

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 996 Session of 2011

INTRODUCED BY BAKER, ARGALL, COSTA, ERICKSON, FOLMER, FONTANA,
KASUNIC, ORIE, PILEGGI, RAFFERTY, SCARNATI, SCHWANK,
TOMLINSON, WASHINGTON AND YUDICHAK, APRIL 21, 2011

REFERRED TO ENVIRONMENTAL RESOURCES AND ENERGY, APRIL 21, 2011

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 and water
9 quality; providing for the jurisdiction of courts in the
10 enforcement thereof; providing additional remedies for
11 abating pollution of waters; imposing certain penalties;
12 repealing certain acts; regulating discharges of sewage and
13 industrial wastes; regulating the operation of mines and
14 regulating the impact of mining upon water quality, supply
15 and quantity; placing responsibilities upon landowners and
16 land occupiers and to maintain primary jurisdiction over
17 surface coal mining in Pennsylvania," further providing for
18 industrial wastes discharge.

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

21 Section 1. Section 301 of the act of June 22, 1937
22 (P.L.1987, No.394), known as The Clean Streams Law, amended July
23 31, 1970 (P.L.653, No.222), is amended to read:

24 Section 301. Prohibition Against Discharge of Industrial
25 Wastes.--No person or municipality shall place or permit to be

1 placed, or discharged or permit to flow, or continue to
2 discharge or permit to flow, into any of the waters of the
3 Commonwealth any industrial wastes, except as hereinafter
4 provided in this act. The department shall ensure that any
5 facility which seeks to treat and discharge industrial
6 wastewater originating from oil and gas activities into waters
7 of this Commonwealth is operated by a competent and qualified
8 individual. The Environmental Quality Board shall have the
9 authority to promulgate regulations regarding the qualifications
10 necessary to operate a facility which treats and discharges
11 industrial wastewater originating from oil and gas activities.

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