



pennsylvania
DEPARTMENT OF ENVIRONMENTAL
PROTECTION

Department of Environmental Protection Non-Regulatory Agenda

0120-RE-DEP4509 Rev. 2/2024

DEPARTMENT OF ENVIRONMENTAL PROTECTION NON-REGULATORY AGENDA

Title	DEP ID	Description	Type/Action	Applicable Advisory Committee(s)	Pa. Bulletin Status	Contact Person
Environmental Justice Policy	012-0501-002	This policy outlines the Department’s role in furthering environmental justice under existing regulatory authority by providing guidance around permitting, public participation, grantmaking, inspections, compliance and enforcement, and other activities that the Department conducts in communities facing environmental justice issues.	Policy/ Substantive Revision	Environmental Justice Advisory Board	Publish as Final Quarter 2 2024	Justin Dula Office of Environmental Justice (484) 250-5820 RA-EPOEJ@pa.gov
Pennsylvania Environmental Justice Mapping and Screening Tool (PennEnviroScreen) Methodology Documentation	012-0501-003	This document contains the methodology for DEP’s PennEnviroScreen – a tool that identifies where the Environmental Justice Policy applies and provides an annually updated snapshot of undue environmental burden on vulnerable communities.	TGD/New	Environmental Justice Advisory Board	Publish as Final Quarter 2 2024	Justin Dula Office of Environmental Justice (484) 250-5820 RA-EPOEJ@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 3 2024	Neil Bakshi Office of Program Integration (717) 772-1839 nebakshi@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 4 2024	Greg Greenfield Mining Programs (717) 787-3174 rgreenfie@pa.gov

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Title	DEP ID	Description	Type/Action	Applicable Advisory Committee(s)	Pa. Bulletin Status	Contact Person
Permit Renewals	563-2100-216	Describes administrative procedures and guidelines for submittal of coal mining activity permit renewal applications.	Rescind	Mining and Reclamation Advisory Board	Notice published Quarter 2 2024	Greg Shuler Mining Programs (717) 783-1199 gshuler@pa.gov
Guidelines for Submittal of Benching Plan for Underground Industrial Mineral Mines	583-2219-001	Guidance on the information needed in benching plans for underground industrial mineral mines.	TGD/ New	Aggregate Advisory Board	Publish as Draft, Quarter 3 2024	William Hudak Bureau of Mine Safety (724) 404-3163 whudak@pa.gov
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 2 2024	Kurt Klappkowski Oil and Gas Planning and Program Management (717) 772-2199 kklappkowsk@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 1 2025	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 3 2024</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 Final Quarter 3 2024</p>	<p>Kurt Klapkowski Oil and Gas Planning and Program Management (717) 772-2199 kklapkowski@pa.gov</p>
<p>Guidance for Maintaining Freeboard and Dewatering of Well Development Impoundments for Unconventional Oil and Gas Operations</p>	<p>800-0810-***</p>	<p>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.</p>	<p>TGD/New</p>	<p>Oil and Gas Technical Advisory Board</p>	<p>Publish as Final Quarter 3 2024</p>	<p>Joe Kelly Oil and Gas Planning and Program Management (717) 772-5991 josephkel@pa.gov</p>

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Title	DEP ID	Description	Type/Action	Applicable Advisory Committee(s)	Pa. Bulletin Status	Contact Person
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 2024	Domenic Rocco Regional Permit Coordination Office (717) 772-5659 drocco@pa.gov
Trenchless Technology Guidance	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 2024	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 is no longer applicable.	TGD/ Rescission	Agricultural Advisory Board; Water Resources Advisory Committee; Citizens Advisory Council	Publish as Rescinded Quarter 3 2024	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
Pennsylvania Function-Based Aquatic Resources Compensation Protocol	310-2137-001	This technical guidance document outlines the procedures and methodology for determining the appropriate level of compensatory mitigation required for impacts to aquatic resources under 25 Pa Code § 105.20a.	TGD/Republication with Substantive Revision	Agricultural Advisory Board; Water Resources Advisory Committee; Citizens Advisory Council	Publish as Draft Quarter 3 2024	Andrew Klinger Bureau of Waterways Engineering and Wetlands (717) 772-5975 anklinger@pa.gov
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 2024	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 3 2024	Sabrina Haydt Safe Drinking Water (717) 772-2190 shaydt@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 3 2024	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 2024	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
Situations Requiring One-Hour Reporting to the Department of Environmental Protection	393-2129-005	The purpose of this document is to provide clarity to which situations require one-hour reporting to DEP that will ensure the protection of public health.	TGD/new	Public Water System Technical Assistance Center Board	Publish as Draft Quarter 4 2024	Jeff Allgyer Safe Drinking Water (717) 772-4015 jallgyer@pa.gov
Key Requirements for Bottled Water Systems		The purpose of this document is to clarify the monitoring and reporting requirements for bottled water systems to improve compliance with the SDW regulations.	TGD/new	Public Water System Technical Assistance Center Board	Publish as Draft Quarter 4 2024	Angi Anderson Safe Drinking Water (717) 705-6349 anganderso@pa.gov
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 Final Quarter 1 2025	Sean Furjanic Clean Water (717) 787-2137 sefurjanic@pa.gov
Erosion and Sediment Pollution Control Program Manual	386-0300-002	Update to the 2012 E&S Manual for Chapter 102 earth disturbance activities.	TGD/ Substantive Revision	Water Resources Advisory Committee	Publish as Draft Quarter 1 2025	Sean Furjanic Clean Water (717) 787-2137 sefurjanic@pa.gov
Act 162 Implementation Guidance for Riparian Buffers	310-2135-001	Replacement for three (3) Interim final TGDs regarding Act 162 implementation for Chapter 102 earth disturbance activities.	TGD/New	Water Resources Advisory Committee	Publish as Draft Quarter 1 2025	Sean Furjanic Clean Water (717) 787-2137 sefurjanic@pa.gov

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Title	DEP ID	Description	Type/Action	Applicable Advisory Committee(s)	Pa. Bulletin Status	Contact Person
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 2 2024	Kevin McLeary Clean Water (717) 783-1820 kmcleary@pa.gov
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 2024	Andrew Hall Clean Water (717) 783-5811 andrewhall@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 2 2024	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 2 2024	Brian Schlauderaff Clean Water (717) 772-5620 bschlauder@pa.gov
Guidelines for the Uniform Environmental Review Process in Pennsylvania	381-5511-111	Guidance to standardize the environmental review requirements and documentation process for federally funded drinking water and wastewater infrastructure projects.	TGD/ Minor Revision	Water Resources Advisory Committee	Publish as Draft Quarter 1 2024	Richard Wright Clean Water (717) 772-4059 riwright@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 Final Quarter 2 2024	Kate Bresaw Watershed Restoration and Nonpoint Source Management (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 Final Quarter 2 2024	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
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 Final Quarter 2 2024	Kevin Anderson Bureau of Safe Drinking Water 717-783-9764 keanderson@pa.gov
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 2 2024	Kalynn Conner Environmental Cleanup & Brownfields (717) 772-5825 kconner@pa.gov
Closure Requirements for Aboveground Storage Tank Systems	263-4200-001	This guidance establishes minimum standards that must be met to comply with the closure requirements for regulated aboveground storage tanks.	TGD/ Substantive Revision	Storage Tank Advisory Committee	Publish as Draft Quarter 2 2024	Magen Majeski Environmental Cleanup & Brownfields (717) 772-5810 mmajeski@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 be following when completing a Facility Operations Inspection.	TGD/ Rescission	N/A	Publish as Rescinded Quarter 2 2024	Kalynn Conner Environmental Cleanup & Brownfields (717) 772-5825 kconner@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 2 2024	Kalynn Conner Environmental Cleanup & Brownfields (717) 772-5825 kconner@pa.gov

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Title	DEP ID	Description	Type/Action	Applicable Advisory Committee(s)	Pa. Bulletin Status	Contact Person
Historical Pesticide Guidance		This guidance describes how to deal with Act 2 cleanups of sites with historical lead and arsenic pesticide use.	TGD/Draft New	Cleanup Standards Scientific Advisory Board	Publish as Draft Quarter 3 2024	Brie Sterling Environmental Cleanup & Brownfields (717) 783-9469 bsterling@pa.gov
Residual Waste and Special Handling Waste Streams	258-2000-764	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 2024	Kevin Beer Division of Municipal and Residual Waste (717) 787-6052 kbeer@pa.gov
Guidance on the Chemical Analysis for Form 26R	258-2000-767	Provides guidance to Bureau of Waste Management staff to address exceptions to residual waste generator requirements of annual submittal of waste chemical analysis on Form 26R.	TGD/Minor Revision	Solid Waste Advisory Committee	Publish as Final Quarter 3 2024	Kevin Beer Bureau of Waste Management (717) 787-6052 kbeer@pa.gov
Guidelines for the Preparation of a Contingency Plan for the Transportation of Residual Waste	254-5900-002	Provides guidelines to transporters for developing and maintaining contingency plans for residual waste transportation.	TGD/New	Solid Waste Advisory Committee	Publish as Draft Quarter 1 2024	Kevin Beer Bureau of Waste Management (717) 787-6052 kbeer@pa.gov
Guidance Manual for Permitting of Commercial Hazardous Waste Treatment or Disposal Facilities	251-2100-755	This policy establishes procedures for the successful completion, review, and approval of commercial hazardous waste treatment and disposal facility permits.	TGD/New	Solid Waste Advisory Committee	Publish as Draft Quarter 1 2024	Chad Clancy Bureau of Waste Management (717) 787-2808 cclancy@pa.gov

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Title	DEP ID	Description	Type/Action	Applicable Advisory Committee(s)	Pa. Bulletin Status	Contact Person
Guidelines for the Development and Implementation of County Municipal Waste Management Plan Revisions	254-2212-504	Provides DEP regional staff with updated information they can use to assist counties in the development of their plans, and to review the plans when they are submitted.	TGD/ Substantive Revisions	Solid Waste Advisory Committee	Publish as Draft Quarter 4 2024	Janet Heindel Bureau of Waste Management (717) 787-9614 jaheindel@pa.gov
Use of Waste from Land Clearing, Grubbing and Excavation (LCGE) and the Use of Concrete or Other Clean Fill Materials Containing Protruding Rebar or Other Metal as Clean Fill.	254-2000-715	Provides guidance for use of waste from land clearing, grubbing and excavation (LCGE) as clean fill, including provisions for the use of concrete containing protruding rebar as clean fill.	TGD/Minor Revision	Solid Waste Advisory Committee	Publish as Final Quarter 4 2024	Kevin Beer Bureau of Waste Management (717) 787-6052 kbeer@pa.gov
Process for evaluating daily volume	254-2100-103	Provides guidance to determine whether the daily volumes authorized at existing facilities or requested in municipal waste permit applications or modifications should be reduced in order to eliminate or reduce public health and safety hazards and public nuisances, and to be in compliance with environmental protection and traffic safety laws.	TGD/Minor Revision	Solid Waste Advisory Committee	Publish as Final Quarter 3 2024	Kevin Beer Bureau of Waste Management (717) 787-6052 kbeer@pa.gov
Leak Detection Tests for Installed Liners	254-2153-723	Provides guidance on leak detection tests for liners installed at landfills or impoundments, specifically at sump areas.	TGD/Minor Revision	Solid Waste Advisory Committee	Publish as Final Quarter 3 2024	Kevin Beer Bureau of Waste Management (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
Issue of Emergency Municipal Waste Transfer Approval	254-2158-745	Provides guidance on the issuance of emergency municipal waste transfer station approvals, where such a facility is required to prevent the disruption of municipal waste disposal, and to protect the public health, safety, economic welfare, and environment of the Commonwealth.	TGD/Minor Revision	Solid Waste Advisory Committee	Publish as Final Quarter 3 2024	Kevin Beer Bureau of Waste Management (717) 787-6052 kbeer@pa.gov
2024 Air Quality Annual Monitoring Network Plan	N/A	Details changes to the ambient air monitoring network.	N/A	Air Quality Technical Advisory Committee / Small Business Compliance Advisory Committee	Publish as Draft Quarter 2 2024	Sean Nolan Air Quality 717-783-9268 senolan@pa.gov
2023 Exceptional Event Analyses	N/A	Details analysis of June 1-2 and June 29-30 ozone events across PA. Requests EPA concurrence on using exceptional event flags for dates above.	N/A	Air Quality Technical Advisory Committee / Small Business Compliance Advisory Committee	Publish as Draft Quarter 2 2024	Sean Nolan Air Quality 717-783-9268 senolan@pa.gov