development of the area without a unit would result in 5 additional well pads 4 of which would have to be on the Little Missouri River floodplain



8 tank batteries and compressor stations are needed for the unit.  
Development of the area without a unit would result in 26 tank batteries and compressor stations 3 of which would have to be within the park and 2 of which would have to be in the Little Missouri River floodplain



From: ["Gerry Baker" <gerry.baker@iogcc.state.ok.us>](mailto:gerry.baker@iogcc.state.ok.us)

To: ["Alan Coyner"](mailto:alan.coyner@iogcc.state.ok.us)  
["Bob King" <bob.king@wyo.gov>](mailto:bob.king@wyo.gov)  
["Bradley C. Lambert" <butch.lambert@dmme.virginia.gov>](mailto:butch.lambert@dmme.virginia.gov)  
["Bradley Field"](mailto:bradley.field@iogcc.state.ok.us)  
["Brian Love" <brian.love@gov.yk.ca>](mailto:brian.love@gov.yk.ca)  
["C. Edmon Larrimore"](mailto:c.edmon.larrimore@iogcc.state.ok.us)  
["Cathy Foerster" <cathy.foerster@alaska.gov>](mailto:cathy.foerster@alaska.gov)  
["Dan Seamount" <dan.seamount@alaska.gov>](mailto:dan.seamount@alaska.gov)  
["Dave Neslin" <david.neslin@dgslaw.com>](mailto:david.neslin@dgslaw.com)  
["Dave Norman" <dave.norman@dnr.wa.gov>](mailto:dave.norman@dnr.wa.gov)  
["David Porter" <david.porter@rrc.state.tx.us>](mailto:david.porter@rrc.state.tx.us)  
["Derric Iles \ \(derric.iles@usd.edu\)" <derric.iles@usd.edu>](mailto:derric.iles@usd.edu)  
["Doug Louis"](mailto:doug.louis@iogcc.state.ok.us)  
["Ed Dancsok" <ed.dancsok@gov.sk.ca>](mailto:ed.dancsok@gov.sk.ca)  
["Fred Allen" <fred.allen@gov.nl.ca>](mailto:fred.allen@gov.nl.ca)  
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["Gary Snellgrove"](mailto:gary.snellgrove@iogcc.state.ok.us)  
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["Jim Simons" <jim.simons@ncmail.net>](mailto:jim.simons@ncmail.net)  
[jimw@dnr.state.la.us](mailto:jimw@dnr.state.la.us)  
["Joe Gillman"](mailto:joe.gillman@iogcc.state.ok.us)  
["John Baza"](mailto:john.baza@iogcc.state.ok.us)  
["Jon Arthur" <jonathan.arthur@dep.state.fl.us>](mailto:jon.arthur@dep.state.fl.us)  
["Joseph Pettey" <joe.pettey@yahoo.com>](mailto:joe.pettey@yahoo.com)  
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["Keith Endresen" <keith.endresen@gnb.ca>](mailto:keith.endresen@gnb.ca)  
["Kim Collings \ \(EEC\)" <Kim.Collings@ky.gov>](mailto:kim.collings@ky.gov)  
["Lawrence Bengal"](mailto:lawrence.bengal@iogcc.state.ok.us)  
["Lisa Ivshin"](mailto:lisa.lvshin@iogcc.state.ok.us)  
["Lori Wrotenbery" <l.wrotenbery@occemail.com>](mailto:l.wrotenbery@occemail.com)  
["Helms, Lynn D." <lhelms@nd.gov>](mailto:lhelms@nd.gov)  
["Mark Nechodom" <mark.nechodom@conservation.ca.gov>](mailto:mark.nechodom@conservation.ca.gov)  
["Matt Lepore" <matt.lepore@state.co.us>](mailto:matt.lepore@state.co.us)  
["Michael Burton"](mailto:michael.burton@iogcc.state.ok.us)  
["Michael McGehee" <michael.mcgehee@ferc.gov>](mailto:michael.mcgehee@ferc.gov)  
["Mike Ming \ \(michael.ming@doe.ok.gov\)" <michael.ming@doe.ok.gov>](mailto:michael.ming@doe.ok.gov)  
["Mike Smith" <mike@iogcc.state.ok.us>](mailto:mike@iogcc.state.ok.us)  
["Nancy Johnson" <nancy.johnson@hq.doe.gov>](mailto:nancy.johnson@hq.doe.gov)  
["Nick Tew"](mailto:nick.tew@iogcc.state.ok.us)  
["Paul Jeakins" <paul.jeakins@bcogc.ca>](mailto:paul.jeakins@bcogc.ca)

["Paul Schmierbach"](#)  
["Richard Simmers"](#)  
["Ron McAhron"](#)  
["Ronald Zurawski" <ronald.zurawski@state.tn.us>](#)  
["Sandy MacMullin" <macmulsa@gov.ns.ca>](#)  
[scperry@pa.gov](#)  
["Steven Rauzi"](#)  
["Thomas Richmond"](#)  
["Thomas Wright"](#)  
["Tom Schultz" <tschultz@idl.idaho.gov>](#)  
["William Daugherty"](#)  
["William Sydow"](#)

Date: 3/27/2013 2:26:57 PM

Subject: New CO2 guidance from EPA

Dear Official Representatives and Oil and Gas Directors:

The following was released today by the U.S. EPA. The agency is seeking comments by May 11.

GB

Gerry Baker  
Associate Executive Director  
(405) 525-3556, extension 112, or  
(405) 664-7362

---

**From:** Tiago, Joseph [mailto:Tiago.Joseph@epa.gov]  
**Sent:** Wednesday, March 27, 2013 9:24 AM  
**To:** Tiago, Joseph  
**Subject:** New GS Guidance Documents Now Available on the EPA Website

Greetings,

The following guidance documents have been released and are available on the EPA website at <http://water.epa.gov/type/groundwater/uic/class6/gsguidedoc.cfm>

***Draft Guidance Documents for Public Comment:***

- **Geologic Sequestration of Carbon Dioxide: Draft Underground Injection Control (UIC) Program Class VI Well Recordkeeping, Reporting and Data Management Guidance for Owners and Operators (PDF)** (171 pp, 2MB)  
This document provides injection well owners and operators with information on the collection, reporting and management of data for Class VI geologic sequestration wells. **The comment period for this document closes on May 11th, 2013.** EPA 816-P-13-001, March 2013
- **Geologic Sequestration of Carbon Dioxide: Draft Underground Injection Control (UIC) Program Class VI Well Recordkeeping, Reporting and Data Management Guidance for Permitting Authorities (PDF)** (79 pp, 1MB)  
This document provides UIC Program Directors with information on the collection, reporting and management of data for Class VI geologic sequestration wells. **The comment period for this document closes on May 11th, 2013.** EPA 816-P-13-002, March 2013

Comment on the guidance documents may be sent electronically, in either a Microsoft Word or an Adobe PDF to [GSRuleGuidanceComments@epa.gov](mailto:GSRuleGuidanceComments@epa.gov) until 05/11/2013. Please indicate in the title of the email which guidance document(s) is/are the focus of the comments submitted.

**FINAL Guidance Documents:**

- **Geologic Sequestration of Carbon Dioxide: Underground Injection Control (UIC) Program Class VI Well Testing and Monitoring Guidance (PDF)** (142 pp, 4MB)  
This document provides owners or operators with information on the testing and monitoring requirements of the Class VI Rule and describes the technologies, tools and methods available to owners or operators of Class VI wells to fulfill the Class VI Rule requirements related to developing and implementing their site- and project-specific strategies for testing and monitoring. EPA 816-R-13-001, March 2013
- **Underground Injection Control (UIC) Class VI Program: Public Comments Received on the Draft Class VI Well Testing and Monitoring Guidance (PDF)** (318 pp, 10MB) EPA 816-R-13-002, March 2013
- **Underground Injection Control (UIC) Class VI Program: Summary of EPA's Responses to Public Comments Received on the Draft Class VI Well Testing and Monitoring Guidance (PDF)** (216 pp, 2MB) EPA 816-S-13-001, March 2013

Should you have any questions or need additional information please feel free to contact me.

Regards,

=====

Joe Tiago, MS, MPH, Environmental Scientist  
 US Environmental Protection Agency HQ  
 Office of Ground Water and Drinking Water  
 Drinking Water Protection Division (4606M)  
 1200 Pennsylvania Avenue, NW  
 Washington, DC 20460

Phone: (202) 564-0340  
 Fax: (202) 564-3756  
 Email: [tiago.joseph@epa.gov](mailto:tiago.joseph@epa.gov)

=====

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["Bradley Field"](mailto:bradley.field@iogcc.state.ok.us)  
["Brian Love" <brian.love@gov.yk.ca>](mailto:brian.love@gov.yk.ca)  
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["Dave Norman" <dave.norman@dnr.wa.gov>](mailto:dave.norman@dnr.wa.gov)  
["David Porter" <david.porter@rrc.state.tx.us>](mailto:david.porter@rrc.state.tx.us)  
["Derric Iles \ \(derric.iles@usd.edu\)" <derric.iles@usd.edu>](mailto:derric.iles@usd.edu)  
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["Steven Rauzi"](#)  
["Thomas Richmond"](#)  
["Thomas Wright"](#)  
["Tom Schultz" <tschultz@idl.idaho.gov>](#)  
["William Daugherty"](#)  
["William Sydow"](#)

Date: 5/28/2013 10:45:17 AM

Subject: Proposed BLM rules

Dear Oil and Gas Directors and Official Representatives:

The attached link should take you to the Federal Register site where the BLM's proposed rules regarding hydraulic fracturing on federal and Indian lands were published.

This the notice appeared on Friday, May 24, and at present, there is a 30-day comment period. The agency cites June 24 and the closing for submitting comments.

Please feel free to share your thoughts with other state officials on your evaluation of the proposed rules as time permits.

Also, a number of sources have asked for additional time to prepared comments; however, the granting of these requests cannot be assumed.

Let me know if you have any questions.

GB

<http://www.gpo.gov/fdsys/pkg/FR-2013-05-24/pdf/2013-12154.pdf>

Gerry Baker  
Associate Executive Director  
405-525-3556 or  
405-664-7362

**From:** ["Leslie Savage" <Leslie.Savage@rrc.state.tx.us>](mailto:Leslie.Savage@rrc.state.tx.us)  
**To:** ["Mike Paque" <mpaque@gwpc.org>](mailto:mpaque@gwpc.org)  
["Belieu Stan" <sbelieu@nogcc.ne.gov>](mailto:sbelieu@nogcc.ne.gov)  
["Richmond Tom" <trichmond@mt.gov>](mailto:trichmond@mt.gov)  
["Baza John" <johnbaza@utah.gov>](mailto:johnbaza@utah.gov)  
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["Norman John" <john.norman@alaska.gov>](mailto:john.norman@alaska.gov)  
["Seamount Dan T" <dan.seamount@alaska.gov>](mailto:dan.seamount@alaska.gov)  
["Lee Joe" <joslee@state.pa.us>](mailto:joslee@state.pa.us)

**Date:** 8/7/2013 12:57:40 PM

**Subject:** RE: BLM's Rep-Proposed HF Rule and Energy Federalism

**Attachments:** [2013-BLM REVISED proposed rules-HF-Comments-RRC.docx](#)

RRC's comments attached

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**From:** Mike Paque [mailto:mpaque@gwpc.org]  
**Sent:** Wednesday, July 10, 2013 11:57 AM  
**To:** Belieu Stan; Richmond Tom; Baza John; Kustic Tim; Coyner Alan; Schultz Tom; Black Grant; Lepore Matt; Helms Lynn D.; Ivshin Lisa; Leslie Savage; Dunkin Ron; Wrotenbery Lori; Welsh Jim; Bolin Dave; Tew Nick; Nechodom Mark; Foerster Cathy; Norman John; Seamount Dan T; Lee Joe  
**Subject:** Fwd: BLM's Rep-Proposed HF Rule and Energy Federalism

Sent from my iPhone

Begin forwarded message:

**From:** "Whitsitt, Bill" <[Bill.Whitsitt@dvn.com](mailto:Bill.Whitsitt@dvn.com)>  
**Date:** July 10, 2013, 10:35:14 AM CDT  
**To:** ANGA Amy Farrell <[afarrell@anga.us](mailto:afarrell@anga.us)>, API Erik Milito <[militoe@api.org](mailto:militoe@api.org)>, API Richard Ranger <[rangerr@api.org](mailto:rangerr@api.org)>, AXPC Bruce Thompson <[bthompson@axpc.com](mailto:bthompson@axpc.com)>, "CEI Marlo Lewis" <[MLewis@cei.org](mailto:MLewis@cei.org)>, "GWPC Mike Paque" <[mpaque@gwpc.org](mailto:mpaque@gwpc.org)>, IECA Paul Cicio <[pcicio@carbonleaf.net](mailto:pcicio@carbonleaf.net)>, "IER Dan Kish" <[dkish@ierdc.org](mailto:dkish@ierdc.org)>, "IOGCC Mike Smith" <[mike.smith@iogcc.state.ok.us](mailto:mike.smith@iogcc.state.ok.us)>, IPAA Dan Naatz <[dnaatz@ipaa.org](mailto:dnaatz@ipaa.org)>, NAM Ross Eisenberg <[reisenberg@nam.org](mailto:reisenberg@nam.org)>, "NGSA Jeff Schrade" <[Jeff.Schrade@NGSA.org](mailto:Jeff.Schrade@NGSA.org)>, "RGPPC Marie Sanderson" <[msanderson@rgppc.org](mailto:msanderson@rgppc.org)>, "US C Rob Engstrom" <[rengstrom@uschamber.com](mailto:rengstrom@uschamber.com)>  
**Cc:** "Wright, Allen" <[Allen.Wright@dvn.com](mailto:Allen.Wright@dvn.com)>, "Rosen, Rebecca" <[Rebecca.Rosen@dvn.com](mailto:Rebecca.Rosen@dvn.com)>, "Rockwood,

Brent" <[Brent.Rockwood@dvn.com](mailto:Brent.Rockwood@dvn.com)>

**Subject: BLM's Rep-Proposed HF Rule and Energy Federalism**

All:

Just a note to provide you with Devon's initial comments to the OMB Office of Information and Regulatory Affairs (OIRA) on the BLM's newly proposed draft rule to place sweeping and unnecessary federal regulations on hydraulic fracturing operations on federal and Indian lands.

As you are preparing comments to be filed directly with the BLM by August 23, or are involved in other matters surrounding the rule, we thought it would be helpful to share Devon's current analysis and views in the attached comments -- despite the fact that we fully expect to have an even more thorough understanding of the rule's costs, collection burdens, operational impacts and delays as we continue to analyze the new draft rule for our own August comments to BLM.

We believe it is important to note that the states -- not the federal government -- are best equipped to design, administer and enforce laws and regulation related to oil and natural gas development. In fact, at the annual meeting of the Western Governors' Association held in Park City, Utah, on June 28-30 a policy resolution was adopted that stated (in part): "*Western Governors recognize that the states, territories, and flag islands have effectively regulated the practice of hydraulic fracturing and redundant federal regulation is not required.*"

In addition, the Federal Land Freedom Act (FLFA), which is also attached, was recently introduced in the Senate. The Act demonstrates a strong commitment by a solid group of senators to adopt a federalism approach to energy development by empowering states to control all aspects of energy development (leasing, permitting, regulation and enforcement) on federal lands within their borders.

States have an excellent record of protecting the environment and public health, while simultaneously facilitating oil & natural gas development and promoting economic growth. Rather than force an unnecessary, one-size-fits-all regulatory regime on top of carefully crafted state-specific programs, BLM should instead work with states on how best to address any health, safety or environmental issues arising from hydraulic fracturing and related operations on federal lands by deferring to proven state regulatory and enforcement programs. By focusing too much on achieving "consistent" regulation (that we hear from DOI and BLM as being needed), rather than the best regulation, the BLM's proposal fundamentally ignores local and regional differences among states.

We hope that you find our filing useful. Also, please let us know if you have any questions or other thoughts. And feel free to use and/or share Devon's comments as you see fit.

*Bill*

**William F. Whitsitt, Ph.D.**  
Executive Vice President  
Public Affairs

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[Bill.Whitsitt@dvn.com](mailto:Bill.Whitsitt@dvn.com)

From: ["Mike Smith" <mike@iogcc.state.ok.us>](mailto:mike@iogcc.state.ok.us)  
To: ["Bickley, Patricia" <patricia\\_bickley@ios.doi.gov>](mailto:patricia_bickley@ios.doi.gov)  
Date: 7/2/2014 2:17:34 PM  
Subject: RE: FW: Fossil Fuel subsidy contact - state of N. Dakota

Tricia -

Great to hear from you and it's good to know you are "back in the saddle"!

I was at DOI with Levi just before he left for State. He told me Joe had pirated him away! You've got to keep an eye on Joe. My old granddaddy would have described him as "smoother than a peeled onion"!!

I'm not sure how Mark is defining "subsidy", but our Official Representative from North Dakota, Lynn Helms, Director, Dept. of Mineral Resources at the ND Industrial Commission could either answer all his questions or send him in the right direction. I have copied Lynn on this email and certain he would be happy to help.

Thanks and I look forward to seeing you soon!

Regards, Mike

---

**From:** Bickley, Patricia [mailto:patricia\_bickley@ios.doi.gov]  
**Sent:** Wednesday, July 02, 2014 11:38 AM  
**To:** Mike Smith  
**Cc:** Joseph Figueiredo  
**Subject:** Fwd: FW: Fossil Fuel subsidy contact - state of N. Dakota

Hi Mike!

It's been a while since we've been in touch. How are you? I hope the last year has treated you well.

In the last year I've taken on the lead role in managing a new (and grueling) project in SE Asia so I haven't been as engaged in managing UGTEP's portfolio lately. However, given that Levi has recently taken a job over at the State Department, I'm back!

I received the below email from Joe Figueiredo yesterday and thought I'd reach out to you for guidance. Mark Mateo of OECD is trying to identify the best contact for fossil fuel subsidies in the State of North Dakota. Would you recommend we put him in contact with Loren Wickstrom? Or is there a better contact at the ND State O&G office? Thanks in advance. I hope to work with you again in the near future!

Tricia

**Tricia Bickley | Project Manager**  
**International Technical Assistance Program**  
1849 C Street, NW, Room 3540  
Washington, DC 20240  
Office/cell: 202-596-4329 or 202-803-3599  
web: [www.doi.gov/intl/itap](http://www.doi.gov/intl/itap)



U.S. DEPARTMENT  
OF THE INTERIOR  
INTERNATIONAL TECHNICAL  
ASSISTANCE PROGRAM

----- Forwarded message -----

From: **Figueiredo, Joseph** <[FigueiredoJ@state.gov](mailto:FigueiredoJ@state.gov)>  
Date: Tue, Jul 1, 2014 at 1:50 PM

9\_7\_2014

Subject: FW: Fossil Fuel subsidy contact - state of N. Dakota

To: "Patricia Bickley ([Patricia\\_Bickley@ios.doi.gov](mailto:Patricia_Bickley@ios.doi.gov))" <[Patricia\\_Bickley@ios.doi.gov](mailto:Patricia_Bickley@ios.doi.gov)>

Hello Tricia,

Would Loren Wickstrom be a good contact for this, or at least know someone who could answer these questions? Or maybe I can connect with Mike Smith who would probably know the right person?

Thanks!

Joe

Joseph Figueiredo  
Program Manager  
Bureau of Energy Resources (ENR)  
U.S. Department of State  
[FigueiredoJ@state.gov](mailto:FigueiredoJ@state.gov)  
(p) 202-647-8313

SBU

This email is UNCLASSIFIED.

---

**From:** McNulty, Kate

**Sent:** Tuesday, July 01, 2014 2:23 PM

**To:** Wing, Robert D

**Cc:** Gabor, Robert R; Gorman, Michael J; Flacks, Marti A; Figueiredo, Joseph

**Subject:** RE: Fossil Fuel subsidy contact - state of N. Dakota

Hi Rob:

Honestly – my guess would be DOE would have the best contacts. Best way to get the right person at DOE would likely be via ENR. Looping a few folks there who may be able to help (as well as our OECD Trade guy and a few others for awareness). I can also reach out to my USTR contact who works with DOE on fossil fuel subsidies and let you know what I hear.

Kate

SBU

This email is UNCLASSIFIED.

---

**From:** Wing, Robert D

**Sent:** Tuesday, July 01, 2014 11:13 AM

**To:** McNulty, Kate

**Subject:** FW: Fossil Fuel subsidy contact - state of N. Dakota

Hey Kate,

I received the attached email from an intern at the OECD asking for a contact in North Dakota who would know about fossil fuel subsidies there. The OECD essentially catalogues such subsidies and is looking to expand its work to North Dakota. Any thoughts on who I can put him in touch with? Or would it make sense to ask someone at Treasury for a contact?

Thanks,

Rob

Rob Wing  
Chief for Environment and Trade  
Office of Environmental Quality and Transboundary Issues  
Bureau of Oceans and International Environmental and Scientific Affairs  
U.S. Department of State  
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---

**From:** [Mark.MATEO@oecd.org](mailto:Mark.MATEO@oecd.org) [<mailto:Mark.MATEO@oecd.org>]

**Sent:** Tuesday, July 01, 2014 10:52 AM

**To:** Wing, Robert D

**Subject:** Fossil Fuel subsidy contact - state of N. Dakota

Dear Mr Wing,

My name is Mark Mateo and I work as part of the OECD Trade And Agriculture Directorate team doing an inventory study on US fossil fuel subsidies at the sub-national level (i.e., state-level in the case of USA).

We met at the side-lines of the JWPTTE meetings sometime 10/11 June about a request for a referral to a contact person in the North Dakota State Government in Bismarck who we may contact regarding fossil fuel subsidy expenditures in operation for this American state.

As a backgrounder, North Dakota will be a new addition in our Inventory's upcoming edition and it will be a significant jurisdiction to cover with respect to fossil fuel subsidies, taking into account the shale-oil boom and being experienced there and its effect on the state fossil fuel subsidy policy. Thus it would be really helpful to have a contact person in the state government as a starting point on where to look for the relevant expenditure figures.

Apologies if it has taken this long to get back to you about my enquiry as I just returned from annual leave. Thank you in advance for your assistance and I do hope to hear back from you soon.

Kind regards,



**Mark Mateo**

Statistician  
Environment Division  
Trade and Agriculture Directorate

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[mark.mateo@oecd.org](mailto:mark.mateo@oecd.org) || [www.oecd.org/agriculture/trade](http://www.oecd.org/agriculture/trade)

From: "Charlie Burd" <[cburd@iogawv.com](mailto:cburd@iogawv.com)>  
To: "Gary Swan" <[gary@nef1.org](mailto:gary@nef1.org)>  
Date: 7/29/2014 6:33:47 PM  
Subject: Re: IOGCC Annual Conference and Info for Public Outreach Committee

Gary

I will be in Columbus. Hotel reservations already secured.

CB

Sent from my iPhone

On Jul 29, 2014, at 7:01 PM, "Gary Swan" <[gary@nef1.org](mailto:gary@nef1.org)> wrote:

Dear Public Outreach Committee members,

As the Public Outreach Committee Chair, I want to invite you to the Annual Conference in Columbus, Ohio, October 19 – 21, at the Hyatt Regency.

You may already know that we are changing our usual Midyear Meeting format to the Annual Business Meeting where we will be developing work products in each committee. These work products could include updating IOGCC publications, developing model guidelines, generating grant proposals ... There are numerous possible projects that could be done. The goal is to utilize the strength of the members' diversity and experience to further develop a culture of continuous regulatory improvement. Therefore, we greatly need your participation.

If you have a topic or project in mind, we would appreciate your input for the Public Outreach Committee. We will post your suggestions on our committee pages, ex. <http://iogcc.ok.gov/public-outreach2> . Then at the Annual Conference in Ohio, we will discuss these topics and projects to settle on one or more to work on at the first Annual Business Meeting in Salt Lake City, Utah, May 18 – 20, 2015.

I also want to inform you that the Chairman's Stewardship Award deadline is quickly approaching. The awards are free and open to anyone to enter. An organization may complete an entry form on their own behalf or nominate another organization's project. Please visit the awards' website page for details, <http://iogcc.ok.gov/chairmansstewardship>

Also, I am still in need of a Vice Chair for this committee. If you are interested or want more information, please contact me or Carol Booth, IOGCC Communications Manager and Public Outreach Committee liaison, [carolbooth@iogcc.ok.gov](mailto:carolbooth@iogcc.ok.gov) .

Once again, we greatly appreciate all your help, support and participation. If you have any questions or need additional information, please contact us.

Thank you!

Gary Swan

Chairman, IOGCC Public Outreach Committee



**Gary Swan**

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From: ["Mike Smith" <mike@iogcc.state.ok.us>](mailto:mike@iogcc.state.ok.us)  
To: ["Michael Ming" <Michael.Ming@doe.ok.gov>](mailto:Michael.Ming@doe.ok.gov)  
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["John Baza"](#)  
["Helms, Lynn D." <lhelms@nd.gov>](mailto:lhelms@nd.gov)  
["Nick Tew"](#)  
["William Daugherty"](#)

Date: 1/8/2013 3:58:00 PM

Subject: RE: January Steering Committee Conference Call

All the more reason our "States First" initiative is vital!!

Carl Michael Smith  
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Interstate Oil and Gas Compact Commission  
P.O. Box 53127  
Oklahoma City, OK 73152  
(405) 525-3556, Extension 200  
[mike.smith@iogcc.state.ok.us](mailto:mike.smith@iogcc.state.ok.us)

---

**From:** Michael Ming [<mailto:Michael.Ming@doe.ok.gov>]  
**Sent:** Tuesday, January 08, 2013 1:51 PM  
**To:** Laurel Baird; Alan Coyner ; Bradley Field ; Cathy Foerster; Gerry Baker; John Baza ; Lynn Helms ; Mike Smith; Nick Tew ; William Daugherty  
**Subject:** RE: January Steering Committee Conference Call

FYI...

## Outlook 2013

# Environmentalists' Petitions Drive Contentious Push For New Fracking Rules

Posted: January 8, 2013



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Environmentalists are looking to a host of current and possibly new petitions to force EPA to craft rules and other policies governing hydraulic fracturing operations under existing legal authorities, worrying industry groups and Republicans who fear the efforts could drive large gains in federal oversight after years of state scrutiny of the practice.

Sierra Club attorney Craig Segall told a Dec. 14 webinar jointly hosted by American Law Institute Continuing Legal Education and Environmental Law Institute that what environmentalists expect in President Obama's second term is a "slow and necessary re-weaving of the fabric" of federal oil and gas regulation.

Last fall, EPA agreed to partially grant one such petition, announcing it would promulgate Toxic Substances Control Act (TSCA) reporting requirements for manufacturers of fracking chemicals,

Also last year, environmentalists filed another petition under the Emergency Planning & Community Right-to-Know Act (EPCRA) asking the agency to add the oil and gas industry to those sectors required to report their chemical releases to EPA's Toxics Release Inventory (TRI), saying such disclosure is needed to fill gaps left by EPA's planned TSCA rules and disclosure rules the Interior Department is drafting to address drilling on federal lands.

Environmental groups in a Dec. 19 petition also urged EPA to use its Clean Air Act authority to require greater ozone air monitoring at oil and gas drilling sites, and to craft guidance for how states can reduce emissions of ozone and other pollutants from various sources within the oil and gas sector.

Even in cases where EPA has crafted fracking rules, environmentalists are threatening action to force the agency to go further. For example, together with some Northeast attorneys general, they are threatening to sue EPA over its recent package of air toxics requirements and new source performance standards for the drilling sector, charging the rules fail to regulate methane emissions.

Some of environmentalists' petitions may also be pressuring states to act. For example, the agency is considering a 2010 petition from the Natural Resources Defense Council (NRDC) that seeks to end regulatory exemptions under the Resource Conservation & Recovery Act (RCRA) for exploration and production (E&P) waste and subject it to strict hazardous waste provisions. Environmentalists hope its approval will force the agency to subject wastewater from extraction operations to stricter underground injection control requirements that consider seismicity risks.

But the Ground Water Protection Council, a group of state groundwater regulators, is revising its criteria for assessing the adequacy of state permit programs for wastewater disposal wells associated with oil and gas operations, a move that could help head off environmentalists' efforts.

One industry source says officials are concerned over the pending petitions. "All of [the environmentalist petitions] could be regulatory burdensome," the source says.

Industry groups plan to meet with agency officials over the coming weeks to discuss the administration's second term priorities on oil and gas regulation. "Our perception is that the administration is looking for a way to federalize oil and gas" which has historically been left up to the purview of individual states, the industry source adds.

#### **Legal Authorities**

In an attempt to keep pace with the dramatic increases in domestic oil and natural gas development, EPA has been combing its existing authority for power to more strictly govern fracking operations over the past few years.

However, the agency is constrained by exemptions in environmental laws, such as a provision in the Safe Drinking Water Act that bar EPA from directly regulating fracking injections, as well as similar provisions in the air act and Clean Water Act.

Industry and GOP lawmakers say such exemptions highlight Congress' long-standing intent to exempt drilling operations from federal oversight, leaving it instead to states to oversee the practice.

House Majority Leader Eric Cantor (R-VA) said in a report issued last fall that he is concerned that EPA is looking to fill "holes" in its regulatory oversight even though the agency has admitted that Congress has given states primacy to regulate oil and gas activity.

"EPA seems undaunted by this admitted lack of Congressionally-granted authority, and instead is looking for ways to overcome this limitation without Congressional consent," the report says.

House GOP staff say they plan to conduct oversight hearings of EPA and other agencies' plans, because it provides them with an opportunity to pressure officials on the policy development while also allowing them to emphasize the need for state oversight. Michael Bloomquist, GOP counsel for the House Energy and Commerce Committee, said after the election that emphasizing the role of states is also "good politics" because it highlights Republicans' willingness to accept some regulatory scrutiny of drilling.

In one sign of that effort, GOP lawmakers sent a letter to Health and Human Services Secretary Kathleen Sebelius late in 2012 urging her to consult with state health officials on a pending federal study of the health effects of fracking.

But environmentalists are concerned that many states' rules are inadequate, especially given the dramatic increase in fracking and other drilling operations in states that have not been major producing states for years.

They may also be concerned that the Obama administration, while willing to adopt some new rules, may not be willing to go as far as they might like. Heather Zichal, President Obama's energy and climate adviser, told the Natural Gas Roundtable last summer that the White House would take a hard look at EPA's plans to develop TSCA rules for reporting of fracking chemicals to ensure the agency does not impose unnecessary burdens on industry.

She said, for example, the administration would consider allowing use of FracFocus, the voluntary state-industry reporting database, as an "important tool" that could be used in EPA's TSCA rules. "We're not looking to duplicate or create another platform -- having one platform, from our perspective, makes a lot of sense," she said.

And an EPA attorney said last fall the agency is seeking to identify potential gaps in a patchwork of state laws governing when and how energy companies must disclose fracking chemicals to ensure that its planned TSCA rules for the sector "complement" existing state regulations.

Environmentalists, however, are increasingly concerned that many states are not requiring enough chemicals to be reported to

the FracFocus database because of exemptions in their rules for confidential business information.

But the industry source says subjecting fracking operations to federal requirements after years of state scrutiny could be difficult. The source says, for example, that oil and gas companies are still trying to discern how TSCA rules might affect production activities, given that the industry has little experience with the chemical safety law, saying "The question is how deeply does it reach day-to-day operations?"

But environmentalists say they will continue pressing EPA to act. Segall told the recent meeting that he expects EPA to grant their petition subjecting the oil and gas industry to TRI reporting.

An EPA approval of the EPCRA petition would be "major," he said, because TRI applies to not just chemicals used in the fracking injection process, but those released to air and other environmental media that may not be covered by state or voluntary reporting measures.

Segall added that environmental groups hope to see EPA in the second term approve NRDC's 2010 petition urging the agency to reconsider its 1988 determination that E&P wastes should not be regulated as hazardous wastes under subtitle C of RCRA. Since the petition will have been pending for three years, environmentalists may also have grounds to sue to force EPA to respond.

In addition to the pending petitions, EPA is also expected to continue development of other fracking measures, such as its SDWA guidance for permitting those fracking operations that use diesel fuels – the only type of fracking EPA can directly regulate under the 2005 energy law – and Clean Water Act pre-treatment standards for wastewater from the sector.

Further the agency is slated in 2014 to complete its massive study of whether fracking affects drinking water, which environmentalists widely hope will justify stricter regulation.

And the agency is slated in 2013 to propose a new national ambient air quality standards (NAAQS) for ozone, which industry fears will drive further restrictions on drilling. "The ozone NAAQS could be more compelling than anything" for the oil and gas industry, the official says, "if they set it so low it prevents permits [authorizing new construction] from being issued. – *Bridget DiCosmo*

---

**From:** Laurel Baird [mailto:[laurel.baird@iogcc.state.ok.us](mailto:laurel.baird@iogcc.state.ok.us)]

**Sent:** Monday, January 07, 2013 11:42 AM

**To:** Alan Coyner ; Bradley Field ; Cathy Foerster; Gerry Baker; John Baza ; Lynn Helms ; Michael Ming; Mike Smith; Nick Tew ; William Daugherty

**Subject:** January Steering Committee Conference Call

Good Afternoon,

The Steering Committee conference call for January will be held tomorrow, January 8<sup>th</sup> at 3:00 pm (CST). Attached is the agenda with call-in instructions. Please let me know if you will not be able to call-in.

Thanks so much and have a great day.

Laurel Baird

Member Services Coordinator

Interstate Oil and Gas Compact Commission

P.O. Box 53127

Oklahoma City, OK 73152

(405) 525-3556 x 101

[laurel.baird@iogcc.state.ok.us](mailto:laurel.baird@iogcc.state.ok.us)

From: ["Matt Lepore - DNR" <matt.lepore@state.co.us>](mailto:matt.lepore@state.co.us)  
To: ["Laurel Baird" <laurel.baird@iogcc.state.ok.us>](mailto:laurel.baird@iogcc.state.ok.us)  
["Carol Booth" <CarolBooth@iogcc.state.ok.us>](mailto:CarolBooth@iogcc.state.ok.us)  
["Cathy Foerster" <cathy.foerster@alaska.gov>](mailto:cathy.foerster@alaska.gov)  
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["Helms, Lynn D." <lhelms@nd.gov>](mailto:lhelms@nd.gov)  
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["Mike Paque" <mpaque@gwpc.org>](mailto:mpaque@gwpc.org)  
["Mike Smith" <mike@iogcc.state.ok.us>](mailto:mike@iogcc.state.ok.us)

Date: 6/4/2014 1:04:18 PM

Subject: RE: Reminder

Attachments: [SOGRE Organizational Redline June 4 2014.docx](#)

All:

I have attached a redline of the Organizational Statement with proposed revisions. My primary purpose is to make the document a bit more formal. I did not intentionally altered any of the substance; if I did so inadvertently, I apologize in advance.

I believe adding some formality to the document will boost SOGRE's stature a bit in public forums, which as I understand it is one of the spaces we want to be operating.

I did not get all the way through the document, but you will easily see where I am going. If the group approves I will proceed.

Sincerely,

Matt

Matthew J. Lepore  
Director



---

**From:** Laurel Baird [mailto:[laurel.baird@iogcc.state.ok.us](mailto:laurel.baird@iogcc.state.ok.us)]

**Sent:** Wednesday, June 4, 2014 7:24 AM

**To:** Carol Booth; Cathy Foerster; Gerry Baker; Joe Lee; John Baza; Larry Bengal; Leslie Savage; Lynn Helms; Mark Nechodom; Matt Lepore; Mike Paque; Mike Smith

**Subject:** FW: Reminder

Good Morning All.

I just wanted to remind you of the SOGRE call today from at 1:00pm (CT). Attached are the materials to review prior.

Again, the call-in information is as follows:

**The Dial in Number is 1-317-713-0002.**

You will be asked to enter the  
**Participant Code: 19326, then #.**

Please dial in 3 minutes prior to the scheduled meeting time.

At any time, operator assistance is available by dialing \*0.

If you have any questions, please let me know.

Laurel Baird  
Member Services Coordinator  
Interstate Oil and Gas Compact Commission  
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Visit our website at [www.iogcc.ok.gov](http://www.iogcc.ok.gov)

---

**From:** Gerry Baker  
**Sent:** Wednesday, June 04, 2014 8:13 AM  
**To:** Laurel Baird  
**Subject:** Reminder

Laurel --

Would you send a reminder with conference call info and with these three attachments to the SOGRE Committee list this morning? Thanks,

GB

Gerry Baker  
Associate Executive Director  
(405) 525-3556, ext. 112  
(405) 664-7362

SFN 6988

42546

Customer Copy

**NORTH DAKOTA INDUSTRIAL COMMISSION**

Department of Mineral Resources  
600 E Boulevard  
Bismarck ND 58505-0840

8/18/2014

TO: GreenPeace  
702 H Street, NW, Suite 300  
Washington, DC 20001

Purchase Order No.

Phone No: (202) 462-1177

Dept ID	Description	Quantity	Item Cost	Total
2100 463007	Time 3 hours/1st hour free @ \$25.00/hr	2	\$25.00	\$50.00
<b>Total:</b>				<b>\$ 50.00</b>
<b>Total in US Funds</b>				<b>\$50.00</b>

ND INDUSTRIAL COMMISSION-0  
600 E BLVD AVE DEPT 405  
BISMARCK, ND 58505  
701-328-8011

Merchant ID: 2000

Ref #: 0013

Phone Order

XXXXXXXXXXXX2184

MAST Entry Method: Manual

08/18/14 16:02:08

Inv #: 000013 Appr Code: 170208

Transaction ID: 0818MCTBQ05H

Approved: Online Batch#: 000049

CYC2 Code: MATCH M

PO #: 42546

Customer Copy

THANK YOU!

From: ["Tufte, Jerod E."](#)

To: ["Laning, Rose M." <rlaning@nd.gov>](#)

Date: 7/22/2014 2:07:25 PM

Subject: resignation

Attachments: [2014\\_07\\_22\\_09\\_19\\_10.pdf](#)

Please see attached letter resigning from CJIS and IOGCC appointments due to my recent appointment to the bench.

I will remain in the Governor's office for a transition and handoff period but please consider these resignations to be effective immediately.

**Jerod E. Tufte**

Legal Counsel to Governor Jack Dalrymple

701.328.1048

[jetufte@nd.gov](mailto:jetufte@nd.gov)

From: "Carol Booth" <CarolBooth@iogcc.state.ok.us>  
To: "Alan Coyner"  
"Bob King" <bob.king@wyo.gov>  
"Bradley C. Lambert" <butch.lambert@DMME.virginia.gov>  
"Bradley Field"  
"C. Edmon Larrimore"  
"Cathy Foerster" <cathy.foerster@alaska.gov>  
"David Porter"  
"Derric Iles" (derric.iles@usd.edu) <derric.iles@usd.edu>  
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"J. Dale Nations"  
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"Lisa Ivshin"  
"Helms, Lynn D." <lhelms@nd.gov>  
"Mark Nechodom"  
"Mike Ming" (michael.ming@doe.ok.gov) <michael.ming@doe.ok.gov>  
"Ron McAhron"  
scperry@pa.gov  
"Thomas Wright"  
"William Daugherty"  
"William Sydow"  
matt.lepore@state.co.us

Date: 4/29/2013 9:16:21 AM

Subject: States First Initiative - Governors letter

Attachments: [FINAL -- Governors' letter.docx](#)

Official representatives:

Gov. Bentley of Alabama, 2013 IOGCC Chairman, has given us his approval on the States First Initiative and has signed the governors' letter of support.

We now need you to contact your governors and ask if they would support this initiative by signing the letter. We are hoping to have the majority of governors' signatures by the midyear meeting as we launch it to the rest of our members, meeting participants and the public.

Please contact us if you have any questions or need more details.



**Carol Booth**  
Communications Manager  
Interstate Oil & Gas Compact Commission  
PO Box 53127  
Oklahoma City, OK 73152  
405.525.3556 x114





From: ["Carol Booth" <CarolBooth@iogcc.state.ok.us>](mailto:CarolBooth@iogcc.state.ok.us)

To: ["Bradley C. Lambert" <butch.lambert@dmme.virginia.gov>](mailto:butch.lambert@dmme.virginia.gov)  
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["Richard Simmers"](#)  
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["Thomas Richmond"](#)  
["Thomas Wright"](#)  
["Tom Schultz" <tschultz@idl.idaho.gov>](mailto:tschultz@idl.idaho.gov)  
["William Daugherty"](#)

["William Sydow"](#)

Date: 11/26/2013 11:37:53 AM

Subject: States First Online

The States First Initiative is well under way with its public outreach campaign beginning with the launch of its website, [www.statesfirstinitiative.org](http://www.statesfirstinitiative.org), Twitter page, @States1st and YouTube channel, States1st.

Everyone is encouraged to visit our online presence, share, watch and tweet, as we continue to inform energy leaders, influencers, the media and most importantly, the public of the states' regulatory role in the responsible development of oil and natural gas. We will keep all of these updated with the latest news about state oil and gas regulation and actions taken by states to support the responsible development of domestic energy. We are using the voices of our governors and regulators to talk about the many priorities addressed by States First and illustrate that the states are doing a great job.

Moving forward, we would like input and interaction for our social media news and updates to our website. Your news is our news. And we ask that you will do the same for this initiative. If you have a Twitter page, follow us and retweet. If you do not have a Twitter or social media presence, we are planning a webinar in the near future for training, tips and advice for starting your own.

Each of you have different issues and news worthy stories that should be shared. We are asking that you send us what your state sees as priorities and if there are suggestions for postings about your state you would like followed.

Here are some examples we would like to post on our website and/or Twitter:

- New policies, regulations or upcoming bills
- Production numbers
- Economic development related to the oil and gas industry
- Working with other organizations or government entities for continuous regulatory improvement
- Any news/ press releases coming out of your agency

If you should any questions, please feel free to contact me or Erica Carr, States First Coordinator, at any time.

**Carol Booth**

Communications Manager  
Interstate Oil & Gas Compact Commission  
PO Box 53127  
Oklahoma City, OK 73152  
405.525.3556 x114

Quote for the day: People who work together will win, whether it be against complex football defenses, or the problems of modern society.

**Vince Lombardi**

From: ["Carol Booth" <CarolBooth@iogcc.state.ok.us>](mailto:CarolBooth@iogcc.state.ok.us)

To: ["Amy Childers" <amy.childers@iogcc.state.ok.us>](mailto:amy.childers@iogcc.state.ok.us)  
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["Scott Perry" <scperry@pa.gov>](mailto:scperry@pa.gov)  
["Steven Rauzi"](#)  
["William Sydow"](#)

Date: 6/20/2014 1:24:27 PM

Subject: States First participation

State Oil & Gas Directors:

The States First Initiative is continuing its mission to inform American energy policy leaders as well as the public through its Twitter page. We have created a new schedule moving forward so that each oil and gas producing

state will be highlighted.

Every week on the States First Twitter page, we will schedule a highlighted state with a link to their website, energy facts, and retweet articles and studies that will continue to educate and inform about the regulatory innovations and revisions states develop.

We welcome each of you to send us information to share and if there is something specific about your state you want us to highlight, please let me know. Otherwise, I will be visiting each of your websites or contacting you to find current activities related to oil and gas in your state. We will be going alphabetically starting with Alabama, Alaska, Arkansas... after the week of Fourth of July. So get ready Nick, Cathy and Larry J

Also, we want to inform you that an Oversight Committee of state regulators has been formed for the State Oil and Gas Regulatory Exchange (SOGRE). This committee will coordinate and facilitate the collection of information from member states regarding oil and gas regulatory programs and policies in order to best serve the states in training, seminars, consultations and forums. If you would like to send us a description of issues of most concern in your state, please contact us.

And, last item, you may already know that we are changing our usual Midyear Meeting format to the Annual Business Meeting where we will be developing work products in each committee. These work products could include updating IOGCC publications, developing model guidelines, generating grant proposals ... There are numerous possible projects that could be done. The goal is to utilize the strength of the states' diversity and experience to further develop a culture of continuous regulatory improvement.

If you have a topic or project in mind, we would greatly appreciate your input for any of the committees. We are your suggestions on our committee pages, ex. <https://iogcc.ok.gov/environment-and-safety> . Then at the Annual Conference in Ohio, October 19 – 21, each committee will discuss these topics and projects to settle on one or more to work on at the first Annual Business Meeting in Salt Lake City, Utah, May 18 – 20, 2015.

Once again, we greatly appreciate all your help, support and participation. If you have any questions or need additional information, please contact us.

Thanks,

**Carol Booth**

Communications Manager

Interstate Oil & Gas Compact Commission

PO Box 53127

Oklahoma City, OK 73152

405.525.3556 x114

From: ["Gerry Baker" <gerry.baker@iogcc.state.ok.us>](mailto:gerry.baker@iogcc.state.ok.us)

To: ["Helms, Lynn D." <lhelms@nd.gov>](mailto:lhelms@nd.gov)

Date: 12/4/2013 5:06:36 PM

Subject: States First points

Attachments: [States first production partnership.xls](#)  
[Governor Dalrymple talking points.docx](#)

Lynn:

Attached are our preliminary calculation of production represented by States First signatories and the talking points we have developed for the governors. I would be glad to talk with you about these if you'd like my input.

If there's any way I can facilitate contact with Governors Mead and Daugaard please let me know.

Gerry Baker  
Associate Executive Director  
(405) 525-3556, ext. 112  
(405) 664-7362

From: ["Anthony Winter" <awinter@iogcc.state.ok.us>](mailto:awinter@iogcc.state.ok.us)

To: ["Helms, Lynn D." <lhelms@nd.gov>](mailto:lhelms@nd.gov)

Date: 10/11/2013 11:06:17 AM

Subject: Summary of State Statutes Questionnaire

Attachments: [NorthDakota2012.pdf](#)  
[Summary Questionnaire.doc](#)

Mr. Helms:

The Interstate Oil and Gas Compact Commission is in the process of updating its publication: Summary of State Statutes and Regulations for Oil & Gas Production. This summary is widely used by states and the public in learning how individual states regulate oil and gas exploration and production. The summary includes information for the oil and gas producing states, IOGCC's international affiliates, and the Bureau of Land Management.

I am writing to request your assistance in verifying the accuracy of our records regarding statutes and regulations in your state. I've attached a document that reflects the most recent information we have from your state. Please review this information and make any updates or corrections to the attached Blank Questionnaire. If the information requires no changes, paste the previous information into the Blank Questionnaire. Please e-mail me the completed Summary Questionnaire **no later than November 11, 2013**. If you are not the appropriate contact for updating your state statutes and regulations, please provide the correct contact's information.

Recently we published a digital version of this publication which includes links and citations for much of the information. A link to the digital version can be found [here](#). Ultimately, we hope to have citations for all of our information and links to the text cited. Accordingly, we ask that while reviewing the information you verify or provide citations to the relevant statutes or regulations.

We are aware that this process can be time consuming, but this information is of great interest to those involved in shaping our country's energy future. We are relying on your help to ensure a quality product. Thank you in advance. Please call me at 405-525-3556, ext. 113 if you have questions or comments.

Sincerely,

Anthony Winter  
Legal Intern



P.O. Box 53127 Oklahoma City, Oklahoma 73152-3127

900 N.E. 23rd Street Oklahoma City, Oklahoma 73105

Phone: 405.525.3556 Fax: 405.525.3592 Web: [www.iogcc.state.ok.us](http://www.iogcc.state.ok.us)

Chairman: Governor Bentley

Vice Chairman: John Baza

Alabama November 8, 2013

Alaska

Arizona

Arkansas

### **To American Energy Policy Leaders:**

California

As governors of states that provide the oil and natural gas that help fuel this country and its economic well-being, we are seeking your support to continue this crucial mission. State regulatory programs have been at the forefront of oil and gas exploration since 1935. Our programs, which are as varied as the geography, climate, geology and social fabric of our states, are designed to be flexible, yet effective, in providing the world's best environmental protection and regulation.

Colorado

Florida

Illinois

Indiana

The states' ability to design effective regulations that reflect state-specific needs is a vital element in the resurgence of our nation's oil and natural gas industry. In fact, thanks to technology and American ingenuity, the United States is on target to become the world's largest producer of oil and the world's largest net exporter of natural gas.

Kansas

Kentucky

Louisiana

We are proud of the job that state regulatory agencies are doing and want you to be aware of a new initiative, States First, that states are undertaking to continue their worldwide leadership as the laboratories of effective regulatory development. As previously announced at the Annual Meeting of the Interstate Oil and Gas Compact Commission (IOGCC), this initiative is a joint venture between the IOGCC and the Ground Water Protection Council (GWPC), a national association of state water-protection officials.

Maryland

Michigan

Mississippi

Montana

Nebraska

States First is an innovative and exciting state-led effort. Its first task was the formation of the State Oil and Gas Regulatory Exchange, a unique network of experts who will be available to help meet emerging regulatory challenges and solve unique problems in all oil and gas producing states.

Nevada

New Mexico

New York

### **State Oil and Gas Regulatory Exchange**

North Dakota

The State Oil and Gas Regulatory Exchange (SOGRE) will bring state policy and technical staff together on a routine and coordinated schedule to share the way they do business, review internal operations, and open up opportunities for extrapolating effective practices from one state to another. The SOGRE creates a dynamic forum where states can reach out and communicate with one another in an ongoing effort to keep current with rapidly changing technology, as well as to share the very best and innovative regulatory procedures from state to state.

Ohio

Oklahoma

Pennsylvania

South Dakota

Texas

The SOGRE will focus first on field operations. This critical area is where the states know best how to conduct oversight of exploration and production activities. It is in the field where state regulators interact daily with the public and the operating companies. The program's initial goals are identifying opportunities for new operating procedures, improving communication with the public and improving efficiency and effectiveness in regulatory oversight.

Utah

Virginia

West Virginia

Wyoming

COLLECTIVELY REPRESENTING THE STATES

### **Field Inspectors Education and Certification Program**

We have teamed with highly respected university educators and will develop technical training opportunities for oil and gas inspectors and others associated with oilfield operations. The goal of this program is to provide a formal certification process for experienced field inspectors who desire an in-depth understanding of new and/or emerging technical practices, as well as for persons new to the field who need in-depth basic training.

### **FracFocus 2.0**

Many states have revised, or are in the process of revising, regulations in response to changing technology and public concerns. Subsequently, twelve states have led in adopting chemical disclosure requirements, using FracFocus, that require companies to disclose chemicals used in the hydraulic fracturing process. A new, more searchable version of FracFocus, designed with the public in mind, will be fully functional June 1, 2013, and will contain information on over 45,000 individual fracturing jobs.

### **Underground Injection Wells (UIC): Peer Reviews**

These UIC disposal well Peer Reviews will be conducted jointly by the states and USEPA, in the respective program offices. They will help states and the USEPA continuously improve their programs to protect the environment through the UIC program. UIC wells can safely dispose of a variety of fluids, including produced water, which can include water returned from the hydraulic fracturing of wells. Conducting peer-to-peer reviews of this critical environmental protection program will help ensure an extra level of environmental oversight for the public.

### **Science and Technology Transfer**

This effort will focus on the emerging technology from pure and applied research projects being done through the US Department of Energy, national labs, universities, and other institutions. Opportunities will be provided for researchers to communicate with states on how the application of their work might improve environmental protection and regulatory oversight.

States will continue to deliver effective solutions to regulatory challenges. They are the incubators of regulatory innovation. State officials are uniquely qualified at understanding oilfield operations and emerging technologies because they live and work in the field.

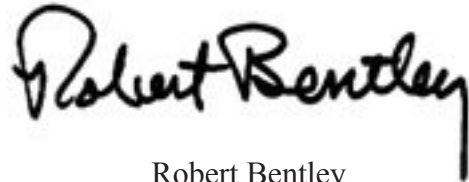
We have made great progress, and we urge the Federal Government to leave regulation in the capable hands of the states. Our programs are working. Our people are on the ground, have decades of experience, and we are following a path of continuous improvement.



Sincerely,



Phil Bryant  
Governor of Mississippi  
IOGCC Chairman



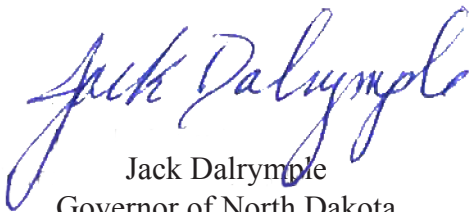
Robert Bentley  
Governor of Alabama



Steve Bullock  
Governor of Montana



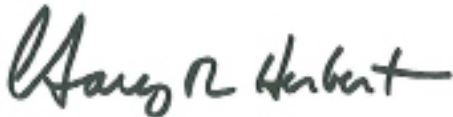
Tom Corbett  
Governor of Pennsylvania



Jack Dalrymple  
Governor of North Dakota



Mary Fallin  
Governor of Oklahoma



Gary R. Herbert  
Governor of Utah



John Hickenlooper  
Governor of Colorado



Sean Parnell  
Governor of Alaska



Rick Perry  
Governor of Texas



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**Chairman: Governor Bentley** **Vice Chairman: John Baza**

Alabama July 18, 2013

Alaska

Arizona

Arkansas

### **To American Energy Policy Leaders:**

California

As Governors of states that provide the oil and natural gas that help fuel this country and its economic well-being, we are seeking your support to continue this crucial mission. State regulatory programs have been at the forefront of oil and gas exploration since 1935. Our programs, which are as varied as the geography, climate, geology and social fabric of our states, are designed to be flexible yet effective in providing the world's best environmental protection and regulation.

Colorado

Florida

Illinois

Indiana

Kansas

The states' ability to design effective regulations that reflect state-specific needs is a vital element in the resurgence of our nation's oil and natural gas industry. In fact, thanks to technology and American ingenuity, the United States is on target to become the world's largest producer of oil and the world's largest net exporter of natural gas.

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States will continue to deliver effective solutions to regulatory challenges. They are the incubators of regulatory innovation. State officials are uniquely qualified at understanding oilfield operations and emerging technologies because they live and work in the field.

Although we applaud the Federal Government's interest in the progress of domestic oil and gas production, we urge them to resist the temptation to intrude on a function best handled by the States. Our programs are working. Our people are on the ground, have decades of experience, and we are following a path of continuous improvement. Additional regulation is redundant, unnecessary and unwelcome.

Sincerely,



Robert Bentley  
Governor of Alabama  
2013 IOGCC Chairman



Gary R. Herbert  
Governor of Utah



Sean Parnell  
Governor of Alaska



Mary Fallin  
Governor of Oklahoma



Tom Corbett  
Governor of Pennsylvania



Phil Bryant  
Governor of Mississippi

From: ["Mike Smith" <mike@iogcc.state.ok.us>](mailto:mike@iogcc.state.ok.us)

To: [Cathy.foerster@alaska.gov](mailto:Cathy.foerster@alaska.gov)  
["Nechodom, Mark@DOC" <Mark.Nechodom@conservation.ca.gov>](mailto:Mark.Nechodom@conservation.ca.gov)  
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["Helms, Lynn D." <lhelms@nd.gov>](mailto:lhelms@nd.gov)  
["Jami Bailey" <jami.bailey@state.nm.us>](mailto:jami.bailey@state.nm.us)  
["Michael Teague" <Michael.Teague@ee.ok.gov>](mailto:Michael.Teague@ee.ok.gov)  
[Clayton.Eubanks@oag.ok.gov](mailto:Clayton.Eubanks@oag.ok.gov)  
["David Porter" <David.Porter@rrc.state.tx.us>](mailto:David.Porter@rrc.state.tx.us)  
["Jim Welsh" <Jim.Welsh@LA.GOV>](mailto:Jim.Welsh@LA.GOV)  
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[matt.lepore@state.co.us](mailto:matt.lepore@state.co.us)  
["Bill Daugherty" <billd@blackridgeusa.com>](mailto:billd@blackridgeusa.com)

Date: 7/1/2014 8:44:22 AM

Subject: USEITI

All -

In December 2012, I was appointed by Interior Secretary Salazar to a Federal Advisory Committee for Interior entitled the US Extractive Industries Transparency Initiative (USEITI). My counterpart at the Interstate Mining Compact Commission, Greg Conrad, was also appointed.

The purpose of USEITI is to prepare and submit to the International EITI in Oslo, Norway, a candidacy application for US membership. This was recently submitted and accepted. USEITI is a VOLUNTARY effort for VOLUNTARY membership in the international organization. There is a "sub-national" component to most EITI member countries and this is where your respective states are involved. Full details on USEITI are available at [www.doi.gov/EITI](http://www.doi.gov/EITI).

Recently, a sub-committee on "State and Tribal Opt-In" was formed. Greg Conrad is a member of the sub-committee. The purpose of the sub-committee is to contact the largest oil, gas and coal producing states (yours) and tribal governments therein to pitch the benefits of opting-in. A letter addressed to your governor (and possibly other state officials) is currently being drafted and should be sent within the next couple of months. When same is received, you may be contacted by your governor's office or other state officials.

I am available at any time to fully discuss EITI and answer any questions from your state(s).

Thanks!

Mike