AN ACT

To enact R.S. 30:4(L), relative to hydraulic fracturing; to provide for the authority of the commissioner of conservation to promulgate rules, regulations, and orders; to provide for the reporting of additives and ingredients of hydraulic fracturing fluid; to provide for reporting of certain ingredients with trade secret protection; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 30:4(L) is hereby enacted to read as follows:

§4. Jurisdiction, duties, and powers of the assistant secretary; rules and regulations

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L.(1) The commissioner shall make, after notice and hearings as provided in this Chapter, any reasonable rules, regulations, and orders that are necessary to require the operator of a well, which utilizes the application of fluids with force or pressure in order to create artificial fractures in the formation for the purpose of improving the capacity to produce hydrocarbons, to report no later than twenty days following the completion of hydraulic fracturing stimulation operations and in a manner determined by the commissioner the following:

(a) The type and volume of the hydraulic fracturing fluid.

(b) A list of additives used, including the specific trade name and the supplier of the additive.

(c) A list of ingredients contained in the hydraulic fracturing fluid, the associated CAS registry number, and the maximum concentration of each ingredient in percent by mass that is subject to the requirements of 29 Code of Federal Regulations §1910.1200(g)(2). Such rules, regulations, and orders shall provide for
an ingredient that is subject to trade secret protection under the criteria set forth in
42 U.S.C. 11042(a)(2), and require the operator to provide the contact information
of the entity claiming trade secret protection for a listed product and to report, at a
minimum, in such cases the chemical family associated with such ingredient. An
operator will not be responsible for reporting information that is not provided to the
operator due to a claim of trade secret information.

(2) Nothing in this Subsection shall authorize any person to withhold
information which is required to be disclosed by state or federal law.

(3) Any information provided pursuant to the provisions of this Subsection
shall be subject to examination and reproduction as provided by the Public Records
Law, R.S. 44:1 et seq, or any other applicable law.

(4) The provisions of this Subsection shall not apply to operations conducted
solely for the purposes of sand control or reduction of near wellbore damage.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: ___________________