

**TO:** All Senators  
**FROM:** Senator Jay Costa  
**DATE:** January 12, 2011  
**SUBJECT:** Introduction of Legislation  
**Well water testing fund**

Please join me in sponsoring legislation introduced as Senate Bill 1444 in the 2009-2010 legislative session by Senators COSTA, WASHINGTON, FERLO, BAKER, O'PAKE, STOUT, TARTAGLIONE AND FONTANA.

The legislation establishes a fund to provide for well water testing and clean water for residents or businesses that have reason to expect that Marcellus shale drilling activity may have contaminated their well water. The fund would pay for a test of the water and then if DEP believes that any contamination found poses a health hazard and is likely to be caused by drilling activity the fund could be used to provide clean water until a final determination is made that either the contamination was not due to drilling activity or that the contamination was and the actual responsible party begins to pay for a replacement water supply.

The fund would receive its money from a \$10 surcharge applied to the drilling permit. There is a cap of \$20,000 on the size of the fund and once that is reached DEP is to remove the surcharge.

I hope you will join me in sponsoring this legislation by contacting my office at 7-7683 or e-mailing Anne Griffin-Gray at [aggray@pasenate.com](mailto:aggray@pasenate.com). Thank you for your attention to this matter.