

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 381

Session of
1975

INTRODUCED BY TAYLOR, LINCOLN, McCALL, SHUMAN, CAPUTO, MCGRAW
AND DAVIS, FEBRUARY 11, 1975

REFERRED TO COMMITTEE ON TRANSPORTATION, FEBRUARY 11, 1975

AN ACT

1 Amending the act of April 29, 1959 (P.L.58, No.32), entitled "An
2 act consolidating and revising the Vehicle Code, the Tractor
3 Code, the Motor Vehicle Financial Responsibility Act and
4 other acts relating to the ownership, possession and use of
5 vehicles and tractors," authorizing salaried county and
6 second class township police officers, sheriffs and deputies
7 to enforce the summary provisions of the act.

8 The General Assembly of the Commonwealth of Pennsylvania
9 hereby enacts as follows:

10 Section 1. Subsection (c) of section 1201, act of April 29,
11 1959 (P.L.58, No.32), known as "The Vehicle Code," amended July
12 24, 1970 (P.L.617, No.207), is amended to read:

13 Section 1201. Limitation of Actions.--

14 * * *

15 (c) Any salaried police officer, excluding any person
16 compensated solely or in part by fees, who shall be a member of
17 a police department organized and operating under the authority
18 of counties, cities of the first, second and third class, or a
19 borough, incorporated town or township of the first or second
20 class, and any salaried sheriff or deputy who has successfully

1 completed a course of instruction on the enforcement of this act
2 when in uniform and exhibiting his badge or other sign of
3 authority, whenever a summary offense when in uniform as
4 described in this act is committed in his presence, shall be
5 vested with the authority to stop and present to the alleged
6 offender a printed notice to appear before the nearest available
7 magistrate or in cities of the first, second or third class, any
8 magistrate sitting in the central traffic court. The notice
9 shall have the full force and effect of a summons issued in the
10 name of the Commonwealth. The notice to appear shall bear the
11 name and address of the alleged offender, the license number and
12 type of vehicle or other means of identification, if a
13 pedestrian, the nature of the offense charged, the location,
14 date and time when and where the alleged offense took place, and
15 shall be signed by the police officer issuing the notice, and
16 shall bear his number, and date and time for the appearance of
17 the offender before the nearest available magistrate having
18 jurisdiction over summary offenses as defined by this act. The
19 date and time for appearance shall be not less than five (5)
20 days nor more than fifteen (15) days of the date of the alleged
21 offense. Within seventy-two (72) hours after presenting to the
22 alleged offender the printed notice, as provided herein, the
23 police officer shall file a sworn information, charging the
24 violation of the specific summary provisions of this act with
25 the court having jurisdiction under this act. In any city of the
26 first class the date and time for appearance shall be no less
27 than five (5) days nor more than sixty (60) days of the date of
28 the alleged offense and the police office shall file a
29 certification charging the violation of the specific summary
30 provisions of this act with the court having jurisdiction under

1 this act within forty-eight (48) hours after presenting to the
2 alleged offender the printed notice.

3 * * *

4 Section 2. This act shall take effect immediately.