

RAILROAD COMMISSION OF TEXAS

Oil and Gas Division



NOTICE TO OIL AND GAS OPERATORS

Notice of Air Permitting Requirements

The Railroad Commission of Texas regulates venting and flaring of casinghead gas and gas well gas under Title 16, Texas Administrative Code (TAC), Section 3.32 (Statewide Rule 32) pursuant to the Railroad Commission's authority to conserve and prevent waste of the State's natural resources under Texas Natural Resources Code Chapters 85, 86 and 88.

The Texas Commission on Environmental Quality (TCEQ) regulates emissions of air contaminants under Chapter 382 of the Texas Health and Safety Code pursuant to TCEQ's authority to protect air quality.

Statewide Rule 32(b), specifically provides, "Activities authorized by this section may be subject to rules and regulations promulgated by the United States Environmental Protection Agency under the federal Clean Air Act or the Texas Commission on Environmental Quality under the Texas Clean Air Act." Compliance with Statewide Rule 32 does not constitute authorization of the emission of air contaminants associated with venting and flaring.

Operators of oil and gas facilities that emit air contaminants are reminded that they are required to obtain authorization from TCEQ under Texas Health and Safety Code Chapter 382, and 30 TAC, Chapter 116, Subchapter B. TCEQ authorization is required for emission of air contaminants from oil and gas handling and production facilities. The type of authorization required will depend on the type of facility, location and the quantity of contaminants emitted. Facilities may qualify for de minimis exclusion, permits by rule, standard permits or case-by-case permits. It is the operator's responsibility to ensure that each Site complies with all applicable statutes, rules, and regulations.

Air Compliance guidance documents for oil and gas operators are available on the TCEQ's website at:

- https://www.tceq.texas.gov/assistance/industry/oil-and-gas/oilgas_air.html; and
- https://www.tceq.texas.gov/assets/public/comm_exec/pubs/rq/rq-482.pdf.

For additional information please contact the TCEQ Air Permits Division at 512-239-1250.

Please Forward to the Appropriate Section of Your Company