

By Mr. Angelo of Saugus, petition of Steven Angelo relative to increasing penalties for illegal dumping of hazardous waste. Criminal Justice.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Four.

AN ACT TO INCREASE PENALTIES FOR ILLEGAL DUMPING OF HAZARDOUS WASTE.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 10 of Chapter 21C of the General Laws is hereby
2 amended by striking the first paragraph and inserting in place
3 thereof the following: —

4 Any violation of this chapter, or of any regulation, order, li-
5 cense, or approval made thereunder shall be presumed to consti-
6 tute irreparable harm to the public health, welfare, and safety, and
7 to the environment. Such presumption may be rebutted by the
8 introduction of competent evidence. Any person who wilfully dis-
9 poses of any hazardous waste in violation of this chapter, or of any
10 regulation, order, license, or approval made thereunder: (a) shall
11 be punished by a fine of not less than five thousand dollars and not
12 more than seventy-five thousand dollars, and/or by imprisonment
13 in jail of a house of correction for not less than one year or
14 imprisonment in the state prison for not more than five years, for
15 each such violation; or (b) shall be subject to a civil penalty not less
16 than five thousand dollars and not more than seventy-five thou-
17 sand dollars for each such violation. Each day such violation
18 occurs or continues shall be a separate offense.

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MAY 18, 1884

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