

Sub. H.B. 166
LSC 133 0001-4

_____ moved to amend as follows:

- In line 13 of the title, after "1505.09," insert "1509.10," 1
- In line 106 of the title, delete "and" 2
- In line 107 of the title, after "5903.12" insert ", 6109.34, 3
and 6111.05" 4
- In line 201, after "1505.09," insert "1509.10," 5
- In line 269, delete "and"; after "5903.12" insert ", 6109.34, 6
and 6111.05" 7
- After line 9279, insert: 8

- "**Sec. 1509.10.** (A) Any person drilling within the state 9
shall, within sixty days after the completion of drilling 10
operations to the proposed total depth or after a determination 11
that a well is a dry or lost hole, file with the division of oil 12
and gas resources management all wireline electric logs and an 13
accurate well completion record on a form that is prescribed by 14
the chief of the division of oil and gas resources management that 15
designates: 16

 - (1) The purpose for which the well was drilled; 17
 - (2) The character, depth, and thickness of geological units 18
encountered, including coal seams, mineral beds, associated fluids 19

such as fresh water, brine, and crude oil, natural gas, and sour gas, if such seams, beds, fluids, or gases are known; 20
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(3) The dates on which drilling operations were commenced and completed; 22
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(4) The types of drilling tools used and the name of the person that drilled the well; 24
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(5) The length in feet of the various sizes of casing and tubing used in drilling the well, the amount removed after completion, the type and setting depth of each packer, all other data relating to cementing in the annular space behind such casing or tubing, and data indicating completion as a dry, gas, oil, combination oil and gas, brine injection, or artificial brine well or a stratigraphic test; 26
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(6) The number of perforations in the casing and the intervals of the perforations; 33
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(7) The elevation above mean sea level of the point from which the depth measurements were made, stating also the height of the point above ground level at the well, the total depth of the well, and the deepest geological unit that was penetrated in the drilling of the well; 35
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(8) If applicable, the type, volume, and concentration of acid, and the date on which acid was used in acidizing the well; 40
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(9)(a) If applicable, the trade name and the total amount of all products, fluids, and substances, and the supplier of each product, fluid, or substance, not including cement and its constituents and lost circulation materials, intentionally added to facilitate the drilling of any portion of the well until the surface casing is set and properly sealed. The owner shall identify each additive used and provide a brief description of the 42
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purpose for which the additive is used. In addition, the owner shall include a list of all chemicals, not including any information that is designated as a trade secret pursuant to division (I)(1) of this section, intentionally added to all products, fluids, or substances and include each chemical's corresponding chemical abstracts service number and the maximum concentration of each chemical. The owner shall obtain the chemical information, not including any information that is designated as a trade secret pursuant to division (I)(1) of this section, from the company that drilled the well, provided service at the well, or supplied the chemicals. If the company that drilled the well, provided service at the well, or supplied the chemicals provides incomplete or inaccurate chemical information, the owner shall make reasonable efforts to obtain the required information from the company or supplier.

(b) For purposes of division (A)(9)(a) of this section, if recycled fluid was used, the total volume of recycled fluid and the well that is the source of the recycled fluid or the centralized facility that is the source of the recycled fluid.

(10)(a) If applicable, the type and volume of fluid, not including cement and its constituents or information that is designated as a trade secret pursuant to division (I)(1) of this section, used to stimulate the reservoir of the well, the reservoir breakdown pressure, the method used for the containment of fluids recovered from the fracturing of the well, the methods used for the containment of fluids when pulled from the wellbore from swabbing the well, the average pumping rate of the well, and the name of the person that performed the well stimulation. In addition, the owner shall include a copy of the log from the stimulation of the well, a copy of the invoice for each of the procedures and methods described in division (A)(10) of this

section that were used on a well, and a copy of the pumping
pressure and rate graphs. However, the owner may redact from the
copy of each invoice that is required to be included under
division (A)(10) of this section the costs of and charges for the
procedures and methods described in division (A)(10) of this
section that were used on a well.

(b) If applicable, the trade name and the total volume of all
products, fluids, and substances, and the supplier of each
product, fluid, or substance used to stimulate the well. The owner
shall identify each additive used, provide a brief description of
the purpose for which the additive is used, and include the
maximum concentration of the additive used. In addition, the owner
shall include a list of all chemicals, not including any
information that is designated as a trade secret pursuant to
division (I)(1) of this section, intentionally added to all
products, fluids, or substances and include each chemical's
corresponding chemical abstracts service number and the maximum
concentration of each chemical. The owner shall obtain the
chemical information, not including any information that is
designated as a trade secret pursuant to division (I)(1) of this
section, from the company that stimulated the well or supplied the
chemicals. If the company that stimulated the well or supplied the
chemicals provides incomplete or inaccurate chemical information,
the owner shall make reasonable efforts to obtain the required
information from the company or supplier.

(c) For purposes of division (A)(10)(b) of this section, if
recycled fluid was used, the total volume of recycled fluid and
the well that is the source of the recycled fluid or the
centralized facility that is the source of the recycled fluid.

(11) The name of the company that performed the logging of

the well and the types of wireline electric logs performed on the well. 110
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The well completion record shall be submitted in duplicate. 112
The first copy shall be retained as a permanent record in the 113
files of the division, and the second copy shall be transmitted by 114
the chief to the division of geological survey. 115

(B)(1) Not later than sixty days after the completion of the 116
drilling operations to the proposed total depth, the owner shall 117
file all wireline electric logs with the division of oil and gas 118
resources management and the chief shall transmit such logs 119
electronically, if available, to the division of geological 120
survey. Such logs may be retained by the owner for a period of not 121
more than six months, or such additional time as may be granted by 122
the chief in writing, after the completion of the well 123
substantially to the depth shown in the application required by 124
section 1509.06 of the Revised Code. 125

(2) If a well is not completed within sixty days after the 126
completion of drilling operations, the owner shall file with the 127
division of oil and gas resources management a supplemental well 128
completion record that includes all of the information required 129
under this section within sixty days after the completion of the 130
well. 131

(3) After a well is initially completed and stimulated and 132
until the well is plugged, the owner shall report, on a form 133
prescribed by the chief, all materials placed into the formation 134
to refracture, restimulate, or newly complete the well. The owner 135
shall submit the information within sixty days after completing 136
the refracturing, restimulation, or new completion. In addition, 137
the owner shall report the information required in divisions 138
(A)(10)(a) to (c) of this section, as applicable, in a manner 139

consistent with the requirements established in this section. 140

(C) Upon request in writing by the chief of the division of 141
geological survey prior to the beginning of drilling of the well, 142
the person drilling the well shall make available a complete set 143
of cuttings accurately identified as to depth. 144

(D) The form of the well completion record required by this 145
section shall be one that has been prescribed by the chief of the 146
division of oil and gas resources management and the chief of the 147
division of geological survey. The filing of a log as required by 148
this section fulfills the requirement of filing a log with the 149
chief of the division of geological survey in section 1505.04 of 150
the Revised Code. 151

(E) If a material listed or designated under division (A)(9) 152
or (10) or (B)(3) of this section is a material for which the 153
division of oil and gas resources management does not have a 154
material safety data sheet, the owner shall provide a copy of the 155
material safety data sheet for the material to the chief. 156

(F) An owner shall submit to the chief the information that 157
is required in divisions (A)(10)(b) and (c) and (B)(3) of this 158
section consistent with the requirements established in this 159
section using one of the following methods: 160

- (1) On a form prescribed by the chief; 161
- (2) Through the chemical disclosure registry that is 162
maintained by the ground water protection council and the 163
interstate oil and gas compact commission; 164
- (3) Any other means approved by the chief. 165

(G) The chief shall post on the division's web site each 166
material safety data sheet obtained under division (E) of this 167
section. In addition, the chief shall make available through the 168

division's web site the chemical information that is required by 169
 divisions (A)(9) and (10) and (B)(3) of this section. 170

(H)(1) If a medical professional, in order to assist in the 171
 diagnosis or treatment of an individual who was affected by an 172
 incident associated with the production operations of a well, 173
 requests the exact chemical composition of each product, fluid, or 174
 substance and of each chemical component in a product, fluid, or 175
 substance that is designated as a trade secret pursuant to 176
 division (I) of this section, the person claiming the trade secret 177
 protection pursuant to that division shall provide to the medical 178
 professional the exact chemical composition of the product, fluid, 179
 or substance and of the chemical component in a product, fluid, or 180
 substance that is requested. 181

(2) A medical professional who receives information pursuant 182
 to division (H)(1) of this section shall keep the information 183
 confidential and shall not disclose the information for any 184
 purpose that is not related to the diagnosis or treatment of an 185
 individual who was affected by an incident associated with the 186
 production operations of a well. Nothing in division (H)(2) of 187
 this section precludes a medical professional from making any 188
 report required by law or professional ethical standards. 189

(I)(1) The owner of a well who is required to submit a well 190
 completion record under division (A) of this section or a report 191
 under division (B)(3) of this section or a person that provides 192
 information to the owner as described in and for purposes of 193
 division (A)(9) or (10) or (B)(3) of this section may designate 194
 without disclosing on a form prescribed by the chief and withhold 195
 from disclosure to the chief the identity, amount, concentration, 196
 or purpose of a product, fluid, or substance or of a chemical 197
 component in a product, fluid, or substance as a trade secret. The 198

owner or person may pursue enforcement of any rights or remedies 199
 established in sections 1333.61 to 1333.69 of the Revised Code for 200
 misappropriation, as defined in section 1333.61 of the Revised 201
 Code, with respect to the identity, amount, concentration, or 202
 purpose of a product, fluid, or substance or a chemical component 203
 in a product, fluid, or substance designated as a trade secret 204
 pursuant to division (I)(1) of this section. The Except as 205
provided in division (J)(2) of this section, the division shall 206
 not disclose information regarding the identity, amount, 207
 concentration, or purpose of any product, fluid, or substance or 208
 of any chemical component in a product, fluid, or substance 209
 designated as a trade secret pursuant to division (I)(1) of this 210
 section. 211

(2) A property owner, an adjacent property owner, or any 212
 person or agency of this state having an interest that is or may 213
 be adversely affected by a product, fluid, or substance or by a 214
 chemical component in a product, fluid, or substance may commence 215
 a civil action in the court of common pleas of Franklin county 216
 against an owner or person described in division (I)(1) of this 217
 section challenging the owner's or person's claim to entitlement 218
 to trade secret protection for the specific identity, amount, 219
 concentration, or purpose of a product, fluid, or substance or of 220
 a chemical component in a product, fluid, or substance pursuant to 221
 division (I)(1) of this section. A person who commences a civil 222
 action pursuant to division (I)(2) of this section shall provide 223
 notice to the chief in a manner prescribed by the chief. In the 224
 civil action, the court shall conduct an in camera review of 225
 information submitted by an owner or person described in division 226
 (I)(1) of this section to determine if the identity, amount, 227
 concentration, or purpose of a product, fluid, or substance or of 228
 a chemical component in a product, fluid, or substance pursuant to 229

division (I)(1) of this section is entitled to trade secret protection. 230
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(J)(1) Except for any information that is designated as a trade secret pursuant to division (I)(1) of this section and except as provided in division (J)(2) of this section, the owner of a well shall maintain records of all chemicals placed in a well for a period of not less than two years after the date on which each such chemical was placed in the well. The chief may inspect the records at any time concerning any such chemical. 232
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(2) An owner or person who has designated the identity, amount, concentration, or purpose of a product, fluid, or substance or of a chemical component in a product, fluid, or substance as a trade secret pursuant to division (I)(1) of this section shall maintain the records for such a product, fluid, or substance or for a chemical component in a product, fluid, or substance for a period of not less than two years after the date on which each such product, fluid, or substance or each such chemical component in a product, fluid, or substance ~~was placed in the well~~ is brought to a location that is regulated under or is subject to this chapter or rules adopted under it. Upon the request of the chief, the owner or person, ~~as applicable,~~ immediately shall disclose the records or information to the chief if the records or information is necessary to respond to a spill, release, or investigation. ~~However~~ The owner or person who received a request for records or information under this division shall label and clearly identify all records or information designated as a trade secret. 239
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The chief may provide the records or information to any agency of the state or emergency responder that is responding to a spill or release or that is participating in an investigation of a 257
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spill or release that occurred at a location regulated under or 260
subject to this chapter or rules adopted under it. If the chief 261
provides the records or information to an agency of the state or 262
an emergency responder, the chief shall notify, as soon as 263
practicable, the owner or person who disclosed the records or 264
information that the chief has provided the records or information 265
to the agency of the state or emergency responder, as applicable. 266
Unless otherwise authorized by the Revised Code, the chief or an 267
agency of the state or emergency responder receiving the records 268
or information shall not disclose the records or information that 269
is designated as a trade secret. 270

The provision of records or information by the chief to a 271
state agency or emergency responder under this division does not 272
affect the designation of a trade secret under division (I)(1) of 273
this section. In addition, the chief's provision of records or 274
information to a state agency or emergency responder under this 275
division does not subject the records or information to public 276
disclosure. Nothing in this division precludes an owner or person 277
who has designated the identity, amount, concentration, or purpose 278
of a product, fluid, or substance or of a chemical component in a 279
product, fluid, or substance as a trade secret and discloses 280
records or information to the chief pursuant to a request by the 281
chief under this division from requesting a confidentiality 282
agreement with a recipient of the records or information. 283

(K)(1) For purposes of correcting inaccuracies and 284
incompleteness in chemical information required by divisions 285
(A)(9) and (10) and (B)(3) of this section, an owner shall be 286
considered in substantial compliance if the owner has made 287
reasonable efforts to obtain the required information from the 288
supplier. 289

(2) For purposes of reporting under this section, an owner is not required to report chemicals that occur incidentally or in trace amounts.

(L) As used in this section, ~~the term "material:~~

(1) "Material safety data sheet" shall conform to any revision of or change in the term by the occupational safety and health administration in the United States department of labor.

(2) "Emergency responder" means both of the following:

(a) A representative of a fire department as defined in section 3750.01 of the Revised Code;

(b) The director or coordinator of a countywide emergency management agency established under section 5502.26 of the Revised Code."

After line 63391, insert:

"Sec. 6109.34. The director of environmental protection or ~~his~~ the director's duly authorized representative may enter at reasonable times upon any private or public property to inspect and investigate conditions relating to the construction, maintenance, and operation of a public water system, and may take samples for analysis. If entry or inspection authorized by this section is refused, hindered, or thwarted, the director or ~~his~~ the director's authorized representative may by affidavit apply for, and any judge of a court of record may issue, an appropriate inspection warrant necessary to achieve the purposes of this chapter within the court's territorial jurisdiction.

During an emergency that requires the director or the director's authorized representative to respond to protect public health or safety or the environment or during an investigation of

such an emergency, the director or the director's authorized representative may share any complete records, reports, or information or any part of a record, report, or information that has been designated as containing trade secret information in accordance with section 6111.05 of the Revised Code. A person that receives such records, reports, or information or any such part shall maintain the confidentiality of the records, reports, or information or any such part and use them only for the purposes established in division (D) of that section.

The sharing of complete records, reports, or information or any part of a record, report, or information that has been designated as containing trade secret information in accordance with division (D) of section 6111.05 of the Revised Code does not change the status of the records, reports, or information or any such part as being designated a trade secret pursuant to that section. In addition, the sharing does not subject the records, reports, or information or any such part to public disclosure.

Sec. 6111.05. (A) The director of environmental protection, on the director's own initiative, may investigate or make inquiries into any alleged act of pollution or failure to comply with this chapter or any order, any rule, the terms and conditions of a permit, or any other determination pursuant thereto. However, upon written complaint by any person, the director shall conduct any investigations and make any inquiries that are required.

The director or the director's duly authorized representative may enter at reasonable times upon any private or public property to inspect and investigate conditions relating to pollution of any air of the state or land located in the state related to the use, storage, treatment, or disposal of sludge or sludge materials or pollution of any waters of the state, inspect any monitoring

equipment, inspect the drilling, conversion, or operation of any injection well, and sample any discharges, including discharges by "industrial users" into a publicly owned "treatment works" as those terms are defined in sections 212 and 502 of the Federal Water Pollution Control Act, and may apply to the court of common pleas having jurisdiction for a warrant permitting the entrance and inspection.

(B) Any authorized representative of the director at reasonable times may examine any records or memoranda pertaining to sludge management, the operation of disposal systems, the drilling, conversion, or operation of injection wells, or discharges by "industrial users" into publicly owned "treatment works" as defined in sections 212 and 501 of the Federal Water Pollution Control Act. The director may require the maintenance of records relating to sludge management, discharges, or the operation of disposal systems or injection wells. The director may make copies of the records. Any authorized representative of a publicly owned "treatment works" may enter at reasonable times upon the premises of any "industrial user" that discharges into the works to inspect any monitoring equipment or method of the user, to sample any discharges of the user into the works, or to inspect any records or memoranda pertaining to discharges by the user into the works, in order to ascertain compliance by the user with applicable pretreatment standards. The representative may make copies of the records. ~~Any~~

(C) If an emergency requires the director or the director's authorized representative to respond to protect public health or safety or the environment, the director or the director's authorized representative may request any person that is responsible for causing or allowing a spill, release, or discharge of a pollutant or contaminant into or on the environment or any

person having knowledge of the components or chemical identity of 379
the pollutant or contaminant spilled, released, or discharged to 380
disclose records, reports, or information necessary to respond to 381
or investigate the spill, release, or discharge. Upon receiving 382
the request, the person immediately shall submit the records, 383
reports, or information. If the person disclosing the records, 384
reports, or information claims that any portion of the records, 385
reports, or information contains trade secret information, the 386
person shall submit both a complete and a redacted version of the 387
records, reports, or information. The person shall mark the 388
redacted version "public version" and redact any trade secret 389
information. 390

(D) Any records, reports, or information obtained under this 391
chapter shall be available for public inspection, except that: 392

~~(A) Upon a showing satisfactory to the director by any person~~ 393
~~that the (1) Any records, reports, or information, or any~~ 394
particular part thereof designated as a trade secret by the person 395
submitting the records, reports, or information, other than data 396
concerning the amounts or contents of discharges or the quality of 397
the receiving waters, to which the director has access under this 398
chapter, if made public would divulge information entitled to 399
~~protection as trade secrets of the person, the director shall~~ 400
~~consider the record, report, or information or particular portion~~ 401
~~thereof confidential. Prior to divulging any alleged trade secret~~ 402
~~information pursuant to this division, the director shall give ten~~ 403
~~days' written notice to the person claiming trade secrecy shall be~~ 404
considered by the director to be a trade secret and managed by the 405
director as confidential. The director or the director's 406
authorized representative shall not disclose any complete records, 407
reports, or information or any part of a record, report, or 408
information that has been designated as containing trade secret 409

information in accordance with this section. However, during an 410
emergency that requires the director or the director's authorized 411
representative to respond to protect public health or safety or 412
the environment or during an investigation of such an emergency, 413
the director or the director's authorized representative may share 414
any of the complete records, reports, or information or any such 415
part with the owner or operator of a public or private water 416
system that needs the records, reports, or information or any such 417
part for any of the following purposes: 418

(a) Assessing exposure or potential exposure of persons or 419
aquatic organisms to any component of or chemical in a pollutant 420
or contaminant spilled, released, or discharged; 421

(b) Conducting or assessing sampling to determine exposure 422
levels of various population groups or aquatic organisms to any 423
component of or chemical in a pollutant or contaminant spilled, 424
released, or discharged; 425

(c) Testing for any component of or chemical in a pollutant 426
or contaminant spilled, released, or discharged. 427

(B) Prior to sharing any complete records, reports, or 428
information or any part of a record, report, or information that 429
has been designated as containing trade secret information in 430
accordance with this section, the director or the director's 431
authorized representative shall label and identify, to the extent 432
practicable, any of those records, reports, or information or any 433
such part designated as a trade secret. If the director or the 434
director's authorized representative shares any such records, 435
reports, or information or any such part, the director shall 436
notify the person that designated the trade secret information in 437
accordance with division (C) of this section of that sharing as 438
soon as practicable. Nothing in this section precludes a person 439

that designated trade secret information in accordance with 440
division (C) of this section from requesting a confidentiality 441
agreement with a recipient of the records, reports, or information 442
or any such part. 443

During an emergency action taken to protect public health or 444
safety or the environment, the owner or operator of a public or 445
private water system may share complete records, reports, or 446
information or any part of a record, report, or information 447
received under this division that has been designated as 448
containing trade secret information in accordance with this 449
section with an agent, consultant, or representative of the owner 450
or operator. The owner or operator of a public or private water 451
system, including an agent, consultant, or representative of the 452
owner or operator, that receives the records, reports, or 453
information or any such part shall maintain the confidentiality of 454
the records, reports, or information or any such part and may use 455
the information only for the purposes specified in this division. 456

The sharing of complete records, reports, or information or 457
any part of a record, report, or information that has been 458
designated as containing trade secret information in accordance 459
with this section does not change the status of the records, 460
reports, or information or any such part as being designated a 461
trade secret pursuant to this section. In addition, the sharing 462
does not subject the records, reports, or information or any such 463
part to public disclosure. 464

The director or the director's authorized representative may 465
disclose to a person that seeks to obtain records, reports, or 466
information or any part of a record, report, or information that 467
has been designated as containing trade secret information in 468
accordance with this section the identity of the person that has 469
designated those records, reports, or information or any such part 470

as containing trade secret information. The person to whom the 471
director or the director's authorized representative discloses 472
that identity may contact the person that designated the trade 473
secret information. 474

(2) The record, report, or information may be disclosed to 475
 other officers, employees, or authorized representatives of the 476
 state, another state, or the United States when necessary to 477
 sustain an action brought pursuant to this chapter or during an 478
 adjudication hearing or when otherwise necessary to fulfill any 479
 requirement of the Federal Water Pollution Control Act. 480

(E) No person to whom a permit has been issued shall refuse 481
 entry to any authorized representative of the director or 482
 willfully hinder or thwart the representative in the exercise of 483
 any authority granted by this section. 484

(F) The director or the director's authorized representative, 485
 or, where necessary to monitor compliance with pretreatment 486
 standards, the authorized representative of a publicly owned 487
 "treatment works," may apply for, and any judge of a court of 488
 common pleas may issue, a warrant necessary to achieve the 489
 purposes of this chapter. 490

(G) As used in this section: 491

(1) "Private water system" has the same meaning as in section 492
3701.344 of the Revised Code. 493

(2) "Public water system" has the same meaning as in section 494
6109.01 of the Revised Code. 495

(3) "Trade secret" has the same meaning as in section 1333.61 496
of the Revised Code." 497

In line 63401, after "1505.09," insert "1509.10," 498

In line 63470, delete "and"; after "5903.12" insert ", 499
 6109.34, and 6111.05" 500

The motion was _____ agreed to.

SYNOPSIS

**Disclosure of chemical records and information under Oil and 501
 Gas Law 502**

R.C. 1509.10 503

Requires a well owner or other person who is required under 504
 current law to maintain records of specified substances designated 505
 as a trade secret to maintain the records for a period of at least 506
 two years from the date the substance is brought to a location 507
 regulated under the Oil and Gas Law rather than two years from the 508
 date the substance was placed in a well as is required under 509
 current law. 510

Requires an owner or person to disclose records necessary to 511
 respond to a spill, release, or investigation immediately upon the 512
 request of the Chief of the Division of Oil and Gas Resources 513
 Management. 514

Requires an owner or person that received a request for 515
 records or information to label and clearly identify all records 516
 or information that has been designated as a trade secret. 517

Authorizes the Chief to provide the records or information to 518
 any state agency or emergency responder that is responding to a 519
 spill or release or that is participating in an investigation of a 520
 spill or release. 521

Requires the Chief, if the Chief discloses the records or information to a state agency or emergency responder, to notify, the owner or person as soon as practicable.

Prohibits the state agency or emergency responder receiving the information, in addition to the Chief, from disclosing the records or information designated as a trade secret unless otherwise authorized by state law.

Specifies all of the following:

-- The provision of records or information by the Chief to a state agency or emergency responder does not affect the designation of a trade secret under the Oil and Gas Law;

-- The Chief's provision of records or information to a state agency or emergency responder does not subject the record or information to public disclosure; and

-- Nothing precludes an owner or person that has designated a trade secret under the Oil and Gas Law and has disclosed records or information to the Chief from requesting a confidentiality agreement with a recipient of the information.

--An emergency responder is a representative of a fire department or the director or coordinator of a countywide emergency management agency.

Emergency action and confidentiality under Safe Drinking Water and Water Pollution Control Laws

R.C. 6111.05 and 6109.34

In the case of an emergency, requires a person who discharges material into the environment to disclose trade secret information immediately to the Director of Environmental Protection or the Director's authorized representative upon request.

Allows the Director to share the information with public and private water systems. 550
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Requires the water systems to maintain the confidentiality of the information and use the information for specified purposes, including assessing exposure or potential exposure of persons or aquatic organisms. 552
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If the Director or the Director's authorized representative shares the information, requires the Director to notify the person who designated the information as a trade secret as soon as practicable. 556
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Authorizes the owner or operator of a water system, during an emergency, to share the information with an agent, consultant, or representative of the owner or operator. 560
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Stipulates both of the following: 563

-- The sharing of trade secret information by the Director, the Director's authorized representative, or a public or private water system does not affect the designation of a trade secret and does not subject the information to public disclosure; and 564
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-- Nothing precludes a person who has designated a trade secret and has provided that information to the Director from requesting a confidentiality agreement with a recipient of the information. 568
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Authorizes the Director or the Director's authorized representative to disclose to a person who seeks to obtain the trade secret information the identity of the person that has designated the information as a trade secret. 572
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Authorizes the person to whom the Director or the Director's authorized representative discloses that identity to contact the person that designated the trade secret information. 576
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| Defines "trade secret" by reference to the Trade Practices | 579 |
| Law. | 580 |