AN ACT to amend the environmental conservation law, in relation to prohibiting horizontal drilling and high-volume hydraulic fracturing

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1. Section 1. Article 23 of the environmental conservation law is amended by adding new title 29 to read as follows:

   TITLE 29

   Section 23-2901. Prohibition on horizontal drilling and high-volume hydraulic fracturing.

   § 23-2901. Prohibition on horizontal drilling and high-volume hydraulic fracturing.

   1. For the purposes of this section, the following terms shall have the following meanings:

      (a) "High-volume hydraulic fracturing" means the stimulation of a well using three hundred thousand or more gallons of water as the base fluid for hydraulic fracturing for all stages in a well completion, regardless of whether the well is vertical or directional, including horizontal. The three hundred thousand-gallon threshold is the sum of all water, fresh and recycled, used for all stages in a well completion.

      (b) "Gelled propane hydraulic fracturing" means a process that uses gelled propane or liquified petroleum gas to fracture geologic formations.

   2. Notwithstanding any other provision of law, high-volume hydraulic fracturing and gelled propane hydraulic fracturing shall be deemed prohibited in the state.

   § 2. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets [-] is old law to be omitted.