

MUNICIPAL WASTE PLANNING, RECYCLING AND WASTE REDUCTION ACT -  
MUNICIPAL IMPLEMENTATION OF RECYCLING PROGRAMS  
Act of Oct. 24, 2018, P.L. 678, No. 101 Cl. 53  
Session of 2018  
No. 2018-101

HB 927

AN ACT

Amending the act of July 28, 1988 (P.L.556, No.101), entitled "An act providing for planning for the processing and disposal of municipal waste; requiring counties to submit plans for municipal waste management systems within their boundaries; authorizing grants to counties and municipalities for planning, resource recovery and recycling; imposing and collecting fees; establishing certain rights for host municipalities; requiring municipalities to implement recycling programs; requiring Commonwealth agencies to procure recycled materials; imposing duties; granting powers to counties and municipalities; authorizing the Environmental Quality Board to adopt regulations; authorizing the Department of Environmental Resources to implement this act; providing remedies; prescribing penalties; establishing a fund; and making repeals," in recycling and waste reduction, further providing for municipal implementation of recycling programs.

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

Section 1. Section 1501(a) and (b) of the act of July 28, 1988 (P.L.556, No.101), known as the Municipal Waste Planning, Recycling and Waste Reduction Act, are amended and the section is amended by adding a subsection to read:

Section 1501. Municipal implementation of recycling programs.

(a) Large population.--[Within two years after the effective date of this act, each] **Except as provided in subsection (b.2),** a municipality other than a county that has a population of 10,000 or more people shall establish and implement a source-separation and collection program for recyclable materials in accordance with this section. Population shall be determined by the most recent decennial census by the [Bureau of the Census of the United States Department of Commerce] **United States Census Bureau.**

(b) Small population.--[Within three years after the effective date of this act, each] **Except as provided in subsection (b.2),** a municipality other than a county that has a population of more than 5,000 people but less than 10,000 people[, and which] **and that** has a population density of more than 300 people per square mile[, ] shall establish and implement a source-separation and collection program for recyclable materials in accordance with this section. Population shall be determined based on the most recent decennial census by the [Bureau of the Census of the United States Department of Commerce] **United States Census Bureau.**

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**(b.2) Leaf waste.--A municipality other than a county that has a population of more than 5,000 people and that has a population density of 500 or fewer people per square mile shall be exempt from establishing a leaf waste collection program**

provided that the municipality has enacted an ordinance prohibiting the burning of leaf waste. If a municipality has not enacted an ordinance prohibiting the burning of leaf waste, the municipality shall be subject to the requirements of:

(1) subsection (a) if the municipality has a population of 10,000 or more people; or

(2) subsection (b) if the municipality has a population of more than 5,000 people but less than 10,000 people and has a population density of more than 300 people per square mile.

\* \* \*

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

APPROVED--The 24th day of October, A.D. 2018.

TOM WOLF