
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1192 Session of
2019

INTRODUCED BY BULLOCK, HILL-EVANS, SOLOMON, BRIGGS, RABB,
HOHENSTEIN, KINSEY, MURT, McNEILL, SNYDER, YOUNGBLOOD,
MILLARD, SIMS, OTTEN, SANCHEZ, WARREN, SAPPEY, MARKOSEK,
DALEY AND GALLOWAY, APRIL 11, 2019

REFERRED TO COMMITTEE ON JUDICIARY, APRIL 11, 2019

AN ACT

1 Amending Titles 18 (Crimes and Offenses) and 75 (Vehicles) of
2 the Pennsylvania Consolidated Statutes, in nuisances, further
3 providing for the offense of scattering rubbish; in
4 registration of vehicles, further providing for
5 acknowledgment of littering provisions; in licensing of
6 drivers, further providing for acknowledgment of littering
7 provisions; and, in miscellaneous provisions, further
8 providing for the offense of depositing waste and other
9 material on highway, property or waters.

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

12 Section 1. Section 6501(b)(1), (2), (3) and (4) of Title 18
13 of the Pennsylvania Consolidated Statutes, amended June 28, 2018
14 (P.L.429, No.62), are amended and the subsection is amended by
15 adding a paragraph to read:

16 § 6501. Scattering rubbish.

17 * * *

18 (b) Penalty.--

19 (1) [A] Except as provided for in paragraph (1.1), a
20 person who violates subsection (a)(1) or (2) is guilty of a

1 [summary offense] misdemeanor of the third degree for the
2 first offense and upon conviction thereof shall be sentenced
3 to pay a fine of not less than [\$50] \$300 nor more than
4 [\$300] \$2,000 and be required to pick up litter or illegally
5 dumped trash for not less than five nor more than 30 hours to
6 be completed within six months, or to imprisonment for not
7 more than [90 days] one year, or both.

8 (1.1) A person who violates subsection (a)(1) or (2), in
9 which the collective total weight of the discarded material
10 is less than one pound, is guilty of a summary offense for
11 the first offense and upon conviction thereof shall be
12 sentenced to pay a fine of not less than \$50 nor more than
13 \$300 or to imprisonment for not more than 90 days, or both.

14 (2) A person who violates subsection (a)(1) or (2) is
15 guilty of a misdemeanor of the [third] second degree for the
16 second and subsequent offense and upon conviction thereof
17 shall be sentenced to pay a fine of not less than [\$300]
18 \$2,000 nor more than [\$1,000] \$5,000. The person also may be
19 sentenced to imprisonment for not more than one year or be
20 required to pick up litter or illegally dumped trash for not
21 less than 30 nor more than 100 hours to be completed within
22 [one year] two years.

23 (3) A person who violates subsection (a)(3) is guilty of
24 a misdemeanor of the second degree for the first offense and
25 upon conviction thereof shall be sentenced to pay a fine of
26 not less than \$500 nor more than [\$5,000] \$10,000. The person
27 also may be sentenced to imprisonment or to performing a
28 community service for a period not to exceed two years.

29 (4) A person who violates subsection (a)(3) is guilty of
30 a misdemeanor of the first degree for the second or

1 subsequent offense and upon conviction thereof shall be
2 sentenced to pay a fine of not less than \$1,000 nor more than
3 ~~[\$10,000]~~ \$20,000. The person also may be sentenced to
4 imprisonment or to performing a community service for a
5 period not to exceed five years.

6 * * *

7 Section 2. Sections 1317, 1520 and 3709(d)(1) of Title 75
8 are amended to read:

9 § 1317. Acknowledgment of littering provisions.

10 On every vehicle registration card, the following statement
11 shall be printed immediately above or below the signature of the
12 applicant:

13 I hereby acknowledge this day that I have received notice
14 of the provisions of section 3709 of the Vehicle Code.

15 Also printed on the registration card shall be the following:

16 Section 3709 provides for a fine of up to ~~[\$300]~~ \$2,000
17 for dropping, throwing or depositing, upon any highway,
18 or upon any other public or private property without the
19 consent of the owner thereof or into or on the waters of
20 this Commonwealth from a vehicle, any waste paper,
21 sweepings, ashes, household waste, glass, metal, refuse
22 or rubbish or any dangerous or detrimental substance, or
23 permitting any of the preceding without immediately
24 removing such items or causing their removal.

25 For any violation of section 3709, I may be subject to a
26 fine of up to ~~[\$300]~~ \$2,000 upon conviction, including
27 any violation resulting from the conduct of any other
28 persons operating, in possession of or present within
29 this vehicle with my permission, if I do not with
30 reasonable certainty identify the driver of the vehicle

1 at the time the violation occurred.

2 § 1520. Acknowledgment of littering provisions.

3 On every application for a learner's permit or driver's
4 license, the following statement shall be printed immediately
5 above or below the signature of the applicant:

6 I hereby acknowledge this day that I have received notice
7 of the provisions of section 3709 of the Vehicle Code.

8 Also printed on the card shall be the following:

9 Section 3709 provides for a fine of up to [~~\$300~~] \$2,000
10 for dropping, throwing or depositing, upon any highway,
11 or upon any other public or private property without the
12 consent of the owner thereof or into or on the waters of
13 this Commonwealth from a vehicle, any waste paper,
14 sweepings, ashes, household waste, glass, metal, refuse
15 or rubbish or any dangerous or detrimental substance, or
16 permitting any of the preceding without immediately
17 removing such items or causing their removal.

18 For any violation of section 3709, I may be subject to a
19 fine of up to [~~\$300~~] \$2,000 upon conviction, including
20 any violation resulting from the conduct of any other
21 persons present within any vehicle of which I am the
22 driver.

23 § 3709. Depositing waste and other material on highway,
24 property or waters.

25 * * *

26 (d) Penalty.--Any person violating any of the provisions of
27 subsection (a) or (b) commits a summary offense and shall, upon
28 conviction, be sentenced to either or both of the following:

29 (1) To pay a fine of not more than:

30 (i) [~~\$900~~] \$5,000 for a violation which occurs in an

1 easement purchased under the program established by
2 section 14.1 of the act of June 30, 1981 (P.L.128,
3 No.43), known as the Agricultural Area Security Law;

4 (ii) [~~\$600~~] \$3,000 for a violation which occurs in
5 an agricultural security area as defined in section 3 of
6 the Agricultural Area Security Law; or

7 (iii) [~~\$300~~] \$2,000 for a violation which occurs
8 anywhere else.

9 * * *

10 Section 3. This act shall take effect in six months.