

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 722 Session of  
1989

INTRODUCED BY ACOSTA, DeWEESE, PISTELLA, MORRIS, CARN, ROBINSON,  
BELARDI, BILLOW, ARGALL, McNALLY, VROON, TRELLO, HECKLER,  
EVANS AND WILLIAMS, MARCH 13, 1989

REFERRED TO COMMITTEE ON JUDICIARY, MARCH 13, 1989

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, providing for confiscation of certain  
3 vehicles used in scattering rubbish in cities of the first  
4 class.

5 The General Assembly of the Commonwealth of Pennsylvania  
6 hereby enacts as follows:

7 Section 1. Section 6501 of Title 18 of the Pennsylvania  
8 Consolidated Statutes is amended to read:

9 § 6501. Scattering rubbish.

10 (a) Offense defined.--A person is guilty of an offense if  
11 he:

12 (1) throws any waste paper, sweepings, ashes, household  
13 waste, glass, metal, refuse or rubbish, or any dangerous or  
14 detrimental substance into or upon any road, street, highway,  
15 or alley, or upon the land of another or into or upon any  
16 stream or navigable river;

17 (2) interferes with, scatters, or disturbs the contents  
18 of any receptacle containing ashes, garbage, household waste,

or rubbish; or

(3) is the operator of a trash, garbage or debris collection vehicle or any other type of vehicle used for collecting trash, garbage or debris and deposits the vehicle's load or any part thereof upon any road, street, highway or alley or upon the land of another.

(b) Penalty.--

(1) A person who violates subsection (a)(1) or (2) is guilty of a summary offense and upon conviction thereof shall be sentenced to pay a fine of not less than [\$10] \$300 nor more than [\$300] \$1,000 or to imprisonment for not more than 90 days, or both.

(2) A person who violates subsection (a)(3) is guilty of a misdemeanor of the third degree for the first offense, a misdemeanor of the second degree for the second offense and a misdemeanor of the first degree for the third or any subsequent offense. A person who is convicted of a violation of subsection (a)(3) for a second or subsequent time shall be sentenced to a term of imprisonment for not less than 90 days.

(b.1) Confiscation of vehicles in first class cities.--Any vehicle used in connection with a violation of subsection (a)(3) in a city of the first class shall be confiscated and the ownership of the vehicle shall be forfeited to the city where:

(1) the vehicle was used in violation of subsection (a)(3) in the presence of a law enforcement officer; or

(2) the vehicle operator is convicted of a violation of subsection (a)(3).

(c) Disposition of fines.--(Repealed).

(d) Exception.--Subsection (a)(3) does not apply to the

- 1 lawful depositing of waste at any site regulated by the
- 2 Department of Environmental Resources.
- 3     Section 2. This act shall take effect in 60 days.