

**716B.2 Unlawful disposal of hazardous waste — penalties.**

1. A person commits the offense of unlawful disposal of hazardous waste when the person knowingly or with reason to know, disposes of hazardous waste or arranges for or allows the disposal of hazardous waste at any location other than one authorized by the department or the United States environmental protection agency, or in violation of any material term or condition of a hazardous waste facility permit.

2. *a.* A person who commits the offense of unlawful disposal of hazardous waste is guilty of an aggravated misdemeanor and upon conviction shall be punished by a fine of not more than twenty-five thousand dollars for each day of violation or imprisonment for not more than two years, or both.

*b.* If the conviction is for a violation committed after a first conviction under [this section](#), the person is guilty of a class “D” felony and shall be punished by a fine of not more than fifty thousand dollars for each day of violation or imprisonment for not more than five years, or both.

[88 Acts, ch 1080, §4](#); [2013 Acts, ch 90, §198](#)

Referred to in [§29C.8A](#)