

THE GENERAL ASSEMBLY OF PENNSYLVANIA

**HOUSE BILL**

**No. 1236** Session of  
2005

INTRODUCED BY ARGALL, McCALL, BALDWIN, BARRAR, CALTAGIRONE,  
CAWLEY, CRAHALLA, DENLINGER, DeWEESE, FABRIZIO, FRANKEL,  
FREEMAN, GEORGE, GOODMAN, HARHAI, HARPER, HARRIS, HESS,  
JAMES, JOSEPHS, KENNEY, KILLION, MARSICO, MUNDY, O'NEILL,  
PHILLIPS, PICKETT, B. SMITH, SOLOBAY, STABACK, SURRA,  
TANGRETTI, WALKO AND YOUNGBLOOD, MARCH 30, 2005

REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY,  
MARCH 30, 2005

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," further  
18 providing for permit and license application requirements.

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

21 Section 1. Section 502(a) of the act of July 7, 1980  
22 (P.L.380, No.97), known as the Solid Waste Management Act, is  
23 amended and the section is amended by adding a subsection to

1 read:

2 Section 502. Permit and license application requirements.

3 (a) Application for any permit or license shall be in  
4 writing, shall be made on forms provided by the department and  
5 shall be accompanied by such plans, designs and relevant data as  
6 the department may require. Such plans, designs and data shall  
7 be prepared by a registered professional engineer. An applicant  
8 for a permit or license shall also provide sufficient  
9 information for the department to determine the financial  
10 stability of the applicant.

11 \* \* \*

12 (e.1) The department may not approve an application for a  
13 permit or license unless the department is satisfied that the  
14 applicant has demonstrated financial stability according to  
15 guidelines adopted by the department.

16 \* \* \*

17 Section 2. This act shall take effect immediately.