

AMENDMENT TO THE COMMITTEE PRINT FOR
H.R. 212

OFFERED BY M .

After section 2, add the following new section:

1 SEC. 3. AMENDMENT TO THE SAFE DRINKING WATER ACT
2 RELATING TO HYDRAULIC FRACTURING.

3 Part E of the Safe Drinking Water Act (42 U.S.C.
4 300j et seq.) (as amended by section 2 of this Act) is
5 amended by adding at the end the following new section:

6 "SEC. 1460. RISK MANAGEMENT FOR DRINKING WATER
7 CONTAMINATION RESULTING FROM HYDRAU-
8 LIC FRACTURING.

9 “(a) STRATEGIC PLAN.—

“(1) DEVELOPMENT.—Not later than 90 days after the release of the Environmental Protection Agency’s Study of Hydraulic Fracturing and Its Potential Impact on Drinking Water Resources, the Administrator shall develop and submit to Congress a strategic plan for managing drinking water-related risks associated with hydraulic fracturing operations. The strategic plan shall include steps and timelines to—

1 “(A) assess the risk to human health from
2 drinking water contamination resulting from
3 hydraulic fracturing operations;

4 “(B) establish, publish, and update a list
5 of drinking water contaminants resulting from
6 hydraulic fracturing operations which the Ad-
7 ministrators determines may have an adverse ef-
8 fect on human health when present in drinking
9 water provided by public water systems;

10 “(C) summarize—

11 “(i) the known adverse human health
12 effects of contaminants resulting from hy-
13 draulic fracturing operations included on
14 the list published under subparagraph (B)
15 when present in drinking water provided
16 by public water systems; and

17 “(ii) factors that cause or exacerbate
18 contamination of drinking water resulting
19 from hydraulic fracturing operations;

20 “(D) with respect to contaminants result-
21 ing from hydraulic fracturing operations in-
22 cluded on the list published under subpara-
23 graph (B), determine whether to—

1 “(i) publish health advisories pursuant
2 to section 1412(b)(1)(F) for such contami-
3 nants;

4 “(ii) establish guidance regarding fea-
5 sible analytical methods to quantify the
6 presence of such contaminants; and

7 “(iii) establish guidance regarding the
8 frequency of monitoring necessary to deter-
9 mine if such contaminants are present in
10 drinking water provided by public water
11 systems;

12 “(E) recommend feasible treatment op-
13 tions, including procedures, equipment, and
14 source water protection practices, to mitigate
15 any adverse public health effects of drinking
16 water contamination resulting from hydraulic
17 fracturing operations; and

18 “(F) enter into cooperative agreements
19 with, and provide technical assistance to, af-
20 fected States and public water systems, as iden-
21 tified by the Administrator, for the purpose of
22 managing risks associated with drinking water
23 contamination resulting from hydraulic frac-
24 turing operations.

1 “(2) UPDATES.—The Administrator shall, as
2 appropriate, update and submit to Congress the
3 strategic plan developed under paragraph (1).

4 “(b) INFORMATION COORDINATION.—In carrying out
5 this section the Administrator shall—

6 “(1) identify gaps in the Agency’s under-
7 standing of drinking water contamination resulting
8 from hydraulic fracturing operations, including—

9 “(A) the human health effects of drinking
10 water contaminants included on the list pub-
11 lished under subparagraph (B); and

12 “(B) methods and means of testing and
13 monitoring for the presence of harmful con-
14 taminants resulting from hydraulic fracturing
15 operations in source water of, or drinking water
16 provided by, public water systems;

17 “(2) as appropriate, consult with—

18 “(A) other Federal agencies that—

19 “(i) examine or analyze drinking
20 water contaminants resulting from hydrau-
21 lic fracturing operations; or

22 “(ii) address public health concerns
23 related to drinking water contaminants re-
24 sulting from hydraulic fracturing oper-
25 ations;

1 “(B) States;
2 “(C) operators of public water systems;
3 “(D) multinational agencies;
4 “(E) foreign governments;
5 “(F) research and academic institutions;
6 and

7 “(G) companies that provide relevant
8 drinking water treatment options; and

9 “(3) assemble and publish information from
10 each Federal agency that has—

11 “(A) examined or analyzed drinking water
12 contaminants resulting from hydraulic frac-
13 turing operations; or

14 “(B) addressed public health concerns re-
15 lated to drinking water contaminants resulting
16 from hydraulic fracturing operations.

17 “(c) USE OF SCIENCE.—The Administrator shall
18 carry out this section in accordance with the requirements
19 described in section 1412(b)(3)(A), as applicable.

20 “(d) FEASIBLE.—For purposes of this section, the
21 term ‘feasible’ has the meaning given such term in section
22 1412(b)(4)(D).”.

