S T A T E O F N E W Y O R K

5975

2013-2014 Regular Sessions

I N A S S E M B L Y

March 12, 2013

Introduced by M. of A. ENGLEBRIGHT, GALEF, DINOWITZ, KELLNER, MILLMAN, GUNTHER, JACOBS, MAISEL, JAFFEE, COLTON, GABRYSZAK, ABINANTI, MILLER, O'DONNELL, LAVINE, ROBERTS, KAVANAGH -- Multi-Sponsored by -- M. of A. BRENNAN, CAHILL, COOK, GIBSON, GLICK, GOTTFRIED, ROSENTHAL, SCHIMEL, THIELE, TITONE, WEISENBERG -- read once and referred to the Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to wastewater from hydraulic fracturing

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Subdivision 4 of section 17-1905 of the environmental conservation law is amended by adding a new paragraph f to read as follows:

F. PROMULGATE SUCH RULES AND REGULATIONS AS MAY BE NECESSARY TO (1) REQUIRE THAT ANY WASTEWATER FROM HYDRAULIC FRACTURING BE SCREENED TO DETERMINE IF IT IS APPROPRIATE FOR TREATMENT BY ANY SEWAGE TREATMENT WORKS SO AS TO NOT CAUSE HARM TO THE TREATMENT PROCESSES THAT ARE DESIGNED TO REMOVE NITROGEN AND ORGANIC HUMAN OR MAMMALIAN WASTE; AND (2) PROHIBIT THE ACCEPTANCE BY ANY SEWAGE TREATMENT WORKS OF WASTEWATER FROM HYDRAULIC FRACTURING CONTAINING ANY CONTAMINANTS WHICH SUCH SEWAGE TREATMENT FACILITY WAS NOT DESIGNED TO TREAT, INCLUDING, BUT NOT LIMITED TO RADIOACTIVITY, CARCINOGENS, BASES, ACIDS, SOLVENTS, SLICKENING AGENTS, METALS, HYDROCARBONS AND HIGH SALINITY SOLUTIONS DERIVED FROM HYDRAULIC FRACTURING ACTIVITIES.

S 2. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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