
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 351 Session of
2013

INTRODUCED BY REED, MICOZZIE, V. BROWN, M. K. KELLER, PICKETT,
HENNESSEY, BAKER, MAJOR, D. COSTA, R. BROWN, FLECK, KORTZ,
MOUL, MUSTIO, EVERETT, HESS, C. HARRIS, READSHAW, MILLARD,
SIMMONS, SWANGER, DENLINGER, OBERLANDER, MURT, GRELL AND
BRADFORD, JANUARY 29, 2013

REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY,
JANUARY 29, 2013

AN ACT

1 Amending Title 58 (Oil and Gas) of the Pennsylvania Consolidated
2 Statutes, in general requirements, further providing for well
3 permits.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Section 3211(b)(1) and (b.1) of Title 58 of the
7 Pennsylvania Consolidated Statutes, added February 14, 2012
8 (P.L.87, No.13), are amended to read:

9 § 3211. Well permits.

10 * * *

11 (b) Plat.--

12 (1) The permit application shall be accompanied by a
13 plat prepared by a competent engineer or a competent
14 surveyor, on forms furnished by the department[, showing the
15 political subdivision and county in which the tract of land
16 upon which the well to be drilled, operated or altered is

1 located; a list of municipalities adjacent to the well site;
2 the name of the surface landowner of record and lessor; the
3 name of all surface landowners and water purveyors whose
4 water supplies are within 1,000 feet of the proposed well
5 location or, in the case of an unconventional well, within
6 3,000 feet from the vertical well bore; the name of the owner
7 of record or operator of all known underlying workable coal
8 seams; the acreage in the tract to be drilled; the proposed
9 location of the well determined by survey, courses and
10 distances of the location from two or more permanent
11 identifiable points or landmarks on the tract boundary
12 corners; the proposed angle and direction of the well if the
13 well is to be deviated substantially from a vertical course;
14 the number or other identification to be given the well; the
15 workable coal seams underlying the tract of land upon which
16 the well is to be drilled or altered and which shall be cased
17 off under section 3217 (relating to protection of fresh
18 groundwater and casing requirements); and any other
19 information needed by the department to administer this
20 chapter.] and shall show:

21 (i) the political subdivision and county in which
22 the tract of land upon which the well to be drilled is
23 located;

24 (ii) the name of the surface landowner of record and
25 lessor;

26 (iii) the name of all surface landowners of record
27 and lessees within 1,000 feet of the proposed well
28 location;

29 (iv) the name of all surface landowners whose water
30 supplies are within 1,000 feet of the proposed well

1 location and all water purveyors whose water supplies are
2 within 1,000 feet of the proposed well location;

3 (v) the name of the owner of record or operator of
4 all known underlying workable coal seams, if any;

5 (vi) the workable coal seams, if any, underlying the
6 tract of land upon which the well is to be drilled or
7 altered, which are to be cased off in accordance with
8 section 3217 (relating to protection of fresh groundwater
9 and casing requirements);

10 (vii) the acreage in the tract to be drilled;

11 (viii) the proposed location of the well determined
12 by survey;

13 (ix) the courses and distances of the proposed
14 location from two or more permanent identifiable points
15 or landmarks on the tract boundary corners;

16 (x) the proposed angle and direction of the well, if
17 the well is to be deviated substantially from a vertical
18 course;

19 (xi) the number or other identification to be given
20 the well; and

21 (xii) such other information needed by the
22 department to administer this act.

23 (1.1) The applicant shall forward, by certified mail, a
24 copy of the permit application and plat to:

25 (i) all surface landowners within 1,000 feet of the
26 proposed well;

27 (ii) water purveyors whose water supplies are within
28 1,000 feet of the proposed well location; and

29 (iii) the owner and lessee, if any, of the coal
30 seams and every coal operator required to be identified

1 on the well permit application.

2 * * *

3 (b.1) Notification.--The applicant shall submit proof of
4 notification with the well permit application. Notification of
5 surface owners shall be performed by sending notice to those
6 persons to whom the tax notices for the surface property are
7 sent, as indicated in the assessment books in the county in
8 which the property is located. Notification of surface
9 landowners whose water supplies are within 1,000 feet or water
10 purveyors shall be on forms, and in a manner prescribed by the
11 department, sufficient to identify the rights afforded those
12 persons under section 3218 (relating to protection of water
13 supplies) and to advise them of the advantages of taking their
14 own predrilling or prealteration survey.

15 * * *

16 Section 2. This act shall take effect in 60 days.