



411302

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/10/2013	.	
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The Committee on Environmental Preservation and Conservation
(Soto) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. This act may be cited as the "Fracturing
Chemical Usage Disclosure Act."

Section 2. Section 377.45, Florida Statutes, is created to
read:

377.45 Hydraulic fracturing chemical registry.-

(1) For the purposes of this section, "department" means
the Department of Environmental Protection.

(2) (a) The department shall establish and maintain an



411302

13 online hydraulic fracturing chemical registry for all wells on
14 which hydraulic fracturing treatments are performed.

15 (b) The registry shall include, at a minimum, the total
16 volume of water used in the hydraulic fracturing treatment and
17 each chemical ingredient that is subject to 29 C.F.R. s.
18 1910.1200(g) (2) for each well on which hydraulic fracturing
19 treatments are performed by a service provider or vendor or by
20 the well owner or operator if the owner or operator provides
21 such chemical ingredients. Solely for the purposes of this
22 subsection, the department may not require chemical ingredients
23 to be identified by concentration or based on the additive in
24 which they are found.

25 (c) The department shall provide a link through the
26 department's website to FracFocus.org, the national hydraulic
27 fracturing chemical registry website operated by the Ground
28 Water Protection Council and the Interstate Oil and Gas Compact
29 Commission.

30 (d) If the Chemical Disclosure Registry is unable to accept
31 and make publicly available any information specified in this
32 section, the well owner or operator shall submit the information
33 to the department.

34 (3) A service provider, vendor, or well owner or operator
35 shall:

36 (a) Report information as required by the department with
37 respect to wells on which a hydraulic fracturing treatment is
38 performed.

39 (b) Notify the department of any chemical ingredients not
40 previously reported that are intentionally included and used for
41 the purpose of hydraulically fracturing a well.



411302

- 42 (4) This section does not apply to ingredients that:
43 (a) Were not purposefully added to the hydraulic fracturing
44 treatment.
45 (b) Occur incidentally or are otherwise unintentionally
46 present in the treatment.
47 (5) The department may adopt rules to administer this
48 section.

49 Section 3. This act shall take effect July 1, 2013.

50
51 ===== T I T L E A M E N D M E N T =====

52 And the title is amended as follows:

53 Delete everything before the enacting clause
54 and insert:

55 A bill to be entitled
56 An act relating to the Fracturing Chemical Usage
57 Disclosure Act; creating such act and providing a
58 short title; creating s. 377.45, F.S.; directing the
59 Department of Environmental Protection to establish an
60 online hydraulic fracturing chemical registry;
61 requiring owners and operators of wells on which a
62 hydraulic fracturing treatment is performed to
63 disclose certain information; requiring certain
64 service providers and vendors to disclose certain
65 information; providing for applicability; authorizing
66 the department to adopt rules; providing an effective
67 date.