

HOUSE BILL 409

M3
HB 341/13 – ENV

4lr1485

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

Introduced and read first time: January 24, 2014

Assigned to: Environmental Matters

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 2013 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.**

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, 2014.