From:	NMOAI, NMENV
To:	Spillers, Robert, NMENV
Subject:	Fw: Feedback on Draft Emission Rule
Date:	Thursday, September 17, 2020 7:28:02 AM
Attachments:	Methane Suggestion.pdf

From: Jason Sandel <jason.sandel@aztecwell.com>
Sent: Wednesday, September 16, 2020 4:18 PM
To: NMOAI, NMENV
Subject: [EXT] Feedback on Draft Emission Rule

Dear Ms. Bisby-Kuehn:

Please see the attached as simple feedback regarding a technical issue regarding the proposed emission rule.

Thank you, and with regards,
Jason Sandel

--
Jason Sandel
Executive Vice President
The Aztec Well Family of Companies
PO Box 100 / 300 Legion Road
Aztec, New Mexico 87410
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September 16, 2020

VIA ELECTRONIC MAIL

Ms. Liz Bisby-Kuehn, Specialist
NMED Air Quality Bureau
525 Camino de los Marquez
Santa Fe, New Mexico 87505
NM.oai@state.nm.us

RE: Feedback on Draft Emission Rule

Dear Ms. Bisby-Kuehn:

Thank you for the opportunity to provide feedback on the proposed emission rule in advance of the formal rulemaking process. I am hopeful that this process will make for an effective rule that is based in science and that yields results.

As a technical suggestion I would offer that the proposed emission rule uses terminology that is similar to terminology in the Oil Conservation Commission's rule 19, but does not provide for the same definitions.

Specifically, there is concern amongst oil and gas service contractors that the terms "operator" and "owner" are in the proposed rule without definition.

As a remedy, I suggest that the emission rule adopt the definitions established in accordance with 19.15.2.7 NMAC as follows:

- **"Operator"** means a person who, duly authorized, manages a lease's development or a producing property's operation, or who manages a facility's operation. (19.15.2.7(O)(5) NMAC)
- **"Owner"** means the person who has the right to drill into and to produce from a pool, and to appropriate the production either for the person or for the person and another. (19.15.2.7(O)(7) NMAC)

I welcome an opportunity to discuss these comments at your convenience.

Sincerely, and with Regards,

Jason Sandel