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1 A bill to be entitled
 2 An act relating to the Fracturing Chemical Usage
 3 Disclosure Act; creating such act and providing a
 4 short title; creating s. 377.45, F.S.; directing the
 5 Department of Environmental Protection to establish an
 6 online hydraulic fracturing chemical registry;
 7 requiring service providers, vendors, and owners or
 8 operators of wells on which a hydraulic fracturing
 9 treatment is performed to disclose certain
 10 information; providing for applicability; authorizing
 11 the department to adopt rules; providing an effective
 12 date.

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 14 Be It Enacted by the Legislature of the State of Florida:

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

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

20 377.45 Hydraulic fracturing chemical registry.-

21 (1) As used in this section, the term "department" means
 22 the Department of Environmental Protection.

23 (2) (a) The department shall establish and maintain an
 24 online hydraulic fracturing chemical registry for all wells on
 25 which hydraulic fracturing treatments are performed. The
 26 department may designate the Chemical Disclosure Registry, known
 27 as FracFocus.org and developed by the Groundwater Protection
 28 Council and the Interstate Oil and Gas Compact Commission, as

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29 the state's official registry. The department shall provide a
30 link to the national hydraulic fracturing chemical registry
31 website, FracFocus.org, through the department's website.

32 (b) The registry shall include, at a minimum, the total
33 volume of water used in the hydraulic fracturing treatment and
34 each chemical ingredient that is subject to 29 C.F.R. s.
35 1910.1200(g) (2) for each well on which hydraulic fracturing
36 treatments are performed by a service provider or vendor or by
37 the well owner or operator if the owner or operator provides
38 such chemical ingredients. The department may not, solely for
39 purposes of this subsection, require chemical ingredients to be
40 identified by concentration or based on the additive in which
41 they are found.

42 (c) If the Chemical Disclosure Registry is unable to
43 accept and make publicly available any information specified in
44 this section, the service provider, vendor, or well owner or
45 operator shall submit the information to the department.

46 (3) A service provider, vendor, or well owner or operator
47 shall:

48 (a) Report information as required under subsection (2)
49 within 60 days after initiation of hydraulic fracturing
50 operations for each well on which a hydraulic fracturing
51 treatment is performed.

52 (b) Update the Chemical Disclosure Registry.

53 (c) Notify the department of any chemical ingredients not
54 previously reported that are intentionally included and used for
55 the purpose of hydraulically fracturing a well.

56 (4) This section does not apply to ingredients that:

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57 (a) Were not purposefully added to the hydraulic
58 fracturing treatment.

59 (b) Occur incidentally or are otherwise unintentionally
60 present in the treatment.

61 (5) The department may adopt rules to administer this
62 section.

63 Section 3. This act shall take effect July 1, 2014.