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An Act prohibiting the regulation of certain alternative energy technologies.				

PRINTER'S NO. 3112

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

Session of  
No. 2219  
2010

INTRODUCED BY SONNEY, EVERETT, M. KELLER, BARRAR, BOYD, CAUSER, CLYMER, CUTLER, DAY, DENLINGER, FABRIZIO, FAIRCHILD, GABLER, GIBBONS, GODSHALL, GROVE, HARKINS, HARRIS, HORNAMAN, HUTCHINSON, KRIEGER, LONGIETTI, MARSICO, OBERLANDER, PYLE, REICHLEY, ROAE, ROHRER, SAYLOR, SEIP, STERN, STEVENSON, SWANGER, TALLMAN, TURZAI, VULAKOVICH AND FLECK, JANUARY 20, 2010

REFERRED TO COMMITTEE ON ENVIRONMENTAL RESOURCES AND ENERGY, JANUARY 20, 2010

AN ACT

- 1 Prohibiting the regulation of certain alternative energy
- 2 technologies.
- 3 The General Assembly of the Commonwealth of Pennsylvania
- 4 hereby enacts as follows:
- 5 Section 1. Short title.
- 6 This act shall be known and may be cited as the Wood and
- 7 Biomass Fired Boiler Act.
- 8 Section 2. Definitions.
- 9 The following words and phrases when used in this act shall
- 10 have the meanings given to them in this section unless the
- 11 context clearly indicates otherwise:
- 12 "Biomass." Any solid nonhazardous, cellulosic waste material.
- 13 "Indoor wood or biomass fired boiler." A fuel burning
- 14 device, including, but not limited to, a fireplace, wood stove,

15 pellet stove, corn stove, fireplace insert or other clean

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1 burning biomass heating device used to heat interior spaces.

2 "Outdoor or biomass fired boiler." A fuel burning device

3 that is:

4 (1) Designed to burn or is capable of burning wood or

5 other biomass materials.

6 (2) Specified by a manufacturer for outdoor installation

7 or installation in structures not normally intended for

8 habitation by humans or domestic animals, including, but not

9 limited to, structures such as garages and sheds.

10 (3) Used to heat building space or fluid, or both,

11 through distribution through pipes or other means of a fluid

12 heated in the device, which fluid may consist of water or a

13 mixture of water and antifreeze.

14 This term shall also include an outdoor wood fired furnace,

15 outdoor wood-burning appliance, outdoor hydronic heater and

16 outdoor water stove.

17 Section 3. Prohibition.

18 The Department of Environmental Protection is prohibited from

19 promulgating regulations that would ban or in any way limit the

20 installation and use of indoor or outdoor wood or biomass fired

21 boilers.

22 Section 4. Inconsistent repeal.

23 The act of January 8, 1960 (1959 P.L.2119, No.787), known as

24 the Air Pollution Control Act, is repealed to the extent it is

25 inconsistent with this act.

26 Section 5. Effective date.

27 This act shall take effect immediately.

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