
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1929 Session of
1995

INTRODUCED BY ARGALL, PETRONE, BATTISTO, CARONE, HARHART,
PLATTS, HUTCHINSON, DeLUCA, LYNCH, MIHALICH, SATHER, BAKER,
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ALLEN, GAMBLE, EGOLF, STEELMAN, CIVERA, PISTELLA, SERAFINI
AND MCGEEHAN, JUNE 29, 1995

SENATOR TILGHMAN, APPROPRIATIONS, IN SENATE, RE-REPORTED AS
AMENDED, NOVEMBER 12, 1996

AN ACT

1 Relating to the recycling and reuse of waste tires; providing
2 for the proper disposal of waste tires and the cleanup of
3 stockpiled tires; authorizing investment tax credits for
4 utilizing waste tires; providing remediation grants for the
5 cleanup of tire piles; ~~and providing for demonstration road~~ <—
6 ~~projects.~~ AND FOR POLLUTION PREVENTION PROGRAMS FOR SMALL <—
7 BUSINESS AND HOUSEHOLDS; ESTABLISHING THE SMALL BUSINESS AND
8 HOUSEHOLD POLLUTION PREVENTION PROGRAM AND MANAGEMENT
9 STANDARDS FOR SMALL BUSINESS HAZARDOUS WASTE; PROVIDING FOR A
10 HOUSEHOLD HAZARDOUS WASTE PROGRAM AND FOR GRANT PROGRAMS;
11 MAKING APPROPRIATIONS; AND MAKING REPEALS.

12 TABLE OF CONTENTS

13 ~~Section 1. Short title.~~ <—
14 ~~Section 2. Legislative findings.~~
15 ~~Section 3. Purpose.~~
16 ~~Section 4. Definitions.~~
17 ~~Section 5. Powers and duties of department.~~
18 ~~Section 6. Disposal of whole waste tires.~~

1 ~~Section 7. Priority enforcement list.~~
2 ~~Section 8. Penalties.~~
3 ~~Section 9. Investment tax credits for equipment for~~
4 ~~reducing, reusing or recycling whole used~~
5 ~~or waste tires.~~
6 ~~Section 10. Funds.~~
7 ~~Section 11. Remediation grants.~~
8 ~~Section 12. Report to General Assembly.~~
9 ~~Section 13. Commonwealth recycling and use of waste tires.~~
10 ~~Section 14. Demonstration projects.~~
11 ~~Section 15. Effective date.~~

12 CHAPTER 1. WASTE TIRE RECYCLING

<—

13 SECTION 101. SHORT TITLE OF CHAPTER.
14 SECTION 102. LEGISLATIVE FINDINGS.
15 SECTION 103. PURPOSE.
16 SECTION 104. DEFINITIONS.
17 SECTION 105. POWERS AND DUTIES OF DEPARTMENT.
18 SECTION 106. DISPOSAL OF WHOLE WASTE TIRES.
19 SECTION 107. PRIORITY ENFORCEMENT LIST.
20 SECTION 108. PENALTIES.
21 SECTION 109. INVESTMENT TAX CREDITS FOR EQUIPMENT FOR
22 REDUCING, REUSING OR RECYCLING WHOLE USED
23 OR WASTE TIRES.
24 SECTION 110. FUNDS.
25 SECTION 111. REMEDIATION GRANTS.
26 SECTION 112. REPORT TO GENERAL ASSEMBLY.
27 SECTION 113. COMMONWEALTH RECYCLING AND USE OF WASTE TIRES.
28 ~~SECTION 114. DEMONSTRATION PROJECTS.~~

<—

29 CHAPTER 2. SMALL BUSINESS AND HOUSEHOLD

30 POLLUTION PREVENTION PROGRAM

1 SECTION 201. SHORT TITLE OF CHAPTER.
2 SECTION 202. LEGISLATIVE FINDINGS.
3 SECTION 203. DEFINITIONS.
4 SECTION 204. SMALL BUSINESS AND HOUSEHOLD POLLUTION
5 PREVENTION PROGRAM.
6 SECTION 205. SMALL BUSINESS HAZARDOUS WASTE
7 COLLECTION PROGRAM.
8 SECTION 206. HOUSEHOLD HAZARDOUS WASTE COLLECTION
9 PROGRAM.
10 SECTION 207. MANAGEMENT OF SMALL BUSINESS HAZARDOUS WASTE.
11 SECTION 208. GRANTS FOR SMALL BUSINESS AND HOUSEHOLD POLLUTION
12 PREVENTION PROGRAMS.
13 SECTION 209. GRANTS FOR COLLECTION EVENTS.
14 CHAPTER 3. MISCELLANEOUS PROVISIONS
15 SECTION 301. REPEALS.
16 SECTION 302. EFFECTIVE DATE.

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

19 CHAPTER 1 <—

20 WASTE TIRE RECYCLING

21 ~~Section 1. Short title.~~ <—

22 SECTION 101. SHORT TITLE OF CHAPTER. <—

23 This ~~act~~ CHAPTER shall be known and may be cited as the Waste <—
24 Tire Recycling Act.

25 Section ~~2~~ 102. Legislative findings. <—

26 The General Assembly finds and declares as follows:

27 (1) An estimated 36,000,000 waste tires are stockpiled
28 in Pennsylvania.

29 (2) Waste tires and stockpiled tires continue to be an
30 environmental threat to this Commonwealth.

1 (3) Approximately 12,000,000 waste tires are generated
2 in Pennsylvania each year.

3 (4) Stockpiled tires create environmental hazards such
4 as tire fires and heavy mosquito infestations.

5 (5) Landfilled whole tires and tire piles use valuable
6 and productive land space.

7 (6) Financial incentives need to be created to help
8 stimulate waste tire markets.

9 Section 3 103. Purpose. ←

10 It is the purpose of this act:

11 (1) To ensure that whole used and waste tires are
12 collected and put to beneficial use or properly disposed.

13 (2) To provide for the abatement of whole used and waste
14 tire dumps and their associated threats to public health and
15 welfare.

16 (3) To encourage qualified investments by private
17 companies to rehabilitate, expand or improve manufacturing
18 processes, facilities, buildings and land to promote the use
19 and recycling of waste tires.

20 (4) To reuse the current supply of waste tires generated
21 each year in this Commonwealth.

22 Section 4 104. Definitions. ←

23 The following words and phrases when used in this ~~act~~ CHAPTER ←
24 shall have the meanings given to them in this section unless the
25 context clearly indicates otherwise:

26 "Commonwealth agency." The Commonwealth and its departments,
27 boards, commissions and agencies, Commonwealth-owned
28 universities and the State Public School Building Authority and
29 any other authority now in existence or hereafter created or
30 organized by the Commonwealth.

1 "Department." The Department of Environmental Protection of
2 the Commonwealth.

3 "Disposal." The dumping, spilling or placing of whole used
4 or waste tires into or on the land or water in a manner that the
5 tires or a constituent of the tires enters the environment.

6 "Landfill." A facility using land for disposing of solid
7 waste.

8 "Person." Any individual, partnership, corporation,
9 association, institution, cooperative enterprise, municipal
10 authority, Federal Government or agency, State institution and
11 agency, including, but not limited to, the Department of General
12 Services and the State Public School Building Authority, or any
13 other legal entity whatsoever which is recognized by law as the
14 subject of rights and duties. In any provisions of this act
15 prescribing a fine, imprisonment or penalty, or any combination
16 of the foregoing, the term "person" shall include the officers
17 and directors of any corporation or other legal entity having
18 officers and directors.

19 "Priority site." Any site designated by the Department of
20 Environmental Protection to contain more than 10,000 stockpiled
21 tires.

22 "Recycling." The systematic collection, sorting, cleaning
23 and returning of waste tires to commerce for use as commodities.

24 "Waste reduction, reuse or recycling equipment." Machinery,
25 equipment or facility modification designed to process or
26 convert waste tires into a beneficial product or productive use.

27 "Waste tire." A tire that will no longer be used for the
28 purpose for which it was originally intended.

29 Section 5 105. Powers and duties of department. <—

30 The department shall have the power and its duty shall be to:

1 (1) Administer the whole used or waste tire management
2 program pursuant to the provisions of this act.

3 (2) Consult with the Department of Revenue concerning
4 matters of tax credit disbursements.

5 (3) Cooperate with local units of government and
6 appropriate private businesses in carrying out the duties of
7 this act.

8 (4) Regulate the disposal of waste tires.

9 Section 6 106. Disposal of whole waste tires. <—

10 (a) Landfill disposal prohibited.--No person shall knowingly
11 mix any whole used or waste tires with solid waste for disposal.
12 Owners or operators of landfills shall not accept whole used or
13 waste tires for disposal. Nothing in this section shall prohibit
14 the disposal at landfills of occasional whole used or waste
15 tires unknowingly and inadvertently mixed with solid waste.

16 (b) Exceptions.--Landfills may accept whole tires when:

17 (1) the landfill provides for shredding, chopping or
18 splitting of whole used or waste tires prior to disposal, <—
19 EXCEPT THAT SUCH SHREDDING, CHOPPING OR SPLITTING SHALL NOT
20 BE REQUIRED WHEN IT IS NOT FEASIBLE DUE TO THE CONDITION OF
21 THE WASTE TIRES;

22 (2) the landfill uses the whole used or waste tires for
23 alternative uses, which may include onsite uses such as
24 lining of roadways with waste tires, use in landfill
25 construction as liner protection, alternative daily landfill
26 cover, use in a landfill leachate collection system or as
27 otherwise provided for by regulation; or

28 (3) the landfill makes available the whole used or waste
29 tires to an appropriate facility for reuse, recycling or use
30 as an alternative fuel source.

1 ~~(c) Municipal waste landfills. Municipal waste landfills~~ ←
2 ~~shall be prohibited from accepting whole used or waste tires or~~
3 ~~tires that have been shredded, chopped or split except to~~
4 ~~implement the provisions of subsection (b)(2) and (3).~~

5 ~~(d) Municipal and residual waste landfills. The department~~
6 ~~shall not approve applications for permit modifications for~~
7 ~~municipal or residual waste landfills that propose to accept and~~
8 ~~dispose of any hazardous waste.~~

9 ~~(e)~~ (C) Written management plan.--Landfills that accept ←
10 whole used or waste tires shall prepare and implement a written
11 plan that addresses the management of waste tires. The plan
12 shall, at a minimum, consist of the following:

13 (1) Procedures for notifying transporters of solid waste
14 to the landfill of the existence and purpose of the waste
15 tire management program.

16 (2) Procedures for distributing information regarding
17 alternative management methods for waste tires or processed
18 tires.

19 ~~(f)~~ (D) Notice to department.--Landfills that transfer whole ←
20 used or waste tires to an appropriate facility for reuse,
21 recycling or processing or as an alternative fuel source shall
22 submit an annual report to the department. Notification shall
23 include information regarding the following:

24 (1) The name and address of the facility owner and
25 operator to which waste tires are transferred.

26 (2) The name, address and location of the facility.

27 (3) The type of operation using the whole used or waste
28 tires.

29 (4) The dates of shipments or transfers.

30 (5) The number of whole used and waste tires or the

1 volume or weight of processed tires transferred.

2 Section 7 107. Priority enforcement list. <—

3 (a) Development of list of waste tire sites.--Within 90 days
4 of the effective date of this act, the department shall identify
5 and develop a Statewide list of waste tire sites with more than
6 10,000 waste tires known or estimated to be stockpiled. The
7 department shall rank the waste tire sites according to their
8 potential for creating environmental health and safety hazards
9 and designate these sites as priority sites to those facilities
10 requesting tax investment credits under section 9 109. <—

11 (b) Maintenance of updated list.--The department shall
12 review and update the priority enforcement list every two years.

13 (c) Municipal notification.--For the purposes of section 12,
14 the department shall notify in writing the counties and
15 municipalities of the waste tire sites selected to be listed on
16 the priority enforcement list that are located within their
17 borders.

18 Section 8 108. Penalties. <—

19 (a) Penalty for first violation.--For the first violation, a
20 person commits a summary offense and shall, upon conviction, be
21 sentenced to pay a fine of not less than \$100 and not more than
22 \$1,000 per violation, or be subject to imprisonment for not more
23 than 30 days, or both.

24 (b) Additional penalty for subsequent violations.--For the
25 second and any subsequent violations, a person commits a
26 misdemeanor of the third degree and shall, upon conviction, be
27 sentenced to pay a fine of not less than \$1,000 and not more
28 than \$5,000 per violation, or be subject to imprisonment for not
29 more than 90 days, or both.

30 Section 9 109. Investment tax credits for equipment for <—

1 reducing, reusing or recycling whole used or
2 waste tires.

3 (a) Equipment purchase, retrofitting or expansion of
4 facilities tax credit.--Beginning with tax years beginning on or
5 after January 1, 1996 1997, every taxpayer engaged in the <—
6 business of reducing, reusing or recycling whole used or waste
7 tires that purchases waste reduction, reuse or recycling
8 equipment or retrofits existing facilities for the purpose of
9 reducing the number of whole used or waste tires or reusing or
10 recycling whole used or waste tires or makes a qualified
11 investment to rehabilitate, expand or improve buildings for the
12 purpose of reducing, reusing or recycling whole used or waste
13 tires for which an end market exists shall receive an investment
14 tax credit equal to 30% of the cost of the waste reduction,
15 reuse or recycling equipment or infrastructure investments. The
16 credit may be claimed against any tax due under Article III, IV
17 or VI of the act of March 4, 1971 (P.L.6, No.2), known as the
18 Tax Reform Code of 1971, for the tax year during which the cost
19 was incurred.

20 ~~(b) New business tax credit.--Beginning with tax years <—~~
21 ~~beginning on or after January 1, 1996, every new business~~
22 ~~created for the purpose of reducing, reusing or recycling whole~~
23 ~~used or waste tires which purchases waste reduction, reuse or~~
24 ~~recycling equipment or makes qualified infrastructure~~
25 ~~investments for the purposes of waste tire reduction, reuse or~~
26 ~~recycling for which an end market exists shall receive an~~
27 ~~investment tax credit equal to 5% of the cost of the waste~~
28 ~~reduction, reuse or recycling equipment or infrastructure~~
29 ~~investments. The credit may be claimed against any tax due under~~
30 ~~Article III, IV or VI of the Tax Reform Code of 1971 for the tax~~

1 ~~year during which the cost was incurred.~~

2 ~~(e)~~ (B) Certification from department required.--To claim <—
3 credit under this section, a taxpayer must obtain certification
4 from the department certifying to the Department of Revenue all
5 of the following:

6 (1) The taxpayer is engaged in the business of reducing,
7 reusing or recycling whole used or waste tires.

8 (2) The equipment purchased or infrastructure investment
9 is for the purpose of whole used or waste tire reduction,
10 reuse or recycling.

11 (3) The taxpayer engaged in the business of whole used
12 or waste tire reduction, reuse or recycling must demonstrate
13 that at least 10% of the whole used or waste tires processed
14 each year were collected from priority tire sites as
15 identified by the department.

16 (4) THE AMOUNT OF TAX CREDIT AVAILABLE TO THE TAXPAYER. <—

17 ~~(d)~~ (C) Continuing tax credits.--For the years following the <—
18 first year a taxpayer or business receives an investment tax
19 credit under subsection (a) ~~or (b)~~, an investment tax credit of <—
20 10% of the cost of the waste reduction, reuse or recycling
21 equipment or infrastructure investments shall be allowed for
22 each year in which a taxpayer engaged in the business of whole
23 used or waste tire reduction, reuse or recycling demonstrates at
24 least 25% of the waste tires processed were collected from
25 priority tire sites as designated by the department.

26 ~~(e)~~ (D) Limitation.--The dollar amount made available <—
27 through the Department of Revenue in each calendar year for tax
28 credits shall not exceed \$2,000,000.

29 (E) GENERAL FUND REIMBURSEMENT.--AN AMOUNT EQUAL TO THE TAX <—
30 CREDITS CLAIMED UNDER THIS SECTION SHALL BE TRANSFERRED FROM THE

1 RECYCLING FUND CREATED BY SECTION 706 OF THE ACT OF JULY 28,
2 1988 (P.L.556, NO.101), KNOWN AS THE MUNICIPAL WASTE PLANNING,
3 RECYCLING AND WASTE REDUCTION ACT, TO THE GENERAL FUND.

4 ~~(f)~~-(E) (F) Determination of distribution.--If the requests <—
5 for tax investment credits under subsection (a) ~~or (b)~~ exceeds <—
6 \$2,000,000 during any calendar year, the department shall
7 determine which taxpayers engaged in the business of whole used
8 or waste tire reduction, reuse or recycling shall receive the
9 investment tax credits.

10 ~~(g)~~-(F) (G) Sunset.--The investment tax credits under <—
11 subsection (a) ~~or (b)~~ shall expire within three years of the <—
12 effective date of this act. NO INVESTMENT TAX CREDIT UNDER THIS <—
13 ACT MAY BE CLAIMED AFTER JANUARY 1, 2000.

14 ~~(h)~~-(G) (H) Computation to exclude certain costs.--The cost <—
15 of feasibility studies or equipment used to service the waste
16 reduction, reuse or recycling equipment shall not be used to
17 compute tax credits.

18 Section ~~10~~ 110. Funds. <—

19 (a) Establishment of restricted account.--There is hereby
20 established in the General Fund a restricted account to be known
21 as the Used Tire Pile Remediation Restricted Account. This
22 account shall receive up to \$1,000,000, transferred upon
23 approval of the Governor, on an annual basis for a period not to
24 exceed five consecutive years from the ~~Hazardous Sites Cleanup~~ <—
25 ~~Fund established under section 901 of the act of October 18,~~
26 ~~1988 (P.L.756, No.108), known as the Hazardous Sites Cleanup~~
27 ~~Act.~~ RECYCLING FUND CREATED BY SECTION 706 OF THE ACT OF JULY <—
28 28, 1988 (P.L.556, NO.101), KNOWN AS THE MUNICIPAL WASTE
29 PLANNING, RECYCLING AND WASTE REDUCTION ACT.

30 (b) Appropriation of fund.--Moneys in the account are hereby

1 appropriated upon approval of the Governor to the department for
2 the purposes of this act. No more than 5% of the money in the
3 account may be used for the development and implementation of
4 public education and technical assistance programs concerning
5 the management of used tires.

6 (c) Transfer of unexpended funds.--Any unexpended funds
7 remaining in the account ten years after its establishment shall
8 be transferred to the Solid Waste Abatement Fund.

9 Section ~~11~~ 111. Remediation grants. ←

10 (a) Authorization.--The department shall award grants for
11 the remediation of waste tire piles existing on or before the
12 effective date of this act upon receipt of a proposal submitted
13 by a person or municipality.

14 (b) Priority.--The department will announce the sites for
15 which each proposal may be accepted. The department shall select
16 these sites based on the environmental danger posed by the sites
17 as determined by the department.

18 (c) Prerequisites.--

19 (1) Persons or municipalities submitting proposals to
20 the department to remediate sites shall do so on a form
21 provided by the department. The proposal at a minimum shall
22 contain:

23 (i) A description of the person or municipality
24 experienced in tire pile remediation.

25 (ii) Markets or uses for the remediated tires.

26 (iii) Schedule for the remediation of tires.

27 (iv) Proposed cost of the used tire pile
28 remediation.

29 (2) Proposals shall include any additional information
30 the department deems necessary. The department shall

1 establish guidelines for awarding grants. These guidelines
2 may be updated by the department as needed.

3 (3) The department shall establish a grant ceiling for
4 each proposed tire pile to be remediated based on the number
5 of tires contained in the pile and estimated processing
6 costs. Proposals must request an amount that may not exceed
7 the ceiling established by the department. The department
8 will give priority to those proposals indicating the removal
9 of tires for reuse, recycling or energy recovery in that
10 order. The department shall award a grant for the proposal
11 requesting the fewest funds for any given site unless it
12 determines, in its sole discretion, that a greater potential
13 for environmental degradation would be remediated by a
14 proposal for another site.

15 (4) Grant recipients shall apply funds received from the
16 department under this section only to those purposes and
17 activities authorized by contract with the department or
18 otherwise approved by the department.

19 (d) Required grants.--The department shall not award a grant
20 under this section to any person or municipality which has
21 contributed in any manner to the creation of a waste tire pile.

22 (e) Limitation.--Grants under this section shall not be used
23 for the purchase of equipment.

24 (f) Lapse of grant.--A grant offering under this chapter
25 shall lapse automatically if funds for the grant are not
26 encumbered within one year of the offering. The department may,
27 in its sole discretion, reoffer the grant, offer the grant for
28 the remediation of that site to another entity which submitted a
29 proposal, or announce the solicitation for new proposals for
30 that site.

1 (g) Lapse of encumbered funds.--Grant funds that have been
2 encumbered shall lapse automatically to the ~~Waste Tire Pile~~ <—
3 ~~Remediation Fund~~ USED TIRE PILE REMEDIATION RESTRICTED ACCOUNT <—
4 if the funds are not expended by the grantee within two years
5 after they have been encumbered. The department may, upon
6 written request from the grantee, extend the two-year period for
7 an additional period not to exceed three months.

8 (h) Availability of funds.--All obligations of the
9 Commonwealth under this section are contingent upon the
10 availability of funds under section ~~10~~ 110. <—
11 Section ~~12~~ 112. Report to General Assembly. <—

12 The department shall submit a report to the General Assembly
13 concerning the implementation of this act, ~~the success of the~~ <—
14 ~~waste tire registration and recordkeeping system~~ and the
15 reduction of stockpiled waste tires not later than three years
16 after the implementation of this act.

17 Section ~~13~~ 113. Commonwealth recycling and use of waste tires. <—

18 (a) Use of waste tires by Commonwealth agencies.--Within two
19 years after the effective date of this act, the Department of
20 Conservation and Natural Resources, the Department of
21 Environmental Protection and the Department of Transportation
22 shall, to the maximum extent practicable and feasible, give due
23 consideration ~~and preference~~ to the use of waste tires in all <—
24 APPROPRIATE construction and engineering activities which are <—
25 paid with public funds.

26 (b) Reports.--Within three years after the effective date of
27 this act, the Department of Conservation and Natural Resources,
28 the Department of Environmental Protection and the Department of
29 Transportation shall submit a report to the Environmental
30 Resources and Energy Committee of the Senate and the

1 Environmental Resources and Energy Committee of the House of
2 Representatives concerning the implementation of this section.
3 The report shall include a description of what actions the
4 agencies have taken in the previous two years to implement this
5 section.

6 ~~Section 14 114. Demonstration projects.~~ <—

7 ~~Within one year of the effective date of this act the~~
8 ~~Secretary of Transportation shall establish not less than six~~
9 ~~demonstration projects which use asphalt modified with product~~
10 ~~derived from waste tires for road repair and construction. The~~
11 ~~projects shall test the performance of the modified asphalt~~
12 ~~under various climates and use conditions. These projects shall~~
13 ~~be in addition to any other projects previously established.~~
14 ~~Additionally, the Secretary of Transportation shall give due~~
15 ~~consideration and preference for TO the use of waste tires in~~ <—
16 ~~transportation related civil engineering applications throughout~~
17 ~~this Commonwealth. The Secretary of Transportation shall report~~
18 ~~annually to the General Assembly study results of each~~
19 ~~demonstration project and on the usage of waste tires in~~
20 ~~transportation related civil engineering applications.~~

21 ~~Section 15. Effective date.~~

22 ~~This act shall take effect immediately.~~

23 CHAPTER 2 <—
24 SMALL BUSINESS AND HOUSEHOLD
25 POLLUTION PREVENTION PROGRAM

26 SECTION 201. SHORT TITLE OF CHAPTER.

27 THIS CHAPTER SHALL BE KNOWN AND MAY BE CITED AS THE SMALL
28 BUSINESS AND HOUSEHOLD POLLUTION PREVENTION PROGRAM ACT.

29 SECTION 202. LEGISLATIVE FINDINGS.

30 THE GENERAL ASSEMBLY FINDS AND DECLARES AS FOLLOWS:

1 (1) IT IS THE GOAL OF THE COMMONWEALTH TO ACHIEVE A GOAL
2 OF ZERO DISCHARGE OF POLLUTANTS INTO OUR AIR, WATER AND LAND. <—
3 ~~THIS GOAL WILL NOT BE ACHIEVED WITH TRADITIONAL METHODS OF~~
4 ~~REGULATING POLLUTANTS AFTER THEY ARE GENERATED.~~ THROUGH <—
5 VOLUNTARY POLLUTION PREVENTION MEASURES, RECOGNIZING THIS
6 GOAL MAY NOT BE COMPLETELY ACHIEVABLE BY SOME.

7 (2) EDUCATION, DEMONSTRATION PROJECT AND TECHNICAL
8 ASSISTANCE PROGRAMS ON POLLUTION PREVENTION ARE ESSENTIAL TO
9 HELP SMALL AND MEDIUM SIZED BUSINESSES ACHIEVE THE ZERO
10 DISCHARGE GOAL AND HELP THE PUBLIC CONSERVE RESOURCES, REDUCE
11 THE VOLUME AND TOXICITY OF WASTES, AND RECYCLE OR RECLAIM
12 WASTES.

13 (3) HAZARDOUS AND OTHER WASTES GENERATED BY SMALL
14 BUSINESSES AND HOUSEHOLDS MAY PRESENT DANGERS TO THE PUBLIC
15 HEALTH AND THE ENVIRONMENT IF MANAGED IMPROPERLY. THESE
16 DANGERS CAN BE GREATLY REDUCED BY POLLUTION PREVENTION
17 TECHNIQUES, INCLUDING SOURCE REDUCTION, ENERGY CONSERVATION,
18 WASTE MINIMIZATION, REDUCTION IN THE TOXICITY OF WASTES
19 GENERATED, BENEFICIAL USE, REUSE, RECYCLING AND RECLAMATION.

20 (4) TRADITIONAL "END-OF-PIPE" POLLUTION CONTROL
21 TECHNIQUES OFTEN RESULT IN THE TRANSFER OF POLLUTANTS FROM
22 ONE ENVIRONMENTAL MEDIUM TO ANOTHER. POLLUTION PREVENTION AND
23 SOURCE REDUCTION TECHNIQUES REDUCE POLLUTION FORMING IN THE
24 FIRST PLACE AND LESSEN TRANSFERS BETWEEN AIR, WATER AND LAND.

25 SECTION 203. DEFINITIONS.

26 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS CHAPTER
27 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
28 CONTEXT CLEARLY INDICATES OTHERWISE:

29 "COLLECTION CONTRACTOR." A PERSON REGISTERED AND APPROVED BY
30 THE DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RETAINED BY A

1 SPONSOR TO OPERATE A WASTE COLLECTION EVENT FOR ELIGIBLE
2 ENTITIES UNDER THIS CHAPTER.

3 "COLLECTION EVENT." AN EVENT OR PROGRAM THAT INCLUDES
4 COLLECTION AND MANAGEMENT OF SOLID WASTES FROM ELIGIBLE ENTITIES
5 UNDER THIS CHAPTER. THE TERM INCLUDES ONE-DAY WASTE COLLECTION
6 PROGRAMS AND WASTE COLLECTION PROGRAMS THAT ARE DESIGNED FOR
7 CONTINUOUS OR ONGOING OPERATION THROUGHOUT A DESIGNATED PERIOD
8 OF TIME.

9 "DEPARTMENT." THE DEPARTMENT OF ENVIRONMENTAL PROTECTION OF
10 THE COMMONWEALTH AND ITS AUTHORIZED REPRESENTATIVES.

11 "ELIGIBLE ENTITY." A HOUSEHOLD, POLITICAL SUBDIVISION OR A
12 SMALL BUSINESS.

13 "HOUSEHOLD HAZARDOUS WASTE." A WASTE WHICH WOULD BE
14 CHEMICALLY OR PHYSICALLY CLASSIFIED AS A HAZARDOUS WASTE BUT IS
15 EXCLUDED FROM REGULATION AS A HAZARDOUS WASTE PURSUANT TO THE
16 REGULATIONS OF THE DEPARTMENT OF ENVIRONMENTAL PROTECTION
17 BECAUSE IT IS GENERATED BY A HOUSEHOLD.

18 "HOUSEHOLD HAZARDOUS WASTE FUNDING ACT." THE ACT OF DECEMBER
19 27, 1994 (P.L.1346, NO.155), KNOWN AS THE HOUSEHOLD HAZARDOUS
20 WASTE FUNDING ACT.

21 "POLLUTION PREVENTION ASSESSMENT." AN EVALUATION DESIGNED TO
22 IDENTIFY OPPORTUNITIES TO ELIMINATE AND REDUCE POLLUTION OR
23 REUSE WASTE MATERIALS.

24 "PROGRAM." THE SMALL BUSINESS AND HOUSEHOLD POLLUTION
25 PREVENTION PROGRAM.

26 "SMALL BUSINESS." A BUSINESS ENTITY THAT IS DEFINED AS A
27 SMALL QUANTITY GENERATOR OR A CONDITIONALLY EXEMPT SMALL
28 QUANTITY GENERATOR UNDER THE REGULATIONS OF THE DEPARTMENT OF
29 ENVIRONMENTAL PROTECTION.

30 "SOLID WASTE MANAGEMENT ACT." THE ACT OF JULY 7, 1980

1 (P.L.380, NO.97).

2 "SPONSOR." A MUNICIPALITY, CORPORATION, PUBLIC UTILITY,
3 TRADE ASSOCIATION, NOT-FOR-PROFIT CORPORATION, NOT-FOR-PROFIT
4 ASSOCIATION OR OTHER PERSON SPONSORING A COLLECTION EVENT OR
5 SMALL BUSINESS AND HOUSEHOLD POLLUTION PREVENTION PROGRAM FOR
6 ELIGIBLE ENTITIES UNDER THIS CHAPTER.

7 "UNIVERSAL WASTE." HAZARDOUS WASTES THAT ARE MANAGED AS
8 UNIVERSAL WASTE AS DEFINED BY THE HAZARDOUS WASTE REGULATIONS OF
9 THE DEPARTMENT OF ENVIRONMENTAL PROTECTION.

10 SECTION 204. SMALL BUSINESS AND HOUSEHOLD POLLUTION PREVENTION
11 PROGRAM.

12 (A) ESTABLISHMENT.--THE DEPARTMENT SHALL ESTABLISH THE SMALL
13 BUSINESS AND HOUSEHOLD POLLUTION PREVENTION PROGRAM FOR
14 EDUCATING AND PROVIDING ASSISTANCE TO SMALL BUSINESSES AND THE
15 GENERAL PUBLIC IN POLLUTION PREVENTION AND THE PROPER MANAGEMENT
16 OF SOLID AND HAZARDOUS WASTES GENERATED IN HOUSEHOLDS AND SMALL
17 BUSINESSES.

18 (B) EDUCATIONAL MATERIALS.--THE DEPARTMENT SHALL DEVELOP
19 EDUCATIONAL MATERIALS FOR THE OPERATION OF THE PROGRAM IN
20 CONSULTATION WITH SMALL BUSINESSES, TRADE ASSOCIATIONS,
21 EDUCATIONAL INSTITUTIONS AND APPROPRIATE ADVISORY COMMITTEES.

22 (C) PROGRAM CONCERNS.--THE PROGRAM SHALL INCLUDE EDUCATION,
23 TRAINING AND TECHNICAL ASSISTANCE CONCERNING:

24 (1) SOURCE REDUCTION AND METHODS FOR CONDUCTING
25 POLLUTION PREVENTION ASSESSMENTS TO ELIMINATE OR REDUCE THE
26 VOLUME OR TOXICITY OF SOLID WASTES GENERATED.

27 (2) NATURAL RESOURCE AND ENERGY CONSERVATION.

28 (3) OPPORTUNITIES TO REDUCE ENVIRONMENTAL CONTAMINATION
29 FROM AIR EMISSIONS AND WATER EFFLUENTS.

30 (4) OPPORTUNITIES TO BENEFICIALLY USE, REUSE, RECYCLE OR

1 RECLAIM SOLID WASTE MATERIALS.

2 (5) OPPORTUNITIES TO COLLECT AND MANAGE UNIVERSAL WASTES
3 RECEIVED FROM SMALL BUSINESS AND THE GENERAL PUBLIC.

4 (6) OPPORTUNITIES TO DEVELOP AND APPLY ENVIRONMENTAL
5 IMPROVEMENT TECHNOLOGIES AND METHODS.

6 (7) INFORMATION ON COMPLIANCE WITH APPLICABLE
7 ENVIRONMENTAL PROTECTION LAWS, INCLUDING COMPLIANCE WITH
8 SOLID WASTE MANAGEMENT REQUIREMENTS.

9 (D) TECHNICAL ASSISTANCE.--THE DEPARTMENT SHALL PROVIDE
10 EDUCATIONAL MATERIALS AND TECHNICAL ASSISTANCE TO SPONSORS AND
11 COLLECTION CONTRACTORS FOR THE OPERATION OF THE PROGRAMS AND
12 COLLECTION EVENTS TO ENCOURAGE AND PROMOTE ALL ASPECTS OF
13 POLLUTION PREVENTION.

14 (E) TECHNICAL ASSISTANCE FOR IMPLEMENTATION.--THE DEPARTMENT
15 SHALL PROVIDE TECHNICAL ASSISTANCE TO SPONSORS AND COLLECTION
16 CONTRACTORS TO IMPLEMENT THE PURPOSES OF THIS CHAPTER AND TO
17 FACILITATE THE PROGRAM AND THE PROPER COLLECTION, TREATMENT,
18 RECYCLING OR DISPOSAL OF HAZARDOUS WASTES GENERATED BY ELIGIBLE
19 ENTITIES.

20 (F) SITE VISIT.--AT THE REQUEST OF A SMALL BUSINESS, THE
21 DEPARTMENT MAY OFFER A POLLUTION PREVENTION SITE VISIT AT THE
22 PLACE OF BUSINESS AND MAY PROVIDE ASSISTANCE ON COMPLIANCE WITH
23 THE ENVIRONMENTAL PROTECTION LAWS ADMINISTERED BY THE DEPARTMENT
24 AND GUIDANCE ISSUED BY THE DEPARTMENT ON POLLUTION PREVENTION.

25 (G) APPROPRIATIONS.--MONEYS ARE HEREBY APPROPRIATED UPON
26 APPROVAL OF THE GOVERNOR TO THE DEPARTMENT FOR THE PURPOSES OF
27 ADMINISTERING THIS CHAPTER FROM THE RECYCLING FUND CREATED BY
28 SECTION 706 OF THE ACT OF JULY 28, 1988 (P.L.556, NO.101) KNOWN
29 AS THE MUNICIPAL WASTE PLANNING, RECYCLING AND WASTE REDUCTION
30 ACT, AND THE HAZARDOUS SITES CLEANUP FUND ESTABLISHED UNDER

1 SECTION 901 OF THE ACT OF OCTOBER 18, 1988 (P.L.756, NO.108),
2 KNOWN AS THE HAZARDOUS SITES CLEANUP ACT. THE COMBINED TOTAL OF
3 APPROPRIATIONS FROM THESE TWO FUNDS FOR THE PROGRAM SHALL NOT
4 EXCEED \$2,000,000 ANNUALLY. NO MORE THAN 3% OF THE FUNDS
5 APPROPRIATED MAY BE EXPENDED BY THE DEPARTMENT FOR THE
6 ADMINISTRATION OF THE PROGRAM.

7 (H) PRIVATE CONTRACT AUTHORIZATION.--THE DEPARTMENT MAY
8 COOPERATE WITH AND MAY CONTRACT FOR SERVICES FROM PRIVATE AND
9 OTHER ENTITIES AND IS AUTHORIZED TO MAKE GRANTS TO PRIVATE,
10 GOVERNMENTAL AND OTHER ENTITIES TO IMPLEMENT THIS SECTION.

11 (I) DEFINITION.--FOR PURPOSES OF THIS SECTION, THE TERM
12 "SMALL BUSINESS" SHALL MEAN A BUSINESS WITH 100 OR FEWER
13 EMPLOYEES OR A POLITICAL SUBDIVISION.

14 SECTION 205. SMALL BUSINESS HAZARDOUS WASTE COLLECTION PROGRAM.

15 (A) GENERAL RULE.--A SPONSOR MAY ESTABLISH A COLLECTION
16 PROGRAM FOR THE COLLECTION AND MANAGEMENT OF SOLID WASTES
17 GENERATED BY ELIGIBLE ENTITIES THROUGH COLLECTION EVENTS. EACH
18 SPONSOR MUST REGISTER THE PROGRAM WITH THE DEPARTMENT AND
19 RECEIVE APPROVAL OF THE DEPARTMENT PRIOR TO COMMENCING
20 OPERATION.

21 (B) SITES.--COLLECTION EVENTS MAY BE CONDUCTED ON SITES
22 SELECTED BY THE SPONSOR. SUCH SITES MAY BE ON PUBLIC OR PRIVATE
23 PROPERTY, INCLUDING, BUT NOT LIMITED TO, PROPERTY OWNED, LEASED
24 OR CONTROLLED BY THE COMMONWEALTH, ITS AGENCIES OR ITS POLITICAL
25 SUBDIVISIONS. WRITTEN PERMISSION TO USE THE SITE FOR THE CONDUCT
26 OF THE EVENT SHALL BE OBTAINED FROM THE OWNER PRIOR TO THE
27 EVENT.

28 (C) LIABILITY.--AN OWNER WHO, WITHOUT CHARGE, PERMITS ANY
29 PROPERTY TO BE USED AS A SITE FOR A COLLECTION EVENT SHALL NOT
30 BE LIABLE FOR ANY DAMAGE, HARM OR INJURY TO ANY PERSON OR

1 PROPERTY WHICH RESULTS FROM THE USE OF THE PROPERTY AS A SITE
2 FOR A COLLECTION EVENT. A SPONSOR OF A COLLECTION EVENT SHALL
3 NOT BE LIABLE FOR ANY DAMAGE, HARM OR INJURY TO ANY PERSON OR
4 PROPERTY WHICH RESULTS FROM THE OPERATION OF A COLLECTION EVENT.

5 (D) LIMITATION OF TYPE.--THE SPONSOR MAY LIMIT THE TYPES OF
6 SOLID WASTES OR MATERIALS TO BE COLLECTED AT A COLLECTION EVENT
7 IN ACCORDANCE WITH GUIDANCE ISSUED BY THE DEPARTMENT AND FURTHER
8 LIMITATIONS DETERMINED AT THE DISCRETION OF THE SPONSOR. A SMALL
9 BUSINESS ENTITY MAY BRING UP TO BUT NOT MORE THAN 1000 KILOGRAMS
10 OF HAZARDOUS WASTE TO A COLLECTION EVENT OR COLLECTION EVENTS IN
11 ANY CALENDAR MONTH FOR WASTE RECYCLING, TREATMENT OR DISPOSAL
12 ARRANGED BY THE COLLECTION CONTRACTOR.

13 (E) FEES.--THE SPONSOR MAY ESTABLISH AND ASSESS REASONABLE
14 FEES FROM ELIGIBLE ENTITIES FOR SERVICES PROVIDED IN CONNECTION
15 WITH A COLLECTION EVENT.

16 (F) REGISTRATION AND APPROVAL.--THE SPONSOR MAY SELECT A
17 COLLECTION CONTRACTOR TO OPERATE THE COLLECTION EVENT OR MAY
18 OPERATE THE COLLECTION EVENT AS THE COLLECTION CONTRACTOR. EACH
19 SPONSOR OR COLLECTION CONTRACTOR WHICH OPERATES A COLLECTION
20 EVENT MUST FIRST BE REGISTERED AND APPROVED BY THE DEPARTMENT TO
21 OPERATE COLLECTION EVENTS. THE DEPARTMENT SHALL ISSUE GUIDANCE
22 FOR REGISTRATION REQUIREMENTS FOR THE OPERATION OF COLLECTION
23 EVENTS.

24 (G) QUALIFICATIONS.--NO COLLECTION CONTRACTOR MAY BE
25 SELECTED TO OPERATE A COLLECTION EVENT UNLESS THE CONTRACTOR CAN
26 DEMONSTRATE TO THE SATISFACTION OF THE DEPARTMENT ITS ABILITY TO
27 COLLECT, PACKAGE, TRANSPORT AND DISPOSE OF SOLID WASTE COLLECTED
28 UNDER THIS PROGRAM CONSISTENT WITH THE REQUIREMENTS OF THE SOLID
29 WASTE MANAGEMENT ACT, THE ENVIRONMENTAL PROTECTION LAWS OF THIS
30 COMMONWEALTH, THE REGULATIONS OF THE DEPARTMENT AND GUIDELINES

1 OR REGULATIONS UNDER THIS ACT.

2 (H) INELIGIBILITY.--A COLLECTION CONTRACTOR SHALL NOT BE
3 ELIGIBLE TO OPERATE A COLLECTION EVENT IF THE DEPARTMENT FINDS
4 THAT SUCH PERSON HAS SHOWN A LACK OF ABILITY OR A LACK OF INTENT
5 TO COMPLY WITH THE SOLID WASTE MANAGEMENT ACT OR OTHER
6 ENVIRONMENTAL PROTECTION LAWS OF THIS COMMONWEALTH, OTHER STATES
7 OR THE UNITED STATES.

8 (I) GENERATOR.--A COLLECTION CONTRACTOR SHALL BE DEEMED TO
9 BE THE GENERATOR OF HAZARDOUS WASTE COLLECTED AT THE EVENT WHICH
10 IS SENT FOR TREATMENT, STORAGE OR DISPOSAL AT A PERMITTED
11 HAZARDOUS WASTE MANAGEMENT FACILITY.

12 (J) POLLUTION PREVENTION.--THE COLLECTION CONTRACTOR SHALL
13 PRACTICE AND ENCOURAGE POLLUTION PREVENTION AND SHALL RECYCLE OR
14 RECLAIM COLLECTED SOLID WASTES TO THE GREATEST EXTENT
15 PRACTICABLE.

16 (K) DOCUMENTATION.--IN CONDUCTING A COLLECTION EVENT UNDER
17 THIS ACT, THE COLLECTION CONTRACTOR SHALL MANAGE WASTES AND
18 OTHER MATERIALS RECEIVED AT A COLLECTION EVENT IN COMPLIANCE
19 WITH THE ENVIRONMENTAL PROTECTION ACTS OF THIS COMMONWEALTH AND
20 THE REGULATIONS AND GUIDANCE ISSUED THEREUNDER. THE SPONSOR AND
21 THE COLLECTION CONTRACTOR SHALL PROVIDE DOCUMENTATION AND
22 RECORDS OF AN EVENT AS REQUESTED BY THE DEPARTMENT.

23 (L) OPTIONAL PARTICIPATION.--THIS SECTION SHALL NOT BE
24 INTERPRETED AS REQUIRING A SMALL BUSINESS TO PARTICIPATE IN A
25 SMALL BUSINESS HAZARDOUS WASTE COLLECTION PROGRAM, OR AS
26 PROHIBITING A SMALL BUSINESS FROM DISPOSING OF ITS HAZARDOUS
27 WASTE UNDER OTHER APPLICABLE PROVISIONS ESTABLISHED UNDER THE
28 ACT OF JULY 7, 1980 (P.L.380, NO.97), KNOWN AS THE SOLID WASTE
29 MANAGEMENT ACT.

30 SECTION 206. HOUSEHOLD HAZARDOUS WASTE COLLECTION PROGRAM.

1 (A) COLLECTION EVENTS.--A SPONSOR MAY ESTABLISH A COLLECTION
2 EVENT FOR THE PURPOSE OF COLLECTING AND MANAGING SOLID WASTE
3 GENERATED BY HOUSEHOLDS THAT POSE A RISK TO THE PUBLIC HEALTH,
4 SAFETY OR THE ENVIRONMENT IF MANAGED AS PART OF THE MUNICIPAL
5 WASTE STREAM. A COLLECTION EVENT DESIGNED FOR HOUSEHOLD
6 HAZARDOUS WASTE SHALL MEET THE STANDARDS AND REQUIREMENTS OF
7 SECTION 205. A SPONSOR MAY OPERATE A COLLECTION EVENT
8 EXCLUSIVELY FOR HOUSEHOLD HAZARDOUS WASTE, EXCLUSIVELY FOR SMALL
9 BUSINESS WASTE OR FOR SPECIFIED WASTES FROM ELIGIBLE ENTITIES.

10 (B) HAZARDOUS WASTE.--A COLLECTION EVENT THAT INCLUDES
11 COLLECTION OF HOUSEHOLD HAZARDOUS WASTE SHALL PROVIDE
12 EDUCATIONAL MATERIALS THAT EMPHASIZE HOME SAFETY, FIRE
13 PREVENTION AND POLLUTION PREVENTION IN THE HOME, INCLUDING
14 SOURCE REDUCTION THROUGH THE USE OF ALTERNATIVE LESS TOXIC
15 PRODUCTS, RECYCLING AND PROPER DISPOSAL METHODS FOR WASTE
16 MATERIALS THAT CANNOT BE RECYCLED. WASTE MATERIALS COLLECTED
17 FROM HOUSEHOLDS SHALL BE APPROPRIATELY REUSED OR RECYCLED TO THE
18 GREATEST EXTENT PRACTICABLE. THE DEPARTMENT SHALL ISSUE GUIDANCE
19 ON PROPER MANAGEMENT OF HOUSEHOLD HAZARDOUS WASTE.

20 SECTION 207. MANAGEMENT OF SMALL BUSINESS HAZARDOUS WASTE.

21 (A) REGULATIONS.--THE ENVIRONMENTAL QUALITY BOARD MAY
22 PROMULGATE REGULATIONS AS NEEDED TO IMPLEMENT THIS CHAPTER.

23 (B) MUNICIPAL AND RESIDUAL WASTE LANDFILLS.--THE DEPARTMENT
24 SHALL NOT APPROVE APPLICATIONS FOR PERMIT MODIFICATIONS FOR
25 MUNICIPAL OR RESIDUAL WASTE LANDFILLS THAT PROPOSE TO ACCEPT AND
26 DISPOSE OF ANY HAZARDOUS WASTE.

27 SECTION 208. GRANTS FOR SMALL BUSINESS AND HOUSEHOLD POLLUTION
28 PREVENTION PROGRAMS.

29 (A) GENERAL RULE.--THE DEPARTMENT IS AUTHORIZED TO PROVIDE
30 GRANTS TO COUNTIES UNDER SECTION 901 OF THE ACT OF JULY 28, 1988

1 (P.L.556, NO.101), KNOWN AS THE MUNICIPAL WASTE PLANNING,
2 RECYCLING AND WASTE REDUCTION ACT, TO REIMBURSE A COUNTY FOR
3 ELIGIBLE COSTS FOR EDUCATION PROGRAMS ON POLLUTION PREVENTION OR
4 FOR PROVIDING OTHER TECHNICAL ASSISTANCE TO SMALL BUSINESS FOR
5 THE PURPOSE OF THIS CHAPTER.

6 (B) EDUCATION PROGRAMS.--THE GRANT TO ANY COUNTY UNDER THIS
7 SECTION MAY REIMBURSE THE COUNTY FOR UP TO 80% OF THE APPROVED
8 COST OF EDUCATION PROGRAMS ON POLLUTION PREVENTION OR FOR
9 PROVIDING TECHNICAL ASSISTANCE TO SMALL BUSINESS FOR THE
10 PURPOSES OF THIS CHAPTER.

11 (C) RESTRICTIONS.--GRANTS PAID UNDER THIS SUBSECTION SHALL
12 BE SUBJECT TO THE RESTRICTIONS OF THE MUNICIPAL WASTE PLANNING,
13 RECYCLING AND WASTE REDUCTION ACT, INCLUDING SECTIONS 706, 901
14 AND 905 OF THAT ACT, AND THE APPLICABLE REGULATIONS OF THE
15 DEPARTMENT.

16 (D) ELIGIBLE COSTS.--ELIGIBLE COSTS UNDER THIS SECTION MAY
17 INCLUDE COSTS INCURRED BY A COUNTY BY CONTRACT WITH ANOTHER
18 SPONSOR OR OTHER PERSON SELECTED BY THE COUNTY TO OPERATE THE
19 PROGRAM UNDER THIS CHAPTER. THE DEPARTMENT SHALL ISSUE GUIDANCE
20 FOR COUNTIES IN THE OPERATION OF THE PROGRAM AND FOR ELIGIBILITY
21 REQUIREMENTS FOR GRANTS ADMINISTERED UNDER THIS SUBSECTION.

22 SECTION 209. GRANTS FOR COLLECTION EVENTS.

23 (A) RESTRICTED REVENUE ACCOUNT.--THE DEPARTMENT IS
24 AUTHORIZED TO ADMINISTER SPECIFICALLY APPROPRIATED FUNDS
25 DEPOSITED WITHIN THE RESTRICTED REVENUE ACCOUNT CREATED UNDER
26 SECTION 4(B) OF THE HOUSEHOLD HAZARDOUS WASTE FUNDING ACT WITHIN
27 THE RECYCLING FUND ESTABLISHED UNDER SECTION 706 OF THE ACT OF
28 JULY 28, 1988 (P.L.556, NO.101), KNOWN AS THE MUNICIPAL WASTE
29 PLANNING, RECYCLING AND WASTE REDUCTION ACT. NO MORE THAN 3% OF
30 THE FUNDS TRANSFERRED INTO THE RESTRICTED REVENUE ACCOUNT UNDER

1 SECTION 4(B) OF THE HOUSEHOLD HAZARDOUS WASTE FUNDING ACT MAY BE
2 EXPENDED BY THE DEPARTMENT FOR THE ADMINISTRATION OF THESE
3 PROGRAMS.

4 (B) GRANT ELIGIBILITY.--GRANTS APPROVED UNDER THIS SECTION
5 MAY BE PAID TO A REGISTERED SPONSOR OF A COLLECTION EVENT,
6 INCLUDING SPONSORS OTHER THAN MUNICIPALITIES. THE DEPARTMENT IS
7 AUTHORIZED TO REIMBURSE SPONSORS FOR ELIGIBLE COSTS INCURRED
8 AFTER THE EFFECTIVE DATE OF THIS CHAPTER FOR THE OPERATION OF
9 COLLECTION EVENTS FOR ELIGIBLE ENTITIES UNDER THIS CHAPTER.

10 (C) MATCHING REQUIREMENT.--THE FUNDS ADMINISTERED BY THE
11 DEPARTMENT UNDER THIS SECTION MAY BE EXPENDED BY THE DEPARTMENT
12 ONLY TO THE EXTENT THAT THE GRANT AMOUNT HAS BEEN MATCHED, AT
13 LEAST DOLLAR FOR DOLLAR IN VALUE, BY THE GRANT APPLICANT.
14 SPONSORS OF A COLLECTION EVENT ARE HEREBY AUTHORIZED TO RECEIVE
15 ALL OR PART OF THE REQUIRED MATCHING FUNDS FROM MANUFACTURERS OR
16 OTHER PERSONS.

17 (D) OTHER LIMITATIONS.--NO MORE THAN \$100,000 PER FISCAL
18 YEAR MAY BE EXPENDED BY THE DEPARTMENT FOR COLLECTION EVENTS IN
19 ANY ONE COUNTY.

20 CHAPTER 3

21 MISCELLANEOUS PROVISIONS

22 SECTION 301. REPEALS.

23 (A) ABSOLUTE REPEALS.--THE FOLLOWING ACTS AND PARTS OF ACTS
24 ARE REPEALED:

25 SECTION 1512 OF THE ACT OF JULY 28, 1988 (P.L.556, NO.101),
26 KNOWN AS THE MUNICIPAL WASTE PLANNING, RECYCLING AND WASTE
27 REDUCTION ACT.

28 SECTION 3(E) AND 5 OF THE ACT OF DECEMBER 27, 1994 (P.L.1346,
29 NO.155), KNOWN AS THE HOUSEHOLD HAZARDOUS WASTE FUNDING ACT.

30 (B) INCONSISTENT.--STANDARDS FOR MANAGEMENT OF HOUSEHOLD

1 HAZARDOUS WASTE UNDER THE HOUSEHOLD HAZARDOUS WASTE FUNDING ACT
2 AND THE REGULATIONS OF THE DEPARTMENT UNDER 25 PA. CODE CH. 272
3 ARE REPEALED INSOFAR AS THEY ARE INCONSISTENT WITH THE
4 PROVISIONS OF THIS ACT AND REGULATIONS OF THE DEPARTMENT ISSUED
5 UNDER THIS ACT.

6 SECTION 302. EFFECTIVE DATE.

7 THIS ACT SHALL TAKE EFFECT IMMEDIATELY.