

FAILED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 76

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

S76-ATA-25 [v.1]

Page 1 of 2

Comm. Sub. [YES]
Amends Title [YES]
Sixth Edition

Date _____, 2013

Representative Harrison

1 moves to amend the bill on page 1, lines 2 through 8,
2 by rewriting those lines to read:

3
4 "AN ACT TO (1) PROHIBIT THE ISSUANCE OF PERMITS FOR OIL AND GAS
5 EXPLORATION AND DEVELOPMENT ACTIVITIES IN THE STATE, INCLUDING THE
6 USE OF HORIZONTAL DRILLING AND HYDRAULIC FRACTURING TREATMENTS
7 FOR THAT PURPOSE, UNTIL THE UNITED STATES ENVIRONMENTAL
8 PROTECTION AGENCY DETERMINES THAT HYDRAULIC FRACTURING
9 TREATMENTS HAVE NOT CONTAMINATED DRINKING WATER IN STATES WHERE
10 THE USE OF HORIZONTAL DRILLING AND HYDRAULIC FRACTURING
11 TREATMENTS FOR OIL AND GAS EXPLORATION AND DEVELOPMENT IS
12 PERMITTED AND THE GENERAL ASSEMBLY TAKES LEGISLATIVE ACTION TO
13 ALLOW THE ISSUANCE OF SUCH PERMITS;"

14
15 on page 2, lines 22 through 49,
16 by rewriting those lines to read:

17
18 "SECTION 1. Section 3(d) of S.L. 2012-143 reads as rewritten:
19 "SECTION 3.(d) The issuance of permits for oil and gas exploration and
20 development activities using horizontal drilling and hydraulic fracturing treatments in the State
21 pursuant to G.S. 113-395, as amended by subsection (c) of this section, or any other provision
22 of law shall be prohibited in order to allow the ~~Mining and Energy Commission sufficient time~~
23 ~~for development of a modern regulatory program for the management of oil and gas exploration~~
24 ~~and development in the State and the use of horizontal drilling and hydraulic fracturing~~
25 ~~treatments for that purpose, and for adoption of appropriate environmental standards applicable~~
26 ~~to these activities.~~United States Environmental Protection Agency to determine whether
27 hydraulic fracturing treatments have contaminated drinking water in states where the use of
28 horizontal drilling and hydraulic fracturing treatments for oil and gas exploration and
29 development is permitted. No agency of the State, including the Department of Environment
30 and Natural Resources, the Environmental Management Commission, the Commission on
31 Public Health, or the Mining and Energy Commission, shall issue a permit for oil or gas
32 exploration or development activities using horizontal drilling and hydraulic fracturing



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1 treatments until the United States Environmental Protection Agency determines that hydraulic
2 fracturing treatments have not contaminated drinking water in states where the use of
3 horizontal drilling and hydraulic fracturing treatments for oil and gas exploration and
4 development is permitted and the General Assembly takes legislative action to allow the
5 issuance of such permits."";
6
7 and on page 21, lines 22 and 23,
8 by rewriting those lines to read:
9
10 "SECTION 10. Subsection (b) of Section 4 of this act is effective when it becomes
11 law, except that (i)".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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and vote information, is available in the
House Principal Clerk's Office**