

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 497 Session of 2017

INTRODUCED BY VOGEL, BARTOLOTTA, WARD, RESCHENTHALER, VULAKOVICH, WHITE, YAW, SCARNATI, HUTCHINSON, MENSCH AND YUDICHAK, MARCH 10, 2017

SENATOR YAW, ENVIRONMENTAL RESOURCES AND ENERGY, AS AMENDED, APRIL 25, 2017

AN ACT

1 Amending the act of July 7, 1980 (P.L.380, No.97), entitled "An
2 act providing for the planning and regulation of solid waste
3 storage, collection, transportation, processing, treatment,
4 and disposal; requiring municipalities to submit plans for
5 municipal waste management systems in their jurisdictions;
6 authorizing grants to municipalities; providing regulation of
7 the management of municipal, residual and hazardous waste;
8 requiring permits for operating hazardous waste and solid
9 waste storage, processing, treatment, and disposal
10 facilities; and licenses for transportation of hazardous
11 waste; imposing duties on persons and municipalities;
12 granting powers to municipalities; authorizing the
13 Environmental Quality Board and the Department of
14 Environmental Resources to adopt rules, regulations,
15 standards and procedures; granting powers to and imposing
16 duties upon county health departments; providing remedies;
17 prescribing penalties; and establishing a fund," in general
18 provisions, further providing for definitions.

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

21 ~~Section 1. The definitions of "processing" and "residual~~ <--
22 ~~waste" in section 103 of the act of July 7, 1980 (P.L.380,~~
23 ~~No.97), known as the Solid Waste Management Act, are amended and~~
24 ~~the section is amended by adding a definition to read:~~

25 SECTION 1. THE DEFINITION OF "RESIDUAL WASTE" IN SECTION 103 <--

1 OF THE ACT OF JULY 7, 1980 (P.L.380, NO.97), KNOWN AS THE SOLID
2 WASTE MANAGEMENT ACT, IS AMENDED AND THE SECTION IS AMENDED BY
3 ADDING A DEFINITION TO READ:

4 Section 103. Definitions.

5 The following words and phrases when used in this act shall
6 have, unless the context clearly indicates otherwise, the
7 meanings given to them in this section:

8 * * *

9 "Current generation BLAST FURNACE, iron and steel slag." <--
10 Existing and future iron and steel slag that has been generated
11 at an operating steel mill and has not been:

12 (1) Produced prior to January 1, 2007.

13 (2) Commingled with residual waste or hazardous waste.

14 * * *

15 "Processing." <--

16 ~~(1) The term includes any of the following:~~

17 ~~(i) Any method or technology used for the purpose of~~
18 ~~reducing the volume or bulk of municipal or residual~~
19 ~~waste or any method or technology used to convert part or~~
20 ~~all of such waste materials for off site reuse.~~

21 ~~(ii) Transfer facilities, composting facilities, and~~
22 ~~resource recovery facilities.~~

23 ~~(2) The term does not include [a] any of the following:~~

24 ~~(i) A collection or processing center that is only~~
25 ~~for source separated recyclable materials, including~~
26 ~~clear glass, colored glass, aluminum, steel and~~
27 ~~bimetallic cans, high grade office paper, newsprint,~~
28 ~~corrugated paper and plastics.~~

29 ~~(ii) Sizing, shaping or sorting of discarded~~
30 ~~material.~~

1 "Residual waste."

2 (1) The term includes any of the following:

3 (i) Any garbage, refuse, other discarded material or
4 other waste including solid, liquid, semisolid, or
5 contained gaseous materials resulting from industrial,
6 mining and agricultural operations [and any].

7 (ii) Any sludge from an industrial, mining or
8 agricultural water supply treatment facility, waste water
9 treatment facility or air pollution control facility,
10 provided that it is not hazardous.

11 (2) The term ["residual waste" shall] does not include
12 [coal]:

13 (i) Coal refuse as defined in the "Coal Refuse
14 Disposal Control Act." ["Residual waste" shall not
15 include treatment]

16 (ii) Treatment sludges from coal mine drainage
17 treatment plants, disposal of which is being carried on
18 pursuant to and in compliance with a valid permit issued
19 pursuant to "The Clean Streams Law."

20 (iii) Current generation BLAST FURNACE, iron and
21 steel slag if:

22 (A) used onsite as a waste processing liming
23 agent in acid neutralization or onsite in place of
24 aggregate or sold and distributed in the stream of
25 commerce for consumption, use or further processing
26 into another desired commodity; and

27 (B) managed as an item of commercial value in
28 accordance with industry practices to ensure
29 commercial value.

30 * * *

1 Section 2. This act shall take effect in 60 days.