

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1389 Session of 2019

INTRODUCED BY STURLA, ULLMAN, ISAACSON, OTTEN, KINSEY, HILL-
EVANS, NEILSON AND SIMS, MAY 15, 2019

REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY,
MAY 15, 2019

AN ACT

1 Amending the act of June 22, 1937 (P.L.1987, No.394), entitled
2 "An act to preserve and improve the purity of the waters of
3 the Commonwealth for the protection of public health, animal
4 and aquatic life, and for industrial consumption, and
5 recreation; empowering and directing the creation of
6 indebtedness or the issuing of non-debt revenue bonds by
7 political subdivisions to provide works to abate pollution;
8 providing protection of water supply and water quality;
9 providing for the jurisdiction of courts in the enforcement
10 thereof; providing additional remedies for abating pollution
11 of waters; imposing certain penalties; repealing certain
12 acts; regulating discharges of sewage and industrial wastes;
13 regulating the operation of mines and regulating the impact
14 of mining upon water quality, supply and quantity; placing
15 responsibilities upon landowners and land occupiers and to
16 maintain primary jurisdiction over surface coal mining in
17 Pennsylvania," in scope and purpose, further providing for
18 fences along streams.

19 The General Assembly of the Commonwealth of Pennsylvania
20 hereby enacts as follows:

21 Section 1. Section 702 of the act of June 22, 1937
22 (P.L.1987, No.394), known as The Clean Streams Law, is amended
23 to read:

24 Section 702. Fences along Streams.--[No] An administrative
25 agency of the Commonwealth or [any political subdivision thereof

1 ~~shall]~~ a municipality may require any person to erect a fence
2 along a stream in a pasture or other field used for grazing of
3 farm livestock for the purpose of keeping farm livestock out of
4 the stream. An ordinance enacted by a municipality under this
5 paragraph shall include provisions for stream crossings in
6 accordance with Department of Environmental Protection
7 regulations and guidelines relating to stream crossings.

8 Section 2. This act shall take effect in 60 days.