

FISCAL NOTE

June 14, 2017

Bill No:	HB 1071	Printer's No:	PN 1270	Sponsor:	Farry
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COST / (SAVINGS)

Fund (s)	2016-17	2017-18
General Fund	"See Fiscal Impact"	"See Fiscal Impact"

SUMMARY: This legislation amends Title 53 (Municipalities Generally) of the Pennsylvania Consolidated Statutes, in other subjects of taxation, prohibiting bans, fees, surcharges and taxes on recyclable plastic bags.

ANALYSIS: This legislation amends Title 53 (Municipalities Generally) to prohibit a political subdivision from imposing a ban, tax, fee, or surcharge on a recyclable plastic bag provided to a consumer at a retail establishment during a point of sale.

"Consumer good" is defined as a good that is sold at retail to a purchaser for personal consumption or household use.

"Political subdivision" is defined as a county, city, borough, incorporated town, township, school district, vocational school district and county institution district. This term includes a city of the first class, county of the first class and school district of the first class.

"Recyclable plastic bag" is defined as a bag or pouch of flexible packaging made of thin, flexible, plastic film that can be marketed as "recyclable" pursuant to 16 CFR 260.12 (relating to recyclable claims), is designed and intended to be used for the carrying of goods purchased at a retail establishment, and is provided to the purchases by a retail establishment at the point of sale.

Under this legislation, The Department of Revenue (DOR) shall promulgate rules and regulations necessary to administer and enforce the ban.

This act shall take effect in 60 days.

FISCAL IMPACT: This legislation will result in personnel and IT costs. There are several thousand political subdivisions within the commonwealth that would need to be monitored to assure compliance with the act.