AMENDMENTS TO HOUSE BILL NO. 1401
Sponsor: REPRESENTATIVE MENTZER
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Amend Bill, page 35, by inserting between lines 1 and 2
Section 2403.1. Permit approval.
(a) Operations.--Notwithstanding any other provision of law, a permit application to undertake an activity related to unconventional oil and gas development which has not been denied by the department within the applicable time period established for review shall be deemed approved. If the review period for the permit has been extended for cause, the department shall provide a refund of the fee to the applicant. If the department has notified the person of deficiencies with the application, the period of time from the date of the receipt of the deficiencies to the date of the receipt of the person's response shall toll the applicable time period established for review. only two tolling periods shall be authorized per permit application.
(b) Construction.--Nothing within this section shall be construed to relieve a person from complying with any law pertaining to the activity for which the permit is sought.
(c) Definitions.--As used in this section, the following words and phrases shall have the meanings given to them in this subsection unless the context clearly indicates otherwise:
"Applicable time period established for review." As follows:
(1) For a well permit required under 58 Pa.C.S. §
$3211(a)$ (relating to well permits), within:
(i) forty-five calendar days of submission; or
(ii) sixty calendar days of submission if the review
period has been extended for cause.
(2) For a general air quality permit, within 30 calendar days of submission.
(3) For an earth disturbance permit as required under 25

Pa. Code $\$ 102.5$ (relating to permit requirements), within:
(i) fifty-three business days of submission; or
(ii) twenty-four business days of submission for an expedited application.

