

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 5

Session of
1983

INTRODUCED BY PETRARCA, GLADECK, MANDERINO, ITKIN, IRVIS, BURD,
STAIRS, COLE, DUFFY, LASHINGER, OLASZ, PISTELLA, SEVENTY,
RIEGER, VAN HORNE, KUKOVICH, GEIST, MACKOWSKI AND
E. Z. TAYLOR, JANUARY 24, 1983

AS AMENDED ON THIRD CONSIDERATION, IN SENATE, APRIL 26, 1983

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, ADDING ~~A DEFINITION~~ DEFINITIONS; FURTHER PROVIDING <—
3 FOR EXPENDITURES FOR THE MOTOR VEHICLE EMISSION INSPECTION
4 PROGRAM; ESTABLISHING A CREDIT PROGRAM FOR CERTAIN INSPECTION
5 FEES; FURTHER PROVIDING FOR CERTAIN BONDING REQUIREMENTS;
6 RESTRICTING THE OPERATIONS OF CERTAIN COMBINATIONS; further
7 providing for the length AND WIDTH of certain vehicles; <—
8 REGULATING CERTIFICATION OF CERTAIN AUTO INSPECTION <—
9 MECHANICS; ~~AND~~ FURTHER PROVIDING FOR CERTAIN WEIGHT <—
10 LIMITATIONS; PROVIDING A PENALTY; AND MAKING A REPEAL. <—

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

13 ~~Section 1. Section 4923(b) of Title 75 of the Pennsylvania~~ <—
14 ~~Consolidated Statutes is amended by adding a paragraph to read:~~
15 ~~§ 4923. Length of vehicles.~~

16 * * *

17 ~~(b) Exceptions. The limitations of (a) do not apply to the~~
18 ~~following:~~

19 * * *

~~(5) A combination designed and used exclusively for
carrying motor vehicles if the overall length of the
combination and load does not exceed 65 feet.~~

SECTION 1. SECTION 102 OF TITLE 75 OF THE PENNSYLVANIA
CONSOLIDATED STATUTES IS AMENDED BY ADDING A DEFINITION
DEFINITIONS TO READ:

§ 102. DEFINITIONS.

SUBJECT TO ADDITIONAL DEFINITIONS CONTAINED IN SUBSEQUENT
PROVISIONS OF THIS TITLE WHICH ARE APPLICABLE TO SPECIFIC
PROVISIONS OF THIS TITLE, THE FOLLOWING WORDS AND PHRASES WHEN
USED IN THIS TITLE SHALL HAVE, UNLESS THE CONTEXT CLEARLY
INDICATES OTHERWISE, THE MEANINGS GIVEN TO THEM IN THIS SECTION:

* * *

"CONVERTER GEAR." A TRAILER DESIGNED AND USED EXCLUSIVELY TO
TOW A SEMITRAILER BY MOUNTING THE SEMITRAILER ON THE FIFTH WHEEL
OF THE CONVERTER GEAR. THE TERM INCLUDES THE TERMS "AUXILIARY
AXLE" AND "JEEP DOLLY."

* * *

"TERMINAL." A FACILITY, TO OR FROM WHICH A COMBINATION IS
ACTUALLY EN ROUTE FOR LOADING, UNLOADING, BREAKING DOWN OR
STORING, WHICH HAS ADEQUATE OFF-HIGHWAY PARKING, MANEUVERING AND
VEHICLE STORAGE AREA TO WHICH VEHICLES CAN OBTAIN ACCESS AND
REGRESS EGRESS WITHOUT BACKING FROM OR ONTO A HIGHWAY, STREET OR
PUBLIC ALLEY.

* * *

"TOW DOLLY." A TRAILER DESIGNED AND USED EXCLUSIVELY TO TOW
ANOTHER VEHICLE BY MOUNTING ITS FRONT OR REAR WHEELS ON THE TOW
DOLLY WHILE THE OTHER WHEELS OF THE TOWED VEHICLE REMAIN IN
CONTACT WITH THE GROUND.

* * *

SECTION 2. TITLE 75 IS AMENDED BY ADDING A SECTION TO READ:
§ 4706. PROHIBITION ON EXPENDITURES FOR EMISSION INSPECTION
PROGRAM.

(A) PROHIBITION.--EXCEPT AS PROVIDED IN SUBSECTION (B),
NEITHER THE DEPARTMENT NOR ANY OTHER DEPARTMENT OR AGENCY OF THE
EXECUTIVE BRANCH OF STATE GOVERNMENT SHALL EXPEND ANY PUBLIC
FUNDS FOR THE ESTABLISHMENT AND ADMINISTRATION OF ANY SYSTEM FOR
THE PERIODIC INSPECTION OF EMISSIONS OR EMISSION SYSTEMS OF
MOTOR VEHICLES.

(B) EXCEPTION.--THE PROVISIONS OF SUBSECTION (A) SHALL NOT
APPLY WHEN THE SECRETARY SHALL CERTIFY THAT SUCH SYSTEM IS
REQUIRED TO COMPLY WITH FEDERAL LAW AND IS NECESSARY FOR THE
COMMONWEALTH TO RECEIVE OR AVOID THE LOSS OF FEDERAL FUNDS IN
WHICH CASE THE DEPARTMENT MAY ESTABLISH AND ADMINISTER SUCH A
SYSTEM FOR MOTOR VEHICLES REGISTERED IN AREAS WHERE PERIODIC
INSPECTION OF EMISSIONS OR EMISSION SYSTEMS OF MOTOR VEHICLES IS
REQUIRED BY THE ENVIRONMENTAL PROTECTION AGENCY OF THE UNITED
STATES OR DECREES OF THE COURTS OF THE UNITED STATES.

(C) CERTIFICATE OF WAIVER.--WHENEVER A SYSTEM FOR THE
PERIODIC INSPECTION OF EMISSIONS OR EMISSION SYSTEMS IS
ESTABLISHED AS AUTHORIZED IN SUBSECTION (B), THE DEPARTMENT
SHALL ISSUE A CERTIFICATE OF WAIVER VALID UNTIL THE NEXT
SCHEDULED EMISSION INSPECTION THROUGH AN OFFICIAL EMISSION
INSPECTION STATION FOR A MOTOR VEHICLE WHICH MEETS ALL OF THE
FOLLOWING REQUIREMENTS:

(1) ALL REQUIRED EMISSION CONTROL DEVICES ARE INSTALLED.

(2) ALL REQUIRED EMISSION CONTROL DEVICES MUST BE
FUNCTIONING PROPERLY OR ADJUSTMENTS HAVE BEEN MADE TO SUCH
DEVICES IN THE FOLLOWING MANNER AND UP TO AT LEAST THE
FOLLOWING TOTAL COST LIMITATIONS:

1 (I) CHECK AND REPAIR, IF NECESSARY, THE FOLLOWING
2 ITEMS UNTIL THE WAIVER TOTAL COST LIMITATION IS REACHED:

3 (A) IDLE SPEED, MIX, TIMING AND DWELL;

4 (B) OXYGEN SENSOR - 1980 MODEL YEAR AND NEWER;

5 (C) AIR, FUEL AND PCV FILTER;

6 (D) AUTOMATIC CHOKE;

7 (E) POINTS AND CONDENSER;

8 (F) SPARK PLUGS;

9 (G) ROTOR;

10 (H) VACUUM HOSES;

11 (I) PCV VALVE;

12 (J) AIR PUMP BELT;

13 (K) IGNITION WIRES; AND

14 (L) DISTRIBUTOR CAP.

15 (II) FIFTY DOLLARS FOR 1974 AND NEWER MODEL YEAR
16 VEHICLES.

17 (III) TWENTY-FIVE DOLLARS FOR PRE-1974 MODEL YEAR
18 VEHICLES.

19 (IV) ANY EXPENSES INCURRED IN THE REPAIR OF EMISSION
20 CONTROL DEVICES FOUND TO BE TAMPERED WITH OR RENDERED
21 INOPERATIVE THROUGH INTERVENTION BY THE VEHICLE OWNER OR
22 SOMEONE ACTING ON HIS BEHALF SHALL NOT BE INCLUDED IN THE
23 TOTAL COST LIMITATIONS OF THIS PARAGRAPH.

24 THE COSTS MANDATED BY THIS SUBSECTION DO NOT INCLUDE ANY COSTS
25 RECOVERABLE UNDER AN EMISSION WARRANTY.

26 (D) CHARGE FOR INSPECTION.--WHENEVER A SYSTEM FOR THE
27 PERIODIC INSPECTION OF EMISSIONS OR EMISSION SYSTEMS IS
28 ESTABLISHED AS AUTHORIZED IN SUBSECTION (B), THE MAXIMUM CHARGE
29 FOR SUCH INSPECTION SHALL BE \$5. NO ADDITIONAL CHARGE SHALL BE
30 MADE BY THE INSPECTING STATION FOR ONE NECESSARY REINSPECTION

1 WITHIN 30 DAYS OF THE ORIGINAL INSPECTION.

2 (E) COORDINATION WITH SAFETY INSPECTIONS.--WHENEVER A SYSTEM
3 FOR THE PERIODIC INSPECTION OF EMISSIONS OR EMISSION SYSTEMS IS
4 ESTABLISHED AS AUTHORIZED IN SUBSECTION (B), SUCH INSPECTION OF
5 EMISSIONS OR EMISSION SYSTEMS SHALL BE COORDINATED WITH THE
6 VEHICLE SAFETY INSPECTIONS REQUIRED BY SECTION 4702 (RELATING TO
7 REQUIREMENT FOR PERIODIC INSPECTION OF VEHICLES) AND SHALL BE
8 OBTAINED DURING THE PERIOD IN WHICH A VEHICLE IS REQUIRED TO
9 OBTAIN THE SAFETY INSPECTION.

10 (F) CREDIT.--

11 (1) SECTION 27 OF ARTICLE I OF THE CONSTITUTION OF
12 PENNSYLVANIA PROVIDES THAT THE PEOPLE HAVE A RIGHT TO CLEAN
13 AIR AND THAT PENNSYLVANIA'S PUBLIC NATURAL RESOURCES ARE THE
14 COMMON PROPERTY OF ALL THE PEOPLE, INCLUDING GENERATIONS YET
15 TO COME, AND FURTHER PROVIDES THAT THE COMMONWEALTH SHALL ACT
16 AS TRUSTEE OF THESE RESOURCES TO CONSERVE AND MAINTAIN THEM
17 FOR THE BENEFIT OF ALL THE PEOPLE. SECTION 2 OF THE ACT OF
18 JANUARY 8, 1960 (1959 P.L.2119, NO.787), KNOWN AS THE AIR
19 POLLUTION CONTROL ACT, PROVIDES THAT IT IS DECLARED TO BE THE
20 POLICY OF THE COMMONWEALTH TO PROTECT THE AIR RESOURCES OF
21 THE COMMONWEALTH TO THE DEGREE NECESSARY FOR THE PROTECTION
22 OF THE HEALTH, SAFETY AND WELL-BEING OF THE CITIZENS; THE
23 PREVENTION OF INJURY TO PLANT AND ANIMAL LIFE AND PROPERTY;
24 THE PROTECTION OF PUBLIC COMFORT AND CONVENIENCE AND
25 COMMONWEALTH RECREATIONAL RESOURCES; AND THE DEVELOPMENT,
26 ATTRACTION AND EXPANSION OF INDUSTRY, COMMERCE AND
27 AGRICULTURE. PROTECTION OF AIR RESOURCES IS A MATTER OF
28 HIGHEST PRIORITY IN THE COMMONWEALTH. IN FURTHERANCE OF THESE
29 MANDATED GOVERNMENTAL DUTIES, IT IS HEREBY DECLARED THAT THE
30 COST OF AN INSPECTION UP TO A MAXIMUM OF \$5 SHALL BE ALLOWED

1 AS A CREDIT AGAINST THE ANNUAL REGISTRATION FEE FOR THE
2 VEHICLE AS PROVIDED IN CHAPTER 19 (RELATING TO FEES) AND THE
3 PROCESSING FEE AS PROVIDED IN SECTION 1901(C)(16) AND (17)
4 (RELATING TO PROCESSING FEE IN LIEU OF REGISTRATION FEE).

5 (2) EVERY PERSON WHO OWNS A VEHICLE REQUIRED TO HAVE AN
6 EMISSION INSPECTION PURSUANT TO THIS SECTION SHALL INITIALLY
7 BE RESPONSIBLE TO PAY THE ENTIRE ALLOWABLE COSTS OF SUCH
8 INSPECTION. SUCH PERSON MAY THEN SUBTRACT THE COST OF SUCH
9 INSPECTION UP TO A MAXIMUM OF \$5 FROM THE ANNUAL FEE FOR
10 REGISTRATION OF THE VEHICLE AS PROVIDED IN CHAPTER 19 OR THE
11 PROCESSING FEE AS PROVIDED IN SECTION 1901(C)(16) AND (17).

12 (3) EACH OFFICIAL EMISSION INSPECTION STATION SHALL
13 ISSUE, PER VEHICLE, TO EACH VEHICLE OWNER AT THE TIME OF THE
14 EMISSION INSPECTION REQUIRED UNDER THIS SECTION, A
15 CERTIFICATE STATING THE ACTUAL AMOUNT PAID FOR THE EMISSION
16 INSPECTION. THIS CERTIFICATE SHALL BE SUBMITTED BY THE
17 VEHICLE OWNER WITH THE REGISTRATION RENEWAL APPLICATION TO
18 CLAIM THE CREDIT AUTHORIZED BY PARAGRAPH (2). THE DEPARTMENT
19 SHALL SUSPEND THE INSPECTION AUTHORITY OF ANY INSPECTION
20 STATION WHICH FRAUDULENTLY ISSUES A CERTIFICATE AS REQUIRED
21 BY THIS SUBSECTION.

22 (4) ANY PERSON WHO FRAUDULENTLY ISSUES A CERTIFICATE OR
23 KNOWINGLY OBTAINS OR SEEKS TO OBTAIN A FRAUDULENT CERTIFICATE
24 COMMITTS A MISDEMEANOR OF THE SECOND DEGREE AND SHALL IN
25 ADDITION TO ANY FINES OR IMPRISONMENT BE ORDERED TO MAKE
26 RESTITUTION TO THE COMMONWEALTH.

27 (5) THE DEPARTMENT SHALL PROMULGATE SUCH REGULATIONS AS
28 MAY BE NECESSARY TO IMPLEMENT THIS SECTION.

29 SECTION 2 3. SECTION 4702.1 OF TITLE 75 IS AMENDED TO READ: <—
30 § 4702.1. LIMITED LIABILITY OF INSPECTION STATION OR MECHANIC.

1 (A) GENERAL RULE.--AN INSPECTION CONDUCTED PURSUANT TO
2 SECTION 4702(A) (RELATING TO ANNUAL INSPECTION) SHALL NOT BE
3 CONSTRUED AS A GUARANTY OF THE SAFETY OF ANY VEHICLE AND NEITHER
4 THE OFFICIAL INSPECTION STATION ISSUING THE CERTIFICATE OF
5 INSPECTION NOR THE OFFICIAL INSPECTION MECHANIC PERFORMING THE
6 INSPECTION SHALL BE LIABLE TO THE OWNER OR OCCUPANTS OF ANY
7 INSPECTED VEHICLE FOR ANY DAMAGES CAUSED BY THE FAILURE OR
8 MALFUNCTION OF THAT VEHICLE OR TO THE OWNER OR OCCUPANTS OF ANY
9 VEHICLE INVOLVED IN AN ACCIDENT WITH THAT INSPECTED VEHICLE OR
10 TO ANY PEDESTRIAN INJURED IN THE ACCIDENT UNLESS IT CAN BE SHOWN
11 BY A PREPONDERANCE OF THE EVIDENCE THAT THE FAILURE WAS CAUSED
12 BY THE NEGLIGENCE OF THE INSPECTION STATION OR MECHANIC.

13 (B) PRIOR CERTIFICATION.--INSPECTION MECHANICS CERTIFIED AS
14 TO TRAINING, QUALIFICATIONS AND COMPETENCE, PRIOR TO JANUARY 1,
15 1983, SHALL BE DEEMED TO HAVE COMPLIED WITH DEPARTMENTAL
16 REGULATIONS AND SHALL BE AUTHORIZED TO CONDUCT MOTOR VEHICLE
17 INSPECTIONS WITHOUT REAPPLICATION FOR CERTIFICATION.

18 SECTION ~~2-3~~ 4. SECTION 4904 OF TITLE 75 IS AMENDED BY ADDING <—
19 ~~A SUBSECTION~~ SUBSECTIONS TO READ: <—
20 § 4904. LIMITS ON NUMBER OF TOWED VEHICLES.

21 * * *

22 (E) TWO-TRAILER COMBINATIONS ON INTERSTATE AND DESIGNATED
23 PRIMARY HIGHWAYS.--COMBINATIONS CONSISTING OF A TRUCK TRACTOR
24 AND TWO TRAILERS MAY ONLY BE DRIVEN AS DESCRIBED IN SECTION 4908 <—
25 (RELATING TO OPERATION OF CERTAIN COMBINATIONS ON INTERSTATE AND
26 CERTAIN PRIMARY HIGHWAYS).

27 (F) TOW DOLLIES AND CONVERTER GEARS.--A TOW DOLLY OR <—
28 CONVERTER GEAR MAY BE TOWED BY A MOTOR VEHICLE FOR THE PURPOSE
29 OF TOWING ANOTHER VEHICLE, PROVIDED THE COMBINATION MEETS ALL
30 REQUIREMENTS OF SECTION 4905 (RELATING TO SAFETY REQUIREMENTS

1 FOR TOWED VEHICLES) AND SEPARATE LIGHTING EQUIPMENT IS DISPLAYED
2 ON THE REAR OF A TOWED MOTOR VEHICLE. A CONVERTER GEAR MAY ALSO
3 BE TOWED EMPTY BEHIND A COMBINATION CONSISTING OF A TRUCK
4 TRACTOR AND SEMITRAILER.

5 SECTION ~~3-4~~ 5. TITLE 75 IS AMENDED BY ADDING A SECTION TO
6 READ:

7 § 4908. OPERATION OF CERTAIN COMBINATIONS ON INTERSTATE AND
8 CERTAIN PRIMARY HIGHWAYS.

9 (A) GENERAL RULE.--COMBINATIONS AUTHORIZED BY SECTION
10 4904(E) (RELATING TO LIMITS ON NUMBER OF TOWED VEHICLES) TO HAVE
11 TWO TRAILERS, OR BY SECTION 4923(B)(6) (RELATING TO LENGTH OF
12 VEHICLES) TO EXCEED THE LENGTH LIMITATION FOR COMBINATIONS, MAY
13 BE DRIVEN ONLY ON THE TYPES OF HIGHWAYS AND UNDER THE
14 LIMITATIONS SET FORTH BELOW:

15 (1) ON A DESIGNATED NETWORK CONSISTING OF ALL INTERSTATE
16 HIGHWAYS AND PORTIONS OF FEDERAL AID PRIMARY HIGHWAYS HAVING
17 AT LEAST A 48-FOOT-WIDE ROADWAY OR TWO 24-FOOT-WIDE ROADWAYS
18 AND DESIGNATED BY THE DEPARTMENT AS CAPABLE OF SAFELY
19 ACCOMMODATING SUCH VEHICLES.

20 (2) BETWEEN THE DESIGNATED NETWORK AND EITHER OF THE
21 FOLLOWING:

22 (I) A TERMINAL OR A FACILITY FOR FOOD, FUEL, REPAIR
23 OR REST HAVING AN ENTRANCE WITHIN TWO-TENTHS OF A MILE OF
24 THE NEAREST RAMP OR INTERSECTION, BUT ONLY ON HIGHWAYS
25 HAVING LANES AT LEAST 12 FEET WIDE, AND ONLY IF THE
26 FACILITY MEETS THE CRITERIA FOR OFF-STREET PARKING,
27 MANEUVERING AND VEHICLE STORAGE AREA FOR TERMINALS.

28 (II) A TERMINAL WHICH CAN SAFELY AND REASONABLY BE
29 ACCESSED USING HIGHWAYS APPROVED UNDER SUBSECTION (D).

30 (B) HOUSEHOLD GOODS CARRIERS.--IN ADDITION TO THE OPERATIONS

AUTHORIZED IN SUBSECTION (A), A HOUSEHOLD GOODS CARRIER,
CONSISTING OF A TRUCK TRACTOR AND EITHER OF THE FOLLOWING:

(1) A SINGLE TRAILER, WHICH EXCEEDS THE MAXIMUM LENGTH
FOR COMBINATIONS ESTABLISHED IN SECTION 4923(A), MAY BE
DRIVEN BETWEEN THE DESIGNATED NETWORK AND A POINT OF LOADING
OR UNLOADING WHICH CAN SAFELY AND REASONABLY BE ACCESSED.

(2) TWO TRAILERS, MAY BE DRIVEN BETWEEN THE DESIGNATED
NETWORK AND A POINT OF LOADING OR UNLOADING WHICH CAN SAFELY
AND REASONABLY BE ACCESSED USING HIGHWAYS APPROVED UNDER
SUBSECTION (D) FOR THE PARTICULAR MOVEMENT.

(C) NEARBY TERMINALS AND FACILITIES.--WHERE ONE OR MORE
TERMINALS OR FACILITIES FOR FOOD, FUEL, REPAIR OR REST ALONG A
HIGHWAY HAVING LANES AT LEAST 12 FEET WIDE ARE IN CLOSE
PROXIMITY TO A TERMINAL OR FACILITY WHICH IS WITHIN TWO-TENTHS
OF A MILE OF THE DESIGNATED NETWORK, ALL OF SUCH TERMINALS AND
FACILITIES SHALL BE DEEMED TO BE WITHIN TWO-TENTHS OF A MILE OF
THE DESIGNATED NETWORK.

(D) ROUTE APPROVAL.--APPROVAL OF A ROUTE UNDER SUBSECTION
(A)(2)(II) OR (B)(2) SHALL BE OBTAINED FROM THE:

(1) CITY IN THE CASE OF ANY HIGHWAY IN A CITY.

(2) DEPARTMENT IN THE CASE OF A STATE HIGHWAY NOT IN A
CITY, EXCEPT THAT THE DEPARTMENT WILL, UPON REQUEST, DELEGATE
AUTHORITY TO APPROVE ROUTES UNDER THIS SUBSECTION TO A
MUNICIPALITY WHICH HAS BEEN DELEGATED AUTHORITY TO ISSUE
PERMITS IN ACCORDANCE WITH SECTION 420 OF THE ACT OF JUNE 1,
1945 (P.L.1242, NO.428), KNOWN AS THE STATE HIGHWAY LAW.

(3) MUNICIPALITY IN THE CASE OF A LOCAL HIGHWAY NOT IN A
CITY.

(E) NOTICE.--

(1) THE DEPARTMENT SHALL PUBLISH THE DESIGNATED NETWORK

1 ESTABLISHED IN SUBSECTION (A)(1) IN THE PENNSYLVANIA BULLETIN
2 AS A NOTICE UNDER 45 PA.C.S. § 725(A)(3) (RELATING TO
3 ADDITIONAL CONTENTS OF PENNSYLVANIA BULLETIN), AND WILL ALSO
4 FORWARD THE DESIGNATED NETWORK TO TRUCKING COMPANIES AND
5 ASSOCIATIONS AND OTHER INTERESTED PARTIES, UPON REQUEST.

6 (2) APPROVAL OF A ROUTE UNDER SUBSECTION (A)(2)(II)
7 SHALL BE EFFECTIVE UPON NOTICE BY THE APPROVING AUTHORITY TO
8 THE PERSON WHO REQUESTED IT. NOTICE OF THE APPROVAL SHALL
9 ALSO BE GIVEN TO STATE AND AFFECTED LOCAL POLICE, AND SHALL
10 BE PUBLISHED IN THE PENNSYLVANIA BULLETIN AS A NOTICE UNDER
11 45 PA.C.S. § 725(A)(3).

12 (3) APPROVAL OF A ROUTE UNDER SUBSECTION (B)(2) SHALL BE
13 EFFECTIVE UPON NOTICE BY THE APPROVING AUTHORITY TO THE
14 PERSON WHO REQUESTED IT. NOTICE OF THE APPROVAL SHALL ALSO BE
15 GIVEN TO STATE AND AFFECTED LOCAL POLICE.

16 (F) REVOCATION OF ROUTE APPROVAL.--THE AUTHORITY WHICH
17 APPROVED A ROUTE UNDER SUBSECTION (A)(2)(II) MAY REVOKE THE
18 ROUTE APPROVAL IF IT DETERMINES THAT THE ROUTE OR SOME PORTION
19 OF IT CANNOT SAFELY AND REASONABLY ACCOMMODATE COMBINATIONS
20 AUTHORIZED TO EXCEED LENGTH OR NUMBER OF TRAILER LIMITATIONS.
21 NOTICE OF THE REVOCATION SHALL BE PUBLISHED IN THE PENNSYLVANIA
22 BULLETIN AS A NOTICE UNDER 45 PA.C.S. § 725(A)(3) AND SHALL BE
23 EFFECTIVE 15 DAYS AFTER SUCH PUBLICATION, EXCEPT THAT THE
24 POSTING AUTHORITY MAY EFFECT AN EARLIER REVOCATION BY POSTING
25 SIGNS TO INDICATE THE REVOCATION. WRITTEN NOTICE OF THE
26 REVOCATION SHALL ALSO BE GIVEN TO THE PERSON WHO REQUESTED THE
27 ROUTE APPROVAL AND TO STATE AND AFFECTED LOCAL POLICE.

28 SECTION 4-5 6. SECTIONS SECTION 4921(A), (C) AND (D), 4923 <—
29 AND 4943(A) OF TITLE 75 ARE AMENDED IS AMENDED AND A SUBSECTION <—
30 IS ADDED TO READ:

1 § 4921. WIDTH OF VEHICLES.

2 ~~(A) GENERAL RULE. THE TOTAL OUTSIDE WIDTH OF A VEHICLE,~~ <—
3 ~~INCLUDING ANY LOAD, SHALL NOT EXCEED EIGHT AND ONE HALF FEET~~
4 ~~EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION.~~

5 ~~(A.1) LIMITATION ON HIGHWAY USE. VEHICLES WITH AN OUTSIDE~~ <—
6 ~~WIDTH OF EIGHT AND ONE HALF FEET SHALL BE RESTRICTED TO THOSE~~
7 ~~HIGHWAYS ON WHICH TWO TRAILER COMBINATIONS ARE AUTHORIZED BY THE~~
8 ~~DEPARTMENT PURSUANT TO THIS AMENDATORY ACT. EXCEPT AS OTHERWISE~~
9 ~~PROVIDED IN THIS SECTION, ON ALL OTHER HIGHWAYS THE TOTAL~~
10 ~~OUTSIDE WIDTH OF A VEHICLE INCLUDING ANY LOAD SHALL NOT EXCEED~~
11 ~~EIGHT FEET.~~

12 * * *

13 ~~[(C) BUSES. ANY BUS OPERATED WHOLLY WITHIN A MUNICIPALITY,~~ <—
14 ~~WHERE PERMITTED BY THE MUNICIPALITY, OR IN MORE THAN ONE~~
15 ~~MUNICIPALITY, WHERE APPROVED BY THE PUBLIC UTILITY COMMISSION,~~
16 ~~MAY HAVE A TOTAL OUTSIDE WIDTH NOT TO EXCEED EIGHT FEET SIX~~
17 ~~INCHES WHEN OPERATED UPON A HIGHWAY HAVING TRAFFIC LANE WIDTHS~~
18 ~~OF NOT LESS THAN TEN FEET.~~

19 (D) NONDIVISIBLE LOADS.--VEHICLES CARRYING NONDIVISIBLE
20 LOADS NOT EXCEEDING EIGHT FEET SIX INCHES IN WIDTH MAY OPERATE
21 ON ANY HIGHWAY HAVING A ROADWAY WIDTH OF 20 FEET OR MORE. [THIS <—
22 SUBSECTION DOES NOT APPLY ON THE NATIONAL SYSTEM OF INTERSTATE
23 AND DEFENSE HIGHWAYS.]

24 * * *

25 (G) CERTAIN HIGHWAYS.--THE TOTAL OUTSIDE WIDTH OF A VEHICLE, <—
26 INCLUDING ANY LOADS, MAY EXCEED EIGHT FEET BUT SHALL NOT EXCEED
27 EIGHT AND ONE-HALF FEET WHEN DRIVEN AS DESCRIBED IN SECTION 4908
28 (RELATING TO OPERATION OF CERTAIN COMBINATIONS ON INTERSTATE AND
29 CERTAIN PRIMARY HIGHWAYS).

30 SECTION 6 7. SECTIONS 4923 AND 4943(A) OF TITLE 75 ARE <—

1 AMENDED TO READ:

2 § 4923. LENGTH OF VEHICLES.

3 (A) GENERAL RULE.--[NO] EXCEPT AS PROVIDED IN SUBSECTION
4 (B), NO MOTOR VEHICLE, INCLUDING ANY LOAD AND BUMPERS, SHALL
5 EXCEED AN OVERALL LENGTH OF 40 FEET, AND NO COMBINATION,
6 INCLUDING ANY LOAD AND BUMPERS, SHALL EXCEED AN OVERALL LENGTH
7 OF 60 FEET.

8 (B) EXCEPTIONS.--THE LIMITATIONS OF (A) DO NOT APPLY TO THE
9 FOLLOWING:

10 (1) ANY MOTOR VEHICLE EQUIPPED WITH A BOOM OR BOOM-LIKE
11 DEVICE IF THE VEHICLE DOES NOT EXCEED 55 FEET.

12 (2) ANY COMBINATION TRANSPORTING ARTICLES WHICH DO NOT
13 EXCEED 70 FEET IN LENGTH AND ARE NONDIVISIBLE AS TO LENGTH.

14 (3) ANY BUS OF AN ARTICULATED DESIGN WHICH DOES NOT
15 EXCEED 60 FEET.

16 (4) ANY MOTOR VEHICLE TOWING A DISABLED MOTOR VEHICLE TO
17 A LOCATION FOR REPAIR OR TO SOME OTHER PLACE OF SAFETY.

18 (5) A COMBINATION DESIGNED AND USED EXCLUSIVELY FOR
19 CARRYING MOTOR VEHICLES IF THE OVERALL LENGTH OF THE
20 COMBINATION AND LOAD DOES NOT EXCEED 65 FEET.

21 (6) ANY COMBINATION CONSISTING OF A TRUCK TRACTOR AND
22 ONE OR TWO TRAILERS, WHEN DRIVEN AS DESCRIBED IN SECTION 4908
23 (RELATING TO OPERATION OF CERTAIN COMBINATIONS ON INTERSTATE
24 AND CERTAIN PRIMARY HIGHWAYS), PROVIDED THAT, EXCEPT WHEN <—
25 BEING OPERATED AS A PART OF A COMBINATION OF A TRACTOR AND
26 SINGLE TRAILER NOT EXCEEDING AN OVERALL LENGTH OF 60 FEET,
27 THE LENGTH OF A SINGLE TRAILER SHALL NOT EXCEED 48 FEET AND
28 THE LENGTH OF EACH DOUBLE TRAILER SHALL NOT EXCEED 28 FEET.

29 § 4943. MAXIMUM AXLE WEIGHT OF VEHICLES.

30 (A) GENERAL RULE.--NO VEHICLE OR COMBINATION DRIVEN UPON A

1 HIGHWAY SHALL HAVE A WEIGHT UPON ANY AXLE IN EXCESS OF THE
2 LESSER OF THE MANUFACTURER'S RATED AXLE CAPACITY OR THE
3 FOLLOWING APPLICABLE WEIGHT:

4 (1) STEERING AXLES.--THE MAXIMUM AXLE WEIGHT UPON A
5 STEERING AXLE SHALL NOT EXCEED [18,000] 20,000 POUNDS.

6 (2) OTHER AXLES.--

7 MAXIMUM AXLE WEIGHT IN POUNDS UPON:

8 IF THE CENTER-TO-CENTER

9	DISTANCE BETWEEN THE	ONE OF TWO	OTHER OF TWO
10	NEAREST ADJACENT AXLES IS:	ADJACENT AXLES	ADJACENT AXLES
11	UNDER 6 FEET	18,000	18,000
12	6 TO 8 FEET	18,000	22,400
13	OVER 8 FEET	22,400	22,400

14 * * *

15 SECTION 7 8. THE PROVISIONS OF SECTIONS 1, 3, 4, 5, 6 AND 7 <—
16 OF THIS AMENDATORY ACT SHALL BE EFFECTIVE ONLY AS LONG AS
17 FEDERAL LAW OR THE FEDERAL HIGHWAY ADMINISTRATION SHALL REQUIRE
18 THIS COMMONWEALTH TO ALLOW COMBINATIONS CONSISTING OF A TRUCK
19 TRACTOR AND TWO TRAILERS AND COMBINATIONS IN EXCESS OF 60 FEET
20 IN LENGTH TO BE DRIVEN ON ITS HIGHWAYS. NOTICE OF A CHANGE IN
21 THE FEDERAL MANDATE SHALL BE PUBLISHED IN THE PENNSYLVANIA
22 BULLETIN BY THE SECRETARY OF TRANSPORTATION AND THE PROVISIONS
23 OF THIS ACT SHALL BE VOID 30 DAYS THEREAFTER.

24 SECTION 9. WHENEVER ANY GEOGRAPHICAL AREA WHERE PERIODIC <—
25 INSPECTION OF EMISSIONS OR EMISSION SYSTEMS OF MOTOR VEHICLES IS
26 REQUIRED UNDER SECTION 4706 OF TITLE 75 COMES INTO COMPLIANCE
27 WITH THE STATE IMPLEMENTATION PLAN UNDER THE FEDERAL CLEAN AIR
28 ACT, THE IMPLEMENTATION OF A VEHICLE EMISSION INSPECTION PROGRAM
29 SHALL NOT BE REQUIRED IN THAT GEOGRAPHICAL AREA, NOR SHALL ANY
30 VEHICLE EMISSION INSPECTION PROGRAM AS AUTHORIZED UNDER SECTION

1 4706 BE ESTABLISHED OR ADMINISTERED IN ANY COUNTY OF THE FIFTH,
2 SIXTH, SEVENTH OR EIGHTH CLASS OR ANY OTHER AREA FOR WHICH SUCH
3 PROGRAM IS NOT REQUIRED UNDER THE STATE IMPLEMENTATION PLAN OR
4 REVISIONS THERETO APPROVED BY THE ENVIRONMENTAL PROTECTION
5 AGENCY UNDER THE FEDERAL CLEAN AIR ACT.

6 SECTION 10. NO BOND SHALL BE REQUIRED PURSUANT TO THE ACT OF
7 DECEMBER 20, 1967 (P.L.869, NO.385), KNOWN AS THE PUBLIC WORKS
8 CONTRACTORS' BOND LAW OF 1967, OR ANY OTHER LAW FOR CONTRACTS IN
9 AN AMOUNT OF \$25,000 OR LESS BETWEEN A PRIME CONTRACTOR AND THE
10 DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION, RECONSTRUCTION,
11 ALTERATION, REPAIR OR MAINTENANCE OF HIGHWAYS.

12 SECTION 11. IF ANY PROVISION OF THIS AMENDATORY ACT OR THE
13 APPLICATION THEREOF TO ANY PERSON OR CIRCUMSTANCES IS HELD
14 INVALID BY A COURT OF COMPETENT JURISDICTION OR DISAPPROVED BY A
15 COURT OF THE UNITED STATES, SUCH INVALIDITY OR DISAPPROVAL SHALL
16 NOT AFFECT OTHER PROVISIONS OR APPLICATIONS OF THE ACT WHICH CAN
17 BE GIVEN EFFECT WITHOUT THE INVALID OR DISAPPROVED PROVISION OR
18 APPLICATION, AND TO THIS END THE PROVISIONS OF THIS ACT ARE
19 DECLARED TO BE SEVERABLE.

20 SECTION 12. SECTION 2013 OF THE ACT OF APRIL 9, 1929
21 (P.L.177, NO.175), KNOWN AS THE ADMINISTRATIVE CODE OF 1929, IS
22 REPEALED.

23 Section ~~2 5 &~~ 13. This act shall take effect ~~in 60 days~~ <—
24 ~~IMMEDIATELY.~~ IMMEDIATELY EXCEPT THAT THE PROVISIONS OF SECTION <—
25 4706(C) SHALL TAKE EFFECT UPON THE CERTIFICATION OF THE
26 SECRETARY OF TRANSPORTATION THAT THE PROVISIONS OF SUBSECTION
27 (C) HAVE BEEN APPROVED OR HAVE NOT BEEN DISAPPROVED BY THE
28 ENVIRONMENTAL PROTECTION AGENCY OF THE UNITED STATES OR THE
29 COURTS OF THE UNITED STATES, AND EXCEPT THAT THE PROVISIONS OF
30 SECTION ~~4705(D)~~ 4706(D) OF TITLE 75 SHALL TAKE EFFECT UPON THE <—

1 CERTIFICATION OF THE SECRETARY OF TRANSPORTATION THAT THE
2 PROVISIONS OF SUBSECTION (D) HAVE BEEN APPROVED OR HAVE NOT BEEN
3 DISAPPROVED BY THE ENVIRONMENTAL PROTECTION AGENCY OF THE UNITED
4 STATES OR THE COURTS OF THE UNITED STATES.