

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 354 Session of
2007

INTRODUCED BY M. WHITE, MUSTO, D. WHITE, PUNT, FOLMER, SCARNATI,
ROBBINS, REGOLA, RHOADES, WAUGH, BAKER, ERICKSON AND
WONDERLING, MARCH 5, 2007

REFERRED TO ENVIRONMENTAL RESOURCES AND ENERGY, MARCH 5, 2007

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled
2 "An act providing for and reorganizing the conduct of the
3 executive and administrative work of the Commonwealth by the
4 Executive Department thereof and the administrative
5 departments, boards, commissions, and officers thereof,
6 including the boards of trustees of State Normal Schools, or
7 Teachers Colleges; abolishing, creating, reorganizing or
8 authorizing the reorganization of certain administrative
9 departments, boards, and commissions; defining the powers and
10 duties of the Governor and other executive and administrative
11 officers, and of the several administrative departments,
12 boards, commissions, and officers; fixing the salaries of the
13 Governor, Lieutenant Governor, and certain other executive
14 and administrative officers; providing for the appointment of
15 certain administrative officers, and of all deputies and
16 other assistants and employes in certain departments, boards,
17 and commissions; and prescribing the manner in which the
18 number and compensation of the deputies and all other
19 assistants and employes of certain departments, boards and
20 commissions shall be determined," further providing for the
21 Environmental Quality Board.

22 The General Assembly of the Commonwealth of Pennsylvania
23 hereby enacts as follows:

24 Section 1. Section 1920-A(h) of the act of April 9, 1929
25 (P.L.177, No.175), known as The Administrative Code of 1929,
26 added October 10, 1980 (P.L.805, No.153), is amended to read:

27 Section 1920-A. Environmental Quality Board.--* * *

1 (h) Any person may petition the Environmental Quality Board
2 to initiate a rule making proceeding for the issuance, amendment
3 or repeal of a regulation administered and enforced by the
4 department[.], except that no petition shall be submitted to or
5 accepted by the Environmental Quality Board seeking to establish
6 control measures, standards or any other requirement for an
7 emission or discharge which, at the time the petition is
8 submitted, is not currently regulated by the Department of
9 Environmental Protection or is not necessary to achieve,
10 maintain or satisfy the requirements of a Federal or State
11 environmental statute.

12 * * *

13 Section 2. This act shall take effect immediately.