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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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# HOUSE BILL

## No. 1984

Session of  
1979

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INTRODUCED BY B. D. CLARK, DUFFY, PETRARCA, KOLTER, TADDONIO,  
IRVIS, MANDERINO, LIVENGOD, COWELL, KERNICK, GRABOWSKI,  
AUSTIN, CHESS, GAMBLE, PISTELLA, SEVENTY, DAWIDA, CESSAR,  
FISHER, MICHLOVIC, ITKIN AND D. R. WRIGHT, NOVEMBER 14, 1979

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REFERRED TO COMMITTEE ON TRANSPORTATION, NOVEMBER 14, 1979

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AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, further providing for penalties for weight related  
3 violations.

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

6 Section 1. Sections 4945(a) and 4983 of Title 75, act of  
7 November 25, 1970 (P.L.707, No.230), known as the Pennsylvania  
8 Consolidated Statutes, are amended to read:

9 § 4945. Penalties for exceeding maximum weights.

10 (a) Gross weight violations.--Any person operating a vehicle  
11 or combination upon a highway exceeding the maximum gross weight  
12 allowed by section 4941 (relating to maximum gross weight of  
13 vehicles) or the registered gross weight allowed by section 4942  
14 (relating to registered gross weight), whichever is less, is  
15 guilty of a summary offense and shall, upon conviction, be  
16 sentenced to pay a fine of \$75 plus \$75 for each 500 pounds, or  
17 part thereof, in excess of [3,000 pounds over] the maximum or

1 registered gross weight allowed. If the gross weight of any  
2 vehicle or combination exceeds 73,280 pounds, the fine shall be  
3 double the amount for other weight violations.

4 \* \* \*

5 § 4983. [Penalty] Penalties for violation of subchapter.

6 (a) General rule.--Any driver who fails or refuses to comply  
7 with the requirements of a police officer given pursuant to this  
8 subchapter is guilty of a summary offense and shall, upon  
9 conviction, be sentenced to pay a fine of [\$100] at least \$1,000  
10 but not more than \$2,500.

11 (b) Suspension for failure or refusal to comply.--

12 (1) If any person is guilty of a violation under  
13 subsection (a) and if such person is given notice by the  
14 police officer of the consequences of failure or refusal to  
15 comply with the police officer's requirements given pursuant  
16 to this subchapter, the department shall suspend the  
17 operating privilege of the person for a period of six months.

18 (2) It shall be the duty of the police officer to inform  
19 the person that the person's operating privilege will be  
20 suspended upon refusal to submit to the police officer's  
21 requirements given pursuant to this subchapter.

22 (3) Any person whose operating privilege is suspended  
23 under the provisions of this section shall have the same  
24 right of appeal as provided for in cases of suspension for  
25 other reasons.

26 Section 2. This act shall take effect in 60 days.