

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 755 Session of 2015

INTRODUCED BY HACKETT, CALTAGIRONE, KILLION, MILLARD, SCHWEYER, SCHLOSSBERG, HELM, BARRAR, COHEN, WATSON, D. COSTA, MURT AND MOUL, MARCH 9, 2015

REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY, MARCH 9, 2015

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," providing for municipal fees.

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

18 Section 1. The act of July 28, 1988 (P.L.556, No.101), known
 19 as the Municipal Waste Planning, Recycling and Waste Reduction
 20 Act, is amended by adding a section to read:

21 Section 708. Municipal fees.

22 (a) Fees.--Notwithstanding any other provision of law to the
 23 contrary, a municipality may impose and collect reasonable and

1 necessary fees to cover the cost of providing a recycling
2 program in the municipality.

3 (b) Prior fees.--A municipality which has charged a fee for
4 recycling under this act, prior to the effective date of this
5 section, shall be deemed to have been performing a valid
6 exercise of the powers of the municipality.

7 Section 2. All acts and parts of acts are repealed insofar
8 as they are inconsistent with this act.

9 Section 3. This act shall take effect immediately.