

---

THE GENERAL ASSEMBLY OF PENNSYLVANIA

---

SENATE BILL

No. 175 Session of  
2017

---

INTRODUCED BY RESCHENTHALER, EICHELBERGER, BARTOLOTTA,  
VULAKOVICH, VOGEL, SCARNATI, STEFANO, WAGNER, YAW, HUTCHINSON  
AND LAUGHLIN, JANUARY 25, 2017

---

REFERRED TO ENVIRONMENTAL RESOURCES AND ENERGY, JANUARY 25, 2017

---

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, is  
26 amended by adding a subsection to read:

27 Section 4.2. Permissible Actions.--\* \* \*

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

14     \* \* \*

15     Section 2. This act shall take effect immediately.