

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## HOUSE BILL

No. 363 Session of  
1999

INTRODUCED BY PHILLIPS, ORIE, ZIMMERMAN, BAKER, YOUNGBLOOD,  
FAIRCHILD, SAYLOR, TRELLO, STERN, STABACK, WILT, KENNEY,  
GEORGE, SATHER, SAMUELSON, DONATUCCI, RUBLEY, HENNESSEY,  
SHRODER, FICHTER, FLICK, ADOLPH AND RAYMOND, FEBRUARY 8, 1999

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,  
MAY 8, 2000

## AN ACT

1 ~~Amending Title 75 (Vehicles) of the Pennsylvania Consolidated~~ <—  
2 ~~Statutes, further providing for definitions pertaining to~~  
3 ~~snowmobiles AND ALL TERRAIN VEHICLES, FOR RESTRICTED RECEIPTS~~ <—  
4 ~~FUND, FOR REGISTRATION, FOR CERTIFICATES OF TITLE, FOR~~  
5 ~~TRANSFERS BY OPERATION OF LAW OF SNOWMOBILES AND ALL TERRAIN~~  
6 ~~VEHICLES, FOR CERTIFICATES OF REGISTRATION AND DECALS, FOR~~  
7 ~~RECIPROCITY, FOR OPERATION IN SAFE MANNER AND FOR PENALTIES;~~  
8 ~~AND MAKING EDITORIAL CHANGES.~~

1 DESIGNATING A PORTION OF U.S. ROUTE 1 IN PHILADELPHIA COUNTY AS <—  
2 THE POLICE OFFICER DANIEL FAULKNER MEMORIAL HIGHWAY.

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

5 ~~SECTION 1. SECTIONS 7702, 7706, 7712, 7712.1, 7712.2,~~ <—  
6 ~~7712.3, 7712.5, 7712.6, 7712.7, 7713, 7715(A), 7717(B) AND~~  
7 ~~7752(A) AND (D) OF TITLE 75 OF THE PENNSYLVANIA CONSOLIDATED~~  
8 ~~STATUTES ARE AMENDED TO READ:~~

9 ~~§ 7702. Definitions.~~

10 ~~The following words and phrases when used in this chapter~~  
11 ~~shall have, unless the context clearly indicates otherwise, the~~  
12 ~~meanings given to them in this section:~~

1 ~~"All terrain vehicle" or "ATV."~~

2 ~~(1) A motorized off highway vehicle, 50 inches or less~~  
3 ~~in width, having a dry weight of [600] 900 pounds or less,~~ <—  
4 ~~traveling on three or more low pressure tires and having a~~  
5 ~~seat designed to be straddled by the operator is designated~~  
6 ~~as a Class I all terrain vehicle.~~

7 ~~(2) A motorized off highway vehicle, 58 inches or less~~  
8 ~~in width, having a dry weight of [700] 1,200 pounds or less,~~  
9 ~~traveling on four or more [low profile, low pressure]~~  
10 ~~inflatable tires and having a bench seat is designated as a~~  
11 ~~Class II all terrain vehicle.~~

12 ~~(3) This term does not include snowmobiles, trail bikes,~~  
13 ~~motorboats, golf carts, aircraft, dune buggies, automobiles,~~  
14 ~~construction machines, trucks or home utility machines;~~  
15 ~~military, fire, emergency and law enforcement vehicles;~~  
16 ~~implements of husbandry; multipurpose agricultural vehicles;~~  
17 ~~vehicles used by the department; or off road vehicles not~~  
18 ~~generally used for outdoor recreation.~~

19 ~~"Certificate of registration." A card issued by the~~  
20 ~~Department of Conservation and Natural Resources to the owner of~~  
21 ~~a snowmobile or ATV evidencing registration of the snowmobile or~~  
22 ~~ATV and containing such information as the department may~~  
23 ~~prescribe.~~

24 ~~"Cowling." The forward portion of the snowmobile, usually of~~  
25 ~~fiberglass or similar material, surrounding the motor and clutch~~  
26 ~~assembly.~~

27 ~~"Dealer." A person engaged in the business of selling~~  
28 ~~snowmobiles or all terrain vehicles at wholesale or retail.~~

29 ~~"Department." The Department of [Environmental] Conservation~~  
30 ~~and Natural Resources of the Commonwealth.~~

1       ~~"Head lamp."— A major lighting device used to provide general~~  
2 ~~illumination ahead of a vehicle.~~

3       ~~"Highway."— The entire width between the boundary lines of~~  
4 ~~every way publicly maintained when any part thereof is open to~~  
5 ~~the use of the public for purposes of vehicular travel.~~

6       ~~"Low pressure tire."— A pneumatic tire, six inches or more in~~  
7 ~~width, designed for use on wheels with a rim diameter of 12~~  
8 ~~inches or less and utilizing an operating pressure of ten pounds~~  
9 ~~per square inch or less, as recommended by the vehicle~~  
10 ~~manufacturer.~~

11       ~~"Registration decal" or "decal."— The registration number~~  
12 ~~decal issued by the Department of Conservation and Natural~~  
13 ~~Resources to the owner of a snowmobile or ATV upon initial~~  
14 ~~registration of the snowmobile or ATV. The term includes the~~  
15 ~~expiration sticker issued upon initial registration and upon~~  
16 ~~each renewal of registration.~~

17       ~~"Snowmobile."— An engine driven vehicle [of a type which~~  
18 ~~utilizes sled type runners, or skis, or an endless belt tread or~~  
19 ~~any combination of these or other similar means of contact with~~  
20 ~~the surface upon which it is operated] designed to travel over~~  
21 ~~snow or ice that has an endless belt track or tracks, steered by~~  
22 ~~a ski or skis and has an overall width of 48 inches or less. The~~  
23 ~~term does not include any farm tractor, [highway or other]~~  
24 ~~construction equipment, [or any] military [or law enforcement]~~  
25 ~~vehicle, vehicle with inflatable tires or machinery used~~  
26 ~~strictly for the grooming of snowmobile trails.~~

27       ~~"Street."— A highway, other than an alley, within the~~  
28 ~~corporate limits of a political subdivision.~~

29       ~~"Tail lamp."— A device to designate the rear of a vehicle by~~  
30 ~~a warning light.~~

~~§ 7706. Restricted receipts fund.~~

~~(a) Deposit and use of moneys. The department shall deposit all moneys received from the registration [of snowmobiles and the registration] and issuance of certificates of title for snowmobiles and ATV's, the sale of snowmobile and ATV registration information, snowmobile and ATV publications and other services provided by the department, and all fees and fines assessed and collected under this chapter in a restricted receipts fund, from which the department shall draw moneys for use in carrying out the registration and the issuance of certificates of title, safety education and enforcement requirements of this chapter as well as the establishment, construction and maintenance of trails and any equipment and supplies necessary to carry out the purposes of this chapter. All moneys in said fund not heretofore paid into the General Fund shall remain in said restricted receipts fund to be used as specified in this chapter and any increases in moneys previously paid to the General Fund shall remain in said restricted receipts fund to be used as specified in this chapter.~~

~~(b) Grant in aid. The department shall also, upon written application and subsequent approval, disperse moneys to municipalities, nonprofit snowmobile clubs and organizations for construction, maintenance and rehabilitation of snowmobile trails or any other facilities for the use of snowmobiles, including plans and specifications, engineering surveys and supervision and land acquisition where necessary. The department shall promulgate such rules and regulations it deems necessary for the administration of this subsection.~~

~~(c) Audit of moneys. The restricted receipts fund shall be audited every two years.~~

~~§ 7712. Registration of snowmobiles and registration and  
issuance of certificates of title for ATV's.~~

~~(a) General rule. Upon application therefor upon a form  
prescribed and furnished by the department which shall contain a  
full description of the snowmobile or ATV, the actual and bona  
fide name and address of the owner, proof of ownership and any  
other information the department may reasonably require, and  
which shall be accompanied by the required fee, the department  
shall issue a certificate of registration of a snowmobile or an  
ATV and a decal showing the expiration date to the owner.~~

~~(b) Temporary registration. Temporary registration for a  
period not to exceed 45 days may be issued by a registered  
dealer pursuant to rules and regulations promulgated by the  
department.~~

~~(c) Fees. Fees for [registration of snowmobiles and]  
registration and issuance of certificates of title for  
snowmobiles and ATV's to be collected by the department under  
this chapter are as follows:~~

~~(1) Each individual resident registration for two years,  
\$20 for a snowmobile and \$20 for an ATV.~~

~~(2) Each individual nonresident registration for two  
years, \$20 for a snowmobile and \$20 for an ATV.~~

~~(3) Each dealer registration for one year, \$25.~~

~~(4) Replacement of a lost, mutilated or destroyed  
certificate or decal, \$1.~~

~~(5) Transfers of snowmobile and ATV registrations as  
described in section 7713 (relating to certificates of  
registration and decals), \$3.~~

~~(6) Certificate of title for [an] a snowmobile or ATV,  
\$15.~~

~~(d) Exemptions from fees. No fee is required for the registration of snowmobiles or ATV's owned by:~~

~~(1) The Commonwealth.~~

~~(2) Political subdivisions.~~

~~(3) Volunteer organizations and used exclusively for emergency purposes.~~

~~§ 7712.1. Certificate of title for [ATV's] snowmobile or ATV required.~~

~~(a) General rule. Except as otherwise provided in this section, every owner of a snowmobile or Class I or Class II ATV which is in this Commonwealth and for which no certificate of title has been issued shall make application to the department for a certificate of title to the snowmobile or ATV.~~

~~(b) Exception. The provisions of this section which require every owner of [an] a snowmobile or ATV to make application for and receive a certificate of title shall not apply to any person who has registered [an] a snowmobile or ATV on or before the effective date of this section unless that owner resells the registered snowmobile or ATV.~~

~~(c) Contents of application. Application for a certificate of title shall be made upon a form prescribed and furnished by the department and shall contain a full description of the snowmobile or ATV, date of purchase, the actual or bona fide name and address of the owner, a statement of the title of applicant, together with any other information or documents the department requires to identify the snowmobile or ATV and to enable the department to determine whether the owner is entitled to a certificate of title.~~

~~(d) Signing and filing of application. Application for a certificate of title shall be made within 15 days of the sale or~~

~~transfer of [an] a snowmobile or ATV or its entry into this Commonwealth from another jurisdiction, whichever is later. The application shall be accompanied by the fee prescribed in this subchapter, and any tax payable by the applicant under the laws of this Commonwealth in connection with the acquisition or use of [an] a snowmobile or ATV or evidence to show that the tax has been paid or collected. The application shall be signed and verified by oath or affirmation by the applicant if a natural person; in the case of an association or partnership, by a member or a partner; and in the case of a corporation, by an executive officer or some person specifically authorized by the corporation to sign the application.~~

~~(c) Snowmobiles and ATV's purchased from dealers or manufacturers. If the application refers to [an] a snowmobile or ATV purchased from a dealer or manufacturer, the dealer or manufacturer shall mail or deliver to the department the certificate of title and any other required forms within 15 days of the date of purchase. Any dealer or manufacturer violating this subsection is guilty of a summary offense and shall, upon conviction, be sentenced to pay a fine of \$50 for each violation. The requirement that the dealer or manufacturer mail or deliver the application to the department does not apply to snowmobiles or ATV's purchased by governmental agencies.~~

~~(f) Snowmobiles and ATV's not requiring certificate of title. No certificate of title is required for:~~

~~(1) [An] A snowmobile or ATV owned by the United States unless it is registered in this Commonwealth.~~

~~(2) A new snowmobile or ATV owned by a manufacturer or registered dealer before and until sale.~~

~~(3) Any snowmobile or ATV which meets the requirements~~

~~of subsection (b) prior to any resale.~~

~~(g) Registration without certificate prohibited. Except as provided in subsection (b), the department shall not register or renew the registration of [an] a snowmobile or ATV unless a certificate of title has been issued by the department to the owner or an application for a certificate of title has been delivered by the owner to the department.~~

~~(h) Refusing issuance of certificate of title. The department may refuse issuance of a certificate of title when it has reasonable grounds to believe:~~

~~(1) That any required fee has not been paid.~~

~~(2) That any taxes payable under the laws of this Commonwealth on or in connection with, or resulting from the acquisition or use of, the snowmobile or ATV have not been paid.~~

~~(3) That the applicant is not the owner of the snowmobile or ATV.~~

~~(4) That the application contains a false or fraudulent statement.~~

~~(5) That the applicant has failed to furnish required information or documents or any additional information the department reasonably requires.~~

~~(i) Suspension and cancellation of certificate of title.~~

~~(1) The department may cancel the certificate of title issued for a new snowmobile or ATV when it is shown by satisfactory evidence that the snowmobile or ATV has been returned within 45 days to the manufacturer or dealer from whom obtained.~~

~~(2) The department, upon receipt of certification from the clerk of any court showing conviction for a misstatement~~



1 ~~of facts on any application for a certificate of title or any~~  
2 ~~transfer of a certificate of title, shall suspend the~~  
3 ~~certificate of title and require that the certificate be~~  
4 ~~returned immediately to the department, whereupon the~~  
5 ~~department may cancel the certificate.~~

6 ~~(3) The department may suspend a certificate of title~~  
7 ~~when a check received in payment of the fee is not paid on~~  
8 ~~demand or when the fee for the certificate is unpaid and~~  
9 ~~owing.~~

10 ~~(j) Transfer of ownership of snowmobile or ATV.~~

11 ~~(1) In the event of the sale or transfer of the~~  
12 ~~ownership of [an] a snowmobile or ATV within this~~  
13 ~~Commonwealth, the owner shall execute an assignment and~~  
14 ~~warranty of title to the transferee in the space provided on~~  
15 ~~the certificate or as the department prescribes, sworn to~~  
16 ~~before a notary public or other officer empowered to~~  
17 ~~administer oaths, and deliver the certificate to the~~  
18 ~~transferee at the time of the delivery of the snowmobile or~~  
19 ~~ATV.~~

20 ~~(2) Except as otherwise provided in section 7712.2~~  
21 ~~(relating to transfer to or from manufacturer or dealer), the~~  
22 ~~transferee shall, within 15 days of the assignment or~~  
23 ~~reassignment of the certificate of title, apply for a new~~  
24 ~~title by presenting to the department the properly completed~~  
25 ~~certificate of title, sworn to before a notary public or~~  
26 ~~other officer empowered to administer oaths, and accompanied~~  
27 ~~by such forms as the department may require.~~

28 ~~(3) Any person violating subsection (a) shall be guilty~~  
29 ~~of a summary offense and shall, upon conviction, be~~  
30 ~~sentenced:~~

1           ~~(i) For a first offense, to pay a fine of \$100.~~

2           ~~(ii) For a subsequent offense, to pay a fine of not~~  
3           ~~less than \$300 nor more than \$1,000.~~

4   ~~§ 7712.2. Transfer to or from manufacturer or dealer.~~

5       ~~(a) Transfer to manufacturer or dealer. When the purchaser~~  
6   ~~or transferee of [an] a snowmobile or ATV is a manufacturer or~~  
7   ~~registered dealer who holds the snowmobile or ATV for resale, a~~  
8   ~~certificate of title need not be applied for as provided for in~~  
9   ~~section 7712.1 (relating to certificate of title for [ATV's]~~  
10 ~~snowmobile or ATV required), but the transferee shall, within~~  
11 ~~seven days from the date of assignment of the certificate of~~  
12 ~~title to the manufacturer or dealer, forward to the department,~~  
13 ~~upon a form prescribed and furnished by the department,~~  
14 ~~notification of the acquisition of the snowmobile or ATV.~~  
15 ~~Notification as authorized in this section may not be used in~~  
16 ~~excess of three consecutive transactions after which time an~~  
17 ~~application shall be made for a certificate of title.~~

18       ~~(b) Execution and display of notice of transfer. The~~  
19 ~~manufacturer or dealer making notification as to any snowmobile~~  
20 ~~or ATV acquired pursuant to subsection (a) shall execute at~~  
21 ~~least three copies, the original of which shall be forwarded to~~  
22 ~~the department, one copy to accompany the snowmobile or ATV on~~  
23 ~~any subsequent transfer and one copy to be retained by the~~  
24 ~~manufacturer or dealer for at least one year after a subsequent~~  
25 ~~transfer, to be exhibited, with the assigned certificate of~~  
26 ~~title, upon request of any police officer or authorized~~  
27 ~~department employee.~~

28       ~~(c) Transfer from manufacturer or dealer. Except as~~  
29 ~~otherwise provided in this section when the transferee is~~  
30 ~~another manufacturer or dealer.~~

1           ~~(1) The manufacturer or dealer, upon transferring their~~  
2           ~~interest in the snowmobile or ATV, shall execute an~~  
3           ~~assignment and warranty of title to the transferee in the~~  
4           ~~space provided on the certificate or as the department~~  
5           ~~prescribes.~~

6           ~~(2) The transferee shall complete the application for~~  
7           ~~certificate of title in the name of the transferee.~~

8           ~~(3) The manufacturer or dealer shall forward the~~  
9           ~~certificate of title and any other required forms to the~~  
10          ~~department within 15 days of the transfer.~~

11          ~~(d) Exception for repossessed snowmobiles or ATV's. This~~  
12          ~~section does not apply to [an] a snowmobile or ATV repossessed~~  
13          ~~upon default of performance of a lease, contract of conditional~~  
14          ~~sale or similar agreement.~~

15          ~~(e) Penalty. Any manufacturer or dealer violating any of~~  
16          ~~the provisions of this section is guilty of a summary offense~~  
17          ~~and shall, upon conviction, be sentenced to pay a fine of \$50~~  
18          ~~for each violation.~~

19          ~~§ 7712.3. Transfer of snowmobile or ATV by operation of law.~~

20          ~~(a) General rule. If the interest of an owner in [an] a~~  
21          ~~snowmobile or ATV passes to another other than by voluntary~~  
22          ~~transfer, the transferee shall, except as otherwise provided,~~  
23          ~~promptly mail or deliver to the department the last certificate~~  
24          ~~of title, if available, and shall apply for a new certificate of~~  
25          ~~title on a form prescribed and furnished by the department. The~~  
26          ~~application shall be accompanied by such instruments or~~  
27          ~~documents of authority, or certified copies thereof, as may be~~  
28          ~~sufficient or required by law to evidence or effect a transfer~~  
29          ~~of title or interest in or to chattels in such case.~~

30          ~~(b) Transfer to surviving spouse. Transfer of a certificate~~

~~of title to a surviving spouse, or any person designated by the spouse, may be made without the necessity of filing for letters of administration notwithstanding the fact that there are minor children surviving the decedent provided the surviving spouse files an affidavit that all the debts of the decedent have been paid.~~

~~(c) Surrender of certificate. A person holding a certificate of title, whose interest in [an] a snowmobile or ATV has been extinguished or transferred other than by voluntary transfer, shall immediately surrender the certificate of title to the person to whom the right to possession of the snowmobile or ATV has passed. Upon request of the department, such person shall mail or deliver the certificate to the department. Delivery of the certificate pursuant to the request of the department does not affect the rights of the person surrendering the certificate.~~

~~§ 7712.5. Issuance of new certificate following transfer.~~

~~(a) Voluntary transfer. The department, upon receipt of a properly assigned certificate of title with an application for a new certificate of title, the required fee and any other required documents and articles, shall issue a new certificate of title in the name of the transferee as owner and mail it to the first lienholder named in the certificate or, if none, to the owner.~~

~~(b) Involuntary transfer. The department, upon receipt of an application for a new certificate of title by a transferee other than by voluntary transfer, on a form prescribed and furnished by the department together with proper proof satisfactory to the department of the transfer, the required fee and any other required documents and articles, shall issue a new~~

~~certificate of title in the name of the transferee as owner.~~

~~(c) Filing and retention of surrendered certificate. The department shall file and retain for five years every surrendered certificate of title, or a copy, in such a manner as to permit the tracing of title of the snowmobile or ATV.~~

~~§ 7712.6. Suspension and cancellation of certificate of title.~~

~~(a) Return of new snowmobile or ATV. The department may cancel the certificate of title issued for a new snowmobile or ATV when it is shown by satisfactory evidence that the snowmobile or ATV has been returned within the time specified in the department regulations to the manufacturer or dealer from whom obtained.~~

~~(b) Snowmobiles or ATV's sold to nonresidents. The department may cancel certificates of title for snowmobiles or ATV's sold to residents of other states or foreign countries when the snowmobile or ATV is to be registered in the other jurisdiction.~~

~~(c) Surrender of Pennsylvania certificate in other jurisdiction. The department, upon receipt of notification from another state or foreign country that a certificate of title issued by the department has been surrendered by the owner in conformity with the laws of the other state or foreign country, may cancel the certificate of title.~~

~~(d) Surrender of foreign certificate to department. When an owner surrenders a certificate of title from another state or foreign country to the department, the department may notify the state or foreign country in order that the certificate of title may be canceled or otherwise disposed of in accordance with the law of the other jurisdiction.~~

~~(e) Conviction for misstatement of facts. The department,~~

~~upon receipt of certification from the clerk of any court showing conviction for a misstatement of facts on any application for an original or duplicate certificate of title or any transfer of a certificate of title, shall suspend the certificate of title and require that the certificate be returned immediately to the department, whereupon the department may cancel the certificate.~~

~~(f) Nonpayment of fee. The department may suspend a certificate of title when a check received in payment of the fee is not paid on demand or when the fee for the certificate is unpaid and owing.~~

~~(g) Security interest unaffected by suspension or cancellation. Suspension or cancellation of a certificate of title does not, in itself, affect the validity of a security interest noted on the certificate.~~

~~(h) Surrender of certificate. The department may request the return of certificates of title which have been suspended or canceled. The owner or person in possession of the certification of title shall immediately mail or deliver the certificate to the department.~~

~~§ 7712.7. Application for certificate of title by agent.~~

~~(a) Authorization to make application. No person shall make application for a certificate of title when acting for another person unless authorization to make the application is in effect and is verified by oath or affirmation of the other person, made, excepting as between lessors and fleet owners as lessees, not more than 15 days before the application is received by the department. Lessors may authorize fleet owners to make application for certificates of title for leased snowmobiles or ATV's for periods of up to one year.~~

~~(b) Certificate not to be assigned in blank. No person shall make application for, or assign or physically possess, a certificate of title, or direct or allow another person in his employ or control to make application for, or assign or physically possess, a certificate of title, unless the name of the transferee is placed on the assignment of certificate of title simultaneously with the name of the transferor and duly notarized.~~

~~(c) Persons authorized to hold certificate. No person shall receive, obtain or hold a certificate of title recorded in the name of another person for the other person who is not in the regular employ of, or not a member of the family of, the other person, unless the person receiving, obtaining or holding the certificate of title has a valid undischarged lien recorded in the department against the snowmobile or ATV represented by the certificate of title.~~

~~(d) Penalty. Any person violating any of the provisions of this section is guilty of a summary offense and shall, upon conviction, be sentenced to pay a fine of \$100.~~

~~§ 7713. Certificates of registration and decals.~~

~~(a) General rule. Except as otherwise provided in this chapter, it is unlawful to operate a snowmobile or an ATV unless [a]:~~

~~(1) A certificate of registration has been issued therefor [and unless there],~~

~~(2) There is displayed thereon the [permanent or temporary] registration decal.~~

~~(3) There is carried on the snowmobile or ATV the certificate of registration.~~

~~(b) Snowmobiles purchased from dealers or manufacturers. If~~

1 ~~a snowmobile is purchased from a dealer or manufacturer, the~~  
2 ~~dealer or manufacturer shall mail or deliver to the department~~  
3 ~~the application for the certificate of registration and any~~  
4 ~~other required forms within 15 days of the date of purchase.~~  
5 ~~Individuals seeking exemption under section 7714 (relating to~~  
6 ~~exemptions from registration) shall sign an affidavit which will~~  
7 ~~be submitted to the department in lieu of the application for~~  
8 ~~{certification} the certificate of registration. Any dealer or~~  
9 ~~manufacturer violating the requirements of this subsection~~  
10 ~~commits a summary offense and shall, upon conviction, be~~  
11 ~~sentenced to pay a fine of \$300 or 90 days imprisonment, or~~  
12 ~~both.~~

13 ~~(c) Display of registration decal. [The department shall~~  
14 ~~issue registration decals no larger than 3 1/2 by 6 inches that~~  
15 ~~shall be displayed on both sides of the cowling of the~~  
16 ~~snowmobile for which issued.] The department shall by regulation~~  
17 ~~prescribe the type of registration decals and the manner in~~  
18 ~~which the registration decals shall be displayed on various~~  
19 ~~types of snowmobiles and ATV's.~~

20 ~~(d) Expiration on transfer. The certificate of registration~~  
21 ~~issued to the owner of a snowmobile or an ATV shall expire and~~  
22 ~~the decal shall become invalid when ownership of the snowmobile~~  
23 ~~or ATV is transferred. Upon any transfer, the seller (and former~~  
24 ~~owner) shall, within 15 days from the date of sale, return to~~  
25 ~~the department the certificate of registration previously issued~~  
26 ~~to him with the date of sale, name and residence of the new~~  
27 ~~owner endorsed on the back. If the former owner applies for~~  
28 ~~registration of a different snowmobile or ATV and pays a~~  
29 ~~transfer fee, he may be issued, in his name, a certificate of~~  
30 ~~registration for that snowmobile or ATV for the remainder of the~~



~~registration period without payment of a registration fee.~~

~~(c) Suspension or revocation. The department may suspend or revoke the certification of registration for a snowmobile or an ATV upon conviction of the owner of any offense under this chapter.~~

~~§ 7715. Reciprocity.~~

~~(a) General rule. Nonresident owners of a snowmobile or an ATV covered by a valid registration of the state, province, district or country of residence are required to pay a registration fee and to display a current [validation decal] expiration sticker.~~

~~\* \* \*~~

~~§ 7717. Snowmobile Trail Advisory Committee.~~

~~\* \* \*~~

~~(b) Composition. The Snowmobile Trail Advisory Committee shall be appointed within three months of the effective date of this section and biannually thereafter. The membership shall be composed of three members from the Pennsylvania State Snowmobile Association, one of whom shall have experience in trail creation on public land, one of whom shall have experience in trail creation on private land and one of whom shall be a member at large. In addition, one member shall be appointed from each of the following organizations: Pennsylvania Travel Council, Pennsylvania State Association of Township Supervisors, Pennsylvania State Association of Township Commissioners, Pennsylvania State Association of Boroughs, Pennsylvania State Association of County Commissioners, Pennsylvania Association of Realtors, Pennsylvania Landowners Association, Pennsylvania Vacation Land Developers Association, Pennsylvania Chapter of Rails to Trails Conservancy, Department of [Commerce and~~

~~Department of Community Affairs] Community and Economic Development. The name of the representatives shall be submitted to the secretary within ten days of the receipt of the request for them.~~

~~\* \* \*~~

~~§ 7752. Penalties for violation of chapter.~~

~~(a) General rule. Except as provided in subsections (b) [and (c)], (c) and (d) and unless otherwise provided in this chapter, any person violating any of the provisions of this chapter is guilty of a summary offense and shall, upon conviction:~~

~~(1) For a first offense, be sentenced to pay a fine of not less than \$25 nor more than \$100 and costs of prosecution and, in default of the payment thereof, shall undergo imprisonment for not more than ten days.~~

~~(2) For a second offense, be sentenced to pay a fine of not less than \$50 nor more than \$200 and costs of prosecution and, in default of the payment thereof, shall undergo imprisonment for not more than 30 days.~~

~~\* \* \*~~

~~(d) Registration and decals. Any person violating section 7713(a) (relating to certificates of registration and decals) by failing to obtain a certificate of registration commits a summary offense and shall, upon conviction, be sentenced to pay a fine of \$300 or to 90 days imprisonment, or both. Any person violating section 7713(a) by failing to properly display a registration [number or the validation] decal commits a summary offense and shall, upon conviction, be sentenced to pay a fine of \$50. Any person violating section 7713(a) by failing to carry a certificate of registration commits a summary offense and~~

1 ~~shall, upon conviction, be sentenced to pay a fine of \$25.~~

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

3 SECTION 1. DESIGNATION OF CERTAIN HIGHWAY. <—

4 THE PORTION OF U.S. ROUTE 1, ROOSEVELT BOULEVARD FROM THE  
5 BORDER WITH BUCKS COUNTY AT POQUESSING CREEK TO THE 9TH STREET  
6 INTERSECTION IN THE CITY OF PHILADELPHIA, PHILADELPHIA COUNTY,  
7 IS DESIGNATED AND SHALL BE KNOWN AS THE POLICE OFFICER DANIEL  
8 FAULKNER MEMORIAL HIGHWAY.

9 SECTION 2. ERECTION OF APPROPRIATE MARKERS.

10 THE DEPARTMENT OF TRANSPORTATION SHALL ERECT AND MAINTAIN  
11 APPROPRIATE SIGNS WHICH:

12 (1) IDENTIFY THE PORTION OF ROAD DESIGNATED UNDER  
13 SECTION 1 AS THE POLICE OFFICER DANIEL FAULKNER MEMORIAL  
14 HIGHWAY; AND

15 (2) STATE "IN MEMORY OF POLICE OFFICERS KILLED IN THE  
16 LINE OF DUTY."

17 SECTION 3. EFFECTIVE DATE.

18 THIS ACT SHALL TAKE EFFECT IN 60 DAYS.