

# SENATE APPROPRIATIONS COMMITTEE FISCAL NOTE

**BILL NO.** Senate Bill 118

**PRINTER'S NO.** 90

**AMOUNT**

No Significant Fiscal Impact

**FUND**

Hazardous Sites Cleanup Fund

**DATE INTRODUCED**

Jan. 29, 2009

**PRIME SPONSOR**

Senator M. White

**HISTORY OF BILL**

Referred to ENVIORNMENTAL RESOURCES AND ENERGY, Jan. 29, 2009  
Reported as committed, Feb. 10, 2009  
First consideration, Feb. 10, 2009  
Re-referred to APPROPRIATIONS, Feb. 11, 2009  
Re-reported as committed, April 20, 2009

**DESCRIPTION AND PURPOSE OF BILL**

*An Act amending the act of October 18, 1988 (P.L. 756, No. 108), known as the Hazardous Sites Cleanup Act, further providing for the fund and for civil penalties.*

Senate Bill 118 amends the Hazardous Sites Cleanup Act. The bill requires civil penalties imposed under Section 1104 of the Act to be deposited in the Hazardous Sites Cleanup Fund. Section 1104 provides a maximum penalty of \$25,000 per offense. An additional penalty of \$5,000 per day can be imposed for failure to comply with Section 503 of the Act (Information Gathering and Access).

**FISCAL IMPACT:**

The enactment of this legislation will have no significant fiscal impact to the Hazardous Sites Cleanup Fund. The Department of Environmental Protection has stated that penalties are rarely assessed under this Act. The Department also believes that Section 1110 of

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the Act provides direction and authority to deposit penalties collected under the Act into the Hazardous Sites Cleanup Fund. The Department also believes that Section 901 does not preclude them from depositing the penalties into the Fund.