

# HOUSE BILL 341

M3  
HB 296/12 – ENV

3lr0444  
CF 3lr1911

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By: **Delegates S. Robinson, Hucker, Arora, Barkley, Beidle, Bobo, Cardin, Carr, Conaway, Frush, Gilchrist, Gutierrez, Hubbard, Ivey, A. Kelly, Lafferty, Lee, Luedtke, Morhaim, Murphy, Nathan–Pulliam, Niemann, Oaks, Pena–Melnik, Reznik, B. Robinson, Stein, Waldstreicher, M. Washington, and Wilson**

Introduced and read first time: January 25, 2013

Assigned to: Environmental Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Environment – Hydraulic Fracturing Wastewater – Prohibited Acts**

3 FOR the purpose of prohibiting a person from storing, treating, discharging, or  
4 disposing of, in the State, certain wastewater resulting from hydraulic  
5 fracturing; defining certain terms; and generally relating to wastewater from  
6 hydraulic fracturing.

7 BY adding to

8 Article – Environment

9 Section 9–293 to be under the new part “Part IX. Hydraulic Fracturing  
10 Wastewater”

11 Annotated Code of Maryland

12 (2007 Replacement Volume and 2012 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article – Environment**

16 **9–291. RESERVED.**

17 **9–292. RESERVED.**

18 **PART IX. HYDRAULIC FRACTURING WASTEWATER.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **9-293.**

2 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE  
3 MEANINGS INDICATED.

4 (2) "FLOW BACK" MEANS THE FRACTURING FLUIDS THAT  
5 RETURN TO THE SURFACE AFTER A HYDRAULIC FRACTURE IS COMPLETED.

6 (3) (I) "HYDRAULIC FRACTURING" MEANS A DRILLING  
7 TECHNIQUE THAT EXPANDS EXISTING FRACTURES OR CREATES NEW  
8 FRACTURES IN ROCK BY INJECTING FLUIDS, OFTEN A MIXTURE OF WATER AND  
9 CHEMICALS, SAND, OR OTHER SUBSTANCES, AND OFTEN UNDER PRESSURE,  
10 INTO OR UNDERNEATH THE SURFACE OF THE ROCK FOR PURPOSES THAT  
11 INCLUDE WELL DRILLING AND THE EXPLORATION OR PRODUCTION OF NATURAL  
12 GAS.

13 (II) "HYDRAULIC FRACTURING" INCLUDES:

- 14 1. FRACKING;  
15 2. HYDROFRACKING; AND  
16 3. HYDROFRACTURING.

17 (B) A PERSON MAY NOT STORE, TREAT, DISCHARGE, OR DISPOSE OF, IN  
18 THE STATE, FLOW BACK OR OTHER WASTEWATER RESULTING FROM HYDRAULIC  
19 FRACTURING.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
21 October 1, 2013.