

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 961 Session of  
2013

INTRODUCED BY SMITH, BREWSTER, WAUGH, FONTANA, GREENLEAF,  
WOZNIAK, VULAKOVICH AND SOLOBAY, MAY 29, 2013

REFERRED TO TRANSPORTATION, MAY 29, 2013

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, further providing for prohibitions relating to sun  
3 screening and other materials.

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

6 Section 1. Section 4524(e) of Title 75 of the Pennsylvania  
7 Consolidated Statutes is amended to read:

8 § 4524. Windshield obstructions and wipers.

9 \* \* \*

10 (e) Sun screening and other materials prohibited.--

11 (1) No person shall drive any motor vehicle with any sun  
12 screening device or other material which does not permit a  
13 person to see or view the inside of the vehicle through the  
14 windshield, side wing or side window of the vehicle.

15 (2) This subsection does not apply to:

16 (i) A vehicle which is equipped with tinted windows  
17 of the type and specification that were installed by the  
18 manufacturer of the vehicle or to any hearse, ambulance,

1 government vehicle or any other vehicle for which a  
2 currently valid certificate of exemption has been issued  
3 in accordance with regulations adopted by the department.

4 (ii) A vehicle which is equipped with tinted  
5 windows, sun screening devices or other materials which  
6 comply with all applicable Federal regulations and for  
7 which a currently valid certificate of exemption for  
8 medical reasons has been issued in accordance with  
9 regulations adopted by the department.

10 (3) A certificate of exemption shall be issued by the  
11 department for a vehicle which is:

12 (i) Registered in this Commonwealth on the effective  
13 date of this subsection and is equipped with a sun  
14 screening device or other material prohibited under  
15 paragraph (1) on the effective date.

16 (ii) Equipped with tinted windows, sun screening  
17 devices or other materials for a physical condition that  
18 makes it necessary to equip the motor vehicle with sun  
19 screening material which would be of a light  
20 transmittance or luminous reflectance in violation of  
21 this section. The following apply:

22 (A) [A] (I) Except as set forth in subclause  
23 (II), a certificate of exemption for medical  
24 reasons shall be issued only if the owner or  
25 registrant of the vehicle, or a person residing  
26 in the household of the owner or registrant who  
27 regularly drives or is driven in the vehicle,  
28 suffers from a physical condition determined by  
29 the department, in consultation with the Medical  
30 Advisory Board, to justify the exemption.

1                   (II) If the person suffers from the physical  
2                   condition oculocutaneous albinism, the department  
3                   shall issue a certificate of exemption due to  
4                   medical reasons, provided the condition is  
5                   certified in accordance with clause (B). An  
6                   exemption under this subclause shall permit the  
7                   use of a sun screening device of a nonreflective  
8                   type with reflectivity of not more than 15% used  
9                   in conjunction with the automotive safety glazing  
10                   materials on the front side wings and side  
11                   windows adjacent to the right and left of the  
12                   driver.

13                   (B) Any person requesting an exemption for  
14                   medical reasons shall have his physical condition  
15                   certified to the department by a licensed physician  
16                   or optometrist.

17                   (4) A certificate of exemption issued under this  
18                   subsection shall be carried in the vehicle and displayed on  
19                   request of a police officer.

20                   (5) Upon the sale or transfer of the vehicle to any  
21                   person who does not qualify under paragraph (2)(ii), the  
22                   exemption shall be null and void. Prior to the sale or  
23                   transfer of an exempt vehicle, it shall be the sole  
24                   responsibility of the owner or seller of a formerly exempt  
25                   vehicle to remove all sun screening or other materials from  
26                   the vehicle. At the time of the sale or transfer of a  
27                   formerly exempt vehicle, the owner shall remove and destroy  
28                   the certificate of exemption for physical reasons and provide  
29                   the purchaser with a notarized statement setting forth the  
30                   name and address of the owner or seller, the vehicle

1        identification number, year and model, and the business  
2        entity and process used to remove the sun screening or other  
3        material.

4        \* \* \*

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