

Timeline: Revision of TCP

2015 – Comptroller of Public Accounts (CPA) and U.S Fish and Wildlife Service (FWS) begin to encounter and resolve issues affecting the Texas Conservation Plan (TCP).

2016 – CPA and FWS begin to note a high degree of non-participant impacts on both enrolled and non-enrolled property with dunes sagebrush lizard (DSL) habitat.

June 24, 2016 – CPA provides letter to FWS Region 2 director describing issues encountered and update on progress toward resolution.

July 22, 2016 – Texas A&M releases habitat suitability model that indicates TCP habitat map underestimates DSL habitat.

July-December 2016 – CPA and FWS continue to note a high degree of non-participant impacts on both enrolled and non-enrolled property with DSL habitat.

September 30, 2016 – Texas A&M releases report indicating mesquite removal activities provide less conservation value for the recovery of the DSL than was originally maintained by the TCP.

January 2017 – Sand mine industry begins to rapidly expand into Permian Basin and TCP permit area.

June 6, 2017 – CPA and FWS identify low enrollment and stratification as issues affecting the TCP.

June 29, 2017 – The CPA indicates that components of TCP conservation program - avoidance criteria and pre-enrollment mitigation planning - have not been implemented in participant Certificates of Inclusion.

July 9, 2017 – CPA releases report detailing the magnitude of non-participant impacts on both enrolled and nonenrolled property with DSL habitat.

July 25, 2017 – CPA provides update to FWS headquarters in Washington, D.C. on TCP issues including sand mining.

August 10, 2017 – CPA submits report to FWS indicating that sand mines may significantly impact DSL habitat in the TCP permit area.

August-October 2017– CPA and FWS continue to identify issues affecting the TCP.

September 6, 2017 – CPA holds a conference call with oil and gas participants, Texas Oil and Gas Association (TXOGA) and Permian Basin Petroleum Association (PBPA) to discuss issues affecting the TCP and plan for upcoming meeting with FWS Region 2 regarding the TCP.

September 18, 2017 – CPA holds meeting with FWS staff regarding revisions to TCP.

September 19, 2017 – CPA, oil and gas participants, one of the frac-sand participants, TXOGA and PBPA meet with FWS Region 2 director and staff to provide update on TCP and sand mining.

September 22, 2017 – CPA conference call with oil and gas participants as follow up to discuss CPA's September 18 meeting with FWS staff and the September 19 meeting with the regional director.

September 28, 2017 – CPA holds meeting of the TCP Science Committee to discuss Texas State University (TSU) research strategies and work plan and request input from the committee.

October 9, 2017 – CPA requests FWS support and assistance with revision of the TCP to address issues affecting the plan.

October 16, 2017 – CPA holds meeting with a frac sand company, TCP participants, TXOGA, PBPA and Comptroller to discuss issues affecting the TCP and sand mining issues.

October 26-27, 2017 – CPA meets with FWS to discuss issues affecting the TCP.

November 16, 2017 – CPA holds meeting of the TCP Science Committee

December 13, 2017 – CPA meets with FWS to discuss issues affecting the TCP and how to address issues in a revised CCAA.

December 14, 2017 – CPA meets with oil and gas participants in Houston to discuss and get input from the participants on the TCP issues, the need to revised the TCP and the plan going forward for the revision. CPA communicates to the group that it will begin drafting the new CCAA.

December 15, 2017 – CPA begins drafting revised CCAA for DSL.

January 2, 2018 – FWS offers support and technical assistance to CPA revision efforts.

January 17, 2018 – CPA presents overview of TCP issues and the revision efforts to the Texas Independent Producers & Royalty Owners Association (TIPRO) board.

January 23, 2018 – CPA holds meeting of the TCP Science Committee.

February 8, 2018 – CPA distributes the First Draft CCAA to oil and gas participants and holds meeting to discuss the draft. CPA informs the group that it will submit the draft to FWS for the administrative record after the meeting unless the participants object. No objections voiced.

February 9, 2018 – CPA submits First Draft CCAA to FWS via email.

February 12, 2018 – CPA holds a conference call with all TCP participants (oil and gas, sand mining, agriculture, pipelines), TXOGA and PBPA staff and industry members to discuss the First Draft CCAA, the plan and timeline for the revisions.

February 20, 2018 – Based on verbal feedback from oil and gas participants, CPA distributes a proposed revision to the avoidance requirement in the CCAA to oil and gas participants. No written comments received in response to revised section.

February 21, 2018 – CPA holds meeting with FWS Region 2 staff to discuss DSL.

February 26, 2018 – CPA holds meeting with oil and gas participants to provide update on CPA meetings with FWS, and to discuss and request input on the draft CCAA.

March 6-7, 2018 - FWS meets with CPA to provide comments on draft CCAA. Discuss plans for TSU to provide an update on DSL habitat suitability model.

March 19, 2018 – CPA holds meeting with oil and gas participants to continue discussions on the revised CCAA.

March 28, 2018 – Per request, CPA staff hold meeting with an oil and gas participant and Comptroller.

April 18, 2018 – Per request, CPA meets with an oil and gas participant.

May 1, 2018 – CPA holds conference call with FWS to discuss habitat map.

May 4, 2018 – CPA emails all participants with an update on the habitat map.

May 15, 2018 – Per request, CPA staff and Comptroller hold meeting with an oil and gas participant.

May 16, 2018 – CPA and TSU hold a webinar/conference call with all TCP participants, TXOGA and PBPA staff and industry members to provide an update on progress of habitat map.

May 16, 2018 – CPA meets with TIPRO members to discuss CCAA.

May 17, 2018 – CPA sends Second Draft CCAA to oil and gas participants and FWS. Draft also provided to TXOGA and PBPA.

May 24, 2018 – CPA holds meeting with oil and gas participant government relations staff. Timelines, process, need for formal comments, need for CCAA were reiterated.

June 1, 2018 – Center for Biological Diversity and Defenders of Wildlife file petition to list DSL under Endangered Species Act (ESA).

June 5, 2018 – CPA holds meeting with oil and gas participants. Remarks from Comptroller. Reiteration of timeline, purpose/need for CCAA. Discussion of participant issues, questions, etc. regarding draft CCAA. CPA began incorporating changes to CCAA based on discussion. No formal written comments were submitted.

June 6, 2018 – CPA holds webinar/conference call with all participants/all industry to present the FINAL habitat map (Hardy presentation). Written comments were requested. No written comments were submitted. CPA sends email of webinar recording afterwards to FWS, all participants/all industry.

June 13, 2018 – Per request, CPA holds meeting with an oil and gas participant.

June 13, 2018 – CPA holds webinar with all participants regarding the DSL map and model.

June 25, 2018 – Comptroller presents at Independent Petroleum Association of America (IPAA) including an update on the TCP.

July 2, 2018 – Per request, CPA holds meeting with an oil and gas participant to discuss draft CCAA.

July 9, 2018 – CPA holds meeting with PBPA companies to discuss the CCAA.

July 10, 2018 – Per request, CPA has conference call with an oil and gas participant to discuss CCAA.

July 25, 2018 – CPA has meeting with FWS draft CCAA.

July 26, 2018 – CPA and TSU have meeting with FWS to discuss habitat map.

July 27, 2018 – CPA emails the final draft of the CCAA to all TCP participants and oil and gas industry. Requests that individual companies inform CPA by August 2 on whether they support CPA's effort and submitting the draft to FWS with an application for a new CCAA.

August 3, 2018 – CPA to submit revised CCAA to FWS.