

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1517 Session of
1993

INTRODUCED BY HASAY, PETRARCA, CESSAR, CAWLEY, PESCI, MARKOSEK,
CARONE, FAIRCHILD, NAILOR, PETTIT, REBER, LESCOVITZ,
S. H. SMITH, WOZNIAK, MELIO, MICOZZIE, GANNON, BUSH, MUNDY,
SEMMELE, STABACK, McCALL, TULLI, FLICK, ARGALL, BATTISTO,
FARMER, KASUNIC, LEVDANSKY, E. Z. TAYLOR, STERN, BUNT,
MILLER, PHILLIPS, GERLACH, TIGUE, L. I. COHEN, ARMSTRONG,
LUCYK, CIVERA AND GEIST, MAY 3, 1993

REFERRED TO COMMITTEE ON TRANSPORTATION, MAY 3, 1993

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for penalties for littering on
3 certain highways.

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

6 Section 1. Section 3709(d) of Title 75 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 3709. Depositing waste and other material on highway,
9 property or waters.

10 * * *

11 (d) Penalty.--Any person violating any of the provisions of
12 subsection (a) or (b) is guilty of a summary offense and shall,
13 upon conviction, be sentenced to either or both of the
14 following:

15 (1) To pay a fine of not more than \$300 and, if the
16 offense occurred on a highway which is in the department's

1 Adopt a Highway Program, a term of imprisonment for not less
2 than 24 hours.

3 (2) Except where infirmity or age or other circumstance
4 would create a hardship, be directed by the court in which
5 conviction is obtained to pick up and remove litter from
6 public property or private property, or both, with prior
7 permission of the legal owner. If the person has no prior
8 record of convictions for violation of this section, he may
9 be sentenced to pick up and remove litter for not less than
10 eight hours nor more than 16 hours. Upon a second conviction,
11 the person may be sentenced to pick up and remove litter for
12 not less than 16 hours and not more than 32 hours. Upon third
13 and subsequent convictions, he may be sentenced to pick up
14 and remove litter for not less than 40 hours and not more
15 than 80 hours. The court shall schedule the time to be spent
16 on such activities in such a manner that it does not
17 interfere with the person's employment and does not interfere
18 substantially with the person's family responsibilities or
19 religious obligations.

20 * * *

21 Section 2. This act shall take effect in 60 days.