

NOTICE OF INTENT

Department of Natural Resources Office of Conservation

Fees (LAC 43:XIX.Chapter 7)

Pursuant to power delegated under the laws of the state of Louisiana, and particularly title 30 of the *Louisiana Revised Statutes* of 1950, as amended, the Office of Conservation proposes to amend LAC 43:XIX.701, 703, and 707 (Statewide Order No. 29-R) in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq. The proposed action will adopt Statewide Order No. 29-R- 16/17 (LAC 43:XIX, Subpart 2, Chapter 7), which establishes the annual Office of Conservation fee schedule for the collection of application, production, and regulatory fees, and will replace the existing Statewide Order No. 29-R-15/16.

Title 43

NATURAL RESOURCES

Part XIX. Office of Conservation—General Operations

Subpart 2. Statewide Order No. 29-R

Chapter 7. Fees

§701. Definitions

Application/Request for Commercial Facility Reuse—Repealed.

Authorization for After Hours Disposal of E and P Waste—Repealed.

BOE—annual barrels oil equivalent. Gas production is converted to BOE by dividing annual mcf by a factor of 24.0.

Capable Gas—natural and casing head gas not classified as incapable gas well gas or incapable oil well gas by the Department of Revenue, as of December 31st in the year prior to the year in which the Invoices are issued.

Capable Oil—crude oil and condensate not classified as incapable oil or stripper oil by the Department of Revenue, as of December 31st in the year prior to the year in which the Invoices are issued.

Class I Well Fee—an annual fee payable to the Office of Conservation, in a form and schedule prescribed by the Office of Conservation, not to exceed \$1,000,000 for fiscal year 2015-2016 and thereafter on all Class I wells permitted December 31st of the year prior to the year in which the Invoices are issued.

Class II CO2 EOR Project (AOR Review and Updates) Fee—an annual fee for an enhanced recovery project permitted by the Office of Conservation injecting carbon dioxide (CO2) down the wellbore of permitted class II injection wells under the authority of the Office of Conservation/Injection and Mining Division in conformance with Statewide Order 29-B (LAC 43.XIX.411.C et seq.) or successor regulations.

Commercial Facility Annual Closure Plan and Cost Estimate Review—Repealed

Production Well—any well which has been permitted by and is subject to the jurisdiction of the Office of Conservation, excluding wells in the permitted and drilling in progress status, class II injection wells, liquid storage cavity wells, commercial salt water disposal wells, class V injection wells, wells which have been plugged and abandoned, wells which have reverted to landowner for use as a fresh water well (Statewide Order No. 29-B, LAC 43:XIX.137.G, or successor regulations), multiply completed wells reverted to a single completion, and stripper oil wells or incapable oil wells or incapable gas wells certified by the Severance Tax Section of the Department of Revenue, as of December 31st in the year prior to the year in which the Invoices are issued. .

Regulatory Fee—an amount payable annually to the Office of Conservation, in a form and schedule prescribed by the Office of Conservation, on class II wells, class III wells, storage wells, type A facilities, and type B facilities in an amount not to exceed \$2,187,500 for fiscal year 2015-2016 and thereafter. No fee shall be imposed on a class II well of an operator who is also an operator of a stripper crude oil well or incapable gas well certified pursuant to R.S. 47.633 by the Severance Tax Section of the Department of Revenue as of December 31st in the year prior to the year in which the Invoices are issued, and located in the same field as such class II well. operators of record, excluding operators of wells and including, but not limited to, operators of gasoline/cycling plants, refineries, oil/gas transporters, and/or certain other activities subject to the jurisdiction of the Office of Conservation are required to pay an annual registration fee of \$105. Such payment is due within the time frame prescribed by the Office of Conservation.

Request to Transport E and P Waste to Commercial Facilities or Transfer Stations—other oil and gas industry companies (i.e. companies that do not possess a current Office of Conservation producer/operator code or a current offshore/out-of-state waste generator code) must obtain authorization

by submitting a completed (acceptable) Form UIC-23 to transport E and P waste to commercial facilities or transfer stations as required by LAC XIX.545.B.

Transfer Stations Regulatory Fee—Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:21 et seq.

HISTORICAL NOTE: Promulgated by the Department of Natural Resources, Office of Conservation, LR 14:542 (August 1988), amended LR 15:551 (July 1989), LR 21:1249 (November 1995), LR 24:458 (March 1998), LR 24:2127 (November 1998), LR 25:1873 (October 1999), LR 26:2302 (October 2000), LR 27:1919 (November 2001), LR 28:2366 (November 2002), LR 29:2499 (November 2003), LR 31:2950 (November 2005), LR 32:2087 (November 2006), LR 33:2461 (November 2007), LR 34:2404 (November 2008), LR 35:2463 (November 2009), LR 36:2567 (November 2010), LR 37:3271 (November 2011), LR 38:2930 (November 2012), LR 39:3099 (November 2013), 40:2266 (November 2014), LR 41:2376 (November 2015), LR 42:

§703. Fee Schedule for Fiscal Year 2016-2017 and thereafter

A. Application Fees

Application Fees	Amount

Application for Commercial Facility Reuse Material	Repealed.
Application for Commercial Facility Transfer Station	Repealed.

Authorization for After Hours Disposal of E and P Waste	Repealed.
Commercial Facility Annual Closure Plan and Cost Estimate Review	Repealed.
Transfer Stations Regulatory Fee (E and P Waste) - Annual	Repealed.

B. Regulatory Fees. \$2,187,500 CAP divided by a number equal to (number of non-exempt class II wells + number of Class III wells + number of storage wells) + (number of Type A facilities X 10 plus number of Permits to Construct Type A facilities X 5) + (number of Type B facilities X 5 plus number of Permits to Construct Type B facilities X 2.5)

1. The resulting value will equal the annual regulatory fee for non-exempt Class II wells, Class III wells, and storage wells.

2. The annual regulatory fee for Type A facilities will be the non-exempt Class II well, Class III well, and storage well regulatory fee times a factor of 10.

3. The annual regulatory fee for Type A facility permits to construct will be the non-exempt Class II well, Class III well, and storage well regulatory fee times a factor of 5.

4. The annual regulatory fee for Type B facilities will be the non-exempt Class II well, Class

III well, and storage well regulatory fee times a factor of 5.

5. The annual regulatory fee for Type B facility permits to construct will be the non-exempt Class II well, Class III well, and storage well regulatory fee times a factor of 2.5.

6. Conservation will perform this calculation annually and will post the individual regulatory fee amount on the DNR website no later than July 20th of each year

C. Class I Well Fees. \$1,000,000 CAP divided by a number equal to the number of active Class I wells plus the number of permits to construct Class I wells X 0.5.

1. Conservation will perform this calculation annually and will post the individual regulatory fee amount on the DNR website no later than July 20th of each year

D. Exceptions

1. Operators of record of each class I injection/disposal well and each type A and B commercial facility and transfer station that is permitted, but has not yet been constructed, are required to pay an annual fee of 50 percent of the applicable fee for each well or facility.

2. Operators of record of each inactive Type A and B facility which have voluntarily ceased the receipt and disposal of E and P waste and are actively implementing an Office of Conservation approved closure plan are required to pay an annual regulatory fee of 50 percent of the annual fee for each applicable Type A or B facility.

3. Operators of record of each inactive Type A or B facility which have voluntarily ceased the receipt and disposal of E and P waste, have completed Office of Conservation approved closure activities and are conducting a post-closure maintenance and monitoring program, are required to pay an annual regulatory fee of 25 percent of the annual fee for each applicable Type A or B facility.

4. Operators of record of each inactive transfer station which have voluntarily ceased the receipt and transfer of E and P waste and are actively implementing an Office of Conservation approved closure plan are required to pay an annual Regulatory Fee of 50 percent of the annual fee for each applicable facility.

5. Operators of record of each inactive transfer station which have voluntarily ceased the receipt and transfer of E and P waste and are actively implementing an Office of Conservation approved closure plan are required to pay an annual Regulatory Fee of 50 percent of the annual fee for each applicable facility.

E. Production Fees. Operators of record of capable oil wells and capable gas wells are required

to pay according to the following annual production fee tiers.

Tier	Annual Production (Barrel Oil Equivalent)	Fee (\$ per Well)
Tier 1	0	27
Tier 2	1 - 5,000	155
Tier 3	5,001 - 15,000	445
Tier 4	15,001 - 30,000	739
Tier 5	30,001 - 60,000	1,165
Tier 6	60,001 - 110,000	1,622
Tier 7	110,001 - 9,999,999	2,025

F. Pipeline Safety Inspection Fees

1. Owners/operators of jurisdictional gas pipeline facilities are required to pay an annual gas pipeline safety inspection fee of \$1.00 per service line, or a minimum of \$400, whichever is greater.

2. Owners/operators of jurisdictional hazardous liquids pipeline facilities are required to pay an annual hazardous liquids pipeline safety inspection fee of \$44.80 per mile, or a minimum of \$800, whichever is greater.

3. Owners/operators of jurisdictional gas transmission/gathering pipeline facilities are required to pay an annual transmission/gathering pipeline safety inspection fee of \$44.80 per mile, or a minimum of \$ 800, whichever is greater.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:21 et seq., R.S. 30:560 and 706.

HISTORICAL NOTE: Promulgated by the Department of Natural Resources, Office of Conservation, LR 14:543 (August 1988), amended LR 15:552 (July 1989), LR 21:1250 (November 1995), LR 24:458 (March 1998), LR 24:2128 (November 1998), LR 25:1874 (October 1999), LR 26:2304 (October 2000), LR 27:1920 (November 2001), LR 28:2368 (November 2002), LR 29:350 (March 2003), LR 29:2501 (November 2003), LR 30:2494 (November 2004), LR 31:2950 (November 2005), LR 32:2088 (November 2006), LR 33:2461 (November 2007), LR 34:2405 (November 2008), LR 35:2463 (November 2009), LR 36:2569 (November 2010), LR 37:3273 (November 2011), LR 38:2931 (November 2012), LR 39:3099 (November 2013), LR 40:2267 (November 2014), LR 41:2378 (November 2015), LR 42:

§707. Severability and Effective Date

A. The fees set forth in §703 are hereby adopted as individual and independent rules comprising this body of rules designated as Statewide Order No. 29-R-16/17 and if any such individual fee is held to be unacceptable, pursuant to R.S. 49:968(H)(2), or held to be invalid by a court of law, then such unacceptability or invalidity shall not affect the other provisions of this order which can be given effect without the unacceptable or invalid provisions, and to that end the provisions of this order are severable.

B. This order (Statewide Order No. 29-R- 16/17) supersedes Statewide Order No. 29-R-15/16 and any amendments thereof.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:21 et seq.

HISTORICAL NOTE: Promulgated by the Department of Natural Resources, Office of Conservation, LR 14:544 (August 1988), amended LR 15:552 (July 1989), LR 21:1251 (November 1995), LR 24:459 (March 1998), LR 24:2128 (November 1998), LR 25:1874 (October 1999), LR 26:2305 (October 2000), LR 27:1921 (November 2001), LR 28:2368 (November 2002), LR 29:2502 (November 2003), LR 30:2494 (November 2004), LR 31:2950 (November 2005), LR 32:2088 (November 2006), LR 33:2462 (November 2007), LR 34:2406 (November 2008), LR 35:2464 (November 2009), LR 36:2570 (November 2010), LR 37:3274 (November 2011), LR 38:2931 (November 2012), LR 39:3100 (November 2013), LR 40:2267 (November 2014), LR 41:2379 (November 2015), LR 42:

Family Impact Statement

This Rule has no known impact on family formation, stability, and autonomy as described in R.S. 49:972.

Poverty Impact Statement

This Rule has no known impact on poverty as described in R.S. 49:973.

Small Business Statement

This Rule has no known impact on small businesses as described in R.S. 49:965.6.

Provider Impact Statement

This Rule has no known impact on providers as described in HCR 170 of 2014.

Public Comments

All interest parties will be afforded the opportunity to submit data, views, or arguments, in writing. Written comments will be accepted by hand delivery or USPS only, until 4:30p.m., September 12, 2016, at the Office of Conservation, Executive Division, P.O. Box 94275, Baton Rouge, LA 70804+9275; or Office of Conservation, Executive Division, 617 North Third Street, Room 931, Baton Rouge, LA 70802. Reference Docket No. 16-219. All inquiries should be directed to Todd Keating at the above addresses or by phone to (225)342-5507. No preamble was prepared

Richard P. Ieyoub
Commissioner

INSERT APPROVED LANGUAGE FROM
FISCAL AND ECONOMIC IMPACT SUMMARY

NOTICE OF INTENT

Department of Natural Resources Office of Conservation

Fees (LAC 43:XIX.Chapter 7)

Pursuant to power delegated under the laws of the state of Louisiana, and particularly title 30 of the *Louisiana Revised Statutes* of 1950, as amended, the Office of Conservation proposes to amend LAC 43:XIX.701, 703, and 707 (Statewide Order No. 29-R) in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq. The proposed action will adopt Statewide Order No. 29-R-~~15/16~~ 16/17 (LAC 43:XIX, Subpart 2, Chapter 7), which establishes the annual Office of Conservation fee schedule for the collection of application, production, and regulatory fees, and will replace the existing Statewide Order No. 29-R-~~14/15~~15/16.

Title 43 NATURAL RESOURCES Part XIX. Office of Conservation—General Operations

Subpart 2. Statewide Order No. 29-R

Chapter 7. Fees

§701. Definitions

Application/Request for Commercial Facility Reuse—~~application/request to determine if E and P material which has been treated physically, chemically, or biologically so that the material is physically, chemically or biologically distinct from the original material and meets the criteria in LAC 43:XIX.565.F.~~ Repeal

Authorization for After Hours Disposal of E and P Waste—~~a permit granting approval for after hours receipt of E and P waste by a commercial facility or transfer station when an emergency condition exists which may endanger public health or safety or the environment and to minimize the potential for the same as granted under LAC 43:XIX.537.B.~~ Repeal

BOE—annual barrels oil equivalent. Gas production is converted to BOE by dividing annual mcf by a factor of ~~28.0~~ 24.0.

Capable Gas—natural and casing head gas not classified as incapable gas well gas or incapable oil well gas by the Department of Revenue, as of December 31st ~~,2014~~ in the year prior to the year in which the Invoices are issued. .

Capable Oil—crude oil and condensate not classified as incapable oil or stripper oil by the Department of Revenue, as of December 31st ~~,2014~~

in the year prior to the year in which the Invoices are issued.

Class I Well Fee—an annual fee payable to the Office of Conservation, in a form and schedule prescribed by the Office of Conservation, ~~on class I wells in an amount~~ not to exceed \$1,000,000 for fiscal year 2015-2016 and thereafter on all Class I wells permitted December 31st of the year prior to the year in which the Invoices are issued..

Class II CO2 EOR Project (AOR Review and Updates) Fee—an annual fee for an enhanced recovery project permitted by the Office of Conservation injecting carbon dioxide (CO2) down the wellbore of permitted class II injection wells under the authority of the Office of Conservation/Injection and Mining Division in conformance with Statewide Order 29-B (LAC 43:XIX.411.C et seq.) or successor regulations.

Commercial Facility Annual Closure Plan and Cost Estimate Review—~~closure bond or letter of credit amounts for permitted E and P waste commercial facilities and transfer stations will be reviewed each year as required by LAC 43:XIX.513.C and 567.B.~~ Repeal

Production Well—any well which has been permitted by and is subject to the jurisdiction of the Office of Conservation, excluding wells in the permitted and drilling in progress status, class II injection wells, liquid storage cavity wells, commercial salt water disposal wells, class V injection wells, wells which have been plugged and abandoned, wells which have reverted to landowner for use as a fresh water well (Statewide Order No. 29-B, LAC 43:XIX.137.G, or successor regulations), multiply completed wells reverted to a single completion, and stripper oil wells or incapable oil wells or incapable gas wells certified by the Severance Tax Section of the Department of Revenue, as of December 31st ~~,2014~~ in the year prior to the year in which the Invoices are issued. .

Regulatory Fee—an amount payable annually to the Office of Conservation, in a form and schedule prescribed by the Office of Conservation, on class II wells, class III wells, storage wells, type A facilities, and type B facilities in an amount not to exceed \$2,187,500 for fiscal year 2015-2016 and thereafter. No fee shall be imposed on a class II well of an operator who is also an operator of a stripper crude oil well or incapable gas well certified pursuant to R.S. 47.633 by the Severance Tax Section of the Department of Revenue as of December 31st ~~,2014~~ in the year prior to the year in which the Invoices are issued, and located in the same field as such class II

well, operators of record, excluding operators of wells and including, but not limited to, operators of gasoline/cycling plants, refineries, oil/gas transporters, and/or certain other activities subject to the jurisdiction of the Office of Conservation are required to pay an annual registration fee of \$105. Such payment is due within the time frame prescribed by the Office of Conservation.

~~Transfer Stations Regulatory Fee (E and P Waste)—a regulatory fee established for all permitted E and P waste transfer stations as defined by LAC 43:XIX.501. Repeal~~

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:21 et seq.

HISTORICAL NOTE: Promulgated by the Department of Natural Resources, Office of Conservation, LR 14:542 (August 1988), amended LR 15:551 (July 1989), LR 21:1249 (November 1995), LR 24:458 (March 1998), LR 24:2127 (November 1998), LR 25:1873 (October 1999), LR 26:2302 (October 2000), LR 27:1919 (November 2001), LR 28:2366 (November 2002), LR 29:2499 (November 2003), LR 31:2950 (November 2005), LR 32:2087 (November 2006), LR 33:2461 (November 2007), LR 34:2404 (November 2008), LR 35:2463 (November 2009), LR 36:2567 (November 2010), LR 37:3271 (November 2011), LR 38:2930 (November 2012), LR 39:3099 (November 2013), 40:2266 (November 2014), LR 41:2376 (November 2015), LR 42:

§703. Fee Schedule for Fiscal Year 2015-2016 2016-2017 and thereafter

A. Application Fees

Application Fees	Amount

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Authorization for After Hours Disposal of E and P Waste	Repealed.
Commercial Facility Annual Closure Plan and Cost Estimate Review	Repealed.
Transfer Stations Regulatory Fee (E and P Waste) - Annual	Repealed.

B. Regulatory Fees. \$2,187,500 CAP divided by a number equal to (number of non-exempt class II wells + number of Class III wells + number of storage wells) + (number of Type A facilities X 10 plus number of Permits to Construct Type A facilities X 5) + (number of Type B facilities X 5 plus number of Permits to Construct Type B facilities X 2.5)

1. The resulting value will equal the annual regulatory fee for non-exempt Class II wells, Class III wells, and storage wells.

2. The annual regulatory fee for Type A facilities will be the non-exempt Class II well, Class

III well, and storage well regulatory fee times a factor of 10.

3. The annual regulatory fee for Type A facility Permits to Construct will be the non-exempt Class II well, Class III well, and storage well regulatory fee times a factor of 5.

4. The annual regulatory fee for Type B facilities will be the non-exempt Class II well, Class III well, and storage well regulatory fee times a factor of 5.

5. The annual regulatory fee for Type B facility Permits to Construct will be the non-exempt Class II well, Class III well, and storage well regulatory fee times a factor of 2.5.

6. Conservation will perform this calculation annually and will post the individual Regulatory Fee Amount on the DNR Website no later than July 20th of each year

~~1. Operators of each permitted type A facility are required to pay an annual regulatory fee of \$15,742 per facility.~~

~~2. Operators of each permitted type B Facility are required to pay an annual regulatory fee of \$7,873 per facility.~~

~~3. Operators of record of permitted non-commercial class II injection/disposal wells are required to pay \$1,571 per well.~~

~~4. Operators of record of permitted class III and storage wells are required to pay \$1,571 per well.~~

C. Class I Well Fees. \$1,000,000 CAP divided by a number equal to the number of active Class I wells plus the number of Permits to Construct Class I wells X 0.5.

1. Conservation will perform this calculation annually and will post the individual Regulatory Fee Amount on the DNR Website no later than July 20th of each year ~~Operators of permitted class I wells are required to pay \$29,850 per well.~~

D.E.Exceptions

1. Operators of record of each class I injection/disposal well and each type A and B commercial facility and transfer station that is permitted, but has not yet been constructed, are required to pay an annual fee of 50 percent of the applicable fee for each well or facility.

2. Operators of record of each inactive Type A and B facility which have voluntarily ceased the receipt and disposal of E and P waste and are actively implementing an Office of Conservation approved closure plan are required to pay an annual Regulatory Fee of 50 percent of the annual fee for each applicable Type A or B facility.

3. Operators of record of each inactive Type A or B facility which have voluntarily ceased the receipt and disposal of E and P waste, have completed Office of Conservation approved closure

activities and are conducting a post-closure maintenance and monitoring program, are required to pay an annual Regulatory Fee of 25 percent of the annual fee for each applicable Type A or B facility.

4. Operators of record of each inactive transfer station which have voluntarily ceased the receipt and transfer of E and P waste and are actively implementing an Office of Conservation approved closure plan are required to pay an annual Regulatory Fee of 50 percent of the annual fee for each applicable facility.

5. Operators of record of each inactive transfer station which have voluntarily ceased the receipt and transfer of E and P waste and are actively implementing an Office of Conservation approved closure plan are required to pay an annual Regulatory Fee of 50 percent of the annual fee for each applicable facility.

E.D. Production Fees. Operators of record of capable oil wells and capable gas wells are required to pay according to the following annual production fee tiers.

Tier	Annual Production (Barrel Oil Equivalent)	Fee (\$ per Well)
Tier 1	0	26 27
Tier 2	1 - 5,000	151 155
Tier 3	5,001 - 15,000	432 445
Tier 4	15,001 - 30,000	718 739
Tier 5	30,001 - 60,000	1,131 1,165
Tier 6	60,001 - 110,000	1,575 1,622
Tier 7	110,001 - 9,999,999	1,965 2,025

F. Pipeline Safety Inspection Fees

1. Owners/Operators of jurisdictional gas pipeline facilities are required to pay an annual Gas Pipeline Safety Inspection Fee of ~~\$22.40 per mile~~ \$1.00 per service line, or a minimum of \$400, whichever is greater.

2. Owners/Operators of jurisdictional hazardous liquids pipeline facilities are required to pay an annual Hazardous Liquids Pipeline Safety Inspection Fee of ~~\$22.40~~ \$44.80 per mile, or a minimum of ~~\$400~~ \$800, whichever is greater.

3. Owners/Operators of jurisdictional Gas Transmission/Gathering pipeline facilities are required to pay an annual Transmission/Gathering Pipeline Safety Inspection Fee of \$44.80 per mile, or a minimum of \$ 800, whichever is greater.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:21 et seq., R.S. 30:560 and 706.

HISTORICAL NOTE: Promulgated by the Department of Natural Resources, Office of Conservation, LR 14:543 (August 1988), amended LR 15:552 (July 1989), LR 21:1250 (November 1995), LR 24:458 (March 1998), LR 24:2128 (November 1998), LR 25:1874 (October 1999), LR 26:2304 (October 2000), LR 27:1920 (November 2001), LR 28:2368 (November 2002), LR 29:350 (March

2003), LR 29:2501 (November 2003), LR 30:2494 (November 2004), LR 31:2950 (November 2005), LR 32:2088 (November 2006), LR 33:2461 (November 2007), LR 34:2405 (November 2008), LR 35:2463 (November 2009), LR 36:2569 (November 2010), LR 37:3273 (November 2011), LR 38:2931 (November 2012), LR 39:3099 (November 2013), LR 40:2267 (November 2014), LR 41:2378 (November 2015), LR 42:

§707. Severability and Effective Date

A. The fees set forth in §703 are hereby adopted as individual and independent rules comprising this body of rules designated as Statewide Order No. 29-R-~~15/16~~ 16/17 and if any such individual fee is held to be unacceptable, pursuant to R.S. 49:968(H)(2), or held to be invalid by a court of law, then such unacceptability or invalidity shall not affect the other provisions of this order which can be given effect without the unacceptable or invalid provisions, and to that end the provisions of this order are severable.

B. This order (Statewide Order No. 29-R-~~15/16~~ 16/17) supersedes Statewide Order No. 29-R-~~14/15~~ 15/16 and any amendments thereof.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:21 et seq.

HISTORICAL NOTE: Promulgated by the Department of Natural Resources, Office of Conservation, LR 14:544 (August 1988), amended LR 15:552 (July 1989), LR 21:1251 (November 1995), LR 24:459 (March 1998), LR 24:2128 (November 1998), LR 25:1874 (October 1999), LR 26:2305 (October 2000), LR 27:1921 (November 2001), LR 28:2368 (November 2002), LR 29:2502 (November 2003), LR 30:2494 (November 2004), LR 31:2950 (November 2005), LR 32:2088 (November 2006), LR 33:2462 (November 2007), LR 34:2406 (November 2008), LR 35:2464 (November 2009), LR 36:2570 (November 2010), LR 37:3274 (November 2011), LR 38:2931 (November 2012), LR 39:3100 (November 2013), LR 40:2267 (November 2014), LR 41:2379 (November 2015), LR 42:

Richard P. Ieyoub
Commissioner

WORK SHEET
Comparison of Statewide Orders 29-R-15/16 and 29-R-16/17

7/13/16


Production Tier Fee - With New Caps Per HB 784

Tier	From (BOE)*	To (BOE)*	2015-2016		2016-2017		% Difference in Fee
			No. of Wells	Fee	No. of Wells	Fee	
1	0	0	8470	\$26.00	8509	\$27.00	3.85%
2	1	5,000	3071	\$151.00	2639	\$155.00	2.65%
3	5,001	15,000	2772	\$432.00	2741	\$445.00	3.01%
4	15,001	30,000	1187	\$718.00	987	\$739.00	2.92%
5	30,001	60,000	453	\$1,131.00	414	\$1,165.00	3.01%
6	60,001	110,000	170	\$1,575.00	248	\$1,622.00	2.98%
7	110,001	9,999,999	82	\$1,965.00	100	\$2,025.00	3.05%
			16205		15638		
Total:				\$3,674,934.00		\$3,674,992.00	-\$8.00
							0.0%

Regulatory Fees

	2015-2016		2016-2017		% Difference in Fee
	No. of Wells	Fee	No. of Wells	Fee	
Type A Facilities	8.5	\$15,742.00	8.5	\$16,780.00	6.59%
Type B Facilities	22	\$7,873.00	21.5	\$8,390.00	6.57%
Class II Wells (Non-Exempt)	1118	\$1,571.00	1032	\$1,731,696.00	6.81%
Class III Wells	79	\$1,571.00	79	\$1,678.00	6.81%
		Subtotal		\$2,187,500.00	
Class I Wells	33.5	\$29,850.00	34	\$29,411.00	-1.47%
Total:		\$3,187,475.00		\$3,187,247.00	-\$253.00
					0.0%

*BOE - annual barrels oil equivalent. Gas production was converted to BOE by dividing annual MCF by a factor of 24. Annual production reported for the calendar year 2015 was used for the fee determination. Stripper oil wells, incapable oil wells and incapable gas wells certified by the Department of Revenue and Taxation are exempt from these fees, and are not included in the above fee Schedule. Production from multi well leases and units was numerically averaged between producing wells. In the event such lease or unit included a stripper oil well, incapable oil well, and/or incapable gas well, each said well was assumed to have produced 300, 750 and or 312.5 BOE per month, respectively. Remaining production, if any, was distributed among non-exempt wells but no such well was allocated less than 1 BOE per year.

CONSERVATION FY16/17 FEE CALCULATIONS

2 <u>APPLICATION FEES</u>	\$3,445,603.00
1 <u>PIPELINE SAFETY FEES</u>	
Pipeline Gas Safety Annual Fee (1,125,225 Service Lines plus 6,643 miles)	\$1,580,700.00
Pipeline Hazardous Liquids Annual Fee (5,081miles)	\$130,000.00
Subtotal:	\$1,710,700.00
3 <u>REGULATORY FEES</u>	
Type A Commercial Facilities	\$142,630.00
Type B Commercial Facilities	\$180,385.00
All Other Class 2, Class 3, Storage Wells	\$1,864,258.00
Subtotal:	\$2,187,273.00
4 <u>PRODUCTION FEES</u>	\$3,674,992.00
5 <u>CLASS I INJECTION WELLS</u>	\$999,974.00
TOTAL:	\$12,018,542.00

APPLICATION FEES/REGULATORY FEES AND MAXIMUM REVENUE CAPS

- 1 Increased/changed Pipeline Annual Fees (in Act 435 of 2016 Regular Session)
- 2 Statutory Maximum Revenue Cap on jurisdictional gas pipeline facilities of \$1.00 per service line, or a minimum of \$400, whichever is greater (changed in Act 435 of 2016 Regular Session)
- 3 Statutory Maximum Revenue Cap of jurisdictional hazardous liquids pipeline facilities of \$44.80 per mile, or a minimum of \$800, whichever is greater (increased in Act 435 of 2016 Regular Session)
- 4 Statutory Maximum Revenue Cap of jurisdictional Gas Transmission/Gathering pipeline facilities of \$44.80 per mile, or a minimum of \$800, whichever is greater (increased in Act 435 of 2016 Regular Session)
- 5 Statutory Maximum Revenue Cap of \$2,187,500 (increased in Act 362 of 2015 Regular Session)
- 6 Statutory Maximum Revenue Cap of \$3,675,000 (increased in Act 362 of 2015 Regular Session)
- 7 Statutory Maximum Revenue Cap of \$1,000,000 (increased in Act 362 of 2015 Regular Session)

OFFICE OF CONSERVATION VOLUME PROTECTION FY2017 (Update 7-19-16)

APPLICATION FEES

	FY 2010/11 ACTUAL REVENUE	FY 2011/12 ACTUAL REVENUE	FY 2012/13 ACTUAL REVENUE	FY 2013/14 ACTUAL REVENUE	FY 2014/15 ACTUAL REVENUE	FY 2015/16 ACTUAL REVENUE	FY 2016/17 PROPOSED FEE SCHEDULE REVENUE	FY 16/17 PER ITEM FEE
Unit Termination	\$18,996.00	\$26,903.00	\$18,996.00	\$24,696.00	\$18,884.00	\$10,839.00	\$11,340.00	\$325.00
Substation Unit Well	\$4,530.00	\$7,308.00	\$9,071.00	\$7,308.00	\$0.00	\$2,018.00	\$2,520.00	\$252.00
Public Hearing - EIR/CEQ, Preliminary, Final, EIRMO, Multiple Completion	\$891,279.00	\$774,626.00	\$586,492.00	\$653,393.11	\$777,100.55	\$504,143.10	\$504,143.10	\$755.00
Multiple Completion	\$1,900.00	\$1,795.98	\$2,016.00	\$1,638.00	\$1,008.00	\$630.00	\$1,728.00	\$172.80
Competition	\$10,332.00	\$13,355.00	\$14,111.00	\$17,817.89	\$31,499.00	\$23,838.00	\$22,890.00	\$352.00
Abus, Capacity Transfer	\$0.00	\$52.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Oil Materials (< 3000) 6 months	\$23,453.00	\$33,789.00	\$54,432.00	\$50,400.00	\$59,464.00	\$9,054.00	\$8,792.00	\$128.00
Oil Materials (3,001 - 10,000) 6 months	\$27,721.00	\$28,642.24	\$220,209.00	\$227,160.00	\$159,178.00	\$73,827.00	\$73,196.00	\$911.00
Oil Materials (10,001 - 30,000) \$504.6 months	\$1,275,276.00	\$381,335.00	\$220,209.00	\$474,000.00	\$291,844.00	\$194,658.00	\$179,860.00	\$504.00
Oil Materials (30,001 - 10,000) 6 months	\$1,008.00	\$0.00	\$504.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Oil Materials (30,001 - 10,000) 1 year	\$1,008.00	\$2,528.00	\$2,528.00	\$1,264.00	\$0.00	\$632.00	\$832.00	\$832.00
Oil Materials (30,001 - 10,000) 1 year	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Oil Materials (30,001 - 10,000) 1 year	\$1,464.00	\$30,288.00	\$22,716.00	\$25,242.00	\$23,878.00	\$6,310.00	\$1,202.00	\$1,202.00
Oil Materials (30,001 - 10,000) 1 year	\$522,144.00	\$462,912.00	\$171,004.00	\$331,168.00	\$471,422.00	\$108,800.00	\$158,528.00	\$2,528.00
Oil Materials (30,001 - 10,000) 1 year	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,084.00	\$1,084.00
Oil Materials (30,001 - 10,000) 1 year	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Oil Materials (30,001 - 10,000) 1 year	\$403,183.14	\$394,346.50	\$347,307.78	\$385,090.82	\$408,172.23	\$376,884.82	\$376,884.82	\$1,926.00
Annual Unit Well	\$80,912.88	\$69,489.19	\$81,165.00	\$59,511.38	\$83,532.61	\$41,584.14	\$39,280.00	\$1,926.00
Annual Unit Well & Others	\$0.00	\$0.00	\$0.00	\$2,212.00	\$0.00	\$4,424.00	\$39,280.00	\$1,926.00
Substation Material Fee	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Program Administrative Fee	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Process Form R4	\$70,728.82	\$87,209.50	\$99,336.73	\$92,812.49	\$82,085.75	\$78,374.02	\$82,440.00	\$38.00
Revised Suspended R4	\$11,619.88	\$0.00	\$2,600.00	\$975.00	\$2,080.00	\$6,827.33	\$2,092.00	\$65.00
Emergency Clearance R4	\$16,271.18	\$16,085.00	\$20,003.27	\$13,787.12	\$14,024.70	\$11,017.08	\$14,300.00	\$65.00
UIC Applications (All & Member Fee)	\$100,273.00	\$100,427.32	\$94,984.00	\$83,988.00	\$119,788.08	\$74,785.67	\$72,324.00	\$232 - \$631
Site Clearance	\$51,090.00	\$35,200.00	\$40,800.00	\$38,800.00	\$18,200.00	\$12,000.00	\$12,000.00	\$600.00
Operator Registration	\$10,997.15	\$20,441.41	\$67,810.51	\$88,335.00	\$85,310.00	\$65,310.00	\$10,800.00	\$105.00
Annual Operator Registration	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$192,482.42	\$157,500.00	\$105.00
Application for Alternant Unit Well	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,008.00	\$1,512.00	\$504.00
Application for Exception to 29-E	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-F	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-G	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-H	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-I	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-J	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-K	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-L	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-M	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-N	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-O	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-P	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-Q	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-R	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-S	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-T	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-U	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-V	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-W	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-X	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-Y	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Exception to 29-Z	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Waiver of Production Test	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$504.00	\$1,512.00	\$504.00
Application for Critical Data Order	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$11,088.00	\$5,040.00	\$504.00
Class II CO2 EOR Project (AOR Review and Update)	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$15,000.00	\$15,000.00	\$50,000.00
Community Stakeholder Disposal System Initial Notification	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$2,875.00	\$1,875.00	\$1725.00
Application for Work Permit - Injection or Other	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$60,376.00	\$50,000.00	\$500.00
Work permit to Plug & Abandon a Well utilized for NORM disposal	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,200.00	\$4,000.00	\$300.00
Requests to Modify Well Permit - change MMSR - work proposals, etc. (Exclusion of Change-of-Zone)	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$502.00	\$4,500.00	\$350.00
Class V Permit Waiver/Extension Request §	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$241,751.00	\$202,280.00	\$250.00
Wellhead Verification of MIT Tests	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$200.00	\$400.00
Request to Transport E&P Waste to Commercial Facilities or Transfer Station	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$44,559.00	\$60,000.00	\$150.00
Authorization for Active Volume Disposal of E&P Waste	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$28,400.00	\$60.00	\$150.00
E&P Waste Determination	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$300.00	\$300.00
Commercial Facility Transfer Station Application	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,600.00	\$600.00	\$1,600.00
Commercial Facility Application Exclusion of an Associated Well	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$9,000.00	\$4,500.00	\$3,000.00
Commercial Facility Annual Cleanup Plan and Cost Estimate Review	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$12,200.00	\$6,000.00	\$3,000.00
Commercial Facility Review Material Applications	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$9,000.00	\$6,000.00	\$3,000.00
Review Material Application not Associated with a Commercial Facility	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$200.00	\$400.00
Request to Transport E&P Waste to Commercial Facilities or Transfer Station	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$44,559.00	\$60,000.00	\$150.00
Authorization for Active Volume Disposal of E&P Waste	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$28,400.00	\$60.00	\$150.00
E&P Waste Determination	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$300.00	\$300.00
Commercial Facility Transfer Station Application	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,600.00	\$600.00	\$1,600.00
Commercial Facility Application Exclusion of an Associated Well	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$9,000.00	\$4,500.00	\$3,000.00
Commercial Facility Annual Cleanup Plan and Cost Estimate Review	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$12,200.00	\$6,000.00	\$3,000.00
Commercial Facility Review Material Applications	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$9,000.00	\$6,000.00	\$3,000.00
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E&P Waste Determination	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$300.00	\$300.00
Commercial Facility Transfer Station Application	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,600.00	\$600.00	\$1,600.00
Commercial Facility Application Exclusion of an Associated Well	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$9,000.00	\$4,500.00	\$3,000.00
Commercial Facility Annual Cleanup Plan and Cost Estimate Review	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$12,200.00	\$6,000.00	\$3,000.00
Commercial Facility Review Material Applications	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$9,000.00	\$6,000.00	\$3,000.00
Review Material Application not Associated with a Commercial Facility	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$200.00	\$400.00
Request to Transport E&P Waste to Commercial Facilities or Transfer Station	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$44,559.00	\$60,000.00	\$150.00
Authorization for Active Volume Disposal of E&P Waste	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$28,400.00	\$60.00	\$150.00
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Commercial Facility Transfer Station Application	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,600.00	\$600.00	\$1,600.00
Commercial Facility Application Exclusion of an Associated Well	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$9,000.00	\$4,500.00	\$3,000.00
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Commercial Facility Review Material Applications	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$9,000.00	\$6,000.00	\$3,000.00
Review Material Application not Associated with a Commercial Facility	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$200.00	\$400.00
Request to Transport E&P Waste to Commercial Facilities or Transfer Station	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$44,559.00	\$60,000.00	\$150.00
Authorization for Active Volume Disposal of E&P Waste	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$28,400.00	\$60.00	\$150.00
E&P Waste Determination	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$300.00	\$300.00
Commercial Facility Transfer Station Application	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,600.00	\$600.00	\$1,600.00
Commercial Facility Application Exclusion of an Associated Well	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$9,000.00	\$4,500.00	\$3,000.00
Commercial Facility Annual Cleanup Plan and Cost Estimate Review	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$12,200.00	\$6,000.00	\$3,000.00
Commercial Facility Review Material Applications	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$9,000.00	\$6,000.00	\$3,000.00
Review Material Application not Associated with a Commercial Facility	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$200.00	\$400.00
Request to Transport E&P Waste to Commercial Facilities or Transfer Station	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$44,559.00	\$60,000.00	\$150.00
Authorization for Active Volume Disposal of E&P Waste	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$28,400.00	\$60.00	\$150.00
E&P Waste Determination	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$300.00	\$300.00
Commercial Facility Transfer Station Application	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,600.00	\$600.00	\$1,