

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 738

Session of  
1979

INTRODUCED BY NOYE, PITTS, W. W. FOSTER, J. L. WRIGHT, JR.,  
SCHEAFFER, ZORD, HELFRICK, CIMINI, WENGER, KLINGAMAN,  
SALVATORE, THOMAS AND ZELLER, MARCH 19, 1979

REFERRED TO COMMITTEE ON AGRICULTURE AND RURAL AFFAIRS,  
MARCH 19, 1979

AN ACT

1 Amending the act of June 22, 1937 (P.L.1987, No.394), entitled  
2 as amended, "An act to preserve and improve the purity of the  
3 waters of the Commonwealth for the protection of public  
4 health, animal and aquatic life, and for industrial  
5 consumption, and recreation; empowering and directing the  
6 creation of indebtedness or the issuing of non-debt revenue  
7 bonds by political subdivisions to provide works to abate  
8 pollution; providing protection of water supply; providing  
9 for the jurisdiction of courts in the enforcement thereof;  
10 providing additional remedies for abating pollution of  
11 waters; imposing certain penalties; repealing certain acts;  
12 regulating discharges of sewage and industrial wastes;  
13 regulating the operation of mines; and placing  
14 responsibilities upon landowners and land occupiers,"  
15 prohibiting any administrative agency from requiring fencing  
16 along streams to restrain livestock.

17 The General Assembly of the Commonwealth of Pennsylvania  
18 hereby enacts as follows:

19 Section 1. The act of June 22, 1937 (P.L.1987, No.394),  
20 known as "The Clean Streams Law," is amended by adding a section  
21 to read:

22 Section 702. Fences along Streams.--No administrative agency  
23 of the Commonwealth or any political subdivision thereof shall  
24 require any person to erect a fence along a stream for the

1 purpose of keeping livestock out of the stream.

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