

**Minutes of the
Oklahoma Corporation Commission
State of Oklahoma**

January 24, 2024 – 1:30 p.m.

These are the minutes for the Corporation Commission’s (“Commission”) regular meeting conducted in accordance with the Open Meeting Act on January 24, 2024, in the Concourse Theater, Suite C50, Will Rogers Memorial Office Building, 2401 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105. Archived Commission meeting recordings may be accessed on the Commission’s website.

The notice and agenda for the meeting were publicly posted at the principal office of the Commission at the Will Rogers Memorial Office Building, 2401 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105 at 1:45 p.m., January 19, 2024, by Commission employees acting under the direction of Chairman J. Todd Hiatt. The notice and agenda are also made available to the public on the Commission’s website, oklahoma.gov/occ. A copy of the notice and agenda is attached to these minutes as Appendix A.

Chairman Hiatt called the meeting to order at 1:30 p.m.

Members present were Chairman Todd Hiatt, Vice Chairman Kim David, and Commissioner Bob Anthony. A quorum of the Commission was present. Interested persons participated in the meeting in person or by teleconference/videoconference when and as authorized.

Approval of Minutes of Prior Meeting(s) Chairman Hiatt **CALLED FOR APPROVAL** of the following minutes of prior meetings ready for consideration: May 22, 2023, at 10:00 a.m.; May 23, 2023, at 9:30 a.m.; August 1, 2023, at 1:30 p.m.; January 10, 2024, at 1:30 p.m.; January 18, 2024, at 1:30 p.m. Notice of No Minutes for Scheduled Meeting. The Commissioners unanimously approved the minutes.

Consideration of proposed or potential orders in cases on attached 24-hour signing agenda docket. The Commission may discuss and consider alterations, revisions, or amendments to the proposed or potential orders. (Votes may be taken on individual cases on the 24-hour signing agenda docket as a whole, or both by individual cases and the remaining docket.) Commissioner Hiatt announced the agenda item. The Commissioners unanimously approved the proposed orders.

Discussion, hearing, and possible vote(s) in Case No. RM2023-000007, In the Matter of a Permanent Rulemaking of the Oklahoma Corporation Commission Amending OAC 165:5, Rules of Practice Commissioner Hiatt announced the agenda item and recognized Darren Ferguson, deputy general counsel and agency rules liaison, who provided a procedural history of this proposed rulemaking and opened the floor to accept public comments. Mr. Ferguson announced that the proposed change to 165:5-3-51 is withdrawn, and requested the Commission approve the draft rules distributed on January 23, 2024. Discussion was held. Mr. Ferguson recommended a motion be made to adopt the proposed rules for Chapter 5 that were distributed on

January 23, 2024, with the exception to 165:5-3-51, which would remain unchanged. Commissioner Hiatt adopted the motion and **CALLED FOR A VOTE.**

<u>VOTE:</u>	Commissioner Hiatt	Aye
	Commissioner David	Aye
	Commissioner Anthony	Aye

The motion passed.

Discussion, hearing, and possible vote(s) in Case No. RM2023-000008, In the Matter of a Permanent Rulemaking of the Oklahoma Corporation Commission Amending OAC 165:10, Oil & Gas Conservation Commissioner Hiatt announced the agenda item and recognized Tracy Case, deputy general counsel for the Oil and Gas Conservation Division, who provided a procedural history of this proposed rulemaking and opened the floor to accept public comments. Discussion was held. Ms. Case recommended a motion be made to adopt the proposed permanent rules for Chapter 10. Commissioner Hiatt adopted the motion and **CALLED FOR A VOTE.**

<u>VOTE:</u>	Commissioner Hiatt	Aye
	Commissioner David	Aye
	Commissioner Anthony	Aye

The motion passed.

Discussion, hearing, and possible vote(s) in Case No. RM2023-000009, In the Matter of a Permanent Rulemaking of the Oklahoma Corporation Commission Amending OAC 165:15, Fuel Inspection

Discussion, hearing, and possible vote(s) in Case No. RM2023-000010, In the Matter of a Permanent Rulemaking of the Oklahoma Corporation Commission Amending OAC 165:25, Underground Storage Tanks

Discussion, hearing, and possible vote(s) in Case No. RM2023-000011, In the Matter of a Permanent Rulemaking of the Oklahoma Corporation Commission Amending OAC 165:26, Aboveground Storage Tanks

Discussion, hearing, and possible vote(s) in Case No. RM2023-000012, In the Matter of a Permanent Rulemaking of the Oklahoma Corporation Commission Amending OAC 165:27, Indemnity Fund

Discussion, hearing, and possible vote(s) in Case No. RM2023-000013, In the Matter of a Permanent Rulemaking of the Oklahoma Corporation Commission Amending OAC 165:29, Corrective Action of Petroleum Storage Tank Releases Commissioner Hiatt announced agenda item number VI, and recognized Jamie Andrews, deputy general counsel for the Petroleum Storage

Tank Division. Ms. Andrews was granted permission to present agenda items VI, VII, VIII, IX, and X collectively. Ms. Andrews provided a procedural history and an update of substantive changes to the proposed rules. Discussion was held. Ms. Andrews opened the floor to accept public comments. Ms. Andrews recommended a motion be made to adopt the proposed permanent rules for Chapters 15, 25, 26, 27, and 29. Commissioner Hiatt adopted the motion and **CALLED FOR A VOTE**.

<u>VOTE:</u>	Commissioner Hiatt	Aye
	Commissioner David	Aye
	Commissioner Anthony	Aye

The motion passed.

Technical Conference for discussion and public comment concerning the statewide proration formula for unallocated gas wells during the period of April 1, 2024, through March 31, 2025, in Case No. CD2024-000094, Application of Robyn Strickland, Director of Oil and Gas Conservation Division Oklahoma Corporation Commission, for Statewide Proration Formula for Unallocated Gas Wells for the Period of April, 2024, through March, 2025 Commissioner Hiatt recognized Mark Willingham, chief legal counsel for the Oil and Gas Conservation Division, to conduct the technical conference. Mr. Willingham provided an update and next steps. Mr. Willingham opened the floor to accept public comments. No public comments were presented.

Discussion on summary of agency financial activity, including review of the November and December 2023 financials and possible discussion of FY 2024 and/or FY 2025 budgets—Chief Financial Officer Holly George or Comptroller Jason Harjo Commissioner Hiatt announced the agenda item. Holly George, chief financial officer, was recognized to provide an update on agency financial activity for the months of November and December 2023. Discussion was held.

Briefing on administrative issues, which may include human resources; budget; information technology; OCC building renovation updates; and/or legislative matters—Director of Administration Brandy Wreath Commissioner Hiatt announced the agenda item. Brandy Wreath, director of administration, was recognized to provide an update on agency administrative issues. Discussion was held.

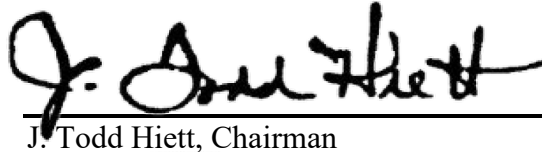
Discussion and possible vote(s) regarding direction to Commission staff on XII (A)-(B) Commissioner Hiatt announced that the Commission would stand in recess at 2:22 p.m., January 24, 2024, to allow staff time to prepare a motion for consideration by the Commission. The Commission reconvened at 2:24 p.m. on this date in the Concourse Theater with all members present. Commissioner Hiatt recognized Mr. Wreath to provide a motion for Commission consideration and vote. Commissioner Hiatt adopted the motion and **CALLED FOR A VOTE** on a *motion to show support to the director of administration for continued efforts to retain the services of our IMS contractor.*

<u>VOTE:</u>	Commissioner Hiett	Aye
	Commissioner David	Aye
	Commissioner Anthony	Aye

The motion passed.

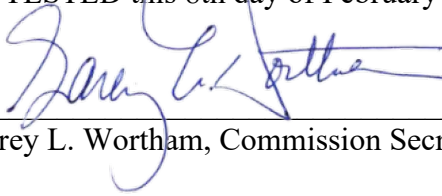
New Business There was no new business.

Adjournment The meeting adjourned at 2:31 p.m.



J. Todd Hiett, Chairman

ATTESTED this 8th day of February 2024.



Garey L. Wortham, Commission Secretary



OKLAHOMA CORPORATION COMMISSION
Notice of Public Meeting
Regular Meeting

Notice is hereby given to all persons that the Oklahoma Corporation Commission (“Commission”) shall meet and conduct business, as follows:

Time, Day, and Date: 1:30 p.m. Wednesday, January 24, 2024

Place: **Concourse Theater, Suite C50, Will Rogers Memorial Office Building, 2401 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105**

The Concourse Theater is located in the tunnel between the Will Rogers Memorial Office Building and the Sequoyah Memorial Office Building in the Capitol Complex

Purpose: Conducting of daily business enumerated in the items below

Posting Division: Chairman J. Todd Hiatt

AGENDA

Item	Topic
I	A. Call to order B. Announcement concerning public notice C. Determination of quorum
II	Approval of minutes of prior meeting(s)
III	Consideration of proposed or potential orders in cases on attached 24-hour signing agenda docket. The Commission may discuss and consider alterations, revisions, or amendments to the proposed or potential orders. (Votes may be taken on individual cases on the 24-hour signing agenda docket as a whole, or both by individual cases and the remaining docket.)
IV	Discussion, hearing, and possible vote(s) in Case No. RM2023-000007, <i>In the Matter of a Permanent Rulemaking of the Oklahoma Corporation Commission Amending OAC 165:5, Rules of Practice</i>
V	Discussion, hearing, and possible vote(s) in Case No. RM2023-000008, <i>In the Matter of a Permanent Rulemaking of the Oklahoma Corporation Commission Amending OAC 165:10, Oil & Gas Conservation</i>
VI	Discussion, hearing, and possible vote(s) in Case No. RM2023-000009, <i>In the Matter of a Permanent Rulemaking of the Oklahoma Corporation Commission Amending OAC 165:15, Fuel Inspection</i>

VII	Discussion, hearing, and possible vote(s) in Case No. RM2023-000010, <i>In the Matter of a Permanent Rulemaking of the Oklahoma Corporation Commission Amending OAC 165:25, Underground Storage Tanks</i>
VIII	Discussion, hearing, and possible vote(s) in Case No. RM2023-000011, <i>In the Matter of a Permanent Rulemaking of the Oklahoma Corporation Commission Amending OAC 165:26, Aboveground Storage Tanks</i>
IX	Discussion, hearing, and possible vote(s) in Case No. RM2023-000012, <i>In the Matter of a Permanent Rulemaking of the Oklahoma Corporation Commission Amending OAC 165:27, Indemnity Fund</i>
X	Discussion, hearing, and possible vote(s) in Case No. RM2023-000013, <i>In the Matter of a Permanent Rulemaking of the Oklahoma Corporation Commission Amending OAC 165:29, Corrective Action of Petroleum Storage Tank Releases</i>
XI	Technical Conference for discussion and public comment concerning the statewide proration formula for unallocated gas wells during the period of April 1, 2024, through March 31, 2025, in Case No. CD2024-000094, <i>Application of Robyn Strickland, Director of Oil and Gas Conservation Division Oklahoma Corporation Commission, for Statewide Proration Formula for Unallocated Gas Wells for the Period of April, 2024, through March, 2025</i>
XII	<p>A. Discussion on summary of agency financial activity, including review of the November and December 2023 financials and possible discussion of FY 2024 and/or FY 2025 budgets—Chief Financial Officer Holly George or Comptroller Jason Harjo</p> <p>B. Briefing on administrative issues, which may include human resources; budget; information technology; OCC building renovation updates; and/or legislative matters—Director of Administration Brandy Wreath</p> <p>C. Discussion and possible vote(s) regarding direction to Commission staff on XII (A)-(B)</p>
XIII	<p>New business</p> <p>A. Any matter not known about and which could not have been reasonably foreseen 24 hours before the meeting</p> <p>B. Possible vote(s) on matters of new business</p>
XIV	Adjournment

The Commission may take up the above items of business in a different sequence than that listed.

The meeting is open to the public.

This notice was posted prominently and publicly at the principal offices of the Oklahoma Corporation Commission at the Will Rogers Memorial Office Building, 2401 North Lincoln Boulevard, Oklahoma City, Oklahoma 73105 at 1:45 p.m., Friday, January 19, 2024.



BEFORE THE CORPORATION COMMISSION OF THE STATE OF OKLAHOMA 24 HR SIGNING AGENDA (PROPOSED ORDERS)

Date: Wednesday, January 24, 2024

Time: 1:30 PM

Place: CONCOURSE THEATER - WILL ROGERS BUILDING

Case Number PUD2023-000089 **Order Type** Motion **RSO** OKC

Parties HEAD START TELECOM INC (Applicant)

Order Title ORDER GRANTING PROTECTIVE ORDER

Relief In Caption APPLICATION OF HEAD START TELECOM, LLC D/B/A HEAD START FOR DESIGNATION IN ADDITIONAL AREAS AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER PURSUANT TO 47 U.S.C. § 214(e)

Case Number PUD2023-000091 **Order Type** Motion **RSO** OKC

Parties FIBERLINK LLC (Applicant)

Order Title ORDER GRANTING PROTECTIVE ORDER

Relief In Caption APPLICATION OF FIBERLINK, LLC FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE FACILITIES BASED AND RESOLD LOCAL EXCHANGE AND INTRASTATE INTEREXCHANGE TELECOMMUNICATIONS SERVICES IN THE STATE OF OKLAHOMA

Case Number PUD2023-000092 **Order Type** Final **RSO** OKC

Parties SOUTHWESTERN BELL TELEPHONE COMPANY (Applicant) COMMUNICATIONS VENTURE CORPORATION (Applicant)

Order Title FINAL ORDER APPROVING INTERCONNECTION AGREEMENT

Relief In Caption APPLICATION OF SOUTHWESTERN BELL TELEPHONE COMPANY, D/B/A AT&T OKLAHOMA SEEKING OKLAHOMA CORPORATION COMMISSION APPROVAL OF AN INTERCONNECTION AGREEMENT BETWEEN AT&T OKLAHOMA AND COMMUNICATIONS VENTURE CORPORATION D/B/A INDIGITAL