

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## SENATE BILL

No. 1366 Session of  
2015INTRODUCED BY RAFFERTY, TEPLITZ, YUDICHAK, COSTA, SCHWANK, WARD,  
BROWNE, STEFANO AND BREWSTER, SEPTEMBER 23, 2016

SENATOR RAFFERTY, TRANSPORTATION, AS AMENDED, SEPTEMBER 27, 2016

## AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, in rules of the road in general, further providing  
3 for duty of driver in emergency response areas.

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

6 Section 1. Section 3327(b) and (b.1)(1) of Title 75 of the  
7 Pennsylvania Consolidated Statutes are amended and the section  
8 is amended by adding a subsection to read:

9 § 3327. Duty of driver in emergency response areas.

10 \* \* \*

11 (b) Penalty.--Any person violating subsection (a) commits a  
12 summary offense and shall, upon conviction, pay [a fine of not  
13 more than \$250.]:

14 (1) For a first offense, a fine of not more than \$250.

15 (2) For a second offense, a fine of not more than \$500.

16 (3) For a third or subsequent offense, a fine of not  
17 more than \$1,000.

18 (b.1) Suspension of operating privilege.--

1           (1) Except as otherwise provided in paragraph (2), in  
2 accordance with section 1540 (relating to surrender of  
3 license) the department shall suspend the operating privilege  
4 of any person for 90 days upon receiving a certified record  
5 of the driver's conviction, adjudication of delinquency or  
6 admission into an Accelerated Rehabilitative Disposition  
7 program or a preadjudication program for a violation of  
8 subsection (a), if the certified conviction [indicates the  
9 violation resulted in serious bodily injury to another  
10 person. The license shall be surrendered in accordance with  
11 section 1540 (relating to surrender of license).]:

12           (i) indicates the violation resulted in serious  
13 bodily injury to OR DEATH OF another person; or <--

14           (ii) is the driver's third or subsequent conviction  
15 for a violation of subsection (a).

16           \* \* \*

17       (e.2) Departmental report.--The department, in coordination  
18 with the Pennsylvania State Police, shall annually submit to the  
19 Transportation Committee of the Senate and the Transportation  
20 Committee of the House of Representatives a report containing  
21 data from the previous calendar year of the following  
22 information related to violations of this section:

23           (1) The number of violations.

24           (2) Whether a violation resulted in bodily injury,  
25 serious bodily injury or death.

26           (3) Whether a violation was committed by an individual  
27 who was previously found guilty of a violation.

28           (4) How the department is educating the public regarding  
29 the provisions of this section and an analysis of whether the  
30 education is adequate.

1       \* \* \*

2       Section 2. This act shall take effect as follows:

3           (1) The addition of 75 Pa.C.S. § 3327(e.2) shall take  
4       effect in 18 months.

5           (2) This section shall take effect immediately.

6           (3) The remainder of this act shall take effect in six  
7       months.