

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 149 Session of 2009

INTRODUCED BY SOLOBAY, CALTAGIRONE, GEIST, GRUCELA, MAHONEY,  
McILVAINE SMITH, READSHAW, ROHRER, SIPTROTH, WHITE AND  
DENLINGER, JANUARY 30, 2009

REFERRED TO COMMITTEE ON TRANSPORTATION, JANUARY 30, 2009

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, in registration of vehicles, further providing for  
3 the requirement for use of "miscellaneous motor vehicle  
4 business" registration plates.

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

7 Section 1. Section 1337 of Title 75 of the Pennsylvania  
8 Consolidated Statutes is amended to read:

9 § 1337. Use of "Miscellaneous Motor Vehicle Business"  
10 registration plates.

11 (a) General rule.--The department shall issue to owners of  
12 miscellaneous motor vehicle businesses with established places  
13 of business special registration plates which may be displayed  
14 on vehicles operated on highways in lieu of registering each  
15 vehicle individually. Registration plates issued under this  
16 section may be displayed upon vehicles only as provided for each  
17 of the following classes of miscellaneous motor vehicle  
18 business:

(1) For a repair or towing business:

(i) upon vehicles being used in the conduct of the repair business to retrieve, tow or deliver other vehicles or parts; and

(ii) upon vehicles being repaired.

(2) For a vehicle salvage dealer business:

(i) upon vehicles being used in the conduct of the vehicle salvage dealer's business to retrieve or deliver vehicles, vehicle hulks, parts or materials; and

(ii) upon vehicles being transported on their own wheels for the purpose of being dismantled or recycled.

(3) For a transporter business upon vehicles being transported on their own wheels in the conduct of the transporter business.

(4) For a financier or collector-repossessor business:

(i) upon vehicles being used to pick up vehicles that are being repossessed; and

(ii) upon vehicles being repossessed.

(5) For a watercraft trailer business:

(i) upon trailers used for the delivery of a new boat to its purchaser;

(ii) upon trailers used for the transport of a used boat which is to be resold by the dealer; and

(iii) upon trailers used for the transport of boats by a dealer to or from another boat dealer, warehouse, storage facility, boat show or repair facility or to and from a location where a boat is to be demonstrated, tested or inspected.

(5.1) For an automotive detailing and cosmetic grooming business:

1           (i) upon vehicles being used in the conduct of the  
2           automotive detailing and cosmetic grooming business to  
3           retrieve or deliver vehicles, parts or materials; and  
4           (ii) upon vehicles being transported on their own  
5           wheels for the purpose of being detailed or groomed.

6           (6) For all classes of miscellaneous motor vehicle  
7           businesses upon vehicles used for the personal pleasure or  
8           use of the owner of the miscellaneous motor vehicle business  
9           or members of the owner's immediate family, or when the  
10          business is a corporation, upon vehicles used for the  
11          pleasure or use of not more than three officers or members of  
12          the officer's immediate family or for the personal use of the  
13          regular employees of the business when operated by the  
14          employee.

15 All vehicles specified in paragraphs (1)(i), (2)(i), (4)(i),  
16 (5.1)(i) and (6) must be titled in the name of the business or  
17 family member and sales tax must be paid.

18          (b) Application for registration.--Application for  
19 registration in any of the "Miscellaneous Motor Vehicle  
20 Business" classes shall be made upon a form provided by the  
21 department and shall set forth the full name and business  
22 address of the applicant and such other information as the  
23 department shall require. The application shall be verified by  
24 the oath or affirmation of the applicant or, if the applicant is  
25 a partnership or a corporation, by a partner or officer.

26          (c) Classes of "Miscellaneous Motor Vehicle Business".--

27               (1) Repair or towing.--Any person regularly engaged in  
28               the business of mechanical or body repairs or towing for  
29               direct compensation of motor vehicles owned and operated by  
30               other persons.

1           (2) Vehicle salvage dealer.--Any person regularly  
2 engaged in the business of acquiring and dismantling used,  
3 wrecked, damaged, abandoned or salvage vehicles for the  
4 purpose of selling the usable parts and selling the remaining  
5 vehicle hulk materials for recycling or processing.

6           (3) Transporter.--Any person regularly engaged in the  
7 business of transporting new or used vehicles on their own  
8 wheels, owned by or in possession of a manufacturer or  
9 dealer.

10          (4) Financier or collector-repossessor.--Any person who  
11 is duly authorized by the Department of Banking to do  
12 business in this Commonwealth as a financier or collector-  
13 reposessor and who is regularly engaged in the business of  
14 financing sales, making loans on the security of vehicles or  
15 repossessing vehicles which are the subject of installment  
16 sales contracts as an independent contractor.

17          (5) Watercraft trailer dealer.--Any person regularly  
18 engaged in the business of selling watercraft and trailers  
19 used exclusively for the transport of the watercraft.

20          (6) Automotive detailing and cosmetic grooming.--Any  
21 person regularly engaged in the business of automotive  
22 detailing and cosmetic grooming.

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