

Draft Proposed Regulations for DMME's Gas and Oil Program

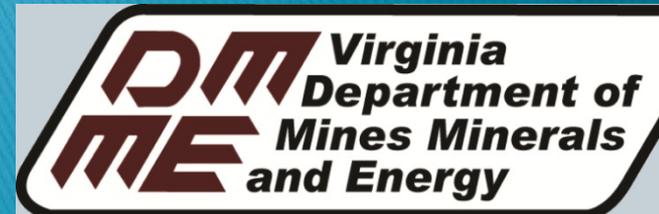
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Regulatory Advisory Panel – Meeting #6

Richmond, VA – January 9, 2015



ROADMAP

- ▶ Recap of previous RAP meetings
- ▶ Highlights of draft proposed regulations
- ▶ Next steps in the regulatory process
- ▶ Walk-through of draft proposed regulations



DMME's MISSION

We enhance the development and conservation of energy and mineral resources in a safe and environmentally sound manner to support a more productive economy.



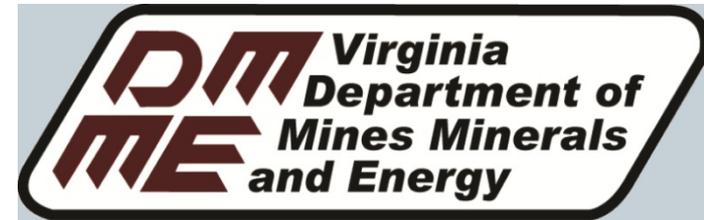
NOIRA STAGE

- ▶ Last fall, DMME initiated a regulatory action to review its requirements for drilling.
 - Chemical disclosure requirements
 - Review of selected industry best practices
 - Review to determine if additional requirements are necessary for different regions of the Commonwealth



NOIRA STAGE

- ▶ The Notice of Intended Regulatory Action was published on January 13, 2014.
- ▶ DMME received over 200 comments during the 30 day public comment period.
- ▶ These comments supported disclosure of ingredients used in fracturing process.



PUBLIC/STAKEHOLDER INVOLVEMENT

- ▶ DMME formed a Regulatory Advisory Panel (RAP) to offer recommendations in selected areas over the course of a handful of meetings.
- ▶ Panel meetings have been open to the public.
- ▶ DMME maintains an e-mail distribution list and a page on its website to keep the public informed.



PREVIOUS MEETINGS

- ▶ Five previous meetings between June and September
- ▶ Meetings held across the Commonwealth
 - Two in Richmond
 - Two in Southwest Virginia (Abingdon, Lebanon)
 - One in King George County (Dahlgren)



PREVIOUS MEETINGS

- ▶ The RAP offered 14 recommendations addressing the following areas:
 - Chemical disclosure
 - Groundwater protection
 - Well integrity
 - Drilling in different regions of the Commonwealth



PREVIOUS MEETINGS

- ▶ All 14 recommendations have been incorporated.
- ▶ Additional requirements have been included in the areas of:
 - Groundwater protection
 - Well integrity



PROPOSED STAGE

- ▶ Once proposed regulations are drafted and adopted by the agency, they are reviewed by:
 - The Office of the Attorney General
 - No formal deadline
 - The Department of Planning and Budget
 - Policy Analysis (Confidential Gov's Working Papers)
 - Economic Impact Analysis
 - 45 days per the Administrative Process Act



PROPOSED STAGE

- ▶ Proposed regulations are reviewed by:
 - Secretary of Commerce and Trade
 - 14 days per Executive Order 17
 - The Office of the Governor
 - No formal deadline



PROPOSED STAGE

- ▶ Once approved by the Governor's Office, the proposed regulations are published online in the Virginia Register of Regulations.
- ▶ 60 day public comment period.
- ▶ During this period, DMME will hold at least one public hearing to receive comment on the proposed regulations.



FINAL STAGE

- ▶ At the final stage, regulations must again go through executive branch review.
 - Office of the Attorney General (if any change with substantial impact is made)
 - No formal deadline
 - The Department of Planning and Budget
 - 14 days per Executive Order 17



FINAL STAGE

- ▶ At the final stage, regulations must again go through executive branch review.
 - Secretary of Commerce and Trade
 - 14 days per Executive Order 17
 - The Office of the Governor
 - No formal deadline



FINAL STAGE

- ▶ Once approved by the Governor's Office, the final regulation is published in the Register.
- ▶ Becomes effective after a 30 day final adoption period.
- ▶ Visit the Regulatory Town Hall website for more information.
- ▶ www.townhall.virginia.gov



Thank You!

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<http://dmme.virginia.gov>

<http://dmme.virginia.gov/DGO/RegulatoryAction.shtml>

