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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 2137 Session of  
2019

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INTRODUCED BY SHUSTERMAN, DALEY, ULLMAN, MIZGORSKI, MURT,  
ISAACSON, HOWARD, SANCHEZ, KINSEY, McNEILL AND COMITTA,  
DECEMBER 17, 2019

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REFERRED TO COMMITTEE ON COMMERCE, DECEMBER 17, 2019

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AN ACT

1 Providing for restrictions on the use of small plastic bottles  
2 by lodging establishments.

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 Single Use  
7 Plastic Bottle Prevention 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 "Lodging establishment." A hotel, motel, inn, resort,  
13 guesthouse, hostel, bed and breakfast establishment or building  
14 that is held out by any means as being available to provide  
15 overnight lodging for consideration to individuals seeking  
16 temporary accommodation.

17 "Personal care product." A product intended to be used on or

1 applied to the human body in a shower or bath, including any of  
2 the following:

- 3 (1) Shampoo.
- 4 (2) Hair conditioner.
- 5 (3) Bath soap.

6 "Plastic." Any synthetic material made from organic  
7 polymers, such as polyethylene, polyvinyl chloride or nylon,  
8 that can be molded into a shape while soft and then set into a  
9 rigid or slightly elastic form.

10 "Sleeping room accommodation." A space in a lodging  
11 establishment set aside for use and occupancy by individuals  
12 having at least one bed or other sleeping accommodation in a  
13 room or group of rooms.

14 "Small plastic bottle." A plastic bottle or other container  
15 with less than a six-ounce capacity that is intended to be  
16 nonreusable by the end user.

17 Section 3. Restrictions on use of small plastic bottles.

18 (a) General rule.--Except as provided under subsection (b),  
19 commencing January 1, 2024, for lodging establishments with more  
20 than 50 sleeping room accommodations, and January 1, 2025, for  
21 lodging establishments with 50 sleeping room accommodations or  
22 less, a lodging establishment may not provide a small plastic  
23 bottle containing a personal care product in a sleeping room  
24 accommodation or in a bathroom shared by guests or the public.

25 (b) Exception.--A lodging establishment may provide personal  
26 care products in small plastic bottles to a person at no cost,  
27 upon request, at a place other than a sleeping room  
28 accommodation or a bathroom shared by guests or the public.

29 (c) Bulk dispensers.--A lodging establishment may provide  
30 personal care items in bulk dispensers in a sleeping room

1 accommodation or in a bathroom shared by guests or the public.

2 Section 4. Penalties.

3 A lodging establishment that violates any provision of this  
4 act shall be subject to a civil penalty of \$500 for the first  
5 violation and \$2,000 for each subsequent violation.

6 Section 5. Ordinances.

7 A municipality may enact an ordinance relating to lodging  
8 establishments providing personal care products in small plastic  
9 bottles if the ordinance is at least as stringent as and not in  
10 conflict with this act.

11 Section 6. Effective date.

12 This act shall take effect immediately.