

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1384 Session of  
1993

INTRODUCED BY STEELMAN, SURRA, S. H. SMITH, GORDNER, STISH,  
MARKOSEK, PESCI, MELIO, BELFANTI, FREEMAN, ARGALL, COLAIZZO,  
NAILOR, LEVDANSKY, B. SMITH, NYCE, FAJT, MUNDY, WOGAN,  
TOMLINSON, BELARDI, PISTELLA, MIHALICH, TRELLO, SCHEETZ,  
CLARK, DeWEESE, JOSEPHS, SEMMEL, DeLUCA, LINTON, STETLER,  
KASUNIC AND BATTISTO, APRIL 21, 1993

REFERRED TO COMMITTEE ON CONSERVATION, APRIL 21, 1993

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," requiring State agencies and  
16 offices to purchase recycled paper products containing  
17 postconsumer waste.

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

20 Section 1. Sections 1508(a) and 1511 of the act of July 28,  
21 1988 (P.L.556, No.101), known as the Municipal Waste Planning,  
22 Recycling and Waste Reduction Act, are amended to read:

23 Section 1508. Procurement options for local public agencies and

1                   certain Commonwealth agencies.

2       (a) General rule.--This section sets forth procurement  
3 options for local public agencies. These procurement options are  
4 also available to Commonwealth agencies other than the  
5 Department of General Services, except as specified in section  
6 1511.

7       \* \* \*

8 Section 1511. Recycled paper products.

9       (a) General rule.--The Department of General Services and  
10 all other Commonwealth agencies shall, to the fullest extent  
11 possible when contracting for paper or paper products, purchase  
12 or approve for purchase only such paper or paper products [that]  
13 as are manufactured or produced from recycled paper as specified  
14 in subsection (b).

15       (b) Implementation.--The provisions of subsection (a) shall  
16 be implemented by the Department of General Services and all  
17 other Commonwealth agencies so that, of the total volume of  
18 paper purchased, recycled paper composes at least 10% of the  
19 volume in 1989, at least 25% of the volume in 1991 [and], at  
20 least [40%] 60% of the volume in [1993] 1994, and at least 75%  
21 in 1995.

22       (c) Newsprint.--In the case of the purchase of newsprint and  
23 newsprint products, at least [40%] 50% of the secondary waste  
24 paper material used in recycled newsprint shall be postconsumer  
25 newspaper waste.

26       (d) Application of section.--This section shall not apply to  
27 the purchase of paper containers for food or beverages.

28       (e) Labeling.--Office paper containing postconsumer  
29 newspaper waste shall be labeled clearly identifying it as such  
30 by use of a watermark, other symbol, or printed statement to

1 facilitate sorting for recycling.

2 [(e)] (f) Definitions.--As used in this section, the  
3 following words and phrases shall have the meanings given to  
4 them in this subsection:

5 "Commonwealth agencies." Includes, but not limited to,  
6 legislative and executive agencies.

7 "Office paper." Any writing, typing, computer, calculator,  
8 photocopying, or other type of paper customarily used for  
9 general office work.

10 "Postconsumer waste." Any product generated by a business or  
11 consumer [which] that has served its intended end use, [and  
12 which] has been separated from solid waste for the purposes of  
13 collection, recycling, and disposition, and [which] does not  
14 include secondary waste material or demolition waste.

15 "Recycled paper." Any paper having a total weight consisting  
16 of not less than 20% secondary waste paper material in 1989, not  
17 less than 30% of said material in 1991[, not less than 40% of  
18 said material in 1993, and not less than 50% of said material in  
19 1996 and thereafter, and not less than 10% postconsumer waste  
20 beginning in 1996.] and thereafter, and not less than 10%  
21 postconsumer waste in 1994, 20% postconsumer waste in 1995, and  
22 25% postconsumer waste in 1996 and thereafter. Paper containing  
23 at least 20% postconsumer waste need not contain secondary waste  
24 paper material in order to be defined as recycled paper.

25 "Secondary waste paper material." Paper waste generated  
26 after the completion of a papermaking process, such as  
27 postconsumer waste material, envelope cuttings, bindery  
28 trimmings, printing waste, cutting and other converting waste,  
29 butt rolls, and mill wrappers. The term shall not include  
30 fibrous waste generated during the manufacturing process, such

1 as fibers recovered from wastewater or trimmings of paper  
2 machine rolls, fibrous by-products of harvesting, extractive, or  
3 woodcutting [process] processes, or forest residue such as bark.

4 Section 2. This act shall take effect in 180 days.