



American Planning Association  
**Pennsylvania Chapter**

*Making Great Communities Happen*

## Legislative Update October 2013

Provided by CPDAP  
Contact Kyle Guie with any questions: [kguie@gvftma.com](mailto:kguie@gvftma.com)

[HB 47](#)



[Truitt, Dan](#)

Amends the PA Municipalities Planning Code, in subdivision and land development, further providing for approval of plats.

(PN 35) Amends the Municipalities Planning Code adding language to section 508 relating to approval of plats. No plat shall be finally approved unless the plat contains a notice from the design consultant stating that the consultant has been properly compensated for the creation of the development plan and the provisions of the plan have been released for use by the municipality and any applicable regulatory agency. Effective in 60 days.

**Companions:** [HB 2365](#) (Refiled from 11R Session)  
[HCO 218](#) (Co-sponsor Memo)

**Last Action:** 1-10-13 H Introduced and referred to committee on House Local Government

[HB 63](#)



[Keller, Fred](#)

Amends the Pennsylvania Prevailing Wage Act raising the threshold for applicability.

(PN 492) Amends the Pennsylvania Prevailing Wage Act raising the threshold for applicability for public works projects from \$25,000 to \$190,000, adjusted annually on March 1 to conform with increases in CPI. Effective in 60 days.

**Companions:** [HB 796](#) (Related)  
[HB 1191](#) (Related)  
[HCO 209](#) (Co-sponsor Memo)

**Last Action:** 2- 4-13 H Introduced and referred to committee on House Labor and Industry

[HB 68](#)



[Sturla, Mike](#)

Amends Title 62 (Procurement) further providing for competitive sealed bidding.

(PN 48) Amends Title 62 (Procurement) to make competitive bidding mandatory for every Commonwealth agency when awarding any contract with a private collection agency. Effective in 60 days.

**Companions:** [HCO 240](#) (Co-sponsor Memo)

**Last Action:** 1-10-13 H Introduced and referred to committee on House State Government

[HB 83](#)



[Ross, Chris](#)

Amends Agricultural Area Security Law further providing for purchase of agricultural conservation easements.

(PN 61) Amends the Agricultural Security Law further providing for the purchase of agricultural conservation easements by adding that the owner of the land subject to the agricultural conservation easement may relinquish and extinguish the right of construction and use of structures by recording, in the office for the recording of deeds in the county in which the land subject to the agricultural conservation easement is located, an affidavit evidencing the intent to relinquish and extinguish which includes a reference to the original deed of easement.. Effective in 60 days.

**Companions:** [HB 2106](#) (Refiled from 11R Session)  
[HCO 530](#) (Co-sponsor Memo)

**Last Action:** 1-25-13 S Received in the Senate and referred to Senate Agriculture and Rural Affairs

[HB 142](#)



[Petri, Scott](#)

Amends the PA Sewage Facilities Act further providing for official plans.

(PN 141) Amends the Pennsylvania Sewage Facilities Act by adding that each municipality would, at least thirty days prior to holding the required public hearing considering revisions to the municipality's plan for sewage services to the department, notify in writing each property owner in areas where community sewage systems are planned to be available within a ten-year period. The notification shall include information that describes any requirements for a property owner not part of a community sewage system to connect to such system. Effective in 60 days.

**Companions:** [HB 542](#) (Refiled from 11R Session)  
[HCO 643](#) (Co-sponsor Memo)

**Last Action:** 1-17-13 H Introduced and referred to committee on House Environmental Resources and Energy

[HB 148](#)



[Petri, Scott](#)

Amends the PA Municipalities Planning Code further providing for definitions; amending provisions relating to municipal capital improvements; and providing for development impact fees.

(PN 147) Amends the Pennsylvania Municipalities Planning Code, in municipal capital improvements, removing the definition of "impact fee" and adding a definition of "transportation impact fee" and updating terminology through the act according to this definition change. The bill amends provisions relating to municipal capital improvements by adding that in lieu of preparing a transportation capital improvements plan, the governing body of the municipality may elect to have the municipality's comprehensive plan and maps serve as a transportation capital improvements plan, provided that certain standards are met. Lastly, the bill adds a chapter providing

for development impact fees, which authorizes the governing body of a governmental entity to enact, amend, and repeal an ordinance authorizing the assessment and collection of development impact fees, as provided in the legislation. No municipality may include any transportation-related improvement or expenditure already included under Article V-A in any development impact fee. Effective in 60 days.

**Companions:** [HCO 822](#) (Co-sponsor Memo)

**Last Action:** 1-17-13 H Introduced and referred to committee on House Local Government

[HB 152](#)



[Petri, Scott](#)

Act providing for small disaster assistance, low-interest loans to individual disaster victims & businesses & municipal grants: establishing a fund; & conferring powers and duties on various Commonwealth agencies.

(PN 150) The Small Disaster Assistance Act provides for small disaster assistance, for low-interest loans to individual disaster victims and businesses and for municipal grants to be administered by Pennsylvania Emergency Management Agency; establishes the Small Disaster Assistance Fund to assist the victims of small disasters with low-interest loans and grants; and confers powers and duties on various Commonwealth agencies. Upon a small disaster declaration, assistance would be made available to individuals, businesses and municipalities within a county that suffered a level of physical damage from the small disaster. The bill outlines the standards for and levels of assistance. Effective in 60 days.

**Companions:** [HB 1838](#) (Refiled from 11R Session)  
[HCO 825](#) (Co-sponsor Memo)

**Last Action:** 1-17-13 H Introduced and referred to committee on House Veterans Affairs & Emergency Prepared.

[HB 154](#)



[Petri, Scott](#)

Act providing for acquisition of property by local government units to mitigate flood hazards.

(PN 152) The Flood Hazard Mitigation Act authorizes the acquisition of property by local government units to mitigate flood hazards. Effective immediately.

**Companions:** [HCO 825](#) (Co-sponsor Memo)

**Last Action:** 1-17-13 H Introduced and referred to committee on House Environmental Resources and Energy

[HB 443](#)



[Causer, Martin](#)

Amends the Dam Safety & Encroachments Act further providing for definitions and for regulations and standards.

(PN 452) Amends the Dam Safety and Encroachments Act to further provide for definitions and requires the Environmental Quality Board to establish procedures for the removal of flood-related hazards or related stream clearing activities by persons owning adjacent

property, or municipalities where the flood-related hazards are located or related stream clearing activities are to be completed. Guidelines for the procedures are provided. Effective in 60 days.

**Companions:** [HB 2359](#) (Refiled from 11R Session)  
[HCO 46](#) (Co-sponsor Memo)  
[SB 354](#) (Identical)

**Last Action:** 1-30-13 H Introduced and referred to committee on House Environmental Resources and Energy

[HB 479](#) [Kauffman, Rob](#) Amends PA Municipalities Planning Code further providing for contents of subdivision and land development ordinance.

(PN 502) Amends the Pennsylvania Municipalities Planning Code further providing for contents of subdivision and land development ordinance, stipulating the use of fees for the additional purposes of the operation of maintenance of park or recreational facilities. Effective in 60 days.

**Companions:** [HB 484](#) (Refiled from 11R Session)  
[HB 752](#) (Refiled from 11R Session)  
[HCO 761](#) (Co-sponsor Memo)

**Last Action:** 2- 4-13 H Introduced and referred to committee on House Local Government

[HB 515](#) [Stevenson, Dick](#) Amends PA Municipalities Planning Code further providing for definitions; & providing for mailed notice in certain proceedings.

(PN 1946) Amends Pennsylvania Municipalities Planning Code further providing a definition for "electronic notice" and "mailed notice" which is a notice given by a municipality by first class mail or internet to a landowner or an owner of the time and place of a public hearing and the particular nature of the matter to be considered at the hearing. The legislation provides specific requirements for the form, nature, and service of the notice of those meetings for which notice is required. The bill also details provisions related to owners of land or mineral rights in the municipality. Effective in 60 days. (Prior Printer Number: 558, 1452)

**Companions:** [HCO 706](#) (Co-sponsor Memo)

**Last Action:** 7- 2-13 G Approved by the Governor (Act: 36)

[HB 698](#) [Mundy, Phyllis](#) Amends PA Municipalities Planning Code further providing for organization of board.

(PN 794) Amends the Pennsylvania Municipalities Planning Code further providing for organization of board by adding that if, by reason of disqualification of a member due to conflict of interest, the chairman of the board shall designate as many alternate members of the board to sit on the board as may be needed to replace the disqualified members. Effective in 60 days.

**Companions:** [HB 1414](#) (Refiled from 11R Session)

[HCO 531](#) (Co-sponsor Memo)

**Last Action:** 2-13-13 H Introduced and referred to committee on House Local Government

[HB 704](#)



[Readshaw, Harry](#)

Amends Act further providing for definitions, for creation of a Sewage Disposal System Fund and for expenditure of fund.

(PN 821) Amends Act entitled, "An act to provide for and regulate the accumulation, investment, and expenditure of funds by cities, boroughs, incorporated towns and townships for preparing plans for sewage disposal systems, and for the construction, improvement or replacement of sewage disposal systems for which plans have been approved by the Sanitary Water Board of the Commonwealth," to allow municipalities to use public funds for the improvement, extension, repair or rehabilitation of private lateral sewage lines connected to public sewer systems where the municipality or municipal authority determines that such activities will benefit the public sewer system. Effective in 60 days.

**Companions:** [HCO1094](#) (Co-sponsor Memo)

**Last Action:** 2-14-13 H Introduced and referred to committee on House Environmental Resources and Energy

[HB 772](#)



[Adolph, William](#)

Amends the PA Municipalities Planning Code, in zoning, prohibiting the location of advertising signs in certain locations.

(PN 884) Amends Pennsylvania Municipalities Planning Code, in zoning, to disallow outdoor advertising signs to be placed within 1,000 feet of a property line of an existing school, public playground, public park, residential housing area, child care facility, church, meetinghouse, or other actual place of regularly stated religious worship. Special allowances can be made by local planning boards. Definitions are provided. Effective in 60 days.

**Companions:** [HB 1273](#) (Refiled from 11R Session)  
[HCO 742](#) (Co-sponsor Memo)

**Last Action:** 2-25-13 H Introduced and referred to committee on House Local Government

[HB 784](#)



[Evankovich, Eli](#)

Act providing for permit extensions; and making a repeal.

(PN 2158) The Development Permit Extension Act provides for existing permit extension approvals that are to be automatically suspended if they were in effect between the date of an extension and July 2, 2013. The suspension period shall last until July 2, 2016. The bill provides for different suspension requirements for Philadelphia and provides for limitations on the suspension power. The legislation provides for the effect of subsequent changes in law and their effect on the permits and for agency verification of enumerated information. The bill also provides for exceptions, fees, and notice requirements. The legislation provides for automatic

suspension of expiration dates when approval by a government agency is granted for or in effect during the extension period. Effective immediately. (Prior Printer Number: 896, 1425)

**Companions:** [HCO 686](#) (Co-sponsor Memo)

**Last Action:** 7- 9-13 G Approved by the Governor (Act: 54)

[HB 800](#)



[Mundy, Phyllis](#)

Amends Title 58 (Oil & Gas) further providing for well location restrictions.

(PN 911) Amends Title 58 (Oil & Gas) stating no well may be drilled within the surface or subsurface area of, or using hydraulic fracturing or horizontal drilling within 2,500 feet of, a water well, lake, reservoir, impoundment, spring, or the permitted intake of a stream that serves as a primary source of supply for a community water system. These restrictions cannot be waived. Effective in 60 days.

**Companions:** [HCO 607](#) (Co-sponsor Memo)

**Last Action:** 2-25-13 H Introduced and referred to committee on House Environmental Resources and Energy

[HB 821](#)



[Harper, Kate](#)

Amends Title 53 (Municipalities), in municipal authorities, further providing for purposes and powers.

(PN 2032) Amends Title 53 (Municipalities), in municipal authorities, to allow municipal authorities to engage in stormwater planning, management and implementation as defined in the articles of incorporation by the governing body. Authorities already in existence and already operating storm water controls as part of a combined sewer system, sanitary sewer system or flood control project may continue to operate those projects. Effective in 60 days. (Prior Printer Number: 931)

**Companions:** [SB 1261](#) (Refiled from 11R Session)  
[HB 1252](#) (Identical)  
[HCO1015](#) (Co-sponsor Memo)  
[SB 351](#) (Identical)

**Last Action:** 9-30-13 H Set on the Tabled Calendar

[HB 868](#)



[Moul, Dan](#)

Amends Regulatory Review Act further providing for defs., final-form regs. & final omitted regs. & review, for disapproval of regs. & emergency-certified regs., for subsequent review & changes.

(PN 1011) Amends Regulatory Review Act further providing for definitions and detailing that if a standing committee of either legislative chamber disapproves of a regulation, an administrative agency may either withdraw the regulation or revise and resubmit the regulation to the standing committees and the Independent Regulatory Review Commission. If a regulation is disapproved a second time, the agency must withdraw the regulation and is disallowed from promulgating it. The legislation requires the approval of both legislative standing committees before a regulation

may be promulgated. Effective in 60 days.

**Companions:** [HCO 826](#) (Co-sponsor Memo)

**Last Action:** 4-24-13 H Public hearing held in committee  
House State Government

[HB 1052](#)  
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[Freeman,  
Robert](#)

Amends the Pennsylvania Municipalities Planning Code further providing for contents of subdivision and land development ordinance.

(PN 1830) Amends the Pennsylvania Municipalities Planning Code to allow municipalities to use funds collected from recreational fees for acquiring, operating, or maintaining park or recreational facilities anywhere within the municipality. This would be in addition to using the fees for providing park or recreational facilities accessible to the development. Effective in 60 days. (Prior Printer Number: 1274)

**Companions:** [HCO 181](#) (Co-sponsor Memo)

**Last Action:** 6-10-13 S Received in the Senate and referred  
to Senate Local Government

[HB 1058](#)  
■

[Goodman, Neal](#)

Amends the Municipal Waste Planning, Recycling & Waste Reduction Act, further providing for site limitation penalties; establishing a fund; & making repeals.

(PN 1279) Amends Municipal Waste Planning, Recycling and Waste Reduction Act adding language providing a new municipal waste, residual waste or construction and demolition waste landfill may not be permitted to operate within one mile of a reservoir that serves as a water source for a community water system as defined in the Pennsylvania Safe Drinking Water Act. Effective in 60 days.

**Companions:** [HB 988](#) (Refiled from 11R Session)  
[HCO1394](#) (Co-sponsor Memo)

**Last Action:** 3-25-13 H Introduced and referred to  
committee on House Environmental Resources  
and Energy

[HB 1122](#)  
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[Gingrich,  
Mauree](#)

Amends Title 68 (Real & Personal Property), in creation, alteration & termination of condominiums, providing for contents of declaration for all condominiums, declaration for flexible condominiums & amendment; declarant's obligation.

(PN 2085) Amends Title 68 (Real and Personal Property), in creation, alteration and termination of condominiums, to extend the time limit for options in flexible condominiums to the later of ten years or 120 days after municipal approval of a specific plat or an appeal from a municipal determination concerning a specific plat if the plat is a preliminary plat calling for improvements. The legislation further details applicability and increases the needed approval amounts for an amendment to a declaration. Effective immediately. (Prior Printer Number: 1371, 1831)

**Companions:** [HCO1608](#) (Co-sponsor Memo)

**Last Action:** 7- 2-13 G Approved by the Governor (Act: 37)

[HB 1137](#)



[Gabler, Matt](#)

Amends the Storm Water Management Act further providing for failure of municipalities to adopt implementing ordinances.

(PN 1386) Amends the Storm Water Management Act to allow municipalities aggrieved by actions of the department to appeal to the Environmental Hearing Board within 60 days of notice of such aggrieving action. Effective in 60 days.

**Companions:** [HCO 326](#) (Co-sponsor Memo)

**Last Action:** 4- 8-13 H Introduced and referred to committee on House Environmental Resources and Energy

[HB 1206](#)



[Kauffman, Rob](#)

Act prohibiting the Commonwealth & local government units from taking certain actions relating to implementation of Agenda 21 that infringe upon or restrict private property rights.

(PN 1511) Act prohibiting state and local governments from adopting policies or laws allowing for or furthering implementation of United Nations Agenda 21. The Agenda 21 plan was adopted at the United Nations Conference on Environment and Development held in Rio de Janeiro, Brazil, June 1992. The bill states provisions of Agenda 21 pose a potential threat to private property rights in Pennsylvania. Effective in 60 days.

**Companions:** [HCO1616](#) (Co-sponsor Memo)

**Last Action:** 4-16-13 H Introduced and referred to committee on House Local Government

[HB 1212](#)



[Maloney, David](#)

Amends the Clean Streams Law further providing for powers and duties of department.

(PN 1527) Amends the Clean Streams Law disallowing the Department of Environmental Protection from using anti-degradation plans or measures in conjunction with planning and permitting under the Pennsylvania Sewage Facilities Act. Effective in 60 days.

**Companions:** [HCO1638](#) (Co-sponsor Memo)

**Last Action:** 4-17-13 H Introduced and referred to committee on House Environmental Resources and Energy

[HB 1252](#)



[Readshaw, Harry](#)

Amends Title 53 (Municipalities Generally), in municipal authorities, further providing for purposes and powers.

(PN 1594) Amends Title 53 (Municipalities Generally), in municipal authorities, further providing for purposes and powers by including storm water management planning and projects. Effective in 60 days.

**Companions:** [SB 1261](#) (Refiled from 11R Session)



[HB 821](#) (Identical)  
[HCO1691](#) (Co-sponsor Memo)  
[SB 351](#) (Identical)

**Last Action:** 4-23-13 H Introduced and referred to committee on House Local Government

[HB 1322](#)



[Santarsiero, Steve](#)

Amends the Pennsylvania Municipalities Planning Code providing for review fees.

(PN 1703) Amends Pennsylvania Municipalities Planning Code providing for zoning review fees which shall be based upon a schedule established by ordinance or resolution and shall be in accordance with the ordinary and customary charges for similar service in the community, but in no event shall the fees exceed the rate or cost charged by the professional consultants for comparable services to the municipality or services which are not reimbursed or otherwise imposed on applicants. The bill provides guidelines and exemptions. Effective immediately.

**Companions:** [HB 1639](#) (Refiled from 11R Session)  
[HCO1436](#) (Co-sponsor Memo)

**Last Action:** 5- 6-13 H Introduced and referred to committee on House Local Government

[HB 1325](#)



[Maloney, David](#)

Amends the Pennsylvania Sewage Facilities Act further providing for definitions, for official plans and for permits.

(PN 1706) Amends the Pennsylvania Sewage Facilities Act adding language providing provide that onlot systems approved by DEP under current Act 537 requirements meet anti-degradation requirements of The Clean Streams Law and the regulations promulgated under that Act. Effective immediately.

**Companions:** [HCO1845](#) (Co-sponsor Memo)  
[SB 946](#) (Identical)

**Last Action:** 7- 2-13 G Approved by the Governor (Act: 41)

[HB 1503](#)



[Maloney, David](#)

Amends the Pennsylvania Sewage Facilities Act further providing for official plans.

(PN 1983) Amends the Pennsylvania Sewage Facilities Act to require the Department of Environmental Protection develop and provide a form that waives the requirement of a municipality to revise its official plan to accommodate non-building subdivisions if there is no present need for sewage disposal facilities on a given parcel of land. The legislation provides requirements for the signing and nature of the form for waiver application. Effective in 60 days.

**Companions:** [HCO1929](#) (Co-sponsor Memo)

**Last Action:** 6-10-13 H Introduced and referred to committee on House State Government

[HB 1576](#)

[Pyle, Jeff](#)

Act providing a process for the designation of certain species.

(PN 2133) An Act standardizing a state process for listing of threatened or endangered species by formalizing existing resource agency authority via rulemaking, consolidating the listings into a centralized database managed by the Department of Conservation and Natural Resources, granting access to information in the database to planners required to consider the impacts that a project could have or to those involved in conservationist efforts, and protecting sensitive data by prohibiting the disclosure of the information to anyone not involved in a development or conservation project. Effective in 90 days.

**Companions:** [HCO2023](#) (Co-sponsor Memo)  
[SB 1047](#) (Related)

**Last Action:** 9-17-13 H Public hearing held in committee  
House Game and Fisheries

[HB 1607](#)

[Baker, Matt](#)

Amends the Underground Utility Line Protection Law further providing for definitions, for duties of facility owners, the One Call System, other parties, designers, excavators and project owners and for penalties.

(PN 2216) Amends the Underground Utility Line Protection Law to further provide for definitions and to make substantial editorial revisions. The bill transfers oversight authority for PA One Call from the Department of Labor and Industry to the Public Utility Commission and adds that the lawful start date for applicable projects is three business days following notification to PA One Call. The bill places duties upon facility owners to maintain records of notice to the One Call system, verify where underground utility lines run in certain instances, report violations, and participate in One Call's member mapping system. The legislation details when a fee must be paid by an excavator, designer, or operator and further requires the reporting of alleged violations. The legislation establishes A Damage Prevention Commission, responsible for establishing a Damage Prevention Committee, the purpose and duty of which is enumerated in the legislation. The bill also establishes the Underground Utility Line Protection Fund to be used by the commission for enforcement of the Underground Utility Line Protection Law. Section 7.9 shall take effect immediately; and the remainder of the act shall take effect in 180 days.

**Companions:** [HCO1365](#) (Co-sponsor Memo)

**Last Action:** 9-18-13 H Public hearing held in committee  
House Consumer Affairs

[HB 1688](#)

[Scavello, Mario](#)

Amends the PA Municipalities Planning Code, in comprehensive plan, further providing for preparation of comprehensive plan.

(PN 2335) Amends the PA Municipalities Planning Code to require County Planning Commissions to include CIOC data in their currently-required annual report. Effective in 60 days.

**Companions:** [HCO2101](#) (Co-sponsor Memo)

**Last Action:** 9-19-13 H Introduced and referred to committee on House Local Government

[SB 164](#)  


[Yudichak, John](#) Amends the Administrative Code further providing for the Environmental Quality Board.

(PN 114) Amends the Administrative Code requiring the Department of Environmental Protection to appoint a counsel to the board, who shall also serve as an independent counsel to members of the board. Effective immediately.

**Companions:** [SB 618](#) (Refiled from 11R Session)  
[SCO 179](#) (Co-sponsor Memo)

**Last Action:** 2- 6-13 S Laid on the table

[SB 196](#)  


[White, Donald](#) Amends the PA Infrastructure Investment Authority Act further providing for defs., for financial assistance and for annual report.

(PN 716) Amends the Pennsylvania Infrastructure Investment Authority Act to provide for certain definitions and state that a project designed to manage urban runoff shall be eligible for funding. Other projects shall be considered non-point source projects and must be consistent with Pennsylvania's Nonpoint Source Management Program Update. Effective immediately. (Prior Printer Number: 142)

**Companions:** [SB 152](#) (Refiled from 11R Session)  
[SCO 356](#) (Co-sponsor Memo)

**Last Action:** 6-19-13 G Approved by the Governor (Act: 16)

[SB 258](#)  


[Yaw, Gene](#) Amends Title 42 (Judiciary), in particular rights and immunities, providing for the actions to quiet title involving subsurface rights.

(PN 143) Amends Title 42 (Judiciary and Judicial Procedure), in particular rights and immunities, stipulating that in an action to quiet title involving subsurface rights to real property, failure by any person claiming to hold the subsurface rights, other than the surface owner of the real property, to exercise the subsurface rights for a period in excess of 50 years shall create a rebuttable presumption that the subsurface rights have been abandoned by such person in favor of the surface owner. Additionally provides for definitions and nonapplicability. Effective in 60 days.

**Companions:** [SCO 501](#) (Co-sponsor Memo)

**Last Action:** 3-19-13 S Public hearing held in committee Senate Environmental Resources and Energy

[SB 259](#)  


[Yaw, Gene](#) Amends Act entitled "an act regulating terms & conditions of certain leases regarding natural gas & oil," adding defs.; providing for payment information to interest owners, for accumulation of proceeds, for apportionment & conflicts.

(PN 1290) Amends the act entitled, "An act regulating the terms and conditions of certain leases regarding natural gas and oil," titling the act as the Oil and Gas Lease Act. The bill provides for definitions; requires certain information to be provided upon payment to interest owners; provides for how accumulation of proceeds from production are to be remitted; provides for required response and division orders for nonpayment of royalties; provides for effects of nonpayment; and makes editorial changes. The bill states an oil, natural gas, or other designation gas well or oil, natural gas, or other designation gas lease which does not include a one-eighth metered royalty shall be subject to an escalation equal to one-eighth metered royalty when its original state is altered by new drilling, deeper drilling, redrilling, artificial well stimulation, hydraulic fracturing or any other procedure for increased production. A lease shall not be affected when the well is altered through routine maintenance or cleaning. The legislation further provides procedure for apportionment and for conflict resolution. Effective in 60 days. (Prior Printer Number: 181, 341)

**Companions:** [HB 1442](#) (Related)  
[SCO 534](#) (Co-sponsor Memo)

**Last Action:** 7- 9-13 G Approved by the Governor (Act: 66)

[SB 287](#)



[Erickson, Edwin](#) Act updating storm water planning requirements by counties; authorizing counties to regulate storm water within a watershed-based planning area; formation of water resources management; imposing duties and conferring powers.

(PN 206) The Integrated Water Resources Restoration, Protection and Management Act updates and expanding the storm water planning requirements to be undertaken by counties; authorizes counties to regulate storm water within a watershed-based planning area; authorizes the formation of water resources management authorities; enables counties, municipalities and water resources management authorities to develop integrated water resources management plans; imposes duties and confers powers on the Department of Environmental Protection, the Environmental Quality Board, counties, municipalities and water resources management authorities; provides for financing and for waiver of use for certain grant or loan funds; and makes related repeals. Effective in 60 days.

**Companions:** [SB 452](#) (Refiled from 11R Session)  
[SCO 146](#) (Co-sponsor Memo)

**Last Action:** 1-24-13 S Introduced and referred to committee on Senate Environmental Resources and Energy

[SB 296](#)




[Folmer, Mike](#) Amends act empowering municipalities to charge & collect charges for the use of certain sewers further providing for rentals use of sewage system and for amount of rental or charge.

(PN 455) Amends entitled "An act empowering counties, cities, boroughs, incorporated towns, and townships to charge and collect from owners of and water users in property served thereby, annual

rentals, rates or charges for the use of certain sewers, sewerage systems and sewage treatment works, including charges for operation, inspection, maintenance, repair, depreciation, and the amortization of indebtedness and interest thereon; empowering counties, cities, boroughs, incorporated towns and townships to contract with authorities organized by cities of the second class, by cities of the second class A, by counties or by cities of the third class for sewer, sewerage and sewage treatment services; to grant, convey, lease, transfer, encumber, mortgage and pledge to such authorities, their sewers, sewerage systems and sewage treatment works; to assign and pledge to such authorities rentals, rates and charges charged and collected by them for the use thereof, and to assign to such authorities their power to charge and collect the same; and validating all such contracts, grants, conveyances, leases, transfers, assignments, encumbrances, mortgages and pledges heretofore made," further providing for rentals for use of sewage system and for amount of rental or charge. The legislation requires justifications for sewer rates and charges and imposes criminal penalties for violations. These same requirements are applied to water systems and water rates. Effective in 60 days.

**Companions:** [SCO 230](#) (Co-sponsor Memo)


**Last Action:** 2-13-13 S Introduced and referred to committee on Senate Local Government

[SB 351](#)  [Erickson, Edwin](#) Amends Title 53 (Municipalities Generally), in municipal authorities, further providing for purposes and powers.

(PN 1222) Amends Title 53 (Municipalities), in municipal authorities, to allow municipal authorities to engage in stormwater planning, management and implementation as defined in the articles of incorporation by the governing body. Authorities already in existence and already operating storm water controls as part of a combined sewer system, sanitary sewer system or flood control project may continue to operate those projects. Effective in 60 days. (Prior Printer Number: 273)

**Companions:** [SB 1261](#) (Refiled from 11R Session)  
[HB 821](#) (Identical)  
[HB 1252](#) (Identical)  
[SCO 420](#) (Co-sponsor Memo)

**Last Action:** 7- 9-13 G Approved by the Governor (Act: 68)

[SB 354](#)  [Hutchinson, Scott](#) Amends the Dam Safety and Encroachments Act further providing for definitions and for regulations and standards.

(PN 276) Amends the Dam Safety and Encroachments Act requiring the Environmental Quality Board to establish guidelines for the removal of flood-related hazards or related stream clearing activities by persons owning adjacent property, or municipalities where the flood-related hazards are located or related stream clearing activities are to be completed. The bill outlines the contents of the guidelines. Effective in 60 days.

**Companions:** [HB 2359](#) (Refiled from 11R Session)

[HB 443](#) (Identical)  
[SCO 326](#) (Co-sponsor Memo)

**Last Action:** 1-30-13 S Introduced and referred to committee on Senate Environmental Resources and Energy

[SB 355](#)



[Yaw, Gene](#)

Amends Title 58 (Oil & Gas) consolidating the Oil & Gas Conservation Law, with modifications, relating to defs., standard unit order process, admin., standards of review, hearings & appeals, establishment, lease extensions; & related repeal.

(PN 278) Amends Title 58 (Oil and Gas) consolidating the Oil and Gas Conservation Law with modifications relating to definitions, standard unit order, process, administration, standard of review, hearings and appeals, establishment of units, integration of various interests, lease extension and scope; providing for gas and hazardous liquids pipelines; and making a related repeal. Effective immediately.

**Companions:** [SCO 511](#) (Co-sponsor Memo)

**Last Action:** 1-31-13 S Introduced and referred to committee on Senate Environmental Resources and Energy

[SB 449](#)



[Solobay, Timothy](#)

Amends PA Sewage Facilities Act further providing for permits; & making editorial changes.

(PN 395) Amends Pennsylvania Sewage Facilities Act updating references to defunct agencies and providing that no ordinance of a local agency or municipality shall require a permit or plan revision for the installation of an individual on-lot sewage system for a residential structure occupied or intended to be occupied by the property owner or a member of his immediate family on a contiguous tract of land one hundred acres or more. Effective in 60 days.

**Companions:** [SB 1234](#) (Refiled from 11R Session)  
[SCO 415](#) (Co-sponsor Memo)

**Last Action:** 2- 7-13 S Introduced and referred to committee on Senate Environmental Resources and Energy

[SB 506](#)



[Dinniman, Andrew](#)

Amends Gas & Hazardous Liquids Pipelines Act further providing for definitions; & providing for recreational use & for storm water runoff.

(PN 548) Amends Gas and Hazardous Liquids Pipelines Act defining "public land" and adding that within counties of the first (Philadelphia), second (Allegheny), and third class, if a pipeline operator purchases or obtains an easement for public land, agricultural-easement land or permanently preserved land for new or expanded pipelines, the pipeline operator must purchase or grant an easement for an equivalent section of land within the respective

county for public active or passive recreational use. The recreational land shall be selected and recreationally developed at the direction of the county. No other development of the recreational land may occur. Additionally, a pipeline operator engaged in the construction or replacement of pipelines involving the alteration or development of land shall assure that the volume and maximum rate of storm water runoff after the construction or replacement does not exceed the volume and maximum rate of runoff that existed prior to the construction or replacement. The Department of Environmental Protection shall verify compliance and may promulgate regulations. Effective in 60 days.

**Companions:** [SCO 561](#) (Co-sponsor Memo)

**Last Action:** 2-26-13 S Introduced and referred to committee on Senate Environmental Resources and Energy

[SB 575](#)



[Rafferty, John](#)

Amends the Solid Waste Management Act further providing for criminal penalties.

(PN 535) Amends the Solid Waste Management Act increasing the fine for violating hazardous waste storage requirements from \$2,500 per violation to \$7,500 per violation. Also increases the fine for illegally transporting, treating, storing, or disposing of solid waste from \$10,000 to \$20,000 if such violation caused pollution, public nuisance, or bodily injury. Also assigns penalties according to the amount of toxic waste improperly processed or disposed of. Effective in 60 days.

**Companions:** [SB 531](#) (Refiled from 11R Session)  
[SCO 243](#) (Co-sponsor Memo)

**Last Action:** 2-22-13 S Introduced and referred to committee on Senate Environmental Resources and Energy

[SB 675](#)



[Wozniak, John](#)

Act establishing the Real Rainy Day Fund; & providing for the deposit of a portion of the liquor tax into the fund and for use of fund.

(PN 651) The Real Rainy Day Fund Act establishes the Real Rainy Day Fund as a special fund in the State Treasury. The revenues derived from the first 20 percent of the liquor tax rate shall be deposited in the fund. The first \$250 million deposited in the fund during a fiscal year may be used by the Governor for providing disaster relief grants or loans to the citizens of this Commonwealth who sustained property damage as a result of a disaster emergency for which the Governor issued an executive order or declaration. Any additional moneys in the fund may be used by the Governor to repair roads and bridges that failed their most recent inspection by the Department of Transportation of the Commonwealth. Additionally, whenever the Governor determines that an appropriation from the fund is necessary to meet emergencies involving the health, safety or welfare of the residents of this Commonwealth or to counterbalance downturns of the economy which result in significant unanticipated revenue shortfalls, the

Governor shall present a request for an appropriation along with the specifics of the proposal and suggested ancillary and substantive legislation as may be necessary to the chairmen of the Appropriations Committees. Such a request would need to be approved by two-thirds of the members. Effective immediately.

**Companions:** [SB 1331](#) (Refiled from 11R Session)  
[SCO 595](#) (Co-sponsor Memo)

**Last Action:** 3-13-13 S Introduced and referred to committee on Senate Finance

[SB 721](#)



[McIlhinney, Charles](#)

Amends the PA Municipalities Planning Code, in appeals to court, further providing for intervention.

(PN 742) Amends the PA Municipalities Planning Code further providing for intervention by stating that a zoning hearing board may not intervene or otherwise become a party in a land use appeal. Effective in 60 days.

**Companions:** [SCO 756](#) (Co-sponsor Memo)

**Last Action:** 3-20-13 S Introduced and referred to committee on Senate Local Government

[SB 722](#)



[McIlhinney, Charles](#)

Act providing for authorization of development & operation of facilities to improve cost-efficiency in agricultural production or marketing or agritourism; establishing Farm Enterprise Standard Bd.; limitations in local government authority.

(PN 743) The Family Farm Initiative and Enterprise Land Development Act makes certain legislative declarations, provides definitions, and establishes the Farm Enterprise Standards Board under the Department of Agriculture. Membership, terms, and meeting procedures are provided for and powers and duties are conferred upon the board. According to the bill, the board will review plans by a person wishing to construct a supporting agricultural structure to make sure it meets the board's minimum requirements for optimization. Appeal procedures are provided and the law shall be retroactively effective. Effective in 60 days.

**Companions:** [SCO 757](#) (Co-sponsor Memo)

**Last Action:** 3-20-13 S Introduced and referred to committee on Senate Agriculture and Rural Affairs

[SB 723](#)



[McIlhinney, Charles](#)

Amends PA Safe Drinking Water Act further providing for defs., applications & requests for approval for facilities & activities in critical zones, for wellhead protection, surface water intake protection & penalties; & editorial changes.

(PN 744) Amends Pennsylvania Safe Drinking Water Act to further provide for enumerated definitions and create critical zones for surface water intakes and certain well-head protection areas covering community groundwater wells, both of which are to prevent groundwater contamination. The Department of Environmental



Protection is provided the power to implement the legislation through regulations and model ordinances creating statewide minimum requirements for surface water intake protection and wellhead protection. The legislation also provides for civil and criminal penalties for violation. Effective in 180 days.

**Companions:** [SCO 758](#) (Co-sponsor Memo)

**Last Action:** 3-20-13 S Introduced and referred to committee on Senate Environmental Resources and Energy

[SB 771](#)



[Gordner, John](#)

Amends the Administrative Code providing for the State Geospatial Coordinating Board.

(PN 826) Amends the Administrative Code, creating a State Geospatial Coordinating Board to act as an advisory board within the governor's office to provide advice and recommendations on Geospatial issues, policy, and technologies. The Council would consist of 17 voting and 8 ex-officio (non-voting) members. Voting members would consist of leaders in various areas of GIS usage or design. Effective in 60 days.

**Companions:** [SCO 732](#) (Co-sponsor Memo)

**Last Action:** 4- 3-13 S Introduced and referred to committee on Senate Veterans Affairs & Emergency Prepared.

[SB 813](#)



[Vance, Pat](#)

Amends Title 62 (Procurement) further providing for application of part; and providing for local government unit roofing projects.

(PN 852) Amends Title 62 (Procurement) further providing for application of part; and adding a chapter providing for local government unit roofing projects, titled the Roofing Projects Act. The act states specifications for roofing projects shall be based upon generally accepted standards in the commercial roofing industry and shall be written to encourage open and competitive bidding and to prevent corruption and favoritism in order to achieve the best work and materials at the lowest reasonable cost. The bill provides specifications for roofing projects and an open and competitive bidding process; and prohibits a local government from procuring a roofing project or materials for the project through a cooperative-purchasing agency or agreement. The act shall take effect January 1, 2014.

**Companions:** [SB 1192](#) (Refiled from 11R Session)  
[SCO 842](#) (Co-sponsor Memo)

**Last Action:** 9-24-13 S Rereferred to Senate Appropriations

[SB 946](#)



[Baker, Lisa](#)

Amends the PA Sewage Facilities Act further providing for definitions, for official plans and for permits.

(PN 1086) Amends the Pennsylvania Sewage Facilities Act further providing for official plans and permits by adding that for official plans, official plan revisions, and permits for individual on-lot

sewage systems and community on-lot sewage systems, the use of such systems when designed and approved in accordance with this act satisfies the antidegradation requirements of the Clean Streams Law. The bill provides for definitions. Effective immediately.

**Companions:** [HB 1325](#) (Identical)  
[SCO1073](#) (Co-sponsor Memo)

**Last Action:** 6-19-13 S Rereferred to Senate Appropriations

[SB 1047](#)



[Scarnati,](#)  
[Joseph](#)

Act providing a process for the designation of certain species.

(PN 1327) The Endangered Species Coordination Act provides a state process for listing threatened or endangered species by formalizing existing resource agency authority via rulemaking, consolidating the listings into a centralized database managed by the Department of Conservation and Natural Resources, granting access to information in the database to planners required to consider the impacts that a project could have or to those involved in conservationist efforts, and protecting sensitive data by prohibiting the disclosure of the information to anyone not involved in a development or conservation project. Effective in 90 days.

**Companions:** [HB 1576](#) (Related)  
[SCO1091](#) (Co-sponsor Memo)

**Last Action:** 7- 3-13 S Introduced and referred to committee on Senate Game and Fisheries

[SR 13](#)



[Greenleaf,](#)  
[Stewart](#)

Resolution directing LBFC to review the Commonwealth's program of providing funding & drinking water, wastewater & storm water projects authorized under PENNVEST.

(PN 223) Resolution directing Legislative Budget & Finance Committee to review the Commonwealth's program of providing funding for drinking water, wastewater and storm water projects authorized under the PA Infrastructure Investment Authority Act. Requires the committee to report its findings and recommendations to the Senate within six months of the adoption of the resolution.

**Companions:** [SR 30](#) (Refiled from 11R Session)  
[SCO 249](#) (Co-sponsor Memo)

**Last Action:** 1-25-13 S Introduced and referred to committee on Senate Environmental Resources and Energy

	All	Track
Total Bills:	52	0

- End of Report -