

AMENDMENTS TO HOUSE BILL NO. 2407

Sponsor: REPRESENTATIVE HAMM

Printer's No. 2994

1 Amend Bill, page 1, line 7, by inserting after "conditions"
2 and for enforcement orders

3 Amend Bill, page 2, by inserting between lines 17 and 18

4 (4) Nothing in this act shall be construed to prevent
5 the Pennsylvania Fish and Boat Commission from being involved
6 in an advisory capacity with permits and plans regarding the
7 construction or installation of new bridges or culverts.

8 Section 2. Section 20 of the act is amended by adding a
9 subsection to read:

10 Section 20. Enforcement orders.

11 * * *

12 (e) The Pennsylvania Fish and Boat Commission may enforce
13 stream maintenance or clearing activities in this Commonwealth
14 only when there is a potential violation under 30 Pa.C.S.
15 (relating to fish) due to a person not having a valid permit or
16 conducting an activity that was not authorized by the permit.
17 The Pennsylvania Fish and Boat Commission shall not find that a
18 stream maintenance or clearing activity violates 30 Pa.C.S. if
19 the stream maintenance or clearing activity is general
20 maintenance of a bridge or culvert. The Pennsylvania Fish and
21 Boat Commission shall not enforce a penalty for a violation
22 under 30 Pa.C.S. until the Pennsylvania Fish and Boat Commission
23 contacts the department and the relevant county conservation
24 district to ensure that the stream maintenance or clearing
25 activity was not authorized by a valid permit.

26 Amend Bill, page 2, line 18, by striking out "2" and
27 inserting

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