

LEGISLATIVE REFERENCE BUREAU

AMENDMENTS TO SENATE BILL NO. 1100

Sponsor:

Printer's No. 1238

1 Amend Bill, page 1, line 18; page 2, lines 1 through 14, by
2 striking out all of said lines on said pages and inserting
3 2303. Shale impact fee housing credit.
4 2304. Administration.
5 2305. Well information.
6 2306. Duties of department.
7 2307. Commission.
8 2308. Enforcement.
9 2309. Regulations.
10 2310. Recordkeeping.
11 2311. Examinations.
12 2312. Local distribution of fee.
13 2313. Environmental initiatives distribution of fee.
14 2314. Expiration.

15 Amend Bill, page 2, lines 20 through 24, by striking out all
16 of said lines

17 Amend Bill, page 3, line 12, by striking out "capable" and
18 inserting
19 incapable

20 Amend Bill, page 3, line 13, by striking out "severing" and
21 inserting
22 producing

23 Amend Bill, page 3, line 13, by striking out "60,000" and
24 inserting
25 90,000

26 Amend Bill, page 3, lines 14 and 15, by striking out "but
27 incapable of severing more than 90,000 cubic " in line 14 and
28 "feet of gas per day during a calendar month," in line 15

1 of said lines and inserting

2 (1) For the first year of production, the fee shall be
3 \$40,000.

4 (2) For the second year of production, the fee shall be
5 \$30,000.

6 (3) For the third year of production, the fee shall be
7 \$20,000.

8 (4) For the fourth year of production through the tenth
9 year of production, the fee shall be \$10,000.

10 (c) Exemption.--The fee under subsection (a) shall not be
11 imposed on marginal gas wells.

12 § 2303. Shale impact fee housing credit.

13 (a) General rule.--A producer who has a permit from the
14 department to drill for natural gas, other than marginal gas, in
15 this Commonwealth may apply for a shale impact fee credit upon
16 acceptance of a donation to an optional county affordable
17 housing fund under 53 Pa.C.S. Ch 60 (relating to optional
18 affordable housing funding) of a county in which a producer has
19 active unconventional wells.

20 (b) Application.--An application shall be developed by the
21 commission.

22 (c) Maximum amount.--A producer may claim a credit of no
23 greater than 30% of the producer's impact fee liability under
24 this chapter.

25 (d) Eligible activities.--A county accepting a donation to
26 the optional county affordable housing fund may utilize the
27 funding for the following purposes:

28 (1) To provide support to projects that meet eligibility
29 criteria as set forth in the programs administered by the
30 Pennsylvania Housing Finance Agency.

31 (2) To provide support to projects that increase the
32 availability of quality, safe, affordable housing for low-
33 income and moderate-income individuals or families, persons
34 with disabilities or elderly persons.

35 (3) To provide rental assistance to persons or families
36 whose household income does not exceed the area median
37 income.

38 Amend Bill, page 7, line 30, by striking out "2303" and
39 inserting

40 2304

41 Amend Bill, page 8, lines 1 through 17, by striking out all
42 of lines 1 through 16 and "(d)" in line 17 and inserting

43 (a)

44 Amend Bill, page 8, line 25, by striking out "(e)" and

1 inserting

2 2304(d)

3 Amend Bill, page 12, lines 11 through 30; page 13, lines 1
4 through 30; page 14, lines 1 through 18, by striking out all of
5 said lines on said pages

6 Amend Bill, page 14, line 19, by striking out "2313" and
7 inserting

8 2309

9 Amend Bill, page 14, line 22, by striking out "2314" and
10 inserting

11 2310

12 Amend Bill, page 14, line 29, by striking out "2315" and
13 inserting

14 2311

15 Amend Bill, page 15, line 25, by striking out "2316" and
16 inserting

17 2312

18 Amend Bill, page 16, line 3, by striking out "distributed to
19 county conservation districts" and inserting

20 transferred to the Conservation District Fund to be
21 distributed to county conservation districts by the State
22 Conservation Commission

23 Amend Bill, page 16, line 5, by striking out "distributed to
24 county conservation districts" and inserting

25 transferred to the Conservation District Fund to be
26 distributed to county conservation districts by the State
27 Conservation Commission

28 Amend Bill, page 16, lines 7 and 8, by striking out
29 "distributed to county conservation" in line 7 and "districts"
30 in line 8 and inserting

31 transferred to the Conservation District Fund to be
32 distributed to county conservation districts by the State

1 availability of quality affordable housing, either for sale
2 or rental, to residents whose annual income is less than the
3 area median income.

4 (f) Annual reports.--

5 (1) The commission shall submit an annual report on all
6 distributions of funds in the Shale Impact Account under this
7 section. The report shall be submitted to the chairman and
8 minority chairman of the Appropriations Committee of the
9 Senate, the chairman and minority chairman of the
10 Appropriations Committee of the House of Representatives, the
11 chairman and minority chairman of the Environmental Resources
12 and Energy Committee of the Senate and the chairman and
13 minority chairman of the Environmental Resources and Energy
14 Committee of the House of Representatives. The report shall
15 be submitted by August 31, 2012, and by August 31 of each
16 year thereafter.

17 (2) All counties and municipalities receiving
18 distributions of funds from the Shale Impact Account under
19 this section shall submit information to the commission on a
20 form prepared by the commission that sets forth the amount
21 and use of the funds received in the prior calendar year.
22 The form shall set forth whether the funds received were
23 committed to a specific project or use as allowed in this
24 section.

25 (3) Every county and municipality receiving funds under
26 this section shall publish a report, which at a minimum shall
27 include the amount of funds received under this section and
28 the purposes for which the funds were expended. The reports
29 shall be published on the county or municipality's publicly
30 accessible Internet website at least annually.

31 § 2313. Environmental initiatives distribution of fee.

32 Amend Bill, page 18, line 30, by striking out "2316(c)" and
33 inserting

34 2312(c)

35 Amend Bill, page 19, line 2, by striking out "Eighty" and
36 inserting

37 Sixty

38 Amend Bill, page 19, lines 5 through 7, by striking out all
39 of said lines and inserting

40 (i) To implement acid mine drainage abatement and
41 cleanup efforts and mine reclamation with a priority
42 given to those projects that recycle and treat mine
43 drainage water for use in drilling operations.

44 (ii) To plug abandoned and orphaned oil and gas
45 wells.

1 inserting

2 2313

3 Amend Bill, page 23, lines 21 and 22, by striking out

4 "environmental" in line 21 and "initiatives" in line 22 and

5 inserting

6 environmental initiatives distribution of fee