

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1387

Session of
1987

INTRODUCED BY GEORGE, COHEN, GLADECK, WOZNIAK, YANDRISEVITS,
JOSEPHS, TRELLO, HALUSKA, LASHINGER, MORRIS, GRUPPO,
KOSINSKI, STABACK, BOYES AND STUBAN, MAY 26, 1987

REFERRED TO COMMITTEE ON CONSERVATION, MAY 26, 1987

AN ACT

1 Placing a moratorium on the issuance of permits for certain
2 waste incinerators.

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

5 Section 1. Findings.

6 The General Assembly, conscious of the public health concerns
7 relating to air pollution and other deleterious effects of
8 various types of waste incinerators, finds that the public
9 health, safety and welfare will be served by placing a
10 moratorium on issuing permits for the construction and operation
11 of facilities proposed to be used for the incineration of waste.
12 Furthermore, the House Committee on Conservation is currently
13 holding hearings to determine the safety and environmental
14 impact of incinerators pursuant to House Resolution No. 28,
15 adopted March 4, 1987.

16 Section 2. Moratorium.

17 (a) Prohibition.--On and after the effective date of this

1 act, the Department of Environmental Resources shall not issue
2 the required permits under the act of January 8, 1960 (1959
3 P.L.2119, No.787), known as the Air Pollution Control Act, or
4 the act of July 7, 1980 (P.L.380, No.97), known as the Solid
5 Waste Management Act, for the construction or operation of any
6 of the following types of facilities proposed to be used for the
7 incineration of wastes:

8 (1) Mass burn incinerators.

9 (2) Infectious and pathological waste incinerators.

10 (3) Incinerators burning refuse-derived fuel.

11 This act shall not affect the continued operation of existing
12 incineration facilities nor shall this act affect those
13 municipalities or authorities which have completed bond
14 financing or which have entered into contracts for the
15 construction of such facilities.

16 (b) End of moratorium.--The prohibition contained herein
17 shall remain in effect until one year from the effective date of
18 this act.

19 Section 3. Effective date.

20 This act shall take effect immediately.