

STATE OF NEW YORK

9678

IN ASSEMBLY

February 4, 2020

Introduced by M. of A. ENGLEBRIGHT -- read once and referred to the
Committee on Environmental Conservation

AN ACT to amend the environmental conservation law, in relation to
prohibiting horizontal drilling and high-volume hydraulic fracturing

The People of the State of New York, represented in Senate and Assem-
bly, do enact as follows:

1 Section 1. Article 23 of the environmental conservation law is amended
2 by adding new title 29 to read as follows:

3 TITLE 29

4 HORIZONTAL DRILLING AND HIGH-VOLUME HYDRAULIC FRACTURING

5 Section 23-2901. Prohibition on horizontal drilling and high-volume
6 hydraulic fracturing.

7 § 23-2901. Prohibition on horizontal drilling and high-volume hydraulic
8 fracturing.

9 1. For the purposes of this section, the following terms shall have
10 the following meanings:

11 (a) "High-volume hydraulic fracturing" means the stimulation of a well
12 using three hundred thousand or more gallons of water as the base fluid
13 for hydraulic fracturing for all stages in a well completion, regardless
14 of whether the well is vertical or directional, including horizontal.
15 The three hundred thousand-gallon threshold is the sum of all water,
16 fresh and recycled, used for all stages in a well completion.

17 (b) "Gelled propane hydraulic fracturing" means a process that uses
18 gelled propane or liquified petroleum gas to fracture geologic forma-
19 tions.

20 2. Notwithstanding any other provision of law, high-volume hydraulic
21 fracturing and gelled propane hydraulic fracturing shall be deemed
22 prohibited in the state.

23 § 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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