

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 367 Session of 2023

INTRODUCED BY ISAACSON, FREEMAN, CIRESI, GUENST, KHAN, MADDEN
AND SANCHEZ, MARCH 14, 2023

REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY,
MARCH 14, 2023

AN ACT

1 Amending Title 58 (Oil and Gas) of the Pennsylvania Consolidated
2 Statutes, in development, providing for hydraulic fracturing
3 fluid tracer.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Title 58 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 3222.2. Hydraulic fracturing fluid tracer.

9 (a) Applicability.--This section shall apply to hydraulic
10 fracturing of unconventional wells performed on or after the
11 effective date of this subsection.

12 (b) Required additives.--A service provider who performs any
13 part of a hydraulic fracturing treatment and a vendor who
14 provides hydraulic fracturing chemicals directly to the operator
15 for a hydraulic fracturing treatment shall include a tracer
16 substance in the base stimulation fluid used in the alteration
17 of an unconventional well.

18 (c) Specifications.--The department shall specify the type

1 of tracer substance that the operator is required to use in the
2 alteration of an unconventional well. The following shall apply:

3 (1) The tracer substance must be traceable to a specific
4 operator after the tracer substance is used in the alteration
5 of an unconventional well.

6 (2) The department shall determine that the use of the
7 tracer substance will not endanger public health or the
8 environment.

9 (d) Regulations.--The Environmental Quality Board shall
10 promulgate regulations necessary to meet the requirements of
11 this section.

12 Section 2. This act shall take effect immediately.