

HOUSE AMENDMENTS TO HOUSE BILL 3415

By COMMITTEE ON ENERGY AND ENVIRONMENT

April 27

1 In line 2 of the printed bill, after “fracturing” insert “; and declaring an emergency”.

2 Delete lines 4 through 9 and insert:

3 **“SECTION 1. (1) The State Department of Geology and Mineral Industries and the De-**
4 **partment of Environmental Quality shall conduct a review of the statutes and rules appli-**
5 **cable to hydraulic fracturing in this state and prepare a report that includes**
6 **recommendations for any legislation or rulemaking necessary to ensure that a person con-**
7 **ducting hydraulic fracturing in this state does so in a manner that employs best practices.**

8 **“(2) The review and report required under this section must include a consideration of**
9 **the standards and best practices relating to hydraulic fracturing that have been adopted by**
10 **other states. The report must include recommendations for best practices related to water**
11 **use and water quality, air quality, well integrity, chemical disclosure and surface impacts.**

12 **“(3) The departments shall consult with other agencies that have statutory or regulatory**
13 **authority over activities associated with hydraulic fracturing in preparing the report re-**
14 **quired under this section.**

15 **“(4) The departments shall submit the report prepared under this section to the interim**
16 **committees of the Legislative Assembly related to environment and natural resources in the**
17 **manner provided under ORS 192.245 on or before September 15, 2016.**

18 **“(5) For purposes of this section:**

19 **“(a) ‘Hydraulic fracturing’ means a well stimulation treatment that includes the pres-**
20 **surized injection of hydraulic fracturing fluid or fluids into an underground geologic forma-**
21 **tion to fracture, or with the intent to fracture, the formation, thereby causing the**
22 **production of oil or gas from a well.**

23 **“(b) ‘Hydraulic fracturing’ does not mean:**

24 **“(A) Natural gas storage wells in existence as of the effective date of this 2015 Act.**

25 **“(B) Geothermal wells in existence as of the effective date of this 2015 Act or activities**
26 **related to exploration for geothermal energy.**

27 **“(C) Coal bed methane extraction wells in existence as of the effective date of this 2015**
28 **Act.**

29 **“SECTION 2. Section 1 of this 2015 Act is repealed on December 31, 2016.**

30 **“SECTION 3. (1) In addition to meeting any other applicable statutory or regulatory re-**
31 **quirements, a person seeking authorization to conduct hydraulic fracturing in this state shall**
32 **demonstrate to the State Department of Geology and Mineral Industries that the following**
33 **best practices will be employed:**

34 **“(a) The person will disclose to the Department of Environmental Quality all components**
35 **and chemicals used in the hydraulic fracturing process and all substances other than oil and**

1 gas that are extracted during hydraulic fracturing and that will remain on-site;

2 “(b) The well construction and integrity will be sufficient to protect ground water re-
3 sources;

4 “(c) Water monitoring will be conducted in accordance with all applicable state and fed-
5 eral water quality standards to ensure that ground water quality is maintained;

6 “(d) The amount of fresh water consumed in the hydraulic fracturing process will be
7 minimized to the extent practicable and waste water will be disposed of in a manner con-
8 sistent with applicable state laws; and

9 “(e) Methane will be captured at the wellhead to the extent practicable.

10 “(2) The State Department of Geology and Mineral Industries may, in consultation with
11 the Department of Environmental Quality, adopt rules as necessary to implement this sec-
12 tion.

13 “(3) For purposes of this section:

14 “(a) ‘Hydraulic fracturing’ means a well stimulation treatment that includes the pres-
15 surized injection of hydraulic fracturing fluid or fluids into an underground geologic forma-
16 tion to fracture, or with the intent to fracture, the formation, thereby causing the
17 production of oil or gas from a well.

18 “(b) ‘Hydraulic fracturing’ does not mean:

19 “(A) Natural gas storage wells in existence as of the effective date of this 2015 Act.

20 “(B) Geothermal wells in existence as of the effective date of this 2015 Act or activities
21 related to exploration for geothermal energy.

22 “(C) Coal bed methane extraction wells in existence as of the effective date of this 2015
23 Act.

24 “SECTION 4. Section 3 of this 2015 Act is repealed on January 1, 2025.

25 “SECTION 5. This 2015 Act being necessary for the immediate preservation of the public
26 peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect
27 on its passage.”.

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