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COURT CLERK'S OFFICE - OKC
CORPORATION COMMISSION
OF OKLAHOMA

BEFORE THE CORPORATION COMMISSION OF THE STATE OF OKLAHOMA

IN THE MATTER OF AN EMERGENCY
RULEMAKING OF THE OKLAHOMA
CORPORATION COMMISSION
AMENDING OAC 165:5, RULES OF
PRACTICE

CAUSE NO. RM 201700008

NOTICE OF PROPOSED EMERGENCY RULEMAKING

NOTICE IS HEREBY GIVEN that the Oil and Gas Conservation Division ("OGCD") of the Oklahoma Corporation Commission ("Commission") recommends that in order to conform the Commission's rules to provisions in Senate Bill No. 867-the Oklahoma Energy Jobs Act of 2017-which will become effective August 24, 2017, an emergency rulemaking should be initiated to amend the Rules of Practice that are set forth in the Oklahoma Administrative Code ("OAC") 165:5.

The proposed changes to OAC 165:5 are to address changes to 52 O.S. § 87.1 and 52 O.S. §§ 87.6 through 87.9. The proposed changes include modification of terms regarding applications requesting the issuance of orders concerning horizontal well unitizations and multiunit horizontal wells in targeted reservoirs, addressing authorizations for expenditure regarding applications for pooling orders, as well as requirements for horizontal spacing units.

NOTICE IS FURTHER GIVEN that the Commission has jurisdiction to initiate this emergency rulemaking pursuant to the Oklahoma Administrative Procedures Act, 75 O.S. § 250 *et seq.*, 17 O.S. § 52, 27A O.S. § 1-3-101, 52 O.S. § 139, Article IX, Sections 18 and 19 of the Oklahoma Constitution, and OAC 165:5-1-7.

NOTICE IS FURTHER GIVEN that the OGCD believes it is necessary to adopt these rules on an emergency basis due to the passage of Senate Bill No. 867. New rules are needed to conform to the new procedures.

NOTICE IS FURTHER GIVEN that the proposed rules will be made available for public inspection at the Commission's Oklahoma City Court Clerk's office. A copy of

the proposed rules may be requested by phone at (405) 521-2352, e-mail at courtclerk@occemail.com, or by visit to the Commission's Oklahoma City Court Clerk's Office. The proposed rules are also accessible on the Commission's website at <http://www.occeweb.com> and may be downloaded at no cost to the end user.

NOTICE IS FURTHER GIVEN that the Rule Impact Statement pursuant to 75 O.S. § 303(D) will be timely prepared and made available for public inspection in the Commission's Court Clerk's Office, First Floor, Jim Thorpe Office Building, 2101 North Lincoln Boulevard, Oklahoma City, Oklahoma, 73105.

NOTICE IS FURTHER GIVEN that the OGCD will have a **technical conference on August 8, 2017, at 1:30 p.m.** in Courtroom 301, Third Floor, Jim Thorpe Office Building, 2101 North Lincoln Boulevard, Oklahoma City, Oklahoma, 73105. All parties interested in the proposed rules are urged and welcome to attend. One or more of the Commissioners may be present at the technical conference and may participate in the dialogue with the rulemaking participants regarding the issues of the proposed rulemaking.

NOTICE IS FURTHER GIVEN that the Commission invites all interested persons to **submit comments regarding the proposed changes to the Rules on or before August 15, 2017.** Those persons interested in submitting comments should file one (1) copy of their comments, referring to Cause No. RM 201700008, with the Commission's Court Clerk's Office. The comments will be made available for public inspection by telephone call, e-mail, or in-person request during regular business hours of the Court Clerk's Office, 8:00 a.m. to 4:30 p.m.

Pursuant to 75 O.S. § 303 and § 504, business entities are requested, if the proposed rules adversely affect such entities, to provide to the Commission in writing, a description of the probable quantitative (costs) and qualitative impact of the proposed rule, economic or otherwise, and use quantifiable data to the extent possible, taking into account both short-term and long-term consequences.

NOTICE IS FURTHER GIVEN that the Commission *en banc* shall consider the emergency adoption of the proposed rules at a public hearing at 9:30 a.m. on

August 22, 2017, in Courtroom 301, Third Floor, Jim Thorpe Office Building, 2101 North Lincoln Boulevard, Oklahoma City, Oklahoma, 73105.

NOTICE IS FURTHER GIVEN that further information and inquiries regarding this proposed rulemaking should be directed to Susan Dennehy Conrad, Deputy General Counsel, by telephone (405) 521-3939, e-mail s.conrad@occcemail.com, facsimile (405) 521-4150, or at Room 400, Jim Thorpe Office Building, 2101 North Lincoln Boulevard, Oklahoma City, Oklahoma, 73105, or Post Office Box 52000, Oklahoma City, Oklahoma, 73152-2000.

CORPORATION COMMISSION OF OKLAHOMA


DANA L. MURPHY, Chairman


J. TODD HIETT, Vice-Chairman


BOB ANTHONY, Commissioner

CERTIFICATION

DONE and PERFORMED this 27 day of July, 2017, BY ORDER OF
THE COMMISSION:


PEGGY MITCHELL, Commission Secretary