

AMENDMENT

OFFERED BY MS. DEGETTE OF COLORADO

At the end, add the following new section (and revise the table of contents in section 1(b) accordingly):

1 **SEC. ____ . DISCLOSURE BY HYDRAULIC FRACTURING SERV-**
2 **ICE PROVIDERS.**

3 Section 1421(b) (42 U.S.C. 300h(b)) is amended—

4 (1) in paragraph (1)(C), by inserting before the
5 semicolon “, including a requirement that a hydrau-
6 lic fracturing service provider disclose in a timely
7 manner to the State (or the Administrator if the Ad-
8 ministrator has primary enforcement responsibility
9 in the State and the State does not require hydraulic
10 fracturing disclosure) the chemical constituents (but
11 not the proprietary chemical formulas) used in each
12 fracturing process”; and

13 (2) by adding at the end the following new
14 paragraph:

15 “(4) The State (or Administrator) shall make the dis-
16 closure of chemical constituents referred to in paragraph
17 (C)(1) available to the public, including a posting of the
18 information on an appropriate Internet Website. In addi-
19 tion, whenever the State or the Administrator, or a treat-

1 ing physician or nurse, determines that a medical emer-
2 gency exists and the proprietary chemical formulas or spe-
3 cific chemical identity of a chemical used in hydraulic frac-
4 turing is necessary for medical treatment, the person con-
5 ducting the hydraulic fracturing shall immediately disclose
6 the proprietary chemical formulas or the specific chemical
7 identity of a trade secret chemical to the State, the Admin-
8 istrator, or that treating physician or nurse, regardless of
9 the existence of a written statement of need or a confiden-
10 tiality agreement. The person conducting the hydraulic
11 fracturing may require a written statement of need and
12 a confidentiality agreement as soon thereafter as cir-
13 cumstances permit.”.



