

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009

A Bill

HOUSE BILL 1991

4
5 By: Representative Davenport
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For An Act To Be Entitled

8
9 AN ACT TO CLARIFY THE NOTICE REQUIREMENTS FOR
10 PRODUCTION INTEGRATION PROCEEDINGS RELATED TO THE
11 PRODUCTION AND USE OF OIL AND GAS; AND FOR OTHER
12 PURPOSES.
13

Subtitle

14
15 TO CLARIFY THE NOTICE REQUIREMENTS FOR
16 PRODUCTION INTEGRATION PROCEEDINGS
17 RELATED TO THE PRODUCTION AND USE OF OIL
18 AND GAS.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code Title 15, Chapter 72, Subchapter 3 is amended
24 to add an additional section to read as follows:

25 15-72-325. Notice requirements for integration of unleased mineral
26 owners.

27 (a) The purpose of this section is to ensure that owners receive
28 adequate notice related to a proceeding to integrate production in drilling
29 units.

30 (b)(1) An unleased mineral owner shall receive due and proper notice
31 of integration as provided under Rule 4(d) and (e) of the Arkansas Rules of
32 Civil Procedure.

33 (2) However, instead of using the terminology under Rule (4)(d)
34 and (e) of the Arkansas Rules of Civil Procedure for the integration notice
35 document under this subsection (b), the following terminology shall be used:

36 (A) The term "Notice of Integration Hearing" shall be used



1 instead of “Summons and Complaint”; and

2 (B) The term “unleased mineral owner” shall be used
3 instead of “defendant”.

4 (c)(1) Confirmation of satisfaction of the notice requirements of this
5 section shall be filed with an integration hearing request or supplemented at
6 least thirty (30) days before the integration hearing occurs.

7 (2)(A) If an unleased mineral owner is unable to be served,
8 unable to be located, or refuses service, all documentation shall be
9 submitted with the integration hearing request or supplemented at least
10 thirty (30) days before the integration hearing occurs for review and
11 confirmation by the Oil and Gas Commission.

12 (B) Records submitted under this subsection (c) shall
13 include documented evidence, including without limitation refusal notices, of
14 each Notice of Integration Hearing that was refused, unable to be delivered,
15 or unable to be served upon an unleased mineral owner.

16 (d) This section does not supersede any publication requirements under
17 law or rule related to integration of unleased mineral owners.

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