

**RAILROAD COMMISSION OF TEXAS  
FORMAL COMMISSION ACTIONS**

After providing notice as required by the Texas Open Meetings Act, the Railroad Commission of Texas held an open meeting at the William B. Travis Building, 1701 N. Congress Avenue, in Room 1-111, Austin, Texas, on Tuesday, May 15, 2012, commencing at 9:33 a.m. Chairman Barry T. Smitherman, Commissioner David Porter and Commissioner Buddy Garcia were present. Chairman Smitherman presided.

**OFFICE OF GENERAL COUNSEL-HEARINGS SECTION**

**SURFACE MINING AND RECLAMATION**

1. Docket No. C12-0016-SC-34-E: Application by Luminant Mining Company, L.L.C. for acceptance of a replacement reclamation performance bond, Permit No. 34F, Monticello Winfield Mine, Titus and Franklin Counties, Texas.  
The Commission unanimously approved the examiners recommendation.
2. Docket No. C12-0015-SC-03-E: Application by Luminant Mining Company, L.L.C. for acceptance of a replacement reclamation performance bond, Permit No. 3E, Big Brown Mine, Freestone County, Texas.  
The Commission unanimously approved the examiners recommendation.
3. Docket No. C12-0003-SC-47-F: Application by Texas Westmoreland Coal Company for approval of its request for release of phase I and phase II reclamation obligations, 165.8 Acres, Permit No. 47A, Jewett E/F Area Mine, Freestone and Leon Counties, Texas.  
The Commission unanimously approved the examiners recommendation.
4. Docket No. C11-0004-SC-32-F: Application by Texas Westmoreland Coal Company for approval of its request for a multi-phase release of reclamation obligations, 550.8 Acres, Permit No. 32F, Jewett Mine, Freestone, Leon, and Limestone Counties, Texas.  
The Commission unanimously approved the examiners recommendation.

**OIL AND GAS PROTESTED**

5. O&G 09-0273959: Commission-called hearing to provide Chesapeake Operating, Inc., an opportunity to show cause why Drilling Permit No. 703664, issued November 12, 2010, for the Buffalo Bill Lease, Well No. 1H, Newark, East (Barnett Shale) Field, Johnson County, Texas, should not be declared invalid and/or revoked for failure to provide notice as required by 16 TAC §3.37.

The Commission unanimously approved the examiners recommendation.

6. O&G 03-0271864: Commission-called hearing on the complaint of Texas Petroleum Investment Company that the Commingling Permit No. 03-5442 issued to Inland Minerals Management for its White, R.M. (00097) Lease and Anahuac Main Frio Oil Unit (20022) Lease in the Anahuac (02469001) Field, Chambers County, Texas, be revoked.

The Commission unanimously approved the examiners recommendation.

**MOTION FOR REHEARING**

7. O&G 6E-0265376: Enforcement action against George E. Burke, sole proprietor of Goforth Production Company, for violations of 16 TAC §§3.14 and 3.46 on the M. Schuyler -A- Lease and Schuyler -B- Lease, East Texas Field, Rusk County, Texas.

The Commission unanimously approved the examiners recommendation.

8. O&G 7B-0261128: Enforcement action against Roco Petroleum, Inc. for violations of 16 TAC §§3.14 and 3.46 on the Noodle Creek Unit Lease, Jones County Regular Field, Jones County, Texas.

The Commission unanimously approved the examiners recommendation.

**AGREED ENFORCEMENT ORDERS**

The Commission unanimously approved the following agreed orders:

9. O&G 04-0275068: K-3 Resources, L.P. enforcement action regarding (Operator No. 449150) (WHP No. 1713) for Waste Hauler Truck, Farm to Market Road 2507, Jim Wells County, Texas. Violation of 16 TAC §3.8(d)(1).

10. O&G 6E-0264080: Smith, Larry T., Sole Proprietor, L.T.S. enforcement action regarding (Operator No. 511745) Moore (06777) Lease, Well No. 1, East Texas Field, Rusk County and McKinley, J.C. & R.S. -A- (07573) Lease, Well Nos. 1 and 2, East Texas Field, Gregg County, Texas. Violation of 16 TAC §§3.3(1), 3.3(2), 3.14(b)(2), and 3.14(b)(3).

11. O&G 7B-0269536: Xtreme Operating Company, L.L.C. enforcement action regarding (Operator No. 946028) Fitzgerald (24640), Well No. 1, Quita (Ellen) Field, Brown County, Texas. Violation of 16 TAC §§3.46(g) and 3.46(j).

12. O&G 7B-0267833: Rozzlle Operating Company, L.L.C. enforcement action regarding (Operator No. 732219) Young, Ruby Fay (10495) Lease, Well Nos. 2, 3, 4 and 5, Taylor County Regular Field, and Sayles, Hal (15174) Lease, Well No. 1, Audas-Graham (Capps Lime) Field, Taylor County, Texas. Violation of 16 TAC §§3.3 and 3.14(b)(2).

13. O&G 09-0274332: Chesapeake Operating, Inc. enforcement action regarding (Operator No. 147715) Elliston Lease, Well No. 1H (RRC No. 258573), Newark, East (Barnett Shale) Field, Tarrant County, Texas. Violation of 16 TAC §3.5.

14. LP-Gas Docket No. 2313: Wylie L.P. Gas, Inc. enforcement action regarding (License No. 02394) at Frank C. Morrison, 401 N. Ballard, Pampa, Gray County, Texas. Violation of LP-Gas Safety Rule 16 TAC §9.132.

15. GUD Docket No. 10043: C. J. Communities, L.L.C. enforcement action regarding (Company ID No. 6750) at River Oaks Apartments (System ID No. 160839) Lubbock, Carson County, Texas. Violation of Pipeline Safety Rule 16 TAC §8.51(b); 49 CFR §§192.809(a), 192.625(f)(1), 192.615(a), 192.616(a), 192.625(f)(2), and 192.809(a).

16. Damage Prevention Docket No. 008572: Cima Concrete Construction, L.P. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 8800 Hwy. 6 (Sienna Parkway), Missouri City, Fort Bend County, Texas.

17. Damage Prevention Docket No. 008949: City of Granbury enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 117 W. Moore St. (Hwy. 4 North), Granbury, Hood County, Texas.

18. Damage Prevention Docket No. 009307: Darnell & Dickson Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 510 W. May (North Street), Yoakum, De Witt County, Texas.

19. Damage Prevention Docket No. 018566: MF Site Construction, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 119 Penitas Road (Maribel St.), Penitas, Hidalgo County, Texas.

20. Damage Prevention Docket No. 018581: MF Site Construction, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 105 FM 1427 (Expressway 83), Penitas, Hidalgo County, Texas.

21. Damage Prevention Docket No. 018852: City of Alice enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 814 Chandler (Cameron), Alice, Jim Wells County, Texas.

22. Damage Prevention Docket No. 018989: Global Fence enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 8800 Plano Rd. (Plano Parkway Cir.), Dallas, Dallas County, Texas.

23. Damage Prevention Docket No. 019113: S E I (Sal Esparza, Inc.) enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 17318 Lonesome Dove Trl., Houston, Harris County, Texas.

24. Damage Prevention Docket No. 019161: City of Alice enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a) and 18.11(b), at Mendez (McMasters), Alice, Jim Wells County, Texas.

25. Damage Prevention Docket No. 019171: Miller Tractor Work enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 74 Lake Voyager (Creekside Forest Dr.), Spring, Harris County, Texas.

26. Damage Prevention Docket No. 019208: Excel Utility Construction Co., Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 1200 Reel Road (Jahan Trail and Reel Road), Longview, Gregg County, Texas.

27. Damage Prevention Docket No. 019226: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 800 Blk. Pleasant Run Rd., Cedar Hill, Dallas County, Texas.

28. Damage Prevention Docket No. 019227: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at Spring Creek and Cheyenne (Coit Rd.), Plano, Collin County, Texas.

29. Damage Prevention Docket No. 019228: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 200 W. State Highway 114 (White Chapel), Southlake, Tarrant County, Texas.

30. Damage Prevention Docket No. 019231: Billy Cummings Construction, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 100 Blk. Kaufman St., Mount Vernon, Franklin County, Texas.

31. Damage Prevention Docket No. 019235: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 4116 Millet Ave. (Miller Ave.), Fort Worth, Tarrant County, Texas.

32. Damage Prevention Docket No. 019236: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 2116 Glenmont (Custer Rd.), Plano, Collin County, Texas.

33. Damage Prevention Docket No. 019237: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1601 Marshall Ridge Pkwy. (Royal Glade Dr.), Keller, Tarrant County, Texas.

34. Damage Prevention Docket No. 019238: City of Lubbock Water Department enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.4(b) and 18.11(b), at 701 79th St. (Ave. F), Lubbock, Lubbock County, Texas.

35. Damage Prevention Docket No. 019240: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.8(a) and 18.11(a), at 1357 Pyron Ave. (Stadium), Hermleigh, Scurry County, Texas.

36. Damage Prevention Docket No. 019247: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.8(a) and 18.11(a), at 444 Plainview Dr. (Hurstview), Hurst, Tarrant County, Texas.

37. Damage Prevention Docket No. 019251: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at Hwy. 36 (Kleb), Caldwell, Burleson County, Texas.

38. Damage Prevention Docket No. 019255: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 3716 Campstone Dr. (Biltmore Dr.), Plano, Collin County, Texas.

39. Damage Prevention Docket No. 019257: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 303 W. Brown St. (Cottonbelt), Wylie, Collin County, Texas.

40. Damage Prevention Docket No. 019258: Foremost Paving enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at Expressway 83 (La Homa Road), Mission, Hidalgo County, Texas.

41. Damage Prevention Docket No. 019259: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1713 North Main (Denison Street), Bonham, Fannin County, Texas.

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42. Damage Prevention Docket No. 019262: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 913 New York St., Bryan, Brazos County, Texas.

43. Damage Prevention Docket No. 019263: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at McMillian (Murphy Road), Murphy, Collin County, Texas.

44. Damage Prevention Docket No. 019264: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 4407 First (Stanford St.), Greenville, Hunt County, Texas.

45. Damage Prevention Docket No. 019268: Fusion Electric, L.L.C. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 8912 Scarlet Trail, Bartonville, Denton County, Texas.

46. Damage Prevention Docket No. 019280: Port of Houston Authority enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 7300 Clinton Dr., Houston, Harris County, Texas.

47. Damage Prevention Docket No. 019282: North Houston Pole Line enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at Cutten Rd. (High Life), Houston, Harris County, Texas.

48. Damage Prevention Docket No. 019284: Merdian Enterprises, L.L.C. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 1420 Wilson Rd. (East Main), La Porte, Harris County, Texas.

49. Damage Prevention Docket No. 019288: Cemento enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 4307 Horizon View (Lake Riverstone), Missouri City, Fort Bend County, Texas.

50. Damage Prevention Docket No. 019292: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 409 N. Union (Otis), Whitesboro, Grayson County, Texas.

51. Damage Prevention Docket No. 019294: QFS Electric, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 11202 Riverbank Dr., Laredo, Webb County, Texas.

52. Damage Prevention Docket No. 019308: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 103 Buffington (MLK), Commerce, Hunt County, Texas.

53. Damage Prevention Docket No. 019330: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at Beltline Rd. (Addison Rd.), Addison, Dallas County, Texas.

54. Damage Prevention Docket No. 019333: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 2369 Southwell Dr., Dallas, Dallas County, Texas.

55. Damage Prevention Docket No. 019346: First Texas Homes enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 3509 Flowing Way (Fitzgerald), Plano, Collin County, Texas.

56. Damage Prevention Docket No. 019354: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 3609 Middlewood (Bellaire Dr. S.), Fort Worth, Tarrant County, Texas.

57. Damage Prevention Docket No. 019363: City of Quanah enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 210 W. 14th St. (Green St.), Quanah, Hardeman County, Texas.

58. Damage Prevention Docket No. 019367: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 2520 Stemmons Frwy., Lewisville, Denton County, Texas.

59. Damage Prevention Docket No. 019376: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 700 Ash Ln. (Fuller - Wiser), Euless, Tarrant County, Texas.

60. Damage Prevention Docket No. 019392: Pete Johnson Plumbing enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 3701 Southmoore Ln. (Midwestern Pkwy.), Wichita Falls, Wichita County, Texas.

61. Damage Prevention Docket No. 019399: Bates Backhoe, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 4101 S. Industrial Dr., (Business Center Dr.), Austin, Travis County, Texas.

62. Damage Prevention Docket No. 019415: Pierce Sitework enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 4039 Happy Corner (Canoe Brooks), San Antonio, Bexar County, Texas.

63. Damage Prevention Docket No. 019417: JW Powerline enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.4(b), at Hwy. 176 and FM 3033 (Hwy. 176 and FM 3033), Stanton, Martin County, Texas.

64. Damage Prevention Docket No. 019423: Standard Utility Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 509 Castle Brook Ct., Saginaw, Tarrant County, Texas.

65. Damage Prevention Docket No. 019425: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 4041 Wilderness Path Bend (N. Frontier), Cedar Park, Williamson County, Texas.

66. Damage Prevention Docket No. 019461: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1401 E. Logan, Round Rock, Williamson County, Texas.

67. Damage Prevention Docket No. 019462: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 2801 N. Morton St. (Lillis), Denison, Grayson County, Texas.

68. Damage Prevention Docket No. 019483: Richard Holt Plumbing enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 4002 Water View Dr. (Springhill Pkwy.), Longview, Gregg County, Texas.

69. Damage Prevention Docket No. 019494: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 9600 Watercress Dr. (Lakeridge), Fort Worth, Tarrant County, Texas.

70. Damage Prevention Docket No. 019496: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 8641 Rainy Lake (Big Thickett), Fort Worth, Tarrant County, Texas.

71. Damage Prevention Docket No. 019497: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 502 Turner Blvd., Grand Prairie, Dallas County, Texas.

72. Damage Prevention Docket No. 019499: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at Green Pastures and Bright Meadows/Hwy. 740 (Bright Meadows/Hwy. 740), Rockwall, Rockwall County, Texas.

73. Damage Prevention Docket No. 019507: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 6904 Davinci (Murphy Dr.), Colleyville, Tarrant County, Texas.

74. Damage Prevention Docket No. 019514: Queen City Waterworks enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(e), 18.11(b), and 18.11(b), at 304 FM 785, Queen City, Cass County, Texas.

75. Damage Prevention Docket No. 019529: Texas Sterling Construction Co. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(e), at 3605 Hwy. 26 (Pool Rd.), Grapevine, Tarrant County, Texas.

76. Damage Prevention Docket No. 019539: Texstar Enterprises enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 3700 Cedar Springs (3000 Blk. Welborn St.), Dallas, Dallas County, Texas.

77. Damage Prevention Docket No. 019542: Rockin Q Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 1008 Fisher (5th), Goldthwaite, Mills County, Texas.

78. Damage Prevention Docket No. 019545: A2 Total Telecom Services, L.L.C. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 6310 Timpson Cir. (Painted Daisy), San Antonio, Bexar County, Texas.

79. Damage Prevention Docket No. 019546: Mr. Rooter of the Scenic Hills enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 415 Cross Mountain Dr. (North Milam), Fredericksburg, Gillespie County, Texas.

80. Damage Prevention Docket No. 019586: City of Burnet enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(e), at 107 E. Jackson (E. Jackson and S. Pierce), Burnet, Burnet County, Texas.

## **OIL AND GAS UNPROTESTED**

### **CONSENT AGENDA**

The Commission unanimously approved the following applications:

81. O&G 01-0274323: EOG Resources, Inc. to amend and make permanent field rules for the Eagleville (Eagle Ford-1) Field, Atascosa, Dimmit, Gonzales, La Salle, McMullen, Wilson and Zavala Counties, Texas.

82. O&G 02-0274324: EOG Resources, Inc. to amend and make permanent field rules for the Eagleville (Eagle Ford-2) Field, De Witt, Karnes, Lavaca and Live Oak Counties, Texas.

83. O&G 02-0274313: EOG Resources, Inc. to cancel over-production for the Brothers Unit, Eagleville (Eagle Ford) Field, Gonzales County, Texas.

84. O&G 02-0274609: EOG Resources, Inc. to cancel over-production for the Greenlow Unit, Eagleville (Eagle Ford) Field, Karnes County, Texas.

85. O&G 04-0275410: EOG Resources, Inc. to renumber and amend the field rules for the White Point, East (Consolidated) Field, San Patricio County, Texas.

86. O&G 01-0274610: Murphy Expl. & Prod. Co.-USA for an exception to 16 TAC §3.32 for the Tyler Lease, Well No. 1H, Eagleville (Eagle Ford-1) Field, McMullen County, Texas.

87. O&G 01-0275494: Murphy Expl. & Prod. Co.-USA for an exception to 16 TAC §3.32 for the Y-Bar Lease, Well No. 1H, Eagleville (Eagle Ford-1) Field, McMullen County, Texas.

## **OFFICE OF GENERAL COUNSEL-RULES**

### **PROPOSAL**

88. Amendments to 16 TAC §3.1, relating to Organization Report; Retention of Records; Notice Requirements; and §3.78, relating to Fees and Financial Security Requirements; O&G Docket No. 20-0276040.

The Commission unanimously approved staff's recommendation.

89. Amendments to 16 TAC §8.1, relating to General Applicability and Standards; GUD No. 10149.

The Commission unanimously approved staff's recommendation.

### **ADMINISTRATIVE MATTERS**

#### **EXECUTIVE OFFICE**

90. Issues regarding operations in the Barnett, Eagle Ford, and other shale trends.

There was no presentation.

91. Issues related to the Sunset Advisory Commission review of the Railroad Commission.

There was no presentation.

92. Approval of the Strategic Plan for Fiscal Years 2013-2017.  
This item will be presented at the next conference.

### **OIL AND GAS DIVISION**

93. Discussion of possible amendments to 16 TAC §§3.9 (relating to Disposal Wells), 3.36 (relating to Oil, Gas or Geothermal Resource Operation in Hydrogen Sulfide Areas), 3.46 (relating to Fluid Injection into Productive Reservoirs), and 3.80 (relating to Commission Oil and Gas Forms, Applications, and Filing Requirements).

The Commission unanimously approved staff's recommendation.

94. Approval of Staff recommendation to increase the Fiscal Year 2012 State-Managed Plugging and State-Managed Cleanup contract budgets.  
The Commission unanimously approved staff's recommendation.

### **COMMISSIONERS**

#### **Chairman Smitherman**

95. Status Update for Oil and Natural Gas Sector: New Source Performance Standards and National Emission Standards for Hazardous Air Pollutants Reviews, 76 Fed. Reg. 52738 (August 23, 2011), Docket ID No. EPA-HQ-2010-0505.

There was no presentation.

96. Evaluation of candidates for and possible selection of Executive Director.  
This item was passed.

### **PUBLIC INPUT**

97. The Commission will provide an opportunity for general public input on any matter under the jurisdiction of the Commission, in accordance with the policy adopted on September 7, 2005.

The meeting was adjourned @ 11:03 a.m.