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(Original Signature of Member)

119TH CONGRESS
1ST SESSION

H. R. _____

To repeal the exemption for hydraulic fracturing in the Safe Drinking Water Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Ms. DEGETTE introduced the following bill; which was referred to the Committee on _____

A BILL

To repeal the exemption for hydraulic fracturing in the Safe Drinking Water Act, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Fracturing Responsi-
5 bility and Awareness of Chemicals Act of 2025”.

6 **SEC. 2. REGULATION OF HYDRAULIC FRACTURING.**

7 (a) HYDRAULIC FRACTURING.—Section 1421(d)(1)
8 of the Safe Drinking Water Act (42 U.S.C. 300h(d)(1))

1 is amended by striking subparagraph (B) and inserting
2 the following:

3 “(B) includes the underground injection of
4 fluids or propping agents pursuant to hydraulic
5 fracturing operations related to oil, gas, or geo-
6 thermal production activities; but

7 “(C) excludes the underground injection of
8 natural gas for purposes of storage.”.

9 (b) DISCLOSURE OF HYDRAULIC FRACTURING
10 CHEMICALS; MEDICAL EMERGENCIES; PROPRIETARY
11 CHEMICAL FORMULAS.—Section 1421(b) of the Safe
12 Drinking Water Act (42 U.S.C. 300h(b)) is amended by
13 adding at the end the following:

14 “(4)(A) Regulations included under paragraph (1)(C)
15 shall include the following requirements:

16 “(i) A person conducting hydraulic fracturing
17 operations shall disclose to the State (or the Admin-
18 istrator if the Administrator has primary enforce-
19 ment responsibility in the State)—

20 “(I) prior to the commencement of any hy-
21 draulic fracturing operations at any lease area
22 or portion thereof, a list of chemicals intended
23 for use in any underground injection during
24 such operations, including identification of the
25 chemical constituents of mixtures, Chemical Ab-

1 stracts Service numbers for each chemical and
2 constituent, material safety data sheets when
3 available, and the anticipated volume of each
4 chemical; and

5 “(II) not later than 30 days after the end
6 of any hydraulic fracturing operations, the list
7 of chemicals used in each underground injection
8 during such operations, including identification
9 of the chemical constituents of mixtures, Chem-
10 ical Abstracts Service numbers for each chem-
11 ical and constituent, material safety data sheets
12 when available, and the volume of each chemical
13 used.

14 “(ii) The State or the Administrator, as appli-
15 cable, shall make the disclosure of chemical constitu-
16 ents referred to in clause (i) available to the public,
17 including by posting the information on an appro-
18 priate internet website.

19 “(iii) Whenever the State or the Administrator,
20 or a treating physician or nurse, determines that a
21 medical emergency exists and the proprietary chem-
22 ical formula of a chemical used in hydraulic frac-
23 turing operations is necessary for medical treatment,
24 the person conducting the hydraulic fracturing oper-
25 ations shall, upon request, immediately disclose the

1 proprietary chemical formulas or the specific chem-
2 ical identity of a trade secret chemical to the State,
3 the Administrator, or the treating physician or
4 nurse, regardless of whether a written statement of
5 need or a confidentiality agreement has been pro-
6 vided. The person conducting the hydraulic frac-
7 turing operations may require a written statement of
8 need and a confidentiality agreement as soon there-
9 after as circumstances permit.

10 “(B) Subparagraph (A)(i) and (A)(ii) do not author-
11 ize the State (or the Administrator) to require the public
12 disclosure of proprietary chemical formulas.”.