

By Senator Farmer

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Senate Joint Resolution

A joint resolution proposing the creation of Section 30 of Article X of the State Constitution to establish public policy against certain types of well stimulation in order to protect the state's water resources, and to prohibit extreme well stimulation.

Be It Resolved by the Legislature of the State of Florida:

That the following creation of Section 30 of Article X of the State Constitution is agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE X

MISCELLANEOUS

SECTION 30. Extreme well stimulation.-

(a) PUBLIC POLICY. It is the policy of the state to protect and conserve the quality of the state's water resources. Hydraulic fracturing and other forms of well stimulation present a significant and impermissible risk of contamination of these critical resources. Therefore, it is the duty of the state to prohibit these hazardous resource extraction activities within its borders.

(b) DEFINITION. For the purposes of this section, the term "extreme well stimulation" means all stages of a well intervention performed by injecting fluids into a rock formation at a high pressure that exceeds the fracture gradient of the rock formation in order to propagate fractures in the rock formation to increase production at an oil or gas well by improving the flow of hydrocarbons from the formation into the wellbore. The term also includes, but is not limited to, acid

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33 fracturing, matrix acidizing, pneumatic fracturing, fracturing
 34 with dynamic loading, and other techniques the purpose of which
 35 is to physically deform the rock formation in such a manner as
 36 to significantly increase the flow of hydrocarbons from the
 37 formation into the wellbore. The term does not include routine
 38 well cleanout work; routine well maintenance; routine treatment
 39 for the purpose of removal of rock formation damage due to
 40 drilling or other well construction activity; any bottom hole
 41 pressure survey; any routine activity that does not affect the
 42 integrity of the well or the rock formation; the removal of
 43 scale or precipitate from well perforations, casing, or tubing;
 44 or a gravel pack treatment that does not exceed the formation
 45 fracture gradient.

46 (c) PROHIBITION. Engaging in extreme well stimulation is
 47 prohibited in this state.

48 BE IT FURTHER RESOLVED that the following statement be
 49 placed on the ballot:

50 CONSTITUTIONAL AMENDMENT

51 ARTICLE X, SECTION 30

52 PROHIBITION AGAINST HYDRAULIC FRACTURING AND OTHER FORMS OF
 53 WELL STIMULATION.—Proposing an amendment to the State
 54 Constitution to ban hydraulic fracturing, acid fracturing,
 55 matrix acidizing, pneumatic fracturing, fracturing with dynamic
 56 loading, and certain other types of oil and gas well stimulation
 57 activities that deform underground rock formations; and
 58 providing exemptions to this prohibition for routine well
 59 cleaning, treatment, maintenance, and other routine well
 60 activities that do not affect well or rock formation integrity.