

SENATE BILL 29

M3, M1

5lr1104

By: **Senators Brochin, Raskin, and Zirkin**

Introduced and read first time: January 19, 2015

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Environment – Hydraulic Fracturing – Prohibitions**

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

8 BY adding to

9 Article – Environment

10 Section 9–293 to be under the new part “Part IX. Hydraulic Fracturing Wastewater”;
11 and 14–107.1

12 Annotated Code of Maryland

13 (2014 Replacement Volume)

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

16 **Article – Environment**

17 **9–291. RESERVED.**

18 **9–292. RESERVED.**

19 **PART IX. HYDRAULIC FRACTURING WASTEWATER.**

20 **9–293.**

21 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**
22 **INDICATED.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(2) “FLOW BACK” MEANS THE FRACTURING FLUIDS THAT RETURN TO**
2 **THE SURFACE AFTER A HYDRAULIC FRACTURE IS COMPLETED.**

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

9 **(II) “HYDRAULIC FRACTURING” INCLUDES:**

- 10 1. **FRACKING;**
- 11 2. **HYDROFRACKING; AND**
- 12 3. **HYDROFRACTURING.**

13 **(B) A PERSON MAY NOT STORE, TREAT, DISCHARGE, OR DISPOSE OF, IN THE**
14 **STATE, FLOW BACK OR OTHER WASTEWATER RESULTING FROM HYDRAULIC**
15 **FRACTURING.**

16 **14-107.1.**

17 **(A) (1) IN THIS SECTION, “HYDRAULIC FRACTURING” MEANS A DRILLING**
18 **TECHNIQUE THAT EXPANDS EXISTING FRACTURES OR CREATES NEW FRACTURES IN**
19 **ROCK BY INJECTING FLUIDS, OFTEN A MIXTURE OF WATER AND CHEMICALS, SAND,**
20 **OR OTHER SUBSTANCES, AND OFTEN UNDER PRESSURE, INTO OR UNDERNEATH THE**
21 **SURFACE OF THE ROCK FOR PURPOSES THAT INCLUDE WELL DRILLING AND THE**
22 **EXPLORATION OR PRODUCTION OF NATURAL GAS.**

23 **(2) “HYDRAULIC FRACTURING” INCLUDES:**

- 24 **(I) FRACKING;**
- 25 **(II) HYDROFRACKING; AND**
- 26 **(III) HYDROFRACTURING.**

27 **(B) A PERSON MAY NOT ENGAGE IN THE HYDRAULIC FRACTURING OF A**
28 **WELL FOR THE EXPLORATION OR PRODUCTION OF NATURAL GAS IN THE STATE.**

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2015.