
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 914 Session of
2023

INTRODUCED BY LEADBETER, HAMM, ROWE, BARTON, KAUFFMAN, MOUL AND
STEHR, APRIL 17, 2023

REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY,
APRIL 17, 2023

AN ACT

1 Amending the act of July 7, 1980 (P.L.380, No.97), entitled "An
2 act providing for the planning and regulation of solid waste
3 storage, collection, transportation, processing, treatment,
4 and disposal; requiring municipalities to submit plans for
5 municipal waste management systems in their jurisdictions;
6 authorizing grants to municipalities; providing regulation of
7 the management of municipal, residual and hazardous waste;
8 requiring permits for operating hazardous waste and solid
9 waste storage, processing, treatment, and disposal
10 facilities; and licenses for transportation of hazardous
11 waste; imposing duties on persons and municipalities;
12 granting powers to municipalities; authorizing the
13 Environmental Quality Board and the Department of
14 Environmental Protection to adopt rules, regulations,
15 standards and procedures; granting powers to and imposing
16 duties upon county health departments; providing remedies;
17 prescribing penalties; and establishing a fund," in general
18 provisions, further providing for definitions; providing for
19 drill cuttings; and abrogating regulations.

20 The General Assembly of the Commonwealth of Pennsylvania
21 hereby enacts as follows:

22 Section 1. Section 103 of the act of July 7, 1980 (P.L.380,
23 No.97), known as the Solid Waste Management Act, is amended by
24 adding a definition to read:

25 Section 103. Definitions.

26 The following words and phrases when used in this act shall

1 have, unless the context clearly indicates otherwise, the
2 meanings given to them in this section:

3 * * *

4 "Critical minerals." A nonfuel mineral or mineral material
5 essential to the economic or national security of the United
6 States and which has a supply chain vulnerable to disruption.

7 * * *

8 Section 2. The act is amended by adding an article to read:

9 ARTICLE V-A

10 DRILL CUTTINGS

11 Section 501-A. Beneficial use, reuse and reclamation
12 authorized.

13 The department shall allow for the beneficial use, reuse or
14 reclamation of drill cuttings, which shall include, but not be
15 limited to, the following:

16 (1) Extraction or recovery of materials and compounds
17 within drill cuttings, including critical minerals.

18 (2) Use as a raw material for another product, including
19 as a raw material for aggregates, construction-related
20 materials or agricultural uses.

21 (3) Use as structural fill, soil substitutes or soil
22 additives.

23 Section 3. The following regulations are abrogated insofar
24 as they are inconsistent with the addition of Article V-A of the
25 act:

26 (1) 25 Pa. Code § 78.61.

27 (2) 25 Pa. Code § 78.62.

28 (3) 25 Pa. Code § 78.63.

29 Section 4. This act shall take effect in 30 days.