

APA-1
07/04

**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control No. 400 Department or Agency State Oil and Gas Board of Alabama
Rule No. 400-2-6-.10

Rule Title: Production Facilities, Processing Facilities, and Offshore
Plants.

_____ New X Amend _____ Repeal _____ Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? _____ No

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? _____ Yes

Is there another, less restrictive method of regulations available that could adequately protect the public? _____ No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? _____ No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? _____ No

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? _____ Yes



Does the proposed Rule have an economic impact? _____ No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.



Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying Officer Berry H. (Nick) Tew, Jr.
Date 3-11-11

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07/04

State Oil and Gas Board of Alabama

NOTICE OF INTENDED ACTION

AGENCY NAME: State Oil and Gas Board of Alabama

RULE NO. & TITLE: Rule 400-2-6-.10 Production Facilities, Processing Facilities, and Offshore Plants.

INTENDED ACTION: Amend

SUBSTANCE OF PROPOSED ACTION: This rule amendment clarifies that onshore facilities processing hydrocarbons produced from submerged offshore lands are subject to said rule.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Interested parties may present their views in writing to Mr. David E. Bolin, State Oil and Gas Board, P.O. Box 869999, Tuscaloosa, Alabama 35486-6999.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: Written comments concerning these rules must be received by the State Oil and Gas Board no later than May 5, 2011.

CONTACT PERSON AT AGENCY:, David E. Bolin phone 205/247-3579



Berry H. (Nick) Tew, Jr.
(Signature of officer authorized
to promulgate and adopt rules or
his or her deputy)

Rule 400-2-6-.10 Production Facilities, Processing Facilities, and Offshore Plants.

Onshore facilities processing hydrocarbons produced from submerged offshore lands shall not be subject to this rule ~~are subject to this rule~~. All offshore production facilities, processing facilities, and offshore plants shall be designed, installed, and maintained in a manner which provides for efficiency, safety of operation, and protection of the environment. All information required for the Supervisor's approval in this rule shall be submitted at least thirty (3) days prior to installation.

Author: David E. Bolin

Statutory Authority: *Code of Alabama* 1975, Section 9-17-1 et seq.