



**House Environmental and Natural Resource Protection Committee**

***Meeting Agenda***

Wednesday, February 4nd, 2026

Call of the Chair

G-50 Irvis Office Building

Call to Order

Roll Call

**HB 1759; PN 2167 (Scott)** – Allows certain municipalities to enact fines for dumping tires or short dumping.

**A02460 (Vitali) to HB 1759** – Removes property forfeiture and suspension of operating privileges as penalties under the act.

Any other business before the committee

Adjournment



# Environmental & Natural Resource Protection

**State Representative Greg Vitali**  
*Democratic Chairman*

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# Committee

## MEMORANDUM

DATE: 2/3/2026

TO: House Environmental and Natural Resource Protection Committee Members

FROM: Representative Greg Vitali, Majority Chairman  
House Environmental and Natural Resource Protection Committee

RE: Environmental and Natural Resource Protection Committee Voting Meeting –  
Wednesday, February 4<sup>th</sup>, 2026

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The House Environmental and Natural Resource Protection Committee will hold a voting meeting on **Monday, February 4nd, 2026, at the Call of the Chair in G-50 Irvis Office Building.**

The purpose of this voting meeting will be to consider the following legislation and any other business that may come before the committee.

**HB 1759; PN 2167 (Scott)** – Allows municipalities to enact fines for dumping tires or short dumping.

**A02460 (Vitali) to HB 1759** – Removes property forfeiture and suspension of operating privileges as penalties under the act.

Please contact Hayley Shupe at 717-787-7647 or [hshupe@pahouse.net](mailto:hshupe@pahouse.net) with any questions. If you are unable to attend this meeting, please submit an Official Vote by Designation Form prior to the start of the meeting.

Thank you,

GV/hs

THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1759 Session of  
2025

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INTRODUCED BY SCOTT, GIRAL, PROBST, MAYES, SANCHEZ, HADDOCK,  
DOUGHERTY, GALLAGHER, CEPEDA-FREYTIZ, GILLEN AND CIRESI,  
JULY 23, 2025

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REFERRED TO COMMITTEE ON ENVIRONMENTAL AND NATURAL RESOURCE  
PROTECTION, JULY 23, 2025

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AN ACT

1 Providing for disposal of waste tires, trash and debris, for  
2 rules and regulations and for penalties.

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

5 Section 1. Short title.

6 This act shall be known and may be cited as the Disposal of  
7 Waste Tires, Trash and Debris Act.

8 Section 2. Definitions.

9 The following words and phrases when used in this act shall  
10 have the meanings given to them in this section unless the  
11 context clearly indicates otherwise:

12 "Disposal." The incineration, deposition, injection,  
13 dumping, spilling, leaking or placing of solid waste into or on  
14 the land or water in a manner that the solid waste or a  
15 constituent of the solid waste enters the environment, is  
16 emitted into the air or is discharged to the waters of this  
17 Commonwealth.

1        "Municipality." A city of the second class, a city of the  
2 second class A, a city of the third class, a borough, a  
3 township, an incorporated town or a home rule municipality.

4        "Short dumping." Activity by which an owner or operator, or  
5 an agent of the owner or operator, of a trash, garbage or debris  
6 collection vehicle, including private automobiles and small  
7 trucks or any other type of vehicle used to collect or transport  
8 trash, garbage or debris, knowingly causes to be deposited or  
9 deposits the vehicle's load, or any part of the load, on any  
10 road, street, highway, alley or railroad right-of-way, on the  
11 land of another or into the waters of this Commonwealth.

12       "Waste tire." A tire that has been discarded and can no  
13 longer be used for the purpose for which it was originally  
14 intended, regardless of whether the tire has any remaining  
15 useful life.

16       "Waste tire recycling facility." As defined in section 104  
17 of the act of December 19, 1996 (P.L.1478, No.190), entitled "An  
18 act relating to the recycling and reuse of waste tires;  
19 providing for the proper disposal of waste tires and the cleanup  
20 of stockpiled tires; authorizing investment tax credits for  
21 utilizing waste tires; providing remediation grants for the  
22 cleanup of tire piles and for pollution prevention programs for  
23 small business and households; establishing the Small Business  
24 and Household Pollution Prevention Program and management  
25 standards for small business hazardous waste; providing for a  
26 household hazardous waste program and for grant programs; making  
27 appropriations; and making repeals."

28       Section 3. Enforcement of trash laws.

29       (a) General rule.--Notwithstanding any contrary provision of  
30 the act of July 7, 1980 (P.L.380, No.97), known as the Solid

1 Waste Management Act or the act of July 28, 1988 (P.L.556,  
2 No.101), known as the Municipal Waste Planning, Recycling and  
3 Waste Reduction Act, a municipality may enforce ordinances,  
4 rules and regulations relating to:

5 (1) short dumping by the imposition of a fine or penalty  
6 of not more than \$5,000, and by the forfeiture of any  
7 property, including any vehicle, used to violate the act,  
8 regardless of the value of the property; and

9 (2) disposal of waste tires by the imposition of a fine  
10 or penalty of not more than \$500 per tire.

11 (b) Suspension of operating privileges.--A municipality that  
12 imposes a fine or penalty against a person under subsection (a)  
13 (1) shall notify the Department of Transportation. On receipt of  
14 the notification, the Department of Transportation shall suspend  
15 the operating privileges of the person granted under 75 Pa.C.S.  
16 (relating to vehicles) for a period of six months.

17 (c) Records to be retained by businesses that dispose of  
18 waste tires.--A business entity in a municipality that accepts  
19 used tires for disposal or recycling shall maintain a list of  
20 how many tires the business entity accepted and retain proof of  
21 disposal in the form of a receipt from an authorized waste tire  
22 recycling facility, as evidence of proper disposal of any tires  
23 accepted by the business entity. The business entity shall  
24 maintain all records for a minimum of five years and make the  
25 records available to the municipality at the municipality's  
26 request. The business entity shall retain the records  
27 electronically.

28 (d) Record review.--A municipality may review the records of  
29 a business entity that accepts waste tires for disposal. The  
30 municipality may request that the business entity submit a copy

1 of the business entity's records electronically or provide the  
2 municipality with a hard copy of the records as proof that the  
3 business entity complied with this act through the proper  
4 disposal of all waste tires received by the business entity.

5 (e) **Appeal.**--A business entity fined by a municipality under  
6 this section shall have the right to appeal a fine levied by the  
7 municipality to the court of common pleas.

8 (f) **Use of fines and penalties.**--A municipality that imposes  
9 a fine or penalty under subsection (a) shall use the money  
10 collected to:

11 (1) encourage recycling;  
12 (2) expand waste tire disposal programs within a  
13 municipality in accordance with Chapter 1 of the act of  
14 December 19, 1996 (P.L.1478, No.190), known as the Waste Tire  
15 Recycling Act;

16 (3) remediate the environmental impact of waste tires  
17 and other waste that has been improperly disposed of in the  
18 municipality;

19 (4) prevent short dumping and the improper disposal of  
20 waste tires; and

21 (5) enforce compliance with this act.

22 (g) **Existing ordinance.**--Nothing in this act shall be  
23 construed to invalidate or preempt an existing municipal  
24 ordinance or portion thereof as of the effective date of this  
25 subsection.

26 (h) **Forfeiture.**--Forfeiture of any property carried out by a  
27 municipality under subsection (a) (1) shall be consistent with  
28 the provisions of 42 Pa.C.S. Ch. 58 (relating to forfeiture of  
29 assets).

30 Section 4. Effective date.

1        This act shall take effect in 120 days.

# HOUSE OF REPRESENTATIVES

## DEMOCRATIC COMMITTEE BILL ANALYSIS

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<b>Bill No:</b>	HB1759 PN2167	<b>Prepared By:</b>	Andrew McMenamin
<b>Committee:</b>	Environmental & Natural Resource Protection		(717) 783-4043,6941
<b>Sponsor:</b>	Scott, Gregory	<b>Executive Director:</b>	Evan Franzese
<b>Date:</b>	7/24/2025		

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### **A. Brief Concept**

Provides for municipal fines and penalties for illegal dumping of waste and tires.

### **C. Analysis of the Bill**

HB 1759 creates the freestanding Disposal of Waste Tires, Trash and Debris Act that allows municipalities to enforce ordinances, rules, and regulations related to short dumping and the disposal of waste tires.

#### **Penalties**

Allows municipalities to enforce ordinances, rules and regulations relating to short dumping and disposal of waste tires:

- For short dumping, a municipality could impose a fine or penalty up to \$5,000 and require the forfeiture of any property used to violate the act, including a vehicle.
- For the disposal of waste tires, a municipality may impose a fine or penalty of up to \$500 per tire.

A person receiving a fine or penalty would face a six-month suspension from PennDOT of operating privileges under Title 75. The municipality would be required to notify PennDOT when imposing a fine or penalty under this act.

A business entity fined under this section would have the right to appeal fines to the court of common pleas.

#### **Recordkeeping**

Requires a business that disposes of or recycles waste tires would be required to keep electronic records of the following for a minimum of 5 years:

- a list of how many tires the business accepted and
- a receipt from an authorized waste tire recycling facility, as evidence of proper disposal.

Allows municipalities to review those records upon request to verify that tires have been disposed of or recycled properly.

#### **Use of Fines**

Allows municipalities to use fines collected under this act for the following:

- encourage recycling,
- expand waste tire disposal programs in accordance with the Waste Tire Recycling Act (Act 190 of 1996),
- remediate the environmental impact of waste tires and other waste that has been improperly disposed,
- prevent short dumping and the improper disposal of waste tires, and
- enforce compliance with this act.

## **Definitions**

*Disposal* means "the incineration, deposition, injection, dumping, spilling, leaking or placing of solid waste into or on the land or water in a manner that the solid waste or a constituent of the solid waste enters the environment, is emitted into the air or is discharged to the waters of this Commonwealth."

*Municipality* includes the following:

- a second class city,
- a second class A city,
- a third class city,
- a borough,
- a township,
- an incorporated town, and
- a home rule municipality.

*Short dumping* means "activity by which an owner or operator, or an agent of the owner or operator, of a trash, garbage or debris collection vehicle, including private automobiles and small trucks or any other type of vehicle used to collect or transport trash, garbage or debris, knowingly causes to be deposited or deposits the vehicle's load, or any part of the load, on any road, street, highway, alley or railroad right-of-way, on the land of another or into the waters of this Commonwealth."

*Waste tire* means "a tire that has been discarded and can no longer be used for the purpose for which it was originally intended, regardless of whether the tire has any remaining useful life."

*Waste tire recycling facility* means "a facility whose purpose is the systemic collection, sorting, storage, recapping or cleaning of waste tires to return them to commerce for use as commodities. The term includes a facility that may use waste reduction, reuse or recycling equipment to process or convert waste tires into a beneficial product or productive use."

## **Effective Date:**

120 days

## **G. Relevant Existing Laws**

There is currently nothing preventing a municipality from establishing and enforcing ordinances related to short dumping and waste tire disposal. HB 1759 is modeled after Act 227 of 2004, which allows Philadelphia to assess fines of up to \$5,000 for short dumping and refer offenders to PennDOT for suspension of operating privileges.

Under Act 190 of 1996, waste tire haulers must register with DEP. The department also maintains a list of waste tire sites throughout Pennsylvania.

## **E. Prior Session (Previous Bill Numbers & House/Senate Votes)**

HB 1759 was previously introduced as HB 1153 during the 2023-2024 Legislative Session. Language in HB 1759 was updated from last session to reflect feedback from DEP and the PA Municipal League.

HB 1153 was referred to the House Environmental Resources and Energy Committee on May 18, 2023, but received no further consideration.

This document is a summary of proposed legislation and is prepared only as general information for use by the Democratic Members and Staff of the Pennsylvania House of Representatives. The document does not represent the legislative intent of the Pennsylvania House of Representatives and may not be utilized as such.

**LEGISLATIVE REFERENCE BUREAU**

## AMENDMENTS TO HOUSE BILL NO. 1759

Sponsor:

Printer's No. 2167

- 1 Amend Bill, page 3, lines 6 through 8, by striking out ", and
- 2 by the forfeiture of any" in line 6, all of line 7 and
- 3 "regardless of the value of the property" in line 8
- 4 Amend Bill, page 3, lines 11 through 17, by striking out all
- 5 of lines 11 through 16 and "(c)" in line 17 and inserting
- 6 (b)
- 7 Amend Bill, page 3, line 28, by striking out "(d)" and
- 8 inserting
- 9 (c)
- 10 Amend Bill, page 4, line 5, by striking out "(e)" and
- 11 inserting
- 12 (d)
- 13 Amend Bill, page 4, line 8, by striking out "(f)" and
- 14 inserting
- 15 (e)
- 16 Amend Bill, page 4, line 22, by striking out "(g)" and
- 17 inserting
- 18 (f)
- 19 Amend Bill, page 4, lines 26 through 29, by striking out all
- 20 of said lines

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## HOUSE BILL

No. 1759 Session of  
2025

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INTRODUCED BY SCOTT, GIRAL, PROBST, MAYES, SANCHEZ, HADDOCK,  
DOUGHERTY, GALLAGHER, CEPEDA-FREYTIZ, GILLEN AND CIRESI,  
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17 Commonwealth.

## A02460 Amendment in Context

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2 second class A, a city of the third class, a borough, a  
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14 ~~the notification, the Department of Transportation shall suspend~~  
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17 ~~(e) (b)~~ Records to be retained by businesses that dispose of  
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25 records available to the municipality at the municipality's  
26 request. The business entity shall retain the records  
27 electronically.

28 ~~(d) (c)~~ Record review.--A municipality may review the  
29 records of a business entity that accepts waste tires for  
30 disposal. The municipality may request that the business entity

## A02460 Amendment in Context

1 submit a copy of the business entity's records electronically or  
2 provide the municipality with a hard copy of the records as  
3 proof that the business entity complied with this act through  
4 the proper disposal of all waste tires received by the business  
5 entity.

6 ~~(e)~~ (d) Appeal.--A business entity fined by a municipality  
7 under this section shall have the right to appeal a fine levied  
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28 ~~municipality under subsection (a) (1) shall be consistent with~~  
29 ~~the provisions of 42 Pa.C.S. Ch. 58 (relating to forfeiture of~~  
30 ~~assets).~~

## A02460 Amendment in Context

1 Section 4. Effective date.

2 This act shall take effect in 120 days.