

# Permitting Scenarios

Operator Training  
Thursday, January 14, 2021

REVISED Tuesday, February 15, 2021

**NEW Requirement for an Oil & Gas development Plan (OGDP):**

**303. PROCEDURAL REQUIREMENTS FOR OIL AND GAS DEVELOPMENT PLANS**

**a. Components of an Oil and Gas Development Plan Application.** Prior to commencing Oil and Gas Operations at an Oil and Gas Location *that meets the criteria of Rule 304.a,* an Operator will have an approved Oil and Gas Development Plan.

## **NEW Requirements for a Form 2A:**

**Rule 304.a. Submitting Form 2A.** Operators will submit a completed Form 2A, Oil and Gas Location Assessment as part of their Oil and Gas Development Plan application, as required by Rule 303.a.(2). Operators will submit and obtain approval of a Form 2A prior to:

- (1) Surface disturbance at a site previously undisturbed by Oil and Gas Operations;
- (2) Surface disturbance for purposes of expanding an existing Working Pad Surface or Oil and Gas Location; or
- (3) Any significant change to the design and operation of an Oil and Gas Location, including but not limited to the addition of a Well or a Pit, except an Emergency Pit or a lined Plugging Pit. The Director will determine if a Form 2A is required for significant changes at an existing Oil and Gas Location made in response to new requirements or regulations from other state or federal agencies or the Relevant Local Government.

## **NEW Requirements for a Form 2:**

### **Rule 308. FORM 2, APPLICATION TO DRILL, DEEPEN, RE-ENTER, OR RECOMPLETE, AND OPERATE**

**a. Submitting Form 2.** *If the Commission approves an Operator's Oil and Gas Development Plan, or if the Operator's Form 2A and Drilling and Spacing Unit, where applicable, were approved prior to the effective date of this Rule,* then the Operator will submit and obtain the Director's approval of a complete Form 2, Application for Permit to Drill, before taking any of the actions listed in Rules 308.a.(1)–(6) below. The Form 2 will detail the Operator's plans to:

- (1) Drill any Well;
- (2) Deepen any existing Well;
- (3) Re-enter, complete, and operate any plugged Well (except for re-entry to re-plug will require a Form 6, Notice of Intent to Abandon pursuant to Rule 434);
- (4) Recomplete and operate any existing Well;
- (5) Drill a sidetrack from any Well; or
- (6) Convert a stratigraphic Well into a production Well.

## Mission Change Rules:

For a **new** Oil & Gas Location, **all of these** must be filed and approved:

1. Oil & Gas Development Plan (OGDP) hearing application
2. Form 2A
3. Form 2B
4. Form 2C

before a Form 2 can be filed for a well on that location.

**But** – what about all the other scenarios of operations?

➤ **What are the new requirements?**

## GENERAL TIPS:

REVISED

A. If a Form 2A is required, an OGDP is required, including:

- Form 2A for New Location
- Form 2A to Amend an Existing Location
- Refile Form 2A for an Expired or Expiring Form 2A

~~B. If spacing is required, an OGDP is required, even if no Form 2A is required.~~

B. If spacing is required, but no Form 2A is required, an OGDP is NOT required

C. If an OGDP is required, a Form 2B and a Form 2C are required.

# Approved Form 2A, Replacement Form 2s

## Scenario 1

1. Form 2A was approved before January 15 (not expired or location is built)
  2. Spacing (DSU) was approved before January 15 *or* no spacing is needed
  3. *Pending* Form 2 (new or refile) for a well authorized by Form 2A but not approved before January 15<sup>th</sup>
- File a Replacement Form 2 (prior to July 15, 2021)

## Scenario 2

REVISED

1. Form 2A was approved before January 15 (not expired or location is built)
  2. *Pending* hearing application for spacing (DSU) but not approved before January 15<sup>th</sup>
  3. *Pending* Form 2 (new or refile) for a well authorized by Form 2A but not approved before January 15<sup>th</sup>
- ~~➤ File an OGD application that refers to the pending hearing application for spacing along with a Form 2B and a Form 2C~~
- ~~➤ After the approval of the OGD, file a Replacement Form 2 (prior to July 15, 2021)~~
- After the approval of the spacing application, file a Replacement Form 2

# Approved Form 2A, Replacement Form 2s

## Scenario 3

REVISED

1. Form 2A was approved before January 15 (not expired or location is built)
  2. New spacing is required for a well (a new unit or amend a unit)
  3. *Pending* Form 2 (new or refile) for a well authorized by Form 2A but not approved before January 15<sup>th</sup>
- ~~File an OGD application that requests the necessary spacing along with a Form 2B and a Form 2C~~
  - File a spacing application that requests the necessary spacing
  - ~~After the approval of the OGD, file a Replacement Form 2 (prior to July 15, 2021)~~
  - After the approval of the spacing application, file a Replacement Form 2

# Approved Form 2A, Replacement Form 2s

## Scenario 4

REVISED

1. Form 2A approved before January 15 (not expired or location is built)
  2. *Pending* Form 2 (new or refile) for a well authorized by Form 2A for an “old GWA” Wellbore Spacing Unit but not approved before January 15<sup>th</sup>
- ~~File an OGD application that requests the necessary spacing\* along with a Form 2B and a Form 2C~~
  - File a spacing application that requests the necessary spacing\*
  - ~~After the approval of the OGD, file a Replacement Form 2 (prior to July 15, 2021)~~
  - After the approval of the spacing application, file a Replacement Form 2

\* The necessary spacing may be for a new or amended “old, standard” type of DSU or a “new, single well WSU” type of DSU.



# Approved Form 2A, New Form 2

## Scenario 5

1. Form 2A approved before January 15 (not expired or location is built)
  2. Spacing (DSU) was approved before January 15 *or* no spacing is needed
  3. Need a Form 2 (new or refile) for a well authorized by the Form 2A
- File a Form 2

## Scenario 6

REVISED

1. Form 2A approved before January 15 (not expired or location is built)
  2. New spacing is required for a well (a new unit or amend a unit)
  3. Need a Form 2 (new or refile) for a well authorized by the Form 2A
- ~~File an OGD application that requests the necessary spacing along with a Form 2B and a Form 2C~~
  - File a spacing application that requests the necessary spacing
  - ~~After the approval of the OGD, file a Form 2~~
  - After the approval of the spacing application, file a Form 2

# Replacement Form 2A

## Scenario 7

1. *Pending* Form 2A not approved before January 15
2. Spacing (DSU) was approved before January 15 *or* no spacing is needed
  - File an OGDG application along with a Replacement Form 2A, a Form 2B and a Form 2C (prior to July 15, 2021)
  - After the approval of the OGDG, file Form 2(s) as needed

## Scenario 8

REVISED

1. *Pending* Form 2A not approved before January 15
2. *Pending* hearing application for spacing (DSU) but not approved before January 15<sup>th</sup>
  - File an OGDG application that refers to the pending hearing application for spacing (**include the Docket Number**) along with a Replacement Form 2A, a Form 2B and a Form 2C (prior to July 15, 2021)
  - After the approval of the OGDG, file Form 2(s) as needed

## Scenario 9

1. *Pending* Form 2A not approved before January 15
2. New spacing is required for a new well (a new unit or amend a unit)
  - File an OGDG application that requests the necessary spacing along with a Replacement Form 2A, a Form 2B and a Form 2C (prior to July 15, 2021)
  - After the approval of the OGDG, file Form 2(s) as needed

## Form 2 for an Existing Well to Deepen, Re-enter, Recomplete, Sidetrack, Convert from Strat Test to Production

### Scenario 10

1. Location is Built
  2. No Form 2A is required by Rule 304.a.(2) or (3)
  3. Spacing is approved, or *no* spacing is required
- File the Form 2

### Scenario 11

REVISED

1. Location is Built
  2. No Form 2A is required by Rule 304.a.(2) or (3)
  3. New spacing is required (a new unit or amend a unit)
- ~~➤ File an OGDP application that requests the necessary spacing along with a Form 2B and a Form 2C~~
- File a spacing application that requests the necessary spacing
- ~~➤ After the approval of the OGDP, file the Form 2~~
- After the approval of the spacing application, file a Form 2

# Form 2 for an Existing Well to Deepen, Re-enter, Recomplete, Sidetrack, Convert from Strat Test to Production

## **Scenario 12**

1. Location is Built
  2. Form 2A is required by Rule 304.a.(2) or (3)
  3. Spacing is approved, or *no* spacing is required
- File an OGDG application with a Form 2A to Amend the Location, a Form 2B and a Form 2C
  - After the approval of the OGDG, file the Form 2

## **Scenario 13**

1. Location is Built
  2. Form 2A is required by Rule 304.a.(2) or (3)
  3. New spacing is required (a new unit or amend a unit)
- File an OGDG application that requests the necessary spacing along with a Form 2A to Amend the Location, a Form 2B and a Form 2C
  - After the approval of the OGDG, file the Form 2

# Refiles

## Scenario 14

1. Form 2A and Form 2(s) are expired or expiring
  - File an OGDG application (including any necessary spacing) along with a Refile Form 2A, a Form 2B and a Form 2C
  - After the approval of the OGDG, file Refile Form 2(s)

## Amended Form 2

Substantive changes to a previously approved Form 2 require an Amended Form 2.

## Scenario 15

1. There are no changes to the Location or the spacing.
  - File an Amended Form 2

## Scenario 16

REVISED

1. There are substantive changes to the Location ~~and/or the spacing.~~
  - File an OGDG application (including any necessary spacing) along with an Amended Form 2A, a Form 2B and a Form 2C
  - After the approval of the OGDG, file an Amended Form 2