
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 154 Session of
2013

INTRODUCED BY GREENLEAF, FONTANA, ERICKSON, TARTAGLIONE, BROWNE,
RAFFERTY, YUDICHAK, FERLO AND LEACH, JANUARY 15, 2013

REFERRED TO ENVIRONMENTAL RESOURCES AND ENERGY, JANUARY 15, 2013

AN ACT

1 Amending Title 58 (Oil and Gas) of the Pennsylvania Consolidated
2 Statutes, in development, providing for gas mineral rights
3 lease agreement disclosure and indemnification.

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

6 Section 1. Section 3272 of Title 58 of the Pennsylvania
7 Consolidated Statutes, added February 14, 2012 (P.L.87, No.13),
8 is amended to read:

9 § 3272. [(Reserved).] Gas mineral rights lease agreement
10 disclosure and indemnification.

11 (a) Duty to provide disclosure.--

12 (1) Prior to the execution of a gas mineral rights lease
13 agreement, the gas drilling company shall disclose to the
14 landowner that the landowner may be liable to other
15 landowners for damages that result from the gas drilling.

16 (2) The disclosure shall be on a separate piece of
17 paper, in ten-point all capital type and shall include a
18 statement that the landowner should consult an attorney

1 before signing any document relating to a gas mineral rights
2 lease agreement.

3 (3) The disclosure shall be signed by the landowner
4 prior to or simultaneously with the execution of the
5 agreement.

6 (b) Departmental approval required.--The department shall
7 approve the form and content of the disclosure statement
8 required under subsection (a).

9 (c) Indemnification provision required.--A gas mineral
10 rights lease agreement shall contain an indemnification
11 provision that holds the landowner harmless from any and all
12 liability, liens, claims and environmental liability arising out
13 of the drilling company's operations under the terms of the
14 lease.

15 Section 2. This act shall take effect in 60 days.