
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1050 Session of
2007

INTRODUCED BY BAKER, GORDNER, COSTA, GREENLEAF, KASUNIC,
KITCHEN, ROBBINS, STOUT, TOMLINSON, D. WHITE, M. WHITE,
MELLOW AND ERICKSON, AUGUST 15, 2007

REFERRED TO ENVIRONMENTAL RESOURCES AND ENERGY, AUGUST 15, 2007

AN ACT

1 Amending the act of December 19, 1996 (P.L.1478, No.190),
2 entitled "An act relating to the recycling and reuse of waste
3 tires; providing for the proper disposal of waste tires and
4 the cleanup of stockpiled tires; authorizing investment tax
5 credits for utilizing waste tires; providing remediation
6 grants for the cleanup of tire piles and for pollution
7 prevention programs for small business and households;
8 establishing the Small Business and Household Pollution
9 Prevention Program and management standards for small
10 business hazardous waste; providing for a household hazardous
11 waste program and for grant programs; making appropriations;
12 and making repeals," further providing for the Used Tire Pile
13 Remediation Restricted Account; and requiring the Department
14 of Environmental Protection to provide an annual report on
15 cleanup of stockpiled tires.

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

18 Section 1. Section 110 of the act of December 19, 1996
19 (P.L.1478, No.190), entitled "An act relating to the recycling
20 and reuse of waste tires; providing for the proper disposal of
21 waste tires and the cleanup of stockpiled tires; authorizing
22 investment tax credits for utilizing waste tires; providing
23 remediation grants for the cleanup of tire piles and for
24 pollution prevention programs for small business and households;

1 establishing the Small Business and Household Pollution
2 Prevention Program and management standards for small business
3 hazardous waste; providing for a household hazardous waste
4 program and for grant programs; making appropriations; and
5 making repeals," repealed in part July 10, 2002 (P.L.781, No.
6 111), is amended to read:

7 Section 110. Funds.

8 (a) Establishment of restricted account.--There is hereby
9 established in the General Fund a restricted account to be known
10 as the Used Tire Pile Remediation Restricted Account. This
11 account shall receive [up to \$1,000,000,] \$3,000,000 transferred
12 [upon approval of the Governor,] on an annual basis for a period
13 [not to exceed] of five consecutive years beginning fiscal year
14 2007-2008 through fiscal year 2011-2012 from the Recycling Fund
15 created by section 706 of the act of July 28, 1988 (P.L.556,
16 No.101), known as the Municipal Waste Planning, Recycling and
17 Waste Reduction Act.

18 (b) Appropriation of fund.--

19 (1) Moneys in the account are hereby appropriated [upon
20 approval of the Governor] to the department for the purposes
21 of this act.

22 (2) For fiscal year 2007-2008 through fiscal year 2011-
23 2012 moneys in the account shall be used for the following
24 purposes:

25 (i) The remediation of waste tire piles on the
26 priority enforcement list maintained by the department
27 pursuant to section 107(a) and (b).

28 (ii) The remediation of waste tire piles on the list
29 of additional waste tire sites maintained by the
30 department pursuant to section 107(d).

1 (iii) For the award of grants pursuant to section
2 111 for remediation of waste tire piles as provided in
3 this subsection or for activities authorized by section
4 111 which the department determines will assist with the
5 remediation of waste tire piles as provided in this
6 subsection.

7 (3) No more than 5% of the money in the account may be
8 used for the development and implementation of public
9 education and technical assistance programs concerning the
10 management of used tires.

11 (d) Annual report by department.--As part of its annual
12 budget submission to the General Assembly for fiscal year 2007-
13 2008 through fiscal year 2011-2012, the department shall provide
14 a report on the Used Tire Pile Remediation Restricted Account
15 and the remediation of used tire piles. The department shall
16 post the report on the department's publicly accessible Internet
17 website. The report shall include:

18 (1) The current balance of the account and the projected
19 balance of the account at the end of the fiscal year for
20 which the department's budget is being submitted.

21 (2) A listing of waste tire piles remediated or to be
22 remediated pursuant to subsection (b) during the prior fiscal
23 year and cumulatively since the effective date of this
24 subsection.

25 (3) Those waste tire piles which the department expects
26 to remediate pursuant to subsection (b) during the fiscal
27 year for which its budget is being submitted and the
28 projected cost for remediation of those waste tire piles.

29 (4) Those waste tire piles which will remain to be
30 remediated pursuant to subsection (b) and the projected cost

1 for remediation of those waste tire piles.

2 Section 2. This act shall take effect immediately.