

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1102 Session of
2023

INTRODUCED BY CIRESI, MADDEN, T. DAVIS, M. MACKENZIE, PROBST,
JAMES, HILL-EVANS, SANCHEZ, DELLOSO AND CERRATO, MAY 5, 2023

REFERRED TO COMMITTEE ON JUDICIARY, MAY 5, 2023

AN ACT

1 Amending Titles 18 (Crimes and Offenses), 30 (Fish), 34 (Game)
2 and 75 (Vehicles) of the Pennsylvania Consolidated Statutes,
3 in other offenses, further providing for violation of rules
4 regarding conduct on Commonwealth property; in protection of
5 property and waters, further providing for the offense of
6 littering; in protection of property and persons, further
7 providing for the offense of littering and restrictions on
8 vehicles; and, in size, weight and load, further providing
9 for securing loads in vehicles.

10 The General Assembly of the Commonwealth of Pennsylvania
11 hereby enacts as follows:

12 Section 1. Section 7506(b) of Title 18 of the Pennsylvania
13 Consolidated Statutes is amended to read:

14 § 7506. Violation of rules regarding conduct on Commonwealth
15 property.

16 * * *

17 (b) Violation penalty.--A person who violates any of the
18 rules and regulations promulgated pursuant to this section is
19 guilty of a summary offense[.] and, in addition to any other
20 penalty that may be imposed, may be required to pick up litter
21 or illegally dumped trash.

1 Section 2. Section 2503(c) of Title 30 is amended to read:

2 § 2503. Littering.

3 * * *

4 (c) Penalty.--Any person who deposits or otherwise disposes
5 of a thing or substance in violation of this section which
6 causes or may cause damage to, or destruction of, fish commits a
7 summary offense of the first degree. Any person who transports
8 household refuse or garbage from another location and disposes
9 of it by leaving it on lands or waters open to fishing or
10 boating commits a summary offense of the second degree. Any
11 person who otherwise violates this section commits a summary
12 offense of the third degree. In addition to the penalties set
13 forth in section 923 (relating to classification of offenses and
14 penalties), an additional penalty of not less than \$20 nor more
15 than \$50 for each item or piece of litter thrown, discarded,
16 left, emitted or deposited in violation of this section may be
17 imposed on any person who is convicted or acknowledges guilt of
18 a violation of this section. In addition to the penalties under
19 section 923, a person who is convicted or acknowledges guilt of
20 a violation of this section [shall]:

21 (1) Shall be liable to pay, upon demand of the person
22 having legal control of the land or water, a sum equal to the
23 cost of disposal of the discarded item.

24 (2) May be required to pick up litter or illegally
25 dumped trash.

26 Section 3. Section 2510(b)(3) of Title 34 is amended to
27 read:

28 § 2510. Littering and restrictions on vehicles.

29 * * *

30 (b) Penalties.--

1 * * *

2 (3) In addition to the fine imposed by section 925
3 (relating to jurisdiction and penalties)[, an]:

4 (i) An additional fine of \$10 may be imposed for
5 each item of litter thrown, discarded, left, emitted or
6 deposited in violation of this section.

7 (ii) A person may be required to pick up litter or
8 illegally dumped trash.

9 * * *

10 Section 4. Section 4903(g) of Title 75 is amended to read:
11 \$ 4903. Securing loads in vehicles.

12 * * *

13 (g) Penalty for violation of subsection (c.1) or (c.2).--A
14 person who owns or who operates a vehicle in violation of
15 subsection (c.1) or (c.2) commits a summary offense and shall,
16 upon conviction, be sentenced to pay a fine of not less than
17 \$300 nor more than \$1,000. Upon conviction, a person may also be
18 required to pick up litter or illegally dumped trash.

19 Notwithstanding the provisions of 42 Pa.C.S. §§ 3571 (relating
20 to Commonwealth portion of fines, etc.) and 3573 (relating to
21 municipal corporation portion of fines, etc.), disposition of
22 any fine collected for a violation of subsection (c.1) or (c.2)
23 shall be as follows:

24 (1) Unless paragraph (2) applies, the fine collected
25 shall be paid to the Commonwealth for deposit into the Motor
26 License Fund.

27 (2) If the county where the offense was committed has a
28 litter control program approved by the department, 50% of the
29 fine collected shall be paid to the county for expenditure in
30 the approved litter control program; and 50% of the fine

1 collected shall be paid to the Commonwealth for deposit into
2 the Motor License Fund.
3 Section 5. This act shall take effect in 60 days.