

**PROPOSED AMENDMENTS TO
HOUSE BILL 3415**

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

3 Delete lines 4 through 9 and insert:

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

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

17 **“(3) The departments shall consult with other agencies that have**
18 **statutory or regulatory authority over activities associated with hy-**
19 **draulic fracturing in preparing the report required under this section.**

20 **“(4) The departments shall submit the report prepared under this**
21 **section to the interim committees of the Legislative Assembly related**
22 **to environment and natural resources in the manner provided under**

1 **ORS 192.245 on or before September 15, 2016.**

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

3 **“(a) ‘Hydraulic fracturing’ means a well stimulation treatment that**
4 **includes the pressurized injection of hydraulic fracturing fluid or fluids**
5 **into an underground geologic formation to fracture, or with the intent**
6 **to fracture, the formation, thereby causing the production of oil or**
7 **gas from a well.**

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

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

11 **“(B) Geothermal wells in existence as of the effective date of this**
12 **2015 Act or activities related to exploration for geothermal energy.**

13 **“(C) Coal bed methane extraction wells in existence as of the ef-**
14 **fective date of this 2015 Act.**

15 **“SECTION 2. Section 1 of this 2015 Act is repealed on December 31**
16 **2016.**

17 **“SECTION 3. (1) In addition to meeting any other applicable statu-**
18 **tory or regulatory requirements, a person seeking authorization to**
19 **conduct hydraulic fracturing in this state shall demonstrate to the**
20 **State Department of Geology and Mineral Industries that the following**
21 **best practices will be employed:**

22 **“(a) The person will disclose to the Department of Environmental**
23 **Quality all components and chemicals used in the hydraulic fracturing**
24 **process and all substances other than oil and gas that are extracted**
25 **during hydraulic fracturing and that will remain on-site;**

26 **“(b) The well construction and integrity will be sufficient to protect**
27 **ground water resources;**

28 **“(c) Water monitoring will be conducted in accordance with all ap-**
29 **plicable state and federal water quality standards to ensure that**
30 **ground water quality is maintained;**

1 “(d) The amount of fresh water consumed in the hydraulic frac-
2 turing process will be minimized to the extent practicable and waste
3 water will be disposed of in a manner consistent with applicable state
4 laws; and

5 “(e) Methane will be captured at the wellhead to the extent practi-
6 cable.

7 “(2) The State Department of Geology and Mineral Industries may,
8 in consultation with the Department of Environmental Quality, adopt
9 rules as necessary to implement this section.

10 “(3) For purposes of this section:

11 “(a) ‘Hydraulic fracturing’ means a well stimulation treatment that
12 includes the pressurized injection of hydraulic fracturing fluid or fluids
13 into an underground geologic formation to fracture, or with the intent
14 to fracture, the formation, thereby causing the production of oil or
15 gas from a well.

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

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

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

21 “(C) Coal bed methane extraction wells in existence as of the ef-
22 fective date of this 2015 Act.

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

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

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