

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## HOUSE BILL

No. 1340 Session of  
1991

INTRODUCED BY SURRA, GEORGE, GIGLIOTTI, VEON, TRELLO, MUNDY,  
DERMODY, JOSEPHS, CORRIGAN, SERAFINI, MELIO, KRUSZEWSKI,  
PETRONE, STEELMAN, KENNEY, BELARDI, BATTISTO, BELFANTI, BUNT,  
LaGROTTA, LINTON, KOSINSKI, KUKOVICH, COLAIZZO, STEIGHNER,  
PESCI, FREEMAN, STURLA, BOWLEY AND KASUNIC, MAY 7, 1991

AS REPORTED FROM COMMITTEE ON CONSERVATION, HOUSE OF  
REPRESENTATIVES, AS AMENDED, JANUARY 28, 1992

## AN ACT

1 Amending the act of July 28, 1988 (P.L.556, No.101), entitled  
2 "An act providing for planning for the processing and  
3 disposal of municipal waste; requiring counties to submit  
4 plans for municipal waste management systems within their  
5 boundaries; authorizing grants to counties and municipalities  
6 for planning, resource recovery and recycling; imposing and  
7 collecting fees; establishing certain rights for host  
8 municipalities; requiring municipalities to implement  
9 recycling programs; requiring Commonwealth agencies to  
10 procure recycled materials; imposing duties; granting powers  
11 to counties and municipalities; authorizing the Environmental  
12 Quality Board to adopt regulations; authorizing the  
13 Department of Environmental Resources to implement this act;  
14 providing remedies; prescribing penalties; establishing a  
15 fund; and making repeals," requiring the purchase of  
16 postconsumer office paper products by the Department of  
17 General Services, Commonwealth agencies, political  
18 subdivisions and local school districts.

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

21 Section 1. Section 1508(a) of the act of July 28, 1988  
22 (P.L.556, No.101), known as the Municipal Waste Planning,  
23 Recycling and Waste Reduction Act, is amended to read:

24 Section 1508. Procurement options for local public agencies and

1                   certain Commonwealth agencies.

2       (a) General rule.--[This section sets forth procurement  
3 options for local public agencies. These procurement options are  
4 also available to Commonwealth agencies other than the  
5 Department of General Services.] Except for the requirements  
6 provided in section 1511.1, the following procurement options  
7 are also available to Commonwealth agencies other than the  
8 Department of General Services.

9       \* \* \*

10       Section 2. The act is amended by adding a section to read:  
11 Section 1511.1. Purchase of postconsumer office paper products  
12 by Commonwealth agencies, political subdivisions  
13 and local school districts.

14       ~~(a) General rule. In addition to all other requirements~~ <—  
15 ~~imposed by this act, the Department of General Services and all~~  
16 ~~Commonwealth agencies, political subdivisions and local school~~  
17 ~~districts shall, to the fullest extent possible, purchase or~~  
18 ~~approve for purchase only such office paper, paper products and~~  
19 ~~printing that are manufactured or produced from postconsumer~~  
20 ~~recycled paper as specified in subsection (b).~~

21       ~~(b) Implementation. The provisions of subsection (a) shall~~  
22 ~~be implemented by the Department of General Services,~~  
23 ~~Commonwealth agencies, political subdivisions and local school~~  
24 ~~districts so that of the total volume of paper and printing~~  
25 ~~purchased, postconsumer recycled paper composes at least 25% of~~  
26 ~~the volume in 1992, at least 50% of the volume in 1994, and at~~  
27 ~~least 75% of the volume in 1996.~~

28       ~~(c) Application. This act shall not apply to the purchase~~  
29 ~~of paper containers for food or beverages.~~

30       ~~(d) Definitions. As used in this section, the following~~

~~words and phrases shall have the meanings given to them in this subsection:~~

~~"Office paper." Any writing, typing, stationery, photocopying, computer, calculator or other paper customarily used for general office work.~~

~~"Postconsumer recycled office paper." Any office paper product manufactured from paper materials generated by a business or consumer which has served its intended end use and which has been separated from other solid waste for the purposes of collection, recycling and disposition and which does not include secondary waste material or demolition waste.~~

(A) GENERAL RULE.--IN ADDITION TO ALL OTHER REQUIREMENTS IMPOSED BY THIS ACT, THE DEPARTMENT OF GENERAL SERVICES AND ALL COMMONWEALTH AGENCIES, POLITICAL SUBDIVISIONS AND LOCAL SCHOOL DISTRICTS SHALL, TO THE FULLEST EXTENT POSSIBLE, PURCHASE OR APPROVE FOR PURCHASE ONLY SUCH OFFICE PAPER THAT IS MANUFACTURED OR PRODUCED FROM POSTCONSUMER RECYCLED PAPER AS SPECIFIED IN SUBSECTION (B).

(B) IMPLEMENTATION.--THE PROVISIONS OF SUBSECTION (A) SHALL BE IMPLEMENTED BY THE DEPARTMENT OF GENERAL SERVICES, COMMONWEALTH AGENCIES, POLITICAL SUBDIVISIONS AND LOCAL SCHOOL DISTRICTS SO THAT OF THE TOTAL VOLUME OF PAPER AND PRINTING PURCHASED, POSTCONSUMER RECYCLED PAPER COMPOSES AT LEAST 50% OF THE VOLUME.

(C) APPLICATION.--THIS ACT SHALL NOT APPLY TO THE PURCHASE OF PAPER CONTAINERS FOR FOOD OR BEVERAGES.

(D) DEFINITIONS.--AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION:

"OFFICE PAPER." ANY WRITING, TYPING, PHOTOCOPYING, COMPUTER,

1 CALCULATOR, STATIONERY OR OTHER PAPER CUSTOMARILY USED FOR  
2 GENERAL OFFICE WORK.

3 "POSTCONSUMER RECYCLED OFFICE PAPER." ANY OFFICE PAPER  
4 PRODUCT MANUFACTURED FROM RECYCLED PAPER CONTAINING NO MORE THAN  
5 18 GRAMS PER SQUARE METER NONPOST-MILL MATERIAL AND A MINIMUM:

6 (1) FOR YEARS FROM JULY 1, 1992, THROUGH JUNE 30, 1995,  
7 OF 10% PAPER PULP FROM PAPER MATERIALS GENERATED BY A  
8 BUSINESS OR CONSUMER WHICH HAS SERVED ITS INTENDED END USE,  
9 AND WHICH HAS BEEN SEPARATED FROM OTHER SOLID WASTE FOR THE  
10 PURPOSE OF COLLECTION, RECYCLING AND DISPOSITION AND WHICH  
11 DOES NOT INCLUDE SECONDARY WASTE MATERIAL OR DEMOLITION  
12 WASTE;

13 (2) FOR YEARS FROM JULY 1, 1995, THROUGH JUNE 30, 2000,  
14 OF 20% PAPER PULP FROM PAPER MATERIALS GENERATED BY A  
15 BUSINESS OR CONSUMER WHICH HAS SERVED ITS INTENDED END USE,  
16 AND WHICH HAS BEEN SEPARATED FROM OTHER SOLID WASTE FOR THE  
17 PURPOSE OF COLLECTION, RECYCLING AND DISPOSITION AND WHICH  
18 DOES NOT INCLUDE SECONDARY WASTE MATERIAL OR DEMOLITION  
19 WASTE; AND

20 (3) FOR YEARS AFTER JULY 1, 2000, OF 30% PAPER PULP FROM  
21 PAPER MATERIALS GENERATED BY A BUSINESS OR CONSUMER WHICH HAS  
22 SERVED ITS INTENDED END USE, AND WHICH HAS BEEN SEPARATED  
23 FROM OTHER SOLID WASTE FOR THE PURPOSE OF COLLECTION,  
24 RECYCLING AND DISPOSITION AND WHICH DOES NOT INCLUDE  
25 SECONDARY WASTE MATERIAL OR DEMOLITION WASTE.

26 Section 3. This act shall take effect immediately.