

44TH DISTRICT
JOHN C. RAFFERTY, JR.

SENATE BOX 203044
20 EAST WING
HARRISBURG, PA 17120-3044
(717) 787-1398
FAX (717) 783-4587

COLLEGEVILLE PROFESSIONAL CENTER
3770 RIDGE PIKE, SUITE 5
COLLEGEVILLE, PA 19426
(610) 831-8830
FAX (610) 831-8837

THE SHOPPES AT PUGHTOWN
2325 POTTSTOWN PIKE
POTTSTOWN, PA 19465
(610) 469-8390
FAX (610) 469-8394

INTERNET E-MAIL ADDRESS:
jrafferty@pasen.gov

WEBSITE:
www.senatorrafferty.com

TO: All Senators

FROM: Senator John C. Rafferty, Jr.

DATE: November 22, 2010

RE: Co-sponsorship – Solid Waste Management, Criminal Penalties (#8)



Senate of Pennsylvania

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TARGETED COMMUNITY REVITALIZATION
AND CRIME PREVENTION ADVISORY COMMITTEE

STATE TRANSPORTATION COMMISSION

A handwritten signature in black ink, appearing to read "John C. Rafferty, Jr.", written over the printed name in the "FROM:" field.

I will be re-introducing legislation, SB546, to amend the Solid Waste Management Act to increase the fine for violating hazardous waste storage requirements from \$2,500 per violation to \$7,500 per violation. The legislation also increases the fine for illegally transporting, treating, storing, or disposing of solid waste from \$10,000 to \$20,000 if such violation caused pollution, public nuisance, or bodily injury.

This legislation also assigns penalties according to the amount of toxic waste improperly processed or disposed of. A violator who processes or disposes less than 500 cubic yards of toxic waste would be guilty of a first degree misdemeanor and would be sentenced to pay a fine of not less than \$2,500 and not more than \$25,000 per day for each violation and up to 5 years in prison. If the amount of illegally processed or disposed toxic waste exceeds 500 cubic yards, the violator would face a third degree felony charge and would be sentenced to pay a fine of not less than \$5,000 and not more than \$50,000 per violation and a term of imprisonment up to 7 years.

If you have any questions or would like to co-sponsor this legislation, please contact Sean Moll by email at smoll@pasen.gov or phone at (717) 783-0192.

JCR/sgm