
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 799 Session of
2013

INTRODUCED BY MUNDY, O'BRIEN, HARKINS, STURLA, MULLERY, MURT,
FRANKEL, SANTARSIERO, V. BROWN, COHEN, HAGGERTY AND FREEMAN,
FEBRUARY 25, 2013

REFERRED TO COMMITTEE ON TRANSPORTATION, FEBRUARY 25, 2013

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for definitions; and providing
3 for hydraulic fracturing waste transportation.

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

6 Section 1. The definition of "hazardous material" in section
7 102 of Title 75 of the Pennsylvania Consolidated Statutes is
8 amended and the section is amended by adding definitions to
9 read:

10 § 102. Definitions.

11 Subject to additional definitions contained in subsequent
12 provisions of this title which are applicable to specific
13 provisions of this title, the following words and phrases when
14 used in this title shall have, unless the context clearly
15 indicates otherwise, the meanings given to them in this section:

16 * * *

17 "Drill cuttings." Rock cuttings and related mineral residues
18 generated during the drilling of an oil or gas well.

1 * * *

2 "Flowback." The return flow of water and formation fluids
3 recovered from the wellbore of an unconventional well:

4 (1) following the release of pressures induced as part
5 of the hydraulic fracture stimulation of a target geologic
6 formation; and

7 (2) until the well is placed into production.

8 * * *

9 "Hazardous material." Any explosive, blasting agent,
10 flammable liquid, combustible liquid, flammable solid, flammable
11 or nonflammable compressed gas, corrosive material, poison,
12 poison gas, irritant, oxidizer, organic peroxide, radioactive
13 material, etiologic agent, cryogenic liquid, hazardous waste,
14 hydraulic fracturing waste, hazardous substance or other
15 material which the department by procedure prescribed in Chapter
16 83 (relating to hazardous materials transportation) declares to
17 be a hazardous material.

18 * * *

19 "Hydraulic fracturing waste." Any of the following:

20 (1) Drilling mud.

21 (2) Flowback.

22 (3) Production brine.

23 (4) Drill cuttings.

24 (5) Any other drilling by-product generated at the well
25 site.

26 * * *

27 "Production brine." Water or formation fluids recovered at
28 the wellhead of a producing unconventional well as a by-product
29 of the production activity.

30 * * *

1 Section 2. Title 75 is amended by adding a section to read:

2 § 8302.1. Hydraulic fracturing waste transportation.

3 (a) Placard.--Any vehicle carrying hydraulic fracturing
4 waste in this Commonwealth shall have a placard placed on the
5 outside of the vehicle to show that the vehicle is carrying
6 hydraulic fracturing waste.

7 (b) Duties.--The department shall promulgate regulations
8 concerning the design and placement of the placard described
9 under subsection (a).

10 Section 3. This act shall take effect in 60 days.