



**DRAFT 200, 400, 600, 800
AND 900 SERIES RULES**

DATE: FEBRUARY 7, 2020

With the signing of SB 19-181, the COGCC received a new mandate to regulate, rather than foster, oil and gas development. This “Mission Change” requires a substantive overhaul of the Commission’s rules. On November 1st the COGCC published its Mission Change Whitepaper, which provided an outline and discussion of some, but not all, of the larger concept rule changes under consideration.

After the publication of the Whitepaper, COGCC senior staff continued meeting with stakeholders to receive feedback on staff’s proposed large concept rule changes and major reforms. This stakeholder feedback has aided staff in the preparation of the proposed draft Rules released today.

In the Mission Change rulemaking, staff is revising the Commission’s Rules so that regulated subjects and activities are contained within the same Rule Series. Because this is such a significant restructuring of the current Commission Rules, staff is releasing today only “clean” copies of its proposed Rules. For example, staff is proposing that the 300 Series address only permitting rules and processes. Staff is proposing to consolidate the current 300 Series rules concerning well design and other operations into the 400 Series. In addition, all underground injection related rules will be in the 800 Series and current 800 Series rules are redistributed into Operations (400 Series) and Safety (600 Series).

Staff is continuing to evaluate the 1000 and 1200 Series Rules. Rulemakings on Financial Assurance (700 Series Rules), Worker Certification and Application Fees will occur after July 1, 2020. In addition, these draft rules do not address Cumulative Impacts and some air-related rules as COGCC is continuing to consult with the Colorado Department of Public Health and Environment, consistent with SB 19-181. In addition, these draft Rules may include typos or inaccurate cross-references as the drafts will require further refinement or changes. Last, COGCC is in the process of adopting changes as part of the Wellbore Integrity Rulemaking. The draft Rules released today may include some of the amendments proposed in the Wellbore Integrity Rulemaking. However, that process is incomplete, so the language may change.

We believe that these proposed revisions reflect SB 19-181’s mandate to regulate oil and gas development and are an important step in soliciting additional feedback from stakeholders.

Mission Change Rulemaking

February 7, 2020

Page 2

Mission Change Rulemaking Dates

The proposed dates for the Mission Change rulemaking are:

- April 29, 2020
- May 6, 7 and 8, 2020
- May 13, 14 and 15, 2020
- May 27, 28 and 29, 2020

Next Steps

Staff invites stakeholders to provide comment on the proposed Rules through the Mission Change Comment Portal

https://cogcc.state.co.us/sb19181_calendar.html#/rulemaking_mission_change.

Staff expects to file notice of rulemaking on the Mission Change Rules no later than March 1, 2020.