

Board of Minerals and Environment
Notice of Public Hearing to Adopt Rules
Oil and Gas Conservation

A public hearing will be held by the South Dakota Board of Minerals and Environment via telephone conference call on January 17, 2013, at 10:00 a.m. CST to consider the adoption and amendment of proposed rules numbered

74:12:02:19

74:12:03:06

74:12:03:07

The effect of the rules will be to require reporting of hydraulic fracturing details to a nationwide hydraulic fracturing database, specify final well site reclamation requirements, and add requirements for interim well site reclamation.

§ 74:12:02:19 – requires oil and gas operators to report hydraulic fracturing details to the FracFocus Chemical Disclosure Registry, an online repository of hydraulic fracturing data sponsored by the national Ground Water Protection Council and Interstate Oil and Gas Compact Commission;

§ 74:12:03:06 – specifies final reclamation requirements associated with oil and gas well sites; and

§ 74:12:03:07 – requires interim reclamation of oil and gas well sites within one year of drilling an oil or gas well.

The reasons for adopting the proposed rules are to make information regarding hydraulic fracturing of oil and gas wells available to the public, to clarify what comprises reclamation of an oil or gas well site, and to make provision for interim reclamation of oil and gas well sites within one year of well completion.

Persons interested in presenting data, opinions, and arguments for or against the proposed rules may do so by participating in the hearing via telephone conference call or by sending them to the South Dakota Department of Environment and Natural Resources, Minerals and Mining Program, 523 East Capitol Avenue, Pierre, South Dakota 57501. Interested persons may participate in the hearing at the Matthew Environmental Education and Training Center, 523 East Capitol Avenue, Pierre, South Dakota, or at the Department of Environment and Natural Resources Rapid City Office Conference Room, 2050 West Main Street, Suite 1, Rapid City, South Dakota. Interested persons may also participate in the telephone conference call by obtaining the telephone number and password from the Department of Environment and Natural Resources at (605) 773-3886 no later than 3:00 p.m. CST on Wednesday, January 16, 2013. Material sent by mail must reach the Department of Environment and Natural Resources by January 9, 2013, to be considered.

After the hearing, the board will consider all written and oral comments it receives on the proposed rules. The board may modify or amend a proposed rule at that time to include or exclude matters that are described in this notice.

Notice is further given to individuals with disabilities that the telephone conference call access sites available for this hearing are physically accessible places. Please notify the Department of Environment and Natural Resources at least 48 hours before the public hearing if you have a disability for which special arrangements must be made during the hearing. The telephone number for making special arrangements is (605) 773-4201.

An electronic version of the rules is available on the department's website at <http://www.state.sd.us/denr/des/og/rulesreg.aspx> or copies of the proposed rules may be obtained without charge from the

South Dakota Department of Environment and Natural Resources
Minerals and Mining Program
Joe Foss Building
523 East Capitol Avenue
Pierre, South Dakota 57501
Phone: (605) 773-4201



Steven M. Pirner
Secretary of the Department of Environment and Natural Resources