

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2345

Session of
2002

INTRODUCED BY HARPER, HERSHEY, KREBS, CREIGHTON, WATSON,
R. STEVENSON, RUBLEY, FEESE, GORDNER, WANSACZ, DALLY, NAILOR,
YUDICHAK, VANCE, FLICK, BUNT AND PIPPY, FEBRUARY 6, 2002

AS RE-REPORTED FROM COMMITTEE ON APPROPRIATIONS, HOUSE OF
REPRESENTATIVES, AS AMENDED, MARCH 11, 2002

AN ACT

1 Amending Title 27 (Environmental Resources) of the Pennsylvania
2 Consolidated Statutes, further providing for the
3 Environmental Stewardship Fund and for extension of fees.

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

6 Section 1. Sections 6104(b)(1) and 6112(b) of Title 27 of
7 the Pennsylvania Consolidated Statutes are amended to read:

8 § 6104. Fund.

9 * * *

10 (b) Sources.--

11 (1) Money appropriated by the General Assembly, interest
12 earned by the fund, penalties, money received from the
13 Federal Government or other sources and money received from
14 the [fee] fees established under section 6112(b) (relating to
15 extension of fees) shall be deposited in the fund. Moneys
16 appropriated by the General Assembly to the fund shall be
17 transferred on a quarterly basis in increments of at least

1 20%.

2 * * *

3 § 6112. Extension of fees.

4 * * *

5 (b) [Fee] Fees established.--

6 ~~(1) Each operator of a municipal waste landfill shall~~ <—
7 ~~pay, in the same manner prescribed in section 701 of the~~

8 (1) (I) EACH OPERATOR OF A MUNICIPAL WASTE LANDFILL <—
9 SHALL PAY, IN THE SAME MANNER PRESCRIBED IN SECTION 701
10 OF THE Municipal Waste Planning, Recycling and Waste
11 Reduction Act, an amount equal to 25¢ per ton of weighted
12 waste or 25¢ per three cubic yards of volume-measured
13 waste for all solid waste received at the landfill. These <—
14 fees shall be paid to the State Treasury and deposited
15 into the fund.

16 ~~(2) Each operator of a municipal waste landfill and~~
17 ~~resource recovery facility shall pay, in addition to the fee~~
18 ~~prescribed in section 701 of the Municipal Waste Planning,~~
19 ~~Recycling and Waste Reduction Act, a disposal fee of \$5 per~~
20 ~~ton for all solid waste processed at the municipal waste~~
21 ~~landfill and resource recovery facility. The fee established~~
22 ~~under this paragraph shall be paid to the State Treasurer and~~
23 ~~deposited into the fund.~~

24 [THESE FEES] (II) THE FEE ESTABLISHED UNDER THIS <—
25 PARAGRAPH SHALL BE PAID TO THE STATE TREASURY AND
26 DEPOSITED INTO THE FUND.

27 (2) (I) EACH OPERATOR OF A MUNICIPAL WASTE LANDFILL OR
28 RESOURCE RECOVERY FACILITY SHALL PAY, IN THE SAME MANNER
29 PRESCRIBED IN CHAPTER 7 OF THE MUNICIPAL WASTE PLANNING,
30 RECYCLING AND WASTE REDUCTION ACT, A DISPOSAL FEE OF \$5

1 PER TON FOR ALL SOLID WASTE DISPOSED OF AT THE MUNICIPAL
2 WASTE LANDFILL OR PROCESSED AT THE RESOURCE RECOVERY
3 FACILITY.

4 (II) THE FEE ESTABLISHED UNDER THIS PARAGRAPH SHALL
5 NOT APPLY TO PROCESS RESIDUE AND NONPROCESSIBLE WASTE
6 FROM A RESOURCE RECOVERY FACILITY THAT IS DISPOSED OF AT
7 MUNICIPAL WASTE LANDFILLS.

8 (III) THE OPERATOR AND ANY PERSON WHO COLLECTS OR
9 TRANSPORTS SOLID WASTE SUBJECT TO THE FEE ESTABLISHED
10 UNDER THIS PARAGRAPH MAY COLLECT THE FEE AS A SURCHARGE
11 IN ACCORDANCE WITH SECTION 705 OF THE MUNICIPAL WASTE
12 PLANNING, RECYCLING AND WASTE REDUCTION ACT.

13 (IV) THE FEE ESTABLISHED UNDER THIS PARAGRAPH IS IN
14 ADDITION TO THE FEE PRESCRIBED IN SECTION 701 OF THE
15 MUNICIPAL WASTE PLANNING, RECYCLING AND WASTE REDUCTION
16 ACT AND SHALL BE PAID TO THE STATE TREASURER AND
17 DEPOSITED INTO THE FUND.

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