AN ACT

Amending the act of April 9, 1929 (P.L.177, No.175), entitled
"An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, commissions, and officers; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," providing for effect of permit issued by Department of Environmental Protection.

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

Section 1. The act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, is amended by adding a section to read:

Section 1938-A. Effect of Permit Issued by the Department of
Environmental Protection.--(a) In order to maintain consistency and uniformity of the regulation of standards for natural resources and environmental protection throughout this Commonwealth, when a permit is required from the department in order to conduct a regulated activity within this Commonwealth and the department issues the permit, the provisions of the permit shall supersede all local ordinances and enactments purporting to establish standards for natural resources and environmental protection which are in conflict with the department's regulatory oversight of an activity or the laws and regulations of the Commonwealth.

(b) This section preempts the regulation of all local ordinances and enactments which set standards for natural resource and environmental protection in activities for which permits have been issued or are issued by the department.

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