

AMENDMENTS TO HOUSE BILL NO. 398

Sponsor: REPRESENTATIVE KILLION

Printer's No. 435

1 Amend Bill, page 2, line 1, by inserting after "prohibit"

2 or penalize

3 Amend Bill, page 2, line 4, by striking out the period after

4 "leachate" and inserting

5 , provided that:

6 (1) Trucking of leachate may be conducted using vehicles
7 with enclosed tanks if they are operated in compliance with
8 all applicable regulations promulgated by the Federal Motor
9 Carrier Safety Administration regulations under 49 CFR
10 (relating to transportation).

11 (2) If the daily number of tanker vehicles transporting
12 leachate will be greater than 10% of the total number of
13 vehicles delivering waste and materials to the site as
14 evaluated in the most recent traffic study for the facility,
15 a new traffic impact analysis shall be conducted and reviewed
16 pursuant to applicable regulations of the Department of
17 Transportation. The facility may be required to submit an
18 updated environmental assessment that includes the new
19 traffic impact analysis to the department for its
20 consideration in accordance with 25 Pa. Code §§ 271.126
21 (relating to requirement for environmental assessment) and
22 271.127 (relating to environmental assessment).

23 (3) To the extent an existing permitted landfill, or
24 expansion thereof, proposes to use leachate transportation as
25 a basic treatment method for some or all of the daily volume
26 of leachate calculated pursuant to 25 Pa. Code § 273.162(a)
27 (1) (relating to leachate treatment plan), the facility
28 closure and post closure financial assurance shall be
29 recalculated and increased, if required, to cover the costs
30 associated with that volume and duration of the proposed
31 leachate transportation. No financial assurance modification
32 shall be required for the use of transportation for
33 management of leachate volumes related to excess rainfall,
34 open cell conditions, system interruptions or emergencies.

35 Amend Bill, page 2, line 5, by striking out "Definition.--"

1 Amend Bill, page 2, line 9, by striking out "\$" and inserting
2 §§ 273.163(b) (relating to modification of leachate
3 treatment plan) and