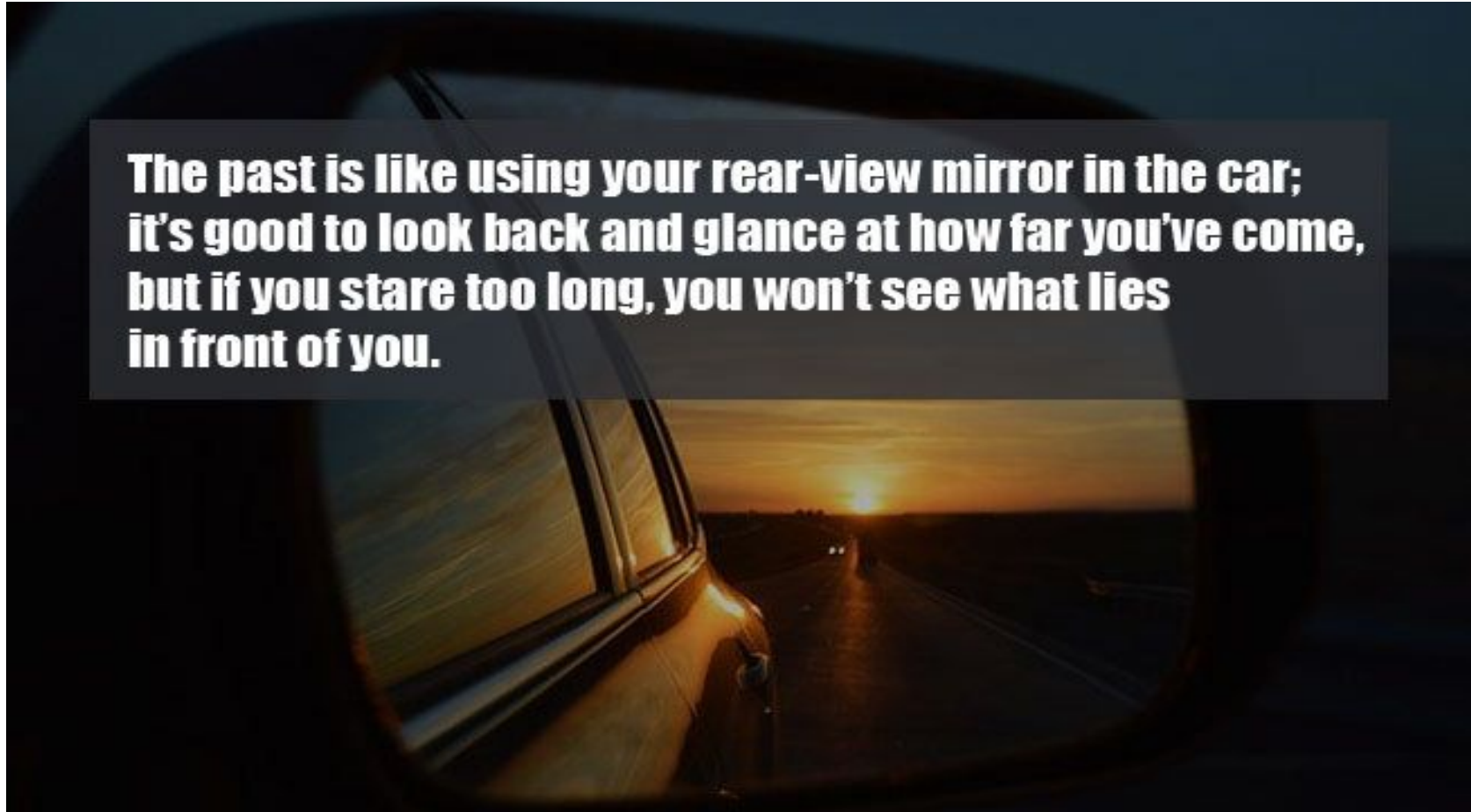


The Regulatory Future of Produced Water in Texas

John Tintera, September 14, 2018

85th Legislative Session

The past is like using your rear-view mirror in the car; it's good to look back and glance at how far you've come, but if you stare too long, you won't see what lies in front of you.



SENATE CONCURRENT RESOLUTION

No. 26

WHEREAS , The Texas Legislature recognizes that this period in our nation's history represents an opportunity for Texas to work with the leadership of the federal government to transcend partisan politics and correct misuses of federal regulatory power that have threatened the Texas oil and gas industry , the and the economy of the state; and

BAD SLIDE

- This slide is boring.
- There are no illustrations.
- I read exactly what you see.

SCR 26 continued...



- WHEREAS, Texas oil and gas fields have provided a pathway toward American energy independence from foreign powers, have afforded financial security to hundreds of thousands of individuals in Texas, and have delivered safe and reliable energy to fuel our nation's economy; and
- WHEREAS , During the past eight years , the federal government has promulgated regulations that jeopardize the productivity of the oil and gas fields of Texas; and
- WHEREAS , New federal regulations have been proposed and implemented despite the protests of Texas and many other oil and gas producing states, resulting in **overregulation** that prioritizes minor environmental gains over major productive losses ; and

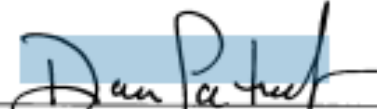
SCR 26 continued

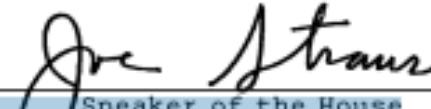
- WHEREAS, The State of Texas has joined many oil and gas producing states to file more than **20 lawsuits against federal overreach** ;
now , therefore , be it RESOLVED,



- That the 85th Legislature of the State of Texas hereby respectfully urge the executive branch and the Congress of the United States to work in conjunction with the **State of Texas to identify federal regulations** promulgated during the last eight years, especially those promulgated under the authority of the United States Environmental Protection Agency, the United States Department of the Interior, and the United States Department of Energy, and **determine whether they should be revised, delegated to state agencies , or eliminated** in order to ease the overly burdensome regulatory patchwork on the oil and gas industry in Texas ; and , be it further

SCR 26 cont



President of the Senate


Speaker of the House

I hereby certify that S.C.R. No. 26 was adopted by the Senate
on April 10, 2017, by the following vote: Yeas 26, Nays 5.


Secretary of the Senate

I hereby certify that S.C.R. No. 26 was adopted by the House
on May 24, 2017, by the following vote: Yeas 141, Nays 4, two
present not voting.


Chief Clerk of the House

Approved:

6-12-2017
Date


Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3 PM O'CLOCK


JUN 15 2017
Secretary of State

Produced Water

So what regulations needs to be

A.Revised

B.Delegated to state agencies

C.Eliminated ??????

Let's delegate!

“Texas Regulated by Texans”



The Big 3

1. RCRA

2. SDWA

3. CWA



RCRA

- Scary – if you open it up, the monster will eat your industry alive



SDW Act

- Already delegated UIC, working well.
- Keeping up with the times ie TexNet

DELIVERED



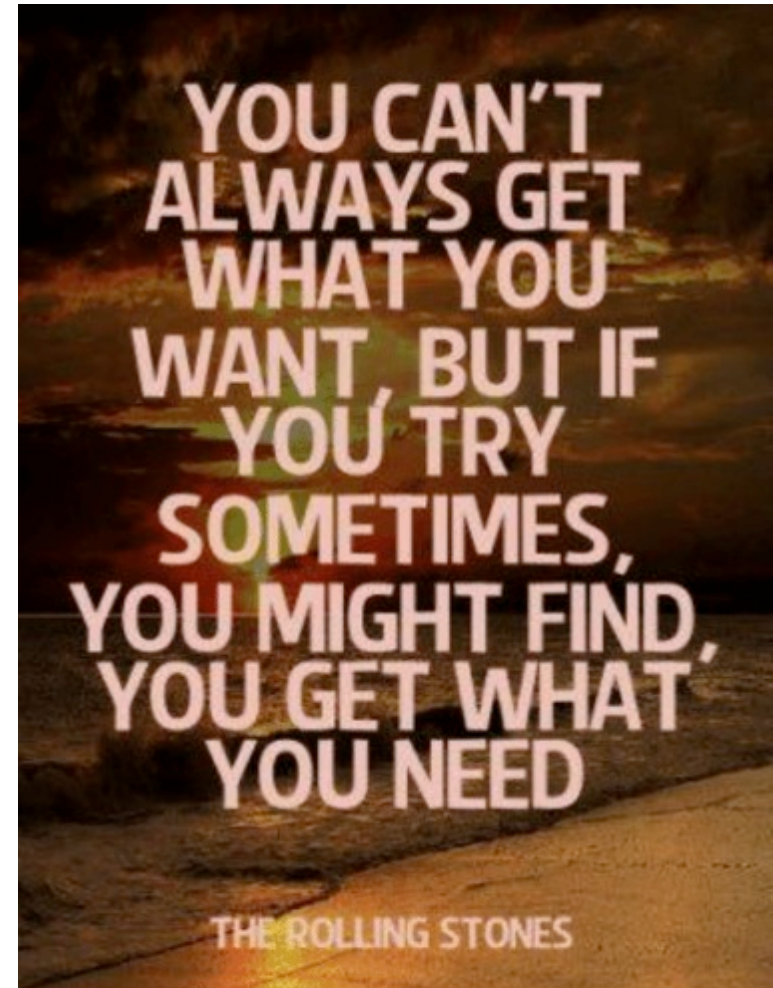
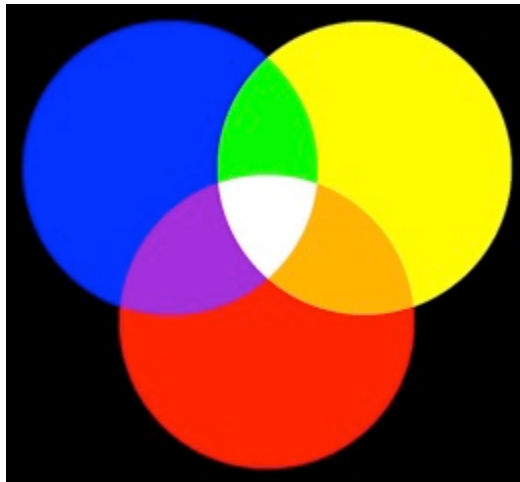
N TIME

CWA ???



What we want vs What we can get

- WOTUS
- SPCC
- NPDES



Google it!

Sustainable Water Management in the Texas Oil and Gas Industry

Co-authored & delivered by John Tintera
former Executive Director of the Texas Railroad
Commission to the Atlantic Council

July 29, 2014
Washington, D.C.

- More to come in 2018, and update

Let's frame the issues before we get them framed for us!

- Specific topics may include:
 - Current produced water policy framework
 - Regulatory status of produced water
 - **Produced water as an asset, not as a waste**
 - Technology: developed and emerging
 - Environmental opportunities and pilot projects
 - Nexus of roads, infrastructure and produced water transportation
 - Saltwater spills and clean up
 - Seismicity, TexNet, and related regulatory responses
 - Ownership of produced water
 - Frac hits
 - Policy opportunities for delegation, re-use, drought emergencies
 - NPDES state delegation
 - Future policy opportunities, including regulatory recommendations

