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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1823 Session of  
2023

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INTRODUCED BY HOWARD, SAPPEY, BRENNAN, T. DAVIS, MADDEN,  
SANCHEZ, GUENST, FREEMAN, HILL-EVANS AND KRAJEWSKI,  
NOVEMBER 8, 2023

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REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY,  
NOVEMBER 8, 2023

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AN ACT

1 Amending the act of May 1, 1984 (P.L.206, No.43), entitled "An  
2 act providing for safe drinking water; imposing powers and  
3 duties on the Department of Environmental Resources in  
4 relation thereto; and appropriating certain funds," further  
5 providing for penalties and remedies.

6 The General Assembly of the Commonwealth of Pennsylvania  
7 hereby enacts as follows:

8 Section 1. Section 13(f) of the act of May 1, 1984 (P.L.206,  
9 No.43), known as the Pennsylvania Safe Drinking Water Act, is  
10 amended and the section is amended by adding a subsection to  
11 read:

12 Section 13. Penalties and remedies.

13 \* \* \*

14 (f) Preenforcement conference.--Notwithstanding any other  
15 provision of this act, before the department, the Office of  
16 Attorney General or the district attorney of the affected county  
17 shall institute any criminal proceedings against any person  
18 pursuant to subsections (c), (d) and (e) it shall, in writing,

1 provide such person with an opportunity for a preenforcement  
2 conference with the department.

3 (f.1) Criminal proceedings.--The Office of Attorney General  
4 under the act of October 15, 1980 (P.L.950, No.164), known as  
5 the Commonwealth Attorneys Act, or the district attorney of the  
6 affected county may institute any criminal proceedings against  
7 any person pursuant to subsections (c), (d) and (e).

8 \* \* \*

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