

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 230 Session of 2011

INTRODUCED BY MUNDY, CALTAGIRONE, CARROLL, D. COSTA, CURRY,
DePASQUALE, FREEMAN, GEORGE, HORNAMAN, JOSEPHS, KORTZ,
MATZIE, MULLERY, MURPHY, M. O'BRIEN, SANTARSIERO, K. SMITH,
STABACK, STURLA AND WAGNER, JANUARY 26, 2011

REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY,
JANUARY 26, 2011

AN ACT

1 Amending the act of December 19, 1984 (P.L.1140, No.223),
2 entitled "An act relating to the development of oil and gas
3 and coal; imposing duties and powers on the Department of
4 Environmental Resources; imposing notification requirements
5 to protect landowners; and providing for definitions, for
6 various requirements to regulate the drilling and operation
7 of oil and gas wells, for gas storage reservoirs, for various
8 reporting requirements, including certain requirements
9 concerning the operation of coal mines, for well permits, for
10 well registration, for distance requirements, for well casing
11 requirements, for safety device requirements, for storage
12 reservoir obligations, for well bonding requirements, for a
13 Well Plugging Restricted Revenue Account to enforce oil and
14 gas well plugging requirements, for the creation of an Oil
15 and Gas Technical Advisory Board, for oil and gas well
16 inspections, for enforcement and for penalties," further
17 providing for well location restrictions.

18 The General Assembly of the Commonwealth of Pennsylvania
19 hereby enacts as follows:

20 Section 1. Section 205 of the act of December 19, 1984
21 (P.L.1140, No.223), known as the Oil and Gas Act, is amended by
22 adding a subsection to read:

23 Section 205. Well location restrictions.

24 * * *

1 (b.1) No well may be drilled within the surface or
2 subsurface area of, or using hydraulic fracturing or horizontal
3 drilling within 2,500 feet of, a water well, lake, reservoir,
4 impoundment, spring, or the permitted intake of a stream that
5 serves as a primary source of supply for a community water
6 system as defined in the act of May 1, 1984 (P.L.206, No.43),
7 known as the Pennsylvania Safe Drinking Water Act. The
8 department shall not waive these restrictions.

9 * * *

10 Section 2. This act shall take effect immediately.