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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 591 Session of  
2021

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INTRODUCED BY ZIMMERMAN, B. MILLER, STAMBAUGH, MALONEY, GREINER,  
CAUSER, FEE, MOUL, RYAN, JAMES, R. MACKENZIE, MENTZER,  
DUNBAR, HAMM, OBERLANDER AND WHEELAND, FEBRUARY 24, 2021

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REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY,  
FEBRUARY 24, 2021

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AN ACT

1 Amending the act of June 22, 1937 (P.L.1987, No.394), entitled  
2 "An act to preserve and improve the purity of the waters of  
3 the Commonwealth for the protection of public health, animal  
4 and aquatic life, and for industrial consumption, and  
5 recreation; empowering and directing the creation of  
6 indebtedness or the issuing of non-debt revenue bonds by  
7 political subdivisions to provide works to abate pollution;  
8 providing protection of water supply and water quality;  
9 providing for the jurisdiction of courts in the enforcement  
10 thereof; providing additional remedies for abating pollution  
11 of waters; imposing certain penalties; repealing certain  
12 acts; regulating discharges of sewage and industrial wastes;  
13 regulating the operation of mines and regulating the impact  
14 of mining upon water quality, supply and quantity; placing  
15 responsibilities upon landowners and land occupiers and to  
16 maintain primary jurisdiction over surface coal mining in  
17 Pennsylvania," in other pollutions and potential pollution,  
18 further providing for potential pollution.

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

21 Section 1. Section 402(c) of the act of June 22, 1937  
22 (P.L.1987, No.394), known as The Clean Streams Law, is amended  
23 by adding a paragraph to read:

24 Section 402. Potential Pollution.--\* \* \*

25 (c) \* \* \*

1       (3) A construction site that results in land disturbance of  
2 more than one acre and less than five acres may apply to waive  
3 the otherwise applicable requirements for a National Pollutant  
4 Discharge Elimination System permit in accordance with 40 CFR  
5 122.26(b)(15)(i) (relating to storm water discharges (applicable  
6 to State NPDES programs, see § 123.25)).

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