

TITLE 267 – NEBRASKA OIL AND GAS CONSERVATION COMMISSION

CHAPTER 7 – GEOLOGIC STORAGE OF CARBON DIOXIDE

004 INSTITUTION OF PROCEEDINGS

004.01 Copies

All proceedings, except those initiated by the Commission on its own motion, shall be instituted by filing six (6) copies of a typewritten or printed application, petition or complaint. An additional copy shall be filed for each party named as a respondent. One (1) copy of the application, petition or complaint shall be mailed by the Secretary to each other party or his attorney of record, if the address of such other party is known or can be determined. One (1) copy shall be mailed to any other person requesting same in writing.

004.02 Promulgation, Amendment or Repeal of Rules

Any interested person requesting the promulgation, amendment or repeal of any rule adopted by the Commission shall file an application or a petition therefore, in number as set forth in Rule 6-004.01. The procedure for the submission, consideration and disposition thereof shall be the same as in other proceedings commenced by any interested person before the Commission.

004.03 Filing and Docketing

When a proceeding is instituted, the Secretary of the Commission shall assign it a number and enter the proceeding with the date of its filing or the date of the entry of the Commission order instituting such proceeding, on a separate page of a docket provided for such purpose. All pleadings offered subsequent to the institution of a proceeding shall be noted with the date of filing upon the docket page of said proceeding or a continuation thereof.

004.04 Additional Copies

The Secretary may at any time require the party filing, or offering for filing, a pleading to furnish such additional copies of the same as may be deemed necessary.

004.05 Execution

In any proceeding instituted on motion of the Commission, the original application, complaint or order to show cause must be signed by at least two (2) members of the Commission. Any other original application, petition or complaint shall be signed by the person filing it, or his attorney, with mailing address shown.

004.06 Representation by Attorneys

Any attorney duly authorized to practice law before the courts of record of any other state shall, upon motion, be admitted to practice before the Commission, provided it shall appear to the Commission that he has associated and appearing with him in any proceeding before the Commission an attorney who is a resident of Nebraska and regularly admitted to practice in the State of Nebraska.

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004.07 Cost of Hearing

A petition filed with the Commission for a public hearing shall be accompanied by a filing fee of twelve hundred dollars (\$1,200.00).