

No. 337

AN ACT

HB 1396

Amending the act of July 31, 1968 (P.L.788, No.241), entitled "An act providing for the planning and regulation of solid waste storage, collection, transportation, processing and disposal systems; requiring municipalities to submit plans for solid waste management systems in their jurisdiction; authorizing grants to municipalities; requiring permits for operating processing or disposal systems; imposing duties on and granting powers to municipalities; authorizing the Department of Health to adopt rules, regulations, standards and procedures; creating an advisory committee; providing remedies, prescribing penalties, and making an appropriation," increasing the size of the advisory committee; granting certain powers and duties to the Department of Environmental Resources and imposing prohibitions.

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

Section 1. Subsection (a) of section 4, act of July 31, 1968 (P.L.788, No.241), known as the "Pennsylvania Solid Waste Management Act," is amended to read:

Section 4. Advisory Committee.—(a) An advisory committee consisting of [~~twenty-two~~] *twenty-three* members shall be appointed by the Governor, membership of which shall include one representative of the Department of Agriculture, Department of Commerce, Department of Community Affairs, State Planning Board, Pennsylvania State Association of Township Supervisors, Pennsylvania State Association of Township Commissioners, Pennsylvania State Association of Boroughs, Pennsylvania League of Cities, Pennsylvania Association of County Commissioners, Pennsylvania Municipal Authorities Association, Pennsylvania State University, Drexel Institute of Technology, Pennsylvania State Grange, Pennsylvania Farmers' Association, Pennsylvania Home Builders' Association, Pennsylvania Canners and Food Processors Association and Pennsylvania Society of Professional Engineers *and one representative of the Refuse Disposal Association of Pennsylvania.*

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Section 2. Section 6 of the act is amended by adding a clause to read:

Section 6. Powers and Duties of the Department.—The department shall have the power and its duty shall be to:

* * *

(10) Develop methods to identify the source of any solid waste which is part of the process of a solid waste management system to prevent any solid waste collected from another state that does not accept solid waste from this Commonwealth from being processed as part of such solid waste management system.

Section 3. Section 7 of the act is amended by adding a subsection to read:

Section 7. Applications and Permits.—* * *

(f.1) The department shall refuse any application from and shall not grant any permit to any person, municipality, county or authority which includes as part of its solid waste management system any solid waste collected from any location in another state that does not accept solid waste from this Commonwealth.

* * *

Section 4. Section 9 of the act is amended by adding, before the last paragraph, a clause to read:

Section 9. Prohibited Acts.—It shall be unlawful for any person, municipality, county, or authority to:

* * *

(9) Process as part of a solid waste management system any solid waste collected from any location in another state that does not accept solid waste from this Commonwealth.

* * *

Section 5. This act shall take effect immediately.

APPROVED—The 30th day of December, A. D. 1974.

MILTON J. SHAPP

The foregoing is a true and correct copy of Act of the General Assembly No. 337.



Secretary of the Commonwealth.