1	(III) ONE MEMBER APPOINTED BY THE MINORITY LEADER OF
2	THE SENATE.
3	(3) THE FOLLOWING MEMBERS OF THE HOUSE OF
4	REPRESENTATIVES:
5	(I) ONE MEMBER APPOINTED BY THE SPEAKER OF THE HOUSE
6	OF REPRESENTATIVES.
7	(II) ONE MEMBER APPOINTED BY THE MAJORITY LEADER OF
8	THE HOUSE OF REPRESENTATIVES.
9	(III) ONE MEMBER APPOINTED BY THE MINORITY LEADER OF
10	THE HOUSE OF REPRESENTATIVES.
11	(C) APPOINTMENTS APPOINTMENTS TO THE AIR QUALITY PERMIT
12	ADVISORY COMMITTEE SHALL BE MADE WITHIN 60 DAYS OF THE EFFECTIVE
13	DATE OF THIS SECTION.
14	ARTICLE XXIV-C
15	ENVIRONMENTAL PERMITTING REFORM
16	SECTION 2401-C. DEFINITIONS.
17	THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
18	SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
19	CONTEXT CLEARLY INDICATES OTHERWISE:
20	"DEPARTMENT." THE DEPARTMENT OF ENVIRONMENTAL PROTECTION OF
21	THE COMMONWEALTH.
22	"LICENSED PROFESSIONAL." AN INDIVIDUAL LICENSED BY THE
23	COMMONWEALTH AS A PROFESSIONAL LANDSCAPE ARCHITECT, ENGINEER,
24	LAND SURVEYOR OR GEOLOGIST.
25	"PERMIT." A WRITTEN AUTHORIZATION ISSUED BY THE DEPARTMENT
26	OR AN AUTHORIZATION UNDER A DELEGATED AGREEMENT BY THE
27	DEPARTMENT TO ENGAGE IN A REGULATED ACTIVITY, INCLUDING, BUT NOT
28	LIMITED TO, A NEW PERMIT, PERMIT RENEWAL, PERMIT AMENDMENT,
29	PERMIT MODIFICATION, PERMIT TRANSFER, CHANGE OF OWNERSHIP, PLAN
30	APPROVAL OR REGISTRATION UNDER A GENERAL PERMIT. THE TERM DOES

- 1 NOT INCLUDE A CERTIFICATION OR LICENSE.
- 2 "PERMIT APPLICATION." THE DOCUMENT SUBMITTED TO THE
- 3 DEPARTMENT BY AN APPLICANT THAT, IF APPROVED, GRANTS A PERMIT TO
- 4 AN APPLICANT.
- 5 "PERMIT DECISION." THE ISSUANCE OR DENIAL OF A PERMIT.
- 6 "PERMIT DECISION DELAY." THE FAILURE OF THE DEPARTMENT TO
- 7 ISSUE A PERMIT DECISION WITHIN:
- 8 (1) THE TIME PERIOD SPECIFIED BY STATUTE OR REGULATION
- OR BY THE RELEVANT TIME PERIOD ESTABLISHED UNDER 4 PA. CODE
- 10 CH. 7A SUBCH. H (RELATING TO PERMIT DECISION GUARANTEE FOR
- THE DEPARTMENT OF ENVIRONMENTAL PROTECTION); OR
- 12 <u>(2)</u> <u>30 DAYS AFTER THE SUBMISSION OF A PERMIT APPLICATION</u>
- OR REQUEST FOR PLAN APPROVAL OR OTHER AUTHORIZATION WHEN NO
- TIME PERIOD IS SPECIFIED BY STATUTE, REGULATION OR 4 PA. CODE
- 15 <u>CH. 7A SUBCH. H.</u>
- 16 "PERMIT PROGRAM." THE OPERATION AND MANAGEMENT OF PERMITS
- 17 IDENTIFIED WHICH ARE SUBJECT TO PERMIT DECISION DELAY.
- 18 SECTION 2402-C. INITIAL REVIEW BY DEPARTMENT.
- 19 WITHIN 30 DAYS AFTER THE EFFECTIVE DATE OF THIS SECTION, THE
- 20 DEPARTMENT SHALL REVIEW ALL PERMIT DECISIONS AND PERMIT DECISION
- 21 DELAYS DURING THE IMMEDIATELY PRIOR CALENDAR YEAR AND SUBMIT A
- 22 REPORT OF FINDINGS TO THE CHAIRPERSON AND MINORITY CHAIRPERSON
- 23 OF THE ENVIRONMENTAL RESOURCES AND ENERGY COMMITTEE OF THE
- 24 SENATE AND THE CHAIRPERSON AND MINORITY CHAIRPERSON OF THE
- 25 ENVIRONMENTAL RESOURCES AND ENERGY COMMITTEE OF THE HOUSE OF
- 26 REPRESENTATIVES.
- 27 <u>SECTION 2403-C.</u> <u>THIRD-PARTY REVIEW UNDER PERMIT PROGRAM.</u>
- 28 (A) ESTABLISHMENT AND ADMINISTRATION OF PERMIT PROGRAM. --
- 29 WITHIN ONE YEAR OF THE ISSUANCE OF THE INITIAL REPORT UNDER
- 30 SECTION 2402-C, THE DEPARTMENT SHALL ESTABLISH AND IMPLEMENT A

- 1 PERMIT PROGRAM. THE DEPARTMENT SHALL CONTRACT WITH THIRD-PARTY
- 2 LICENSED PROFESSIONALS FOR THE PURPOSE OF ADMINISTERING THE
- 3 PERMIT PROGRAM.
- 4 (B) TRANSFER OF INFORMATION. -- WITHIN ONE YEAR AFTER THE
- 5 ESTABLISHMENT OF THE PERMIT PROGRAM UNDER SUBSECTION (A), THE
- 6 DEPARTMENT SHALL TRANSFER INFORMATION REGARDING PERMIT DECISIONS
- 7 AND PERMIT DECISION DELAYS TO THE THIRD-PARTY LICENSED
- 8 PROFESSIONALS WITH WHOM THE DEPARTMENT HAS CONTRACTED.
- 9 (C) FEES.--FEES COLLECTED BY THE DEPARTMENT FROM PERMIT
- 10 APPLICATIONS IN THE PERMIT PROGRAM SHALL BE REMITTED TO THE
- 11 RESPECTIVE THIRD-PARTY LICENSED PROFESSIONALS WITH WHOM THE
- 12 DEPARTMENT HAS CONTRACTED FOR THE PERMIT PROGRAM.
- (D) AGENT OF COMMONWEALTH. -- A THIRD-PARTY LICENSED
- 14 PROFESSIONAL WITH WHOM THE DEPARTMENT HAS CONTRACTED FOR THE
- 15 PERMIT PROGRAM SHALL BE DULY RECOGNIZED AS AN AGENT OF THE
- 16 COMMONWEALTH FOR THE PERMIT PROGRAM TO RESOLVE EACH PERMIT
- 17 APPLICATION WHICH IS SUBJECT TO A PERMIT DECISION DELAY AND
- 18 PERMIT DECISIONS UNDER SUBSECTION (E).
- 19 (E) SELECTION. -- A PERMIT APPLICANT MAY SELECT A THIRD-PARTY
- 20 LICENSED PROFESSIONAL WITH WHOM THE DEPARTMENT HAS CONTRACTED
- 21 FOR THE PERMIT PROGRAM TO REVIEW THE PERMIT APPLICATION.
- 22 SECTION 2404-C. ANNUAL REPORTS.
- NO LATER THAN JANUARY 31 OF EACH YEAR, THE DEPARTMENT SHALL
- 24 SUBMIT TO THE GENERAL ASSEMBLY AN ANNUAL REPORT WHICH, AT A
- 25 MINIMUM, SHALL CONTAIN THE FOLLOWING INFORMATION FROM THE
- 26 IMMEDIATELY PRIOR CALENDAR YEAR:
- 27 <u>(1) THE NUMBER OF PERMIT APPLICATIONS RECEIVED.</u>
- (2) THE NUMBER OF PERMIT APPLICATIONS REVIEWED BY THE
- 29 DEPARTMENT AND THIRD-PARTY LICENSED PROFESSIONALS WITH WHOM
- 30 THE DEPARTMENT HAS CONTRACTED FOR THE PERMIT PROGRAM.

- 1 (3) THE AVERAGE TIME FRAME FOR PERMIT DECISIONS BY THE
- 2 DEPARTMENT AND THIRD-PARTY LICENSED PROFESSIONALS WITH WHOM
- THE DEPARTMENT HAS CONTRACTED FOR THE PERMIT PROGRAM.
- 4 (4) THE NUMBER AND AVERAGE WORKLOAD OF THIRD-PARTY
- 5 <u>LICENSED PROFESSIONALS WITH WHOM THE DEPARTMENT HAS</u>
- 6 <u>CONTRACTED FOR THE PERMIT PROGRAM.</u>
- 7 THE NUMBER AND AVERAGE WORKLOAD OF STAFF MEMBERS
- 8 <u>WITHIN THE DEPARTMENT REVIEWING PERMIT APPLICATIONS</u>,
- ORGANIZED BY EACH REGIONAL OFFICE OF THE DEPARTMENT.
- 10 SECTION 2405-C. RULES AND REGULATIONS.
- THE DEPARTMENT SHALL PROMULGATE RULES AND REGULATIONS
- 12 NECESSARY TO IMPLEMENT THE PROVISIONS OF THIS ARTICLE.
- 13 SECTION 2406-C. APPLICABILITY.
- THIS ARTICLE SHALL APPLY TO ALL PERMITS REQUIRED TO COMPLY
- 15 WITH STATUTES AND REGULATIONS ADMINISTERED BY THE DEPARTMENT.
- 16 SECTION 2407-C. EFFECT OF ARTICLE.
- 17 NOTHING IN THIS ARTICLE SHALL BE CONSTRUED TO LIMIT OR
- 18 OTHERWISE ALTER THE DEPARTMENT'S AUTHORITY TO REVOKE A PERMIT
- 19 FOR FAILURE TO COMPLY WITH THE LAWS OF THIS COMMONWEALTH.
- 20 SECTION 14. SECTION 2702(A) AND (A.1)(2) OF THE ACT ARE
- 21 AMENDED TO READ:
- 22 SECTION 2702. PETITION FOR REASSESSMENT.
- 23 (A) GENERAL RULE. -- A TAXPAYER MAY FILE A PETITION FOR
- 24 REASSESSMENT WITH THE DEPARTMENT WITHIN [90] 60 DAYS AFTER THE
- 25 MAILING DATE OF THE NOTICE OF ASSESSMENT.
- 26 (A.1) PETITION FOR REVIEW OF TAX ADJUSTMENT NOT RESULTING IN
- 27 AN INCREASE IN LIABILITY.--
- 28 \* \* \*
- 29 (2) A TAXPAYER MUST FILE A PETITION FOR REVIEW UNDER
- 30 THIS SUBSECTION WITHIN [90] 60 DAYS OF THE MAILING DATE OF