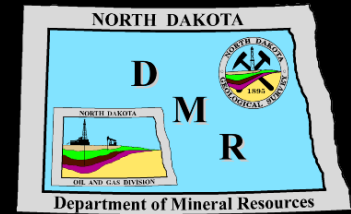


NDLR

ENERGY LAW

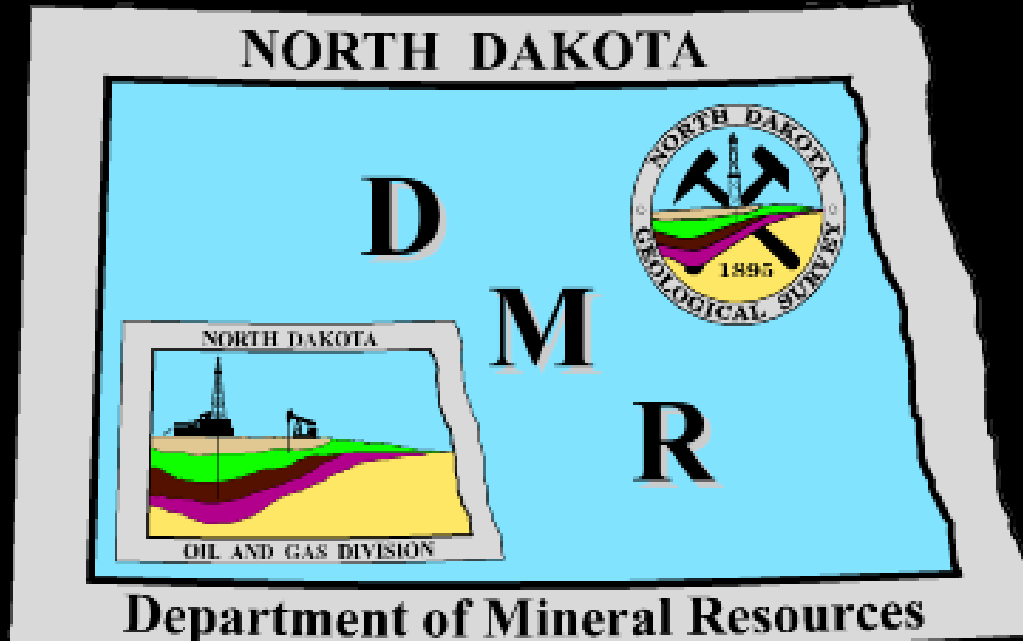
SYMPOSIUM



Bismarck, ND – March 16, 2017

Bruce E. Hicks
Assistant Director
NDIC-DMR-OGD
Bismarck, ND

North Dakota Department of Mineral Resources



<https://www.dmr.nd.gov/oilgas/>

<https://www.dmr.nd.gov/ndgs/>

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North Dakota

Rules Recently Implemented

Effective 10-01-2016

- **32 sections of NDAC amended**

Effective 12-08-2016

- **ICO 27926—heel +toe setbacks**

Effective 1-01-2017—held-over by ARC

- **6 sections of NDAC amended**

North Dakota Rules Implemented

NDAC Ch 43-02-03

- 19: up to 12” topsoil (was 8”)**
- 28: SWHF+TP 500’ from dwelling**
- 30: Disclose Root Cause of Leaks**
- 53 -53.4: SWHF rules + bond**
- 90: Appl pays f/cont case notice > \$50**
- 90.2: Hearing officer strike settlement terms from rec**

North Dakota Rules Implemented

NDAC Ch 43-02-05 (UIC rules)

-07: Need Director approval if move inj pkr

NDAC Ch 43-02-08

-03: Stripper well determination

- Allows SI in qualifying period**
 - If not capable of stripper well threshold**

North Dakota Rules Implemented

ICO 27926—heel+toe setbacks—eff 12-8-16

- **Amends 200' H+T setback of Bak orders**
 - 150' at csg shoe (heel)
 - 50' if cemented liner in lateral
 - Frac out toe (wet shoe) requires 100' setback
 - 100' if utilize swell pkrs
 - Must have swell pkr btn 1st frac stage & TD
 - 150' if open hole
 - No operators currently complete open hole
- **Amend permitted wells with Sundry Notice**

Rules Implemented—after ARC hold-over

NDAC 43-02-03-15

- **Pipeline bonding**

- **HB 1358 (4-20-15) required pipeline bonding**
- **Crude oil and prod water pipelines only**
- **Bond pipelines in use after 4-19-15**
- **\$50,000 one pipeline**
- **\$100,000 multiple pipelines**
- **File bond by 7-1-17**

Rules Implemented—after ARC hold-over

NDAC 43-02-03-29

- **Gas pipeline rules**
 - **Removed from Sec 29.1 after ARC hold-over**
 - **HB 1358 did not pertain to gas pipelines**
 - **No additional gas pipeline regs**

Rules Implemented—after ARC hold-over

NDAC 43-02-03-29.1

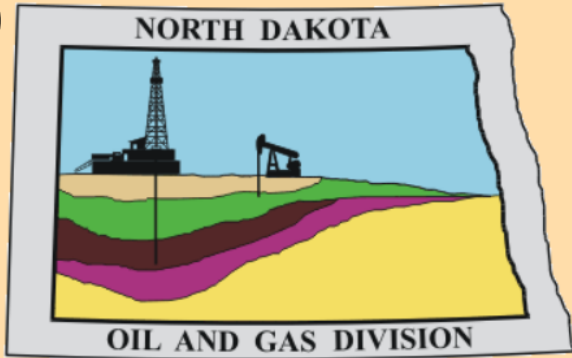
- **Crude oil and prod water pipeline rules**
- **Notice to Director prior to new construction**
- **Design and construction requirements**
- **Reclamation**
- **Third party inspector must oversee construction**
- **Above ground equipment > 500' to dwelling**
- **GIS info must be submitted to Commission**
 - **Press, fluid type, depth, in-service date, monitoring**
- **Operating requirements**
- **Leak protection, detection, and monitoring**
- **Pipeline integrity, repair, abandonment**

Rules Implemented—after ARC hold-over

NDAC 43-02-03-49, -51.3, -53.3

- **Perimeter berms around tanks and TPs**
 - **Comm to notify operator on sites requiring berms**
 - **Construct 6” berm in 180 days**
 - **Director may grant time extension**
 - **Director may grant modification to rule**

- North Dakota
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[Proposed Rule Changes and Adoption of New Rules](#)
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[General Guidelines for Temporary Abandonment of Wells](#)

[Bakken and Three Forks Information!](#)

Available on the [ND Petroleum Council](#) web site are the [Surface Owner Information Center](#), the [Royalty Owner Information Center](#)

The Oil and Gas Division regulates the drilling and production of oil and gas in North Dakota. Our mission is to encourage and promote the development, production, and utilization of oil and gas in the state in such a manner as will prevent waste, maximize economic recovery, and fully protect the correlative rights of all owners to the end that the landowners, the royalty owners, the producers, and the general public realize the greatest possible good from these vital natural resources.

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Reclaimed Location

