

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 876 Session of
1991

INTRODUCED BY LLOYD, FAIRCHILD, COY, STISH, NOYE, BELFANTI,
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APRIL 2, 1991

AS REPORTED FROM COMMITTEE ON TRANSPORTATION, HOUSE OF
REPRESENTATIVES, AS AMENDED, MAY 13, 1991

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for TRANSFERS TO OR FROM A <—
3 MANUFACTURER OR DEALER AND FOR the use of registration plates
4 issued to manufacturers and dealers.

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

7 Section 1. Section 102 of Title 75 of the Pennsylvania
8 Consolidated Statutes is amended by adding a definition to read:

9 § 102. Definitions.

10 Subject to additional definitions contained in subsequent
11 provisions of this title which are applicable to specific
12 provisions of this title, the following words and phrases when
13 used in this title shall have, unless the context clearly
14 indicates otherwise, the meanings given to them in this section:

15 * * *

16 "Farm equipment." A vehicle designed or used exclusively for

1 agricultural operations and only incidentally operated or moved
2 upon highways, including, but not limited to, farm tractors,
3 choppers and balers.

4 * * *

5 SECTION 2. SECTION 1113(A) OF TITLE 75 IS AMENDED TO READ: <—

6 § 1113. TRANSFER TO OR FROM MANUFACTURER OR DEALER.

7 (A) TRANSFER TO MANUFACTURER OR DEALER.--WHEN THE PURCHASER
8 OR TRANSFEREE OF A VEHICLE IS A MANUFACTURER OR REGISTERED
9 DEALER WHO HOLDS THE VEHICLE FOR RESALE, A CERTIFICATE OF TITLE
10 NEED NOT BE APPLIED FOR AS PROVIDED FOR IN SECTION 1111
11 (RELATING TO TRANSFER OF OWNERSHIP OF VEHICLE) [FOR A PERIOD OF
12 SIX MONTHS FROM THE DATE OF THE ASSIGNMENT], BUT THE TRANSFEREE
13 SHALL, WITHIN SEVEN DAYS FROM THE DATE OF ASSIGNMENT OF THE
14 CERTIFICATE OF TITLE TO THE MANUFACTURER OR DEALER, FORWARD TO
15 THE DEPARTMENT, UPON A FORM PRESCRIBED AND FURNISHED BY THE
16 DEPARTMENT, NOTIFICATION OF THE ACQUISITION OF THE VEHICLE.
17 NOTIFICATION AS AUTHORIZED IN THIS SECTION MAY NOT BE USED IN
18 EXCESS OF THREE CONSECUTIVE TRANSACTIONS AFTER WHICH TIME AN
19 APPLICATION SHALL BE MADE FOR A CERTIFICATE OF TITLE.
20 NOTWITHSTANDING THE FOREGOING, A TRANSFEREE OF A MOTOR VEHICLE
21 SHALL APPLY FOR A CERTIFICATE OF TITLE NO LATER THAN SIX MONTHS
22 FROM THE DATE OF THE ASSIGNMENT.

23 * * *

24 Section ~~2~~ 3. Section 1335(c) of Title 75 is amended and the <—
25 section is amended by adding a subsection to read:

26 § 1335. Registration plates for manufacturers and dealers.

27 * * *

28 (a.2) Exemption.--The following types of dealers and
29 manufacturers are exempt from posting of the bond specified in
30 subsection (a):

1 (1) Farm equipment dealers.

2 (2) Mobile home dealers AND MANUFACTURERS.

<—

3 (3) Modular housing manufacturers.

4 * * *

5 (c) Exemption from individual registration.--Vehicles
6 displaying dealer registration plates may be operated on the
7 highway without registering each vehicle individually, provided
8 that the plates are used in accordance with the limitations of
9 [section] sections 1336 (relating to use of dealer registration
10 plates) and 1337.1 (relating to use of multipurpose dealer
11 registration plates).

12 * * *

13 Section 3 4. Section 1336 of Title 75 is amended to read:

<—

14 § 1336. Use of dealer registration plates.

15 (a) General rule.--

16 (1) Dealer registration plates may be used on any
17 vehicle owned or in possession of a dealer or manufacturer,
18 but only if the vehicle is being held for sale[, is]. The
19 vehicle shall be unladen except for safety equipment, jumper
20 cables and similar items [or is being used for any of the
21 following purposes:

22 (1) For the personal use of the dealer or members of his
23 immediate family, or when the dealer is a corporation, for
24 the personal use of the officers or members of their
25 immediate families, or for the personal use of the regular
26 employees of the dealer.] and must be in transit to or from a
27 location from which it is purchased or offered for sale OR
28 INSPECTED.

<—

29 ~~(2) The vehicle may be used laden for any of the~~
30 ~~following purposes:~~

<—

1 (2) DEALER REGISTRATION PLATES MAY BE USED ON ANY LADEN <—
2 OR UNLADEN VEHICLE OWNED OR IN POSSESSION OF A DEALER OR
3 MANUFACTURER, BUT ONLY IF THE VEHICLE IS BEING HELD FOR SALE
4 AND IS BEING USED FOR ANY OF THE FOLLOWING PURPOSES:

5 [(2)] (i) For teaching students enrolled in an approved
6 driver education course how to operate a vehicle and for the
7 new driver to take an examination for a driver's license.

8 [(3)] (ii) For testing vehicles in the possession of the
9 dealer or manufacturer WITHIN A RADIUS OF TEN MILES OF THE <—
10 PLACE OF BUSINESS OF THAT DEALER OR MANUFACTURER.

11 [(4)] (iii) For demonstrating vehicles in the possession
12 of the dealer or manufacturer TO A PROSPECTIVE PURCHASER. <—

13 [(5)] (iv) For loaning to customers whose vehicles are
14 being repaired.

15 [(6)] (v) For loaning to prospective purchasers for a
16 period not exceeding five days for the purpose of
17 demonstrating vehicles.

18 (b) Records.--Records shall be kept by the dealer in a
19 manner prescribed by the department indicating which vehicles
20 have been used as provided in subsection [(a)(2), (5) and (6)]
21 (a)(2)(i), (iv) and (v). The records shall be open to inspection
22 by representatives of the department and police officers.

23 (c) Nonapplicability.--The provisions of this section shall <—
24 not apply to work WORK or service vehicles owned by a <—
25 manufacturer or dealer SHALL NOT DISPLAY DEALER REGISTRATION <—
26 PLATES.

27 Section 4 5. Title 75 is amended by adding a section to <—
28 read:

29 § 1337.1. Use of multipurpose dealer registration plates.

30 Subject to the requirement that the vehicles on which

1 multipurpose dealer registration plates ARE USED, conform to, OR <—
2 ARE LOWER THAN, the weight and size limits for which the plates <—
3 were purchased, the multipurpose dealer registration plates may
4 be used on motor vehicles owned by or in possession of a dealer
5 or manufacturer.

6 Section ~~5~~ 6. Section 1926 of Title 75 is amended by adding a <—
7 subsection to read:

8 § 1926. Dealers and miscellaneous motor vehicle business.

9 * * *

10 (d) Multipurpose dealer registration plate.--The annual fee
11 for a multipurpose dealer registration plate shall be \$24 for
12 passenger cars, the appropriate fee specified in section 1913
13 (relating to motor homes) for motor homes and the appropriate
14 fee specified in section 1916 (relating to trucks and truck
15 tractors) for trucks and truck tractors.

16 Section ~~6~~ 7. Section 2306 of Title 75 is amended to read: <—
17 § 2306. Exemptions.

18 No person who acts solely as either a notary or messenger for
19 motor vehicle forms or a farm equipment dealer, mobile home
20 dealer AND MANUFACTURER or modular housing manufacturer shall be <—
21 bound by the provisions of this chapter.

22 Section ~~7~~ 8. This act shall take effect in 60 days. <—