

## 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," providing for municipal fees.

16 The General Assembly of the Commonwealth of Pennsylvania  
17 hereby enacts as follows:

18 Section 1. The act of July 28, 1988 (P.L.556, No.101), known  
19 as the Municipal Waste Planning, Recycling and Waste Reduction  
20 Act, is amended by adding a section to read:

21 Section 708. Municipal fees.

22 (a) Fees.--Notwithstanding any other provision of law to the  
23 contrary, a municipality may impose and collect reasonable and  
24 necessary fees to cover the cost of providing a recycling

1 program to a person in the municipality.

2 (b) Prior fees.--A municipality which has charged a fee for  
3 recycling under this act, prior to the effective date of this  
4 section, shall be deemed to have been performing a valid  
5 exercise of the powers of the municipality.

6 Section 2. All acts and parts of acts are repealed insofar  
7 as they are inconsistent with this act.

8 Section 3. This act shall take effect immediately.