

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 53 Session of 2015

INTRODUCED BY GREENLEAF, YUDICHAK, FONTANA, HUGHES AND RAFFERTY,
JANUARY 14, 2015

REFERRED TO ENVIRONMENTAL RESOURCES AND ENERGY, JANUARY 14, 2015

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 is amended to read:

8 § 3272. [(Reserved).] Gas mineral rights lease agreement
9 disclosure and indemnification.

10 (a) Duty to provide disclosure.--

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

15 (2) The disclosure shall be on a separate piece of
16 paper, in ten-point all capital type and shall include a
17 statement that the landowner should consult an attorney
18 before signing any document relating to a gas mineral rights

1 lease agreement.

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

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

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

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