



pennsylvania
DEPARTMENT OF ENVIRONMENTAL
PROTECTION

Department of Environmental Protection Non-Regulatory Agenda

DEPARTMENT OF ENVIRONMENTAL PROTECTION NON-REGULATORY AGENDA

Title	DEP ID	Description	Type/Action	Applicable Advisory Committee(s)	Pa. Bulletin Status	Contact Person
Environmental Justice Public Participation Policy	012-0501-002	This policy outlines the community engagement responsibilities for regulated entities operating under the prescribed list of trigger permits in environmental justice communities.	Policy/ Substantive Revision	Environmental Justice Advisory Board	Publish as Final Quarter 4 2022	Justin Dula Office of Environmental Justice (484) 250-5820 jdula@pa.gov
Policy for Pennsylvania Historical and Museum Commission (PHMC) and Department of Environmental Protection (DEP) Coordination During Permit Application Review and Evaluation of Historic Resources	012-0700-001	This policy establishes procedures consistent with the Pennsylvania History Code for DEP plan approvals and permit application reviews. The intention is to provide PHMC with the information necessary to determine whether significant archaeological sites or significant aboveground historic resources may be adversely affected by an activity and to meet DEP's obligations to protect historic resources.	TGD/ Substantive Revision	N/A	Publish as Final Quarter 1 2023	Neil Bakshi Office of Program Integration (717) 772-1839 nebakshi@pa.gov
Surface Water Protection – Underground Bituminous Coal Mining Operations	563-2000-655	This provides direction to staff in the Department who review underground mining applications, respond to reports of alleged impacts, or conduct regular evaluations of the surface waters and land located above underground mines. It also provides guidance to the regulated community regarding how to comply with existing legal requirements.	TGD/ Substantive Revision	Citizens Advisory Council	Publish as Draft Quarter 3 2023	Sharon Hill Mining Programs (717) 787-6842 shill@pa.gov

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Title	DEP ID	Description	Type/Action	Applicable Advisory Committee(s)	Pa. Bulletin Status	Contact Person
Engineering Manual for Mining Operations	563-0300-101	The manual provides direction for sections of mining permit applications which involve engineering, including erosion and sedimentation control, water treatment, haul roads, stream encroachments, culverts, wetlands and areas where mining is restricted. The manual describes acceptable designs and when variations are possible.	TGD/ Substantive Rescission	Mining and Reclamation Advisory Board; Aggregate Advisory Board	Publish as Rescinded Quarter 4 2022	Greg Shuler Mining Programs (717) 783-1199 gshuler@pa.gov
Financial Assurance and Bond Adjustments for Mine Sites with Post-mining Discharges	563-2504-450	Describes the process of bond determination or the establishment of a trust fund by the permittee to ensure long-term treatment of pollutorial post-mining discharges.	TGD/ Substantive Revision	Mining and Reclamation Advisory Board	Publish as Draft Quarter 1 2023	Greg Greenfield Mining Programs (717) 787-3174 ggreenfie@pa.gov
Increased Operation and Maintenance Costs of Replacement Water Supplies	562-4000-102	Describes the process for coal and noncoal operators to provide for payment for increased costs on a replacement water supply	TGD/ Substantive Revision	Mining and Reclamation Advisory Board; Aggregate Advisory Board	Publish as Draft Quarter 2 2023	Sharon Hill Mining Programs (717) 787-6842 shill@pa.gov
Water Supply Replacement and Permitting	563-2112-605	Discusses procedures for permit applications where water supplies may be adversely affected by mining.	TGD/ Substantive Revision (may be combined)	Mining and Reclamation Advisory Board	Publish as Draft Quarter 2 2023	Sharon Hill Mining Programs (717) 787-6842 shill@pa.gov
Water Supply Replacement and Compliance	562-4000-101	Establishes procedures for water supplies adversely affected by mining.	TGD/ Substantive Revision (may be combined)	Mining and Reclamation Advisory Board	Publish as Draft Quarter 2 2023	Sharon Hill Mining Programs (717) 787-6842 shill@pa.gov

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Civil Penalty Assessments in the Oil and Gas Management Program	550-4180-001	Provides a procedural guidance for DEP Oil and Gas Management staff for assessing and calculating appropriate civil penalty amounts to seek in settlements, or to assess in penalty actions for violations, and to provide advisory information to the regulated industry.	Policy/ Substantive Revision	N/A	Publish as Draft Quarter 3 2022	Kurt Klappkowski Oil and Gas Planning and Program Management (717) 772-2199 kklappkowsk@pa.gov
Pressure Barrier Technical Guidance for Unconventional Operations	800-0810-003	Will serve as a reference for DEP Oil and Gas Inspectors and the unconventional industry when there is a need to employ well control equipment, indicating what pressure control measures are appropriate.	TGD/New	Oil and Gas Technical Advisory Board	Publish as Final Quarter 3 2022	Seth Pelepko Oil and Gas Planning and Program Management (717) 772-2199 mipelepko@pa.gov
Policy for Erosion and Sediment Control and Stormwater Management for Earth Disturbance Associated with Oil and Gas Exploration, Production, Processing or Treatment Operations or Transmission Facilities	550-2100-008	Informs those engaged in earth disturbance activities associated with oil and gas exploration, production, processing, treatment operations or transmission facilities how to comply with the requirements of Chapters 102, and 78 and 78a and the 2012 Oil and Gas Act.	Policy/ Substantive Revision	Oil and Gas Technical Advisory Board; Pennsylvania Grade Crude Development Advisory Council	Publish as Draft Quarter 12023	Joe Kelly Oil and Gas Planning and Program Management (717) 772-5991 josephke@pa.gov

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Title	DEP ID	Description	Type/Action	Applicable Advisory Committee(s)	Pa. Bulletin Status	Contact Person
<p>Prioritized Review Process Under the Erosion and Sediment Control General Permit for Earth Disturbance Associated with Oil and Gas Exploration, Production, Processing, or Treatment Operations or Transmission Facilities (ESCGP)</p>	<p>800-2100-001</p>	<p>This guidance has been developed to encourage persons preparing proposed projects for coverage under the ESCGP to voluntarily develop and implement superior environmental enhancements to proposed projects by providing priority status in the NOI review process to qualifying applicants. This document provides guidance to persons submitting NOIs for consideration for the Priority Review Process.</p>	<p>TGD/New</p>	<p>Oil and Gas Technical Advisory Board</p>	<p>Publish as Final Quarter 4 2022</p>	<p>Joe Kelly Oil and Gas Planning and Program Management (717) 772-5991 josephkel@pa.gov</p>
<p>Guidance for the Development and Implementation of Oil & Gas Well Site Integrated Contingency Plans for Unconventional Well Sites</p>	<p>800-5900-001</p>	<p>Provides guidance to unconventional operators on expected information to be included in unconventional well site Emergency Response Plans and Preparedness, Prevention and Contingency Plans; providing operators with a common-sense option for meeting multiple emergency and contingency planning requirements under multiple state regulations.</p>	<p>TGD/New</p>	<p>Oil and Gas Technical Advisory Board</p>	<p>Publish as Draft Quarter 3 2022</p>	<p>Kurt Klappowski Oil and Gas Planning and Program Management (717) 772-2199 kklappowski@pa.gov</p>

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Guidance for Maintaining Freeboard and Dewatering of Well Development Impoundments for Unconventional Oil and Gas Operations	800-0810-***	This document will inform Department staff and the regulated industry how to comply with The Clean Streams Law while maintaining freeboard and dewatering well development impoundments through land application of the excess water.	TGD/New	Oil and Gas Technical Advisory Board	Publish as Draft Quarter 2 2023	Joe Kelly Oil and Gas Planning and Program Management (717) 772-5991 josephkel@pa.gov
State Water Quality Certification (SWQC) Policy for Interstate Natural Gas Transmission Pipeline Projects Regulated by the Federal Energy Regulatory Commission	021-2316-001	Sets forth the DEP review process when an applicant requests State water quality certification for a FERC regulated interstate natural gas transmission pipeline project.	TGD/New	Water Resources Advisory Committee	Publish as Final Quarter 4 2022	Domenic Rocco Regional Permit Coordination Office (717) 772-5659 drocco@pa.gov
Chapter 105 Alternatives Analysis	310-2100-002	This technical guidance document enhances the existing guidance in the Chapter 105 Environmental Assessment form.	TGD/New	Agricultural Advisory Board; Water Resources Advisory Committee; Citizens Advisory Council; Environmental Justice Advisory Board; Oil and Gas Technical Advisory Board	Publish as Final Quarter 4 2022	Andrew Klinger, Bureau of Waterways Engineering and Wetlands (717) 772-5975 anklinger@pa.gov

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Title	DEP ID	Description	Type/Action	Applicable Advisory Committee(s)	Pa. Bulletin Status	Contact Person
Environmental Considerations for the Construction and Operation of Trenchless Technology	310-2100-003	This technical guidance document outlines the steps and options to be considered and, as appropriate, implemented for usage of any Trenchless Technology (e.g., HDD).	TGD/New	Agricultural Advisory Board; Water Resources Advisory Committee; Citizens Advisory Council; Environmental Justice Advisory Board; Oil and Gas Technical Advisory Board; Public Water System Technical Assistance Center Board	Publish as Final Quarter 1 2023	Andrew Klinger, Bureau of Waterways Engineering and Wetlands (717) 772-5975 anklinger@pa.gov
Pennsylvania Wetland Replacement Project	363-0200-003	This outdated technical guidance document has been replaced and is no longer applicable.	TGD/ Rescission	Agricultural Advisory Board; Water Resources Advisory Committee; Citizens Advisory Council	Publish as Rescinded Quarter 4 2022	Andrew Klinger, Bureau of Waterways Engineering and Wetlands (717) 772-5975 anklinger@pa.gov
Laboratory Reporting Instructions Total Coliform and E. Coli Bacteria in Public Water Systems	383-3301-102	Provides laboratories with guidance on reporting drinking water results under the Revised Total Coliform and Groundwater Rules.	TGD/ Substantive Revision	Laboratory Accreditation Advisory Committee	Publish as Final Quarter 3 2022	Jason Minnich Safe Drinking Water (717) 787-0124 jaminnich@pa.gov

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Title	DEP ID	Description	Type/Action	Applicable Advisory Committee(s)	Pa. Bulletin Status	Contact Person
Turbidity Reporting Instructions for Public Water Systems Using Filtered Surface or Groundwater Under Direct Influence of Surface Water Sources	393-3301-003	Provides water systems using filtration with guidance on how to report turbidity and source water monitoring results for <i>Cryptosporidium</i> and <i>E. coli</i> .	TGD/ Substantive Revision	Public Water System Technical Assistance Center Board	Publish as Final Quarter 3 2022	Kim Snook Safe Drinking Water (717) 787-0123 ksnook@pa.gov
Safe Drinking Water Program Field-Related Compliance	383-3000-101	Establishes a basis for staff decisions when identifying and responding to violations during inspections at public water systems.	TGD/ Substantive Revision	Public Water System Technical Assistance Center Board	Publish as Draft Quarter 4 2022	Sabrina Haydt Safe Drinking Water (717) 772-2190 shaydt@pa.gov
Public Water Supply Manual Part IV, Noncommunity System Design Standards	394-2128-002	Outlines the procedures and provide design standards for noncommunity approvals. Part IV of the PWSM has not revised major updates since March of 1998.	TGD/ Substantive Revision	Public Water System Technical Assistance Center Board	Publish as Final Quarter 3 2022	Michael Hess Safe Drinking Water (717) 772-5679 michess@pa.gov
Public Water Supply Manual Part II, Community System Design Standards	383-2125-108	The purpose of Part II of the PWSM is to outline permitting procedures and provide design standards for community water systems. Part II of the PWSM has not revised since May of 2006.	TGD/ Substantive Revision	Public Water System Technical Assistance Center Board	Publish as Draft Quarter 4 2022	Michael Hess Safe Drinking Water (717) 772-5679 michess@pa.gov
Guidance for Surface Water Identification Protocol	383-3500-106	Describes hydrogeologic procedure for identification of new/existing community groundwater sources that are under the direct influence of surface water.	TGD/ Substantive Revision	Public Water System Technical Assistance Center Board	Publish as Draft Quarter 4 2022	Chad Reisch Safe Drinking Water (717) 772-4061 creisch@pa.gov

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Title	DEP ID	Description	Type/Action	Applicable Advisory Committee(s)	Pa. Bulletin Status	Contact Person
Post-Construction Stormwater Management (PCSM) Manual	386-0300-001	Update to the 2006 Pennsylvania Stormwater Best Management Practices Manual for Chapter 102 earth disturbance activities.	TGD/New	Water Resources Advisory Committee	Publish as Draft Quarter 1 2023	Sean Furjanic Clean Water (717) 787-2137 sefurjanic@pa.gov
Water Quality Toxics Management Strategy	361-0100-003	Outlines the Department's approach to evaluating toxic pollutants in NPDES permitted discharges	TGD/Minor Revisions	Water Resources Advisory Committee	Publish as Final Quarter 1 2023	Sean Furjanic Clean Water (717) 787-2137 sefurjanic@pa.gov
Domestic Wastewater Facilities Manual	385-2188-003	Will outline the design standards for domestic wastewater facilities and replace and amend Part III of the existing Domestic Wastewater Facilities Manual (362-0300-001), including additional design standards for Sequencing Batch Reactor (SBR), Ultraviolet (UV) (Light) Disinfection, and Membrane Bioreactors (MBR).	TGD/ New	Water Resources Advisory Committee	Publish as Draft Quarter 4 2022	Kevin McLeary Clean Water (717) 783-1820 kmcleary@pa.gov

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Title	DEP ID	Description	Type/Action	Applicable Advisory Committee(s)	Pa. Bulletin Status	Contact Person
Guidance on Reporting Requirements for Spills, Discharges, and other Incidents of a Substance Causing or Threatening Pollution to Waters of the Commonwealth Under Pennsylvania's Clean Streams Law	383-4200-003	The purpose of this document is to provide guidance on the immediate notification requirements for spills, discharges, and other incidents of a substance causing or threatening pollution to waters of the Commonwealth.	TGD/ New	Water Resources Advisory Committee; Public Water System Technical Assistance Center Board; Oil and Gas Technical Advisory Board; Agricultural Advisory Board	Publish as Final Quarter 4 2022	Robert J. Kachonik Clean Water (717) 783-3863 rkachonik@pa.gov
Alternate On-lot Sewage Pretreatment Technology Verification Policy (TVP)	385-2208-003	Establishes the framework new on-lot sewage technologies to become classified as an on-lot alternate technology.	TGD/Minor Revision	Sewage Advisory Committee	Publish as Final Quarter 4 2022	Brian Schlauderaff Clean Water (717) 772-5620 bschlauder@pa.gov
Small Flow Treatment Facility Manual	385-2188-008	This manual will replace the Design Standards in the Small Flow Treatment Facilities Manual (362-0300-002).	TGD/ Substantive Revision	Water Resources Advisory Committee	Publish as Draft Quarter 3 2022	Kevin McLeary Clean Water (717) 783-1820 kmcleary@pa.gov
Manual for Land Application of Treated Wastewater	385-2188-006	Will revise the manual to include more clear and useable guidance for the land application of treated wastewater.	TGD/ Substantive Revision	Water Resources Advisory Committee	Publish as Draft Quarter 3 2022	Kevin McLeary Clean Water (717) 783-1820 kmcleary@pa.gov

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Title	DEP ID	Description	Type/Action	Applicable Advisory Committee(s)	Pa. Bulletin Status	Contact Person
Technical Decision Making and the use of Conventional Technology, Alternate Technology, Experimental Technology, and Best Technical Guidance (BTG) in On-lot Sewage System Repair Situations	362-2208-003	Establishes a recommended decision process for use by DEP staff, Municipal Officials, and Sewage Enforcement Officers (SEOs) when resolving repair of malfunctioning individual and community on-lot sewage systems.	TGD/ Substantive Revision	Sewage Advisory Committee	Publish as Draft Quarter 4 2022	Brian Schlauderaff Clean Water (717) 772-5620 bschlauder@pa.gov
Land Application of Manure, a Supplement to Manure Management for Environmental Protection; Manure Management Plan Guidance	361-0300-002	Will revise the 10+ year old manual to be more user-friendly and incorporate lessons-learned from the Agricultural Advisory Board and other stakeholders, which have been convened in small workgroups over the course of 18+ months	TGD/ Substantive Revision	Agricultural Advisory Board	Publish as Draft Quarter 4 2022	Kate Bresaw Chesapeake Bay Office (717) 772-4474 kbresaw@pa.gov
Pennsylvania's Public Water System Capability Enhancement Strategy	391-0400-001	Satisfies the requirements of the Federal Safe Drinking Water Act for the implementation of a program that addresses the technical, managerial and financial capability of Pennsylvania's public water systems	TGD/ Substantive Revision	Public Water System Technical Assistance Center Board	Publish as Draft Quarter 3 2022	Kevin Anderson, Bureau of Safe Drinking Water 717-783-9764 keanderson@pa.gov
Guidance for Filter Plant Performance Evaluations	391-3120-001	Guidance and procedures developed to direct and support DEP Safe Drinking Water Program staff conducting Filter Plant Performance Evaluations (FPPEs) statewide	TGD/ Substantive Revision	Public Water System Technical Assistance Center Board	Publish as Draft Quarter 4 2022	Kevin Anderson, Bureau of Safe Drinking Water 717-783-9764 keanderson@pa.gov

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Title	DEP ID	Description	Type/Action	Applicable Advisory Committee(s)	Pa. Bulletin Status	Contact Person
Closure Requirements for Underground Storage Tank Systems	263-4500-601	This guidance establishes minimum standards that must be met to comply with the closure requirements for regulated underground storage tanks.	TGD/ Substantive Revision	Storage Tank Advisory Committee	Publish as Draft Quarter 4 2022	Danielle Mattive Environmental Cleanup & Brownfields (717) 772-5830 dmattive@pa.gov
Guidelines for Conducting Underground Storage Tank (UST) Facility Operations Inspection (FOI)	263-3120-003	This guidance clarifies the procedures DEP certified third party inspector should follow when completing a Facility Operations Inspection.	TGD/ Rescission	N/A	Publish as Rescinded Quarter 4 2022	Danielle Mattive Environmental Cleanup & Brownfields (717) 772-5830 dmattive@pa.gov
Storage Tank Program Internal Policy on Inspection and On-Site Visits	263-3120-002	This guidance establishes internal policy and uniform procedures for Storage Tank Program third-party inspections, program staff inspections and staff on-site visits, as well as follow-up activities including identifying violations, tracking violations, resolving violations and related enforcement actions.	TGD/ Rescission	N/A	Publish as Rescinded Quarter 4 2022	Danielle Mattive Environmental Cleanup & Brownfields (717) 772-5830 dmattive@pa.gov
Pennsylvania Radon Mitigation Standards	294-2309-002	Provides radon mitigation contractors with uniform standards that will ensure quality and effectiveness in the design, installation, and evaluation of radon mitigation systems in detached and attached residential buildings three stories or less in height.	TGD/ Substantive Revision	Radiation Protection Advisory Committee	Publish as Draft Quarter 3 2022	Robert Lewis Radiation Protection (717) 783-9485 rolewis@pa.gov

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Title	DEP ID	Description	Type/Action	Applicable Advisory Committee(s)	Pa. Bulletin Status	Contact Person
Performing Municipal and Residual Waste Facility Inspections	254-3120-001	The purpose of this policy is to establish a formalized procedure for Department staff to conduct municipal and residual waste facility inspections across the six regions of the Department.	TGD/Minor Revision	Solid Waste Advisory Committee	Publish as Final Quarter 1 2023	Kevin Beer Division of Municipal and Residual Waste (717) 787-6052 kbeer@pa.gov
Residual Waste and Special Handling Waste Streams	258-2000-764	This policy identifies and describes procedures for the disposal of residual waste and special handling wastes at permitted waste processing facilities and waste disposal facilities in the Commonwealth.	TGD/Minor Revision	Solid Waste Advisory Committee	Publish as Final Quarter 1 2023	Kevin Beer Division of Municipal and Residual Waste (717) 787-6052 kbeer@pa.gov
Guidance for Development and Implementation of Preparedness, Prevention and Contingency Plans for Generators and Waste Oil Burners	254-5900-001	This document provides a simple alternative for waste oil generators and burners to “Guidelines for the Development and Implementation of Environmental Emergency Response Plans” (400-2200-001) that will preserve the waters of the Commonwealth by prompt response to all emergencies and accidental spills by generators or burners of waste oil for the protection of public health, animal and aquatic life and for recreation.	TGD/Minor Revision	Solid Waste Advisory Committee	Publish as Final Quarter 1 2023	Kevin Beer Division of Municipal and Residual Waste (717) 787-6052 kbeer@pa.gov

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Title	DEP ID	Description	Type/Action	Applicable Advisory Committee(s)	Pa. Bulletin Status	Contact Person
Execution of release forms by waste management field inspectors	250-3120-320	This document provides policy and procedure for dealing with a situation where a Bureau of Waste Management employee is asked to sign a waiver of liability or release from liability as a condition to enter the premises for the purpose of conducting an inspection.	TGD/Minor Revision	Solid Waste Advisory Committee	Publish as Final Quarter 4 2022	Derek Bartram Program Development and Technical Assistance (717) 787-2693 dbartram@pa.gov
Citing Inspection Violations	250-4000-001	This document established a uniform methodology across all DEP regions for citing violations within municipal, residual and hazardous waste programs.	TGD/Minor Revision	Solid Waste Advisory Committee	Publish as Final Quarter 4 2022	Derek Bartram Program Development and Technical Assistance (717) 787-2693 dbartram@pa.gov
Enforcement Actions	250-4000-002	This policy is intended to provide guidelines to the Bureau of Waste Management (BWM) staff to implement the provisions relating to enforcement actions contained in the Department's Standards and Guidelines for Identifying, Tracking and Resolving Violations issued on April 6, 2004. The purpose of this policy is to ensure that all BWM staff use similar comparable formats when addressing similar violations across DEP regions.	TGD/Minor Revision	Solid Waste Advisory Committee	Publish as Final Quarter 1 2023	Derek Bartram Program Development and Technical Assistance (717) 787-2693 dbartram@pa.gov
Violations Requiring an Extended Time Period to Correct	250-4000-003	The purpose of this policy is to ensure that violations are corrected within 180 days from the date the Department determined that a violation occurred and that uncorrected violations become the subject of an enforceable document in a similar fashion across all DEP regions.	TGD/Minor Revision	Solid Waste Advisory Committee	Publish as Final Quarter 4 2022	Derek Bartram Program Development and Technical Assistance (717) 787-2693 dbartram@pa.gov

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Title	DEP ID	Description	Type/Action	Applicable Advisory Committee(s)	Pa. Bulletin Status	Contact Person
Program Implementation Guidance	250-4000-004	The purpose of this policy is to establish a formalized methodology by which the Bureau of Waste Management will implement a compliance and enforcement program throughout the Commonwealth.	TGD/Minor Revision	Solid Waste Advisory Committee	Publish as Final Quarter 1 2023	Derek Bartram Program Development and Technical Assistance (717) 787-2693 dbartram@pa.gov
Notices of Violation (NOVs)	250-4110-001	The purpose of this policy is to establish a formal methodology to ensure that all BWM inspectors in all DEP regions across the Commonwealth cite similar violations in a similar manner. This policy shall also serve to ensure that all regulated facilities subject to inspection are notified of violations as soon as possible when such violations are noted.	TGD/Minor Revision	SWAC	Publish as Final Quarter 4 2022	Derek Bartram Program Development and Technical Assistance (717) 787-2693 dbartram@pa.gov
Calculation of Civil Penalties	250-4180-302	This document provides policy and procedure for the calculation of civil penalties so that civil penalties are calculated uniformly within the Bureau of Waste Management. It is based on the procedure that has been in effect since soon after the passage of Act 97 in July of 1980 with modifications based on the Bureau's experience and adjudication since that time.	TGD/Minor Revision	Solid Waste Advisory Committee	Publish as Final Quarter 4 2022	Derek Bartram Program Development and Technical Assistance (717) 787-2693 dbartram@pa.gov
Air Quality Annual Monitoring Network Plan	N/A	Details changes to the ambient air monitoring network.	N/A	Air Quality Technical Advisory Committee	Publish as Draft Quarter 3 2022	Nick Lazor Air Quality 717-783-9268 nlazor@pa.gov