

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1037 Session of 2013

INTRODUCED BY VOGEL, SOLOBAY, FERLO, ALLOWAY, WARD, ROBBINS, YAW, WOZNIAK, KASUNIC, FOLMER, PILEGGI, WHITE, HUTCHINSON, EICHELBERGER, VULAKOVICH, COSTA AND SMITH, JUNE 24, 2013

AS REPORTED FROM COMMITTEE ON ENVIROMENTAL RESOURCES AND ENERGY, HOUSE OF REPRESENTATIVES, AS AMENDED, APRIL 9, 2014

AN ACT

1 Amending the act of January 8, 1960 (1959 P.L.2119, No.787),
2 entitled, as amended, "An act to provide for the better
3 protection of the health, general welfare and property of the
4 people of the Commonwealth by the control, abatement,
5 reduction and prevention of the pollution of the air by
6 smokes, dusts, fumes, gases, odors, mists, vapors, pollens
7 and similar matter, or any combination thereof; imposing
8 certain powers and duties on the Department of Environmental
9 Resources, the Environmental Quality Board and the
10 Environmental Hearing Board; establishing procedures for the
11 protection of health and public safety during emergency
12 conditions; creating a stationary air contamination source
13 permit system; providing additional remedies for abating air
14 pollution; reserving powers to local political subdivisions,
15 and defining the relationship between this act and the
16 ordinances, resolutions and regulations of counties, cities,
17 boroughs, towns and townships; imposing penalties for
18 violation of this act; and providing for the power to enjoin
19 violations of this act; and conferring upon persons aggrieved
20 certain rights and remedies," further providing for
21 ~~Environmental Quality Board~~ POWERS AND DUTIES OF DEPARTMENT <--
22 OF ENVIRONMENTAL PROTECTION.

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

25 ~~Section 1. Section 5(a) of the act of January 8, 1960 (1959 <--~~
26 ~~P.L.2119, No.787), known as the Air Pollution Control Act, is~~

1 ~~amended by adding a paragraph to read:~~

2 ~~Section 5. Environmental Quality Board. (a) The board~~  
3 ~~shall have the power and its duty shall be to~~

4 \* \* \*

5 ~~(14) Promulgate regulations to repeal the provisions of 25~~  
6 ~~Pa. Code Ch. 126 Subch. C (relating to gasoline volatility~~  
7 ~~requirements).~~

8 \* \* \*

9 SECTION 1. SECTION 4 OF THE ACT OF JANUARY 8, 1960 (1959 <--  
10 P.L.2119, NO.787), KNOWN AS THE AIR POLLUTION CONTROL ACT, IS  
11 AMENDED BY ADDING A CLAUSE TO READ:

12 SECTION 4. POWERS AND DUTIES OF THE DEPARTMENT OF  
13 ENVIRONMENTAL PROTECTION.--THE DEPARTMENT SHALL HAVE POWER AND  
14 ITS DUTY SHALL BE TO--\* \* \*

15 (18.3) WITHIN SIXTY (60) DAYS OF THE EFFECTIVE DATE OF THIS  
16 CLAUSE, INITIATE THE PROCESS OF AMENDING THE STATE  
17 IMPLEMENTATION PLAN. UPON APPROVAL OF A REVISION WHICH  
18 DEMONSTRATES CONTINUED COMPLIANCE WITH FEDERAL NATIONAL AMBIENT  
19 AIR QUALITY STANDARDS THROUGH UTILIZATION OF COMMENSURATE  
20 EMISSION REDUCTIONS BY THE ENVIRONMENTAL PROTECTION AGENCY, THE  
21 BOARD SHALL PROMULGATE REGULATIONS TO REPEAL THE PROVISIONS OF  
22 25 PA. CODE CH. 126 SUBCH. C (RELATING TO GASOLINE VOLATILITY  
23 REQUIREMENTS).

24 \* \* \*

25 Section 2. This act shall take effect immediately.