

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1030 Session of
2020

INTRODUCED BY YAW, BAKER, SCARNATI, GORDNER, PITTMAN, MARTIN,
SCHWANK AND HUTCHINSON, FEBRUARY 3, 2020

REFERRED TO ENVIRONMENTAL RESOURCES AND ENERGY, FEBRUARY 3, 2020

AN ACT

1 Amending the act of January 24, 1966 (1965 P.L.1535, No.537),
2 entitled "An act providing for the planning and regulation of
3 community sewage systems and individual sewage systems;
4 requiring municipalities to submit plans for systems in their
5 jurisdiction; authorizing grants; requiring permits for
6 persons installing such systems; requiring disclosure
7 statements in certain land sale contracts; authorizing the
8 Department of Environmental Resources to adopt and administer
9 rules, regulations, standards and procedures; creating an
10 advisory committee; providing remedies and prescribing
11 penalties," further providing for official plans.

12 The General Assembly of the Commonwealth of Pennsylvania
13 hereby enacts as follows:

14 Section 1. Section 5(c.1) and (c.2) of the act of January
15 24, 1966 (1965 P.L.1535, No.537), known as the Pennsylvania
16 Sewage Facilities Act, are amended to read:

17 Section 5. Official Plans.--* * *

18 (c.1) When proposing [a plan supplement or plan revision
19 for] a new land development, the applicant may submit and the
20 department shall accept, for the purpose of satisfying general
21 site suitability requirements, any conventional sewage system or
22 alternate [on-lot] sewage system [permissible by a sewage

1 enforcement officer] that meets site conditions present at the
2 proposed new land development.

3 [(c.2) (1) Within one hundred eighty days of the effective
4 date of this subsection, the department shall, in consultation
5 with the advisory committee, develop scientific, technical and
6 field testing standards upon which an evaluation of each on-lot
7 sewage system that has been classified as an alternate system in
8 accordance with 25 Pa. Code § 73.72 (relating to alternate
9 sewage systems) shall be based.

10 (2) The department shall, in consultation with the advisory
11 committee, review the scientific, technical and field testing
12 data for each individual on-lot sewage system and each community
13 on-lot sewage system that is classified as an alternate on-lot
14 sewage system.

15 (3) If, based on the review specified in paragraph (2), the
16 department determines that there is sufficient scientific,
17 technical and field testing data to reclassify an alternate
18 system as a conventional system, the department shall reclassify
19 the alternate system as a conventional system.

20 (4) If, based on the review specified in paragraph (2), the
21 department determines that there is insufficient or inadequate
22 scientific, technical or field testing data to continue
23 classifying the on-lot sewage system as an alternate system, the
24 department may undertake a rulemaking to remove the system's
25 classification as an alternate system.]

26 * * *

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