
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 800 Session of
2013

INTRODUCED BY MUNDY, D. COSTA, O'BRIEN, ROZZI, TRUITT, CARROLL,
CONKLIN, MULLERY, FRANKEL, READSHAW, SANTARSIERO, GOODMAN,
V. BROWN, COHEN, YOUNGBLOOD, HAGGERTY AND FREEMAN,
FEBRUARY 25, 2013

REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY,
FEBRUARY 25, 2013

AN ACT

1 Amending Title 58 (Oil and Gas) of the Pennsylvania Consolidated
2 Statutes, further providing for well location restrictions.

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

5 Section 1. Section 3215(b)(4) of Title 58 of the
6 Pennsylvania Consolidated Statutes, added February 14, 2012
7 (P.L.87, No.13), is amended to read:

8 § 3215. Well location restrictions.

9 * * *

10 (b) Limitation.--

11 * * *

12 (4) [The department shall waive the distance
13 restrictions upon submission of a plan identifying additional
14 measures, facilities or practices to be employed during well
15 site construction, drilling and operations necessary to
16 protect the waters of this Commonwealth. The waiver, if

1 granted, shall include additional terms and conditions
2 required by the department necessary to protect the waters of
3 this Commonwealth. Notwithstanding section 3211(e), if a
4 waiver request has been submitted, the department may extend
5 its permit review period for up to 15 days upon notification
6 to the applicant of the reasons for the extension.] The
7 following shall apply:

8 (i) No well may be drilled within the surface or
9 subsurface area of, nor hydraulic fracturing or
10 horizontal drilling conducted within 2,500 feet of, a
11 water well, lake, reservoir, impoundment, spring or the
12 permitted intake of a stream that serves as a primary
13 source of supply for a community water system as defined
14 in section 3 of the act of May 1, 1984 (P.L.206, No.43),
15 known as the Pennsylvania Safe Drinking Water Act.

16 (ii) The department may not waive the restrictions
17 under this paragraph.

18 * * *

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