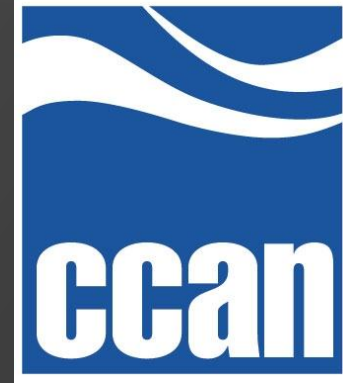


DEBUNKING FRACKING MYTHS: NATURAL GAS DRILLING REGULATION

Diana Dascalu-Joffe
Senior General Counsel
Chesapeake Climate Action Network



THE NATURAL GAS
INDUSTRY IS HEAVILY
REGULATED AT THE
FEDERAL LEVEL

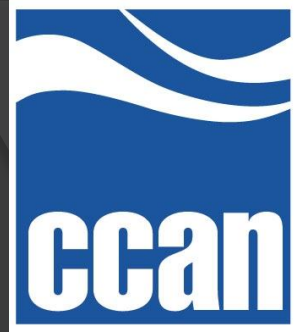
MYTH

The “Halliburton” Loophole

2005 Energy Policy Act passed by the 109th Congress and signed by President George W. Bush exempted Oil and Gas drilling from key provisions of the following environmental laws:

- Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA)
- Resource Conservation and Recovery Act (RCRA)
- Safe Drinking Water Act (SDWA)
- Clean Water Act (CWA)
- Clean Air Act (CAA)
- National Environmental Policy Act (NEPA)
- Toxic Release Inventory under the Emergency Planning and Community Right-to-Know Act (EPCRA)

Federal Actions to Close Loopholes and Study Impacts

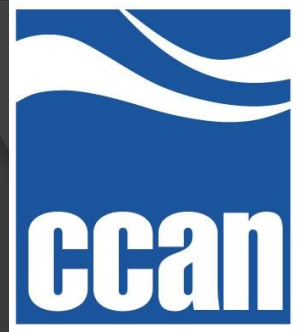


- EPA life-cycle hydraulic fracturing study-peer review. Progress report to come out any day. Final report completed by 2014.
- FRAC Act
- TRI petition

**The Natural Gas Industry is
heavily regulated in Maryland**

MYTH

MD Oil and Gas Permitting Regulations



- Haven't been amended since 1993.
- Drilling permits are valid for 5 years and regs give MDE broad agency discretion to allow permitting within 1,000 feet of a water source, stream, school, populated area, etc.
- Trade secret exemptions from MD worker and community right to know laws.

**ANSWER: MARYLAND NEEDS
A MORATORIUM ON
FRACKING UNTIL A FULL
ARRAY OF STUDIES ARE
COMPLETE LEADING TO A
ROBUST REGULATORY
FRAMEWORK AT THE STATE
AND FEDERAL LEVEL**



QUESTIONS?

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