

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 722 Session of
1997

INTRODUCED BY KAISER, SCRIMENTI, MASLAND, TIGUE, KELLER,
BENNINGHOFF, B. SMITH, BELARDI, WOGAN, HERSHEY, BEBKO-JONES,
LYNCH, READSHAW, L. I. COHEN, FAIRCHILD, TRUE, MICOZZIE,
DALEY, KIRKLAND, STERN, MELIO, JAMES AND McCALL,
MARCH 11, 1997

REFERRED TO COMMITTEE ON JUDICIARY, MARCH 11, 1997

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for
3 appeals from government agencies.

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

6 Section 1. Section 933(a)(1)(ii) of Title 42 of the
7 Pennsylvania Consolidated Statutes is amended to read:

8 § 933. Appeals from government agencies.

9 (a) General rule.--Except as otherwise prescribed by any
10 general rule adopted pursuant to section 503 (relating to
11 reassignment of matters), each court of common pleas shall have
12 jurisdiction of appeals from final orders of government agencies
13 in the following cases:

14 (1) Appeals from Commonwealth agencies in the following
15 cases:

16 * * *

17 (ii) Determinations of the Department of

1 Transportation appealable under the following provisions
2 of Title 75 (relating to vehicles):

3 Section 1377 (relating to judicial review of
4 denial or suspension of registration).

5 Section 1550 (relating to judicial review).

6 Section 4724(b) (relating to judicial review).

7 Section 7303(b) (relating to judicial review).

8 Section 7503(b) (relating to judicial review).

9 Except as otherwise prescribed by general rules, the
10 venue shall be in the county of the principal place of
11 business of [any] a salvor [or], messenger service[, the
12 location of any] or inspection station [involved or the],
13 the county in which an individual refuses to submit to
14 chemical testing under 75 Pa.C.S. § 1547 (relating to
15 chemical testing to determine amount of alcohol or
16 controlled substance) or the county of residence of [any]
17 an individual appellant where the venue is not otherwise
18 fixed by this sentence. In the case of a nonresident
19 individual venue, except as otherwise prescribed by
20 general rules, shall be in the county in which the
21 offense giving rise to the recall, cancellation,
22 suspension or revocation of operating privileges
23 occurred.

24 * * *

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