

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Froelich

1 Amend printed bill, page 7, strike line 15 and substitute "USED IN".

2 Page 8, line 19, strike "THE" and substitute "A".

3 Page 10, after line 27 insert:

4 "(d) IF A MANUFACTURER DOES NOT PROVIDE THE INFORMATION
5 DESCRIBED IN SUBSECTION (2)(a)(I) OF THIS SECTION FOR A CHEMICAL
6 PRODUCT THAT IT SELLS OR DISTRIBUTES FOR USE IN DOWNHOLE
7 OPERATIONS IN THE STATE TO A DISCLOSER UPON THE REQUEST OF THE
8 DISCLOSER, THE MANUFACTURER MUST PROVIDE THE COMMISSION WITH
9 A TRADE SECRET FORM OF ENTITLEMENT, AS DETERMINED BY THE
10 COMMISSION BY RULE, FOR THE CHEMICAL PRODUCT. AT A MINIMUM, THE
11 MANUFACTURER MUST INCLUDE IN THE TRADE SECRET FORM OF
12 ENTITLEMENT FOR THE CHEMICAL PRODUCT:

13 (I) THE NAME OF EACH CHEMICAL USED IN THE CHEMICAL
14 PRODUCT;

15 (II) THE CHEMICAL ABSTRACTS SERVICE NUMBER OF EACH
16 CHEMICAL USED IN THE CHEMICAL PRODUCT; AND

17 (III) THE CONCENTRATION OF EACH CHEMICAL USED IN THE
18 CHEMICAL PRODUCT.

19 (e) IF, AFTER MAKING A REQUEST TO THE MANUFACTURER OF THE
20 CHEMICAL PRODUCT PURSUANT TO SUBSECTION (2)(d) OF THIS SECTION,
21 A DISCLOSER IS UNABLE TO DISCLOSE THE INFORMATION DESCRIBED IN
22 SUBSECTION (2)(a)(I) OF THIS SECTION, THE DISCLOSER SHALL DISCLOSE
23 TO THE COMMISSION:

24 (I) THE NAME OF THE CHEMICAL PRODUCT'S MANUFACTURER;

25 (II) THE CHEMICAL PRODUCT'S TRADE NAME;

26 (III) THE AMOUNT OR WEIGHT OF THE CHEMICAL PRODUCT; AND

27 (IV) A SAFETY DATA SHEET FOR THE CHEMICAL PRODUCT.".

28 Page 11, line 13, strike "PLANS TO USE" and substitute "USED".

29 Page 12, line 20, strike "PLANS TO USE" and substitute "USED".

30 Page 15, line 7, strike "(2)(a)(I)" and substitute "(2)(d)".

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