
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 879 Session of
2017

INTRODUCED BY AUMENT, BARTOLOTTA, MARTIN, WHITE, FOLMER,
RESCHENTHALER AND STEFANO, SEPTEMBER 11, 2017

REFERRED TO ENVIRONMENTAL RESOURCES AND ENERGY,
SEPTEMBER 11, 2017

AN ACT

1 Amending the act of May 15, 1945 (P.L.547, No.217), entitled "An
2 act relating to the conservation of soil, water and related
3 natural resources and land use practices contributing to soil
4 wastage and soil erosion; providing for the organization of
5 the various counties into conservation districts; the
6 appointment of their officers and employes; and prescribing
7 their powers and duties; creating the State Conservation
8 Commission in the Department of Environmental Resources and
9 fixing its powers and duties relative to the administration
10 of this act; providing financial and legal assistance to such
11 conservation districts and the commission; and authorizing
12 county governing bodies to make appropriations thereto;
13 providing for disposition and operation of existing
14 districts; and repealing existing laws," further providing
15 for Commonwealth agencies to cooperate.

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

18 Section 1. Section 11(2) of the act of May 15, 1945
19 (P.L.547, No.217), known as the Conservation District Law, is
20 amended to read:

21 Section 11. Commonwealth Agencies to Cooperate.--* * *

22 (2) (a) In accordance with regulations adopted by the
23 Environmental Quality Board, the department may, by agreement,
24 delegate to a district one or more of its regulatory and

1 enforcement functions, including, but not limited to, the act of
2 June 22, 1937 (P.L.1987, No.394), known as "The Clean Streams
3 Law," and the rules and regulations adopted thereunder; the act
4 of May 31, 1945 (P.L.1198, No.418), known as the "Surface Mining
5 Conservation and Reclamation Act;" the act of October 4, 1978
6 (P.L.851, No.166), known as the "Flood Plain Management Act,"
7 and the rules and regulations adopted thereunder; the act of
8 November 26, 1978 (P.L.1375, No.325), known as the "Dam Safety
9 and Encroachments Act," and the rules and regulations adopted
10 thereunder; and the act of July 7, 1980 (P.L.380, No.97), known
11 as the "Solid Waste Management Act," and the rules and
12 regulations adopted thereunder.

13 (a.1) Notwithstanding subparagraph (a), beginning on the
14 effective date of this subparagraph, each of the regulatory and
15 enforcement functions of the department under the following laws
16 that are conducted by the department on normal agricultural
17 operations, as defined in the act of June 10, 1982 (P.L.454,
18 No.133), referred to as the Right-to-Farm Law, shall by
19 agreement be delegated to the commission:

20 (i) "The Clean Streams Law" and the rules and regulations
21 adopted thereunder.

22 (ii) The "Flood Plain Management Act" and the rules and
23 regulations adopted thereunder.

24 (iii) The "Dam Safety and Encroachments Act" and the rules
25 and regulations adopted thereunder.

26 (iv) The "Solid Waste Management Act" and the rules and
27 regulations adopted thereunder.

28 * * *

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