

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1327 Session of
2015

INTRODUCED BY RESCHENTHALER, ARGALL, BARTOLOTTA, WHITE, ALLOWAY,
VOGEL, STEFANO, YAW, WAGNER AND HUTCHINSON, JUNE 20, 2016

REFERRED TO ENVIRONMENTAL RESOURCES AND ENERGY, JUNE 20, 2016

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 permissible actions.

22 The General Assembly of the Commonwealth of Pennsylvania

23 hereby enacts as follows:

24 Section 1. Section 4.2 of the act of January 8, 1960 (1959
25 P.L.2119, No.787), known as the Air Pollution Control Act, added
26 July 9, 1992 (P.L.460, No.95), is amended by adding a subsection
27 to read:

1 Section 4.2. Permissible Actions.--* * *

2 (e.1) In addition to the other limitations imposed under
3 this section, the board may not promulgate ambient air quality
4 standards, emission or performance standards, control measures
5 or other requirements, and the department may not impose permit
6 or plan approval conditions, for methane that are more stringent
7 than those promulgated by the United States Environmental
8 Protection Agency for new sources. The board, by regulation, may
9 incorporate by reference the control techniques guidelines
10 developed by the United States Environmental Protection Agency
11 for existing sources of methane if the board determines that the
12 control techniques guidelines are reasonably necessary to
13 achieve and maintain compliance with the requirements of the
14 ozone transport region under the Clean Air Act.

15 * * *

16 Section 2. This act shall take effect immediately.