

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 528 Session of 1993

INTRODUCED BY BELAN, PECORA, SCHWARTZ, O'PAKE, STAPLETON, PORTERFIELD, LAVALLE, STEWART, BELL, MUSTO, FISHER, DAWIDA, STOUT, PETERSON, MELLOW, STINSON AND ROBBINS, FEBRUARY 19, 1993

SENATOR STEWART, COMMUNITY AND ECONOMIC DEVELOPMENT, AS AMENDED, MARCH 15, 1994

AN ACT

1 Providing grants for conducting assessments of abandoned
2 industrial sites; establishing a fund; ~~providing for~~ <—
3 ~~surcharges~~ PROVIDING FOR FUNDING; and imposing duties upon <—
4 the Department of Commerce.

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

7 Section 1. Short title.

8 This act shall be known and may be cited as the Abandoned
9 Industrial Sites Environmental Assessment Act.

10 Section 2. Grants for conducting environmental assessments of
11 abandoned industrial sites.

12 The Department of Commerce shall make grants to
13 municipalities, municipal or other local authorities, nonprofit
14 economic development agencies and similar agencies to conduct
15 environmental assessments of abandoned industrial sites located
16 in municipalities which have been designated by the Department
17 of Commerce as distressed communities under the act of July 2,

1 1984 (P.L.520, No.105), known as the Business Infrastructure
2 Development Act. Grants shall be made from the Abandoned
3 Industrial Sites Environmental Assessment Fund.

4 Section 3. Abandoned Industrial Sites Environmental Assessment
5 Fund.

6 There is hereby established within the State Treasury a
7 special nonlapsing fund which shall be known as the Abandoned
8 Industrial Sites Environmental Assessment Fund. The fund shall
9 be administered by the Department of Commerce to carry out the
10 purposes of this act.

11 ~~Section 4. Surcharge.~~ <—

12 ~~There is hereby imposed a 10% surcharge on all fines and~~
13 ~~penalties imposed under the following acts:~~

14 ~~(1) The act of July 7, 1980 (P.L.380, No.97), known as~~
15 ~~the Solid Waste Management Act.~~

16 ~~(2) The act of July 28, 1988 (P.L.556, No.101), known as~~
17 ~~the Municipal Waste Planning, Recycling and Waste Reduction~~
18 ~~Act.~~

19 ~~(3) The act of October 18, 1988 (P.L.756, No.108), known~~
20 ~~as the Hazardous Sites Cleanup Act.~~

21 ~~Proceeds from the surcharge shall be paid into the State~~
22 ~~Treasury for deposit into the Abandoned Industrial Sites~~
23 ~~Environmental Assessment Fund.~~

24 SECTION 4. CONTINUING APPROPRIATION. <—

25 THE SUM OF \$1,000,000 SHALL BE TRANSFERRED ANNUALLY BY THE
26 STATE TREASURER FROM THE HAZARDOUS SITES CLEANUP FUND TO THE
27 ABANDONED INDUSTRIAL SITES ENVIRONMENTAL ASSESSMENT FUND.

28 Section 5. Regulations.

29 The Department of Commerce shall promulgate regulations to
30 implement and administer the provisions of this act.

1 Section 6. Effective date.

2 This act shall take effect in 60 days.