
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 511 Session of
1995

INTRODUCED BY REBER, GEIST, MANDERINO, LEH, PETTIT, DeLUCA,
GODSHALL, TIGUE, BROWN, GORDNER, JAROLIN, HENNESSEY,
E. Z. TAYLOR, MICOZZIE, FARMER, MAYERNIK, HUTCHINSON, BUNT,
RAYMOND, BELFANTI, JADLOWIEC, TRELLO, SERAFINI, YOUNGBLOOD,
THOMAS, SAYLOR, MILLER, SURRA, CAWLEY, HESS, STABACK, STERN,
WOZNIAK, McGEEHAN, CLARK, GEORGE, SATHER, DENT, J. TAYLOR,
STISH, CALTAGIRONE, LAUGHLIN, BATTISTO, RUBLEY, MELIO,
M. N. WRIGHT, HERSHEY, CARN, WOGAN, STEELMAN, ROONEY, NICKOL,
CIVERA, ITKIN, HALUSKA, CURRY, BARD AND STRITTMATTER,
FEBRUARY 1, 1995

AS AMENDED ON SECOND CONSIDERATION, IN SENATE, JUNE 6, 1995

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for ~~the registration, fees and~~ <—
3 ~~inspection of farm vehicles and for surrender of license.~~
4 DEFINITIONS, FOR VEHICLES EXEMPT FROM REGISTRATION, FOR <—
5 MULTIPURPOSE DEALER REGISTRATION PLATES AND FOR SURRENDER OF
6 LICENSE; PROVIDING FOR PROPERTY VALUATION SERVICES; AND
7 FURTHER PROVIDING FOR FARM VEHICLES, FOR PERIODIC INSPECTION
8 OF VEHICLES AND FOR OPERATION OF VEHICLES WITHOUT INSPECTION
9 CERTIFICATES.

10 The General Assembly of the Commonwealth of Pennsylvania
11 hereby enacts as follows:

12 ~~Section 1. Section 1302(10) of Title 75 of the Pennsylvania~~ <—
13 ~~Consolidated Statutes, amended December 7, 1994 (P.L.820,~~
14 ~~No.115), is amended to read:~~

15 SECTION 1. SECTION 102 OF TITLE 75 OF THE PENNSYLVANIA <—
16 CONSOLIDATED STATUTES IS AMENDED BY ADDING A DEFINITION TO READ:

1 § 102. DEFINITIONS.

2 SUBJECT TO ADDITIONAL DEFINITIONS CONTAINED IN SUBSEQUENT
3 PROVISIONS OF THIS TITLE WHICH ARE APPLICABLE TO SPECIFIC
4 PROVISIONS OF THIS TITLE, THE FOLLOWING WORDS AND PHRASES WHEN
5 USED IN THIS TITLE SHALL HAVE, UNLESS THE CONTEXT CLEARLY
6 INDICATES OTHERWISE, THE MEANINGS GIVEN TO THEM IN THIS SECTION:

7 * * *

8 "SECOND-STAGE MANUFACTURER." A PERSON ENGAGED IN PERFORMING
9 MANUFACTURING OPERATIONS ON AN INCOMPLETE VEHICLE PRODUCED BY A
10 MANUFACTURER.

11 * * *

12 SECTION 2. SECTIONS 1302(10), 1336.1 AND 1540(B) OF TITLE 75
13 ARE AMENDED TO READ:

14 § 1302. Vehicles exempt from registration.

15 The following types of vehicles are exempt from registration:

16 * * *

17 (10) Any farm vehicle used exclusively upon a farm or
18 farms owned or operated by the owner of the vehicle.

19 (i) Type I--Such a farm vehicle which does not
20 qualify as a motor carrier vehicle may be driven upon
21 highways only from sunrise to sunset. However, a farm
22 vehicle which qualifies as a motor carrier vehicle and
23 displays a currently valid certificate of inspection may
24 be driven upon highways without any restriction as to
25 time.

26 [(ii) Such] Such a farm vehicle may only be driven
27 on highways between:

28 (A) Parts of one such farm.

29 (B) Such farms located not more than 25 miles
30 apart.

1 (C) Such farm or farms and a place of business
2 located within a radius of 25 miles from such farm or
3 farms for the purpose of buying or selling
4 agricultural commodities or supplies.

5 (D) Such farm or farms and a place of business
6 located within a radius of 50 miles from such farm or
7 farms for the purpose of repair or servicing of the
8 farm vehicle.

9 (ii) Type II--Such a farm vehicle which does qualify
10 as a motor carrier vehicle and which does not display a
11 currently valid certificate of inspection may be driven
12 upon highways only from sunrise to sunset and between:

13 (A) Parts of one such farm.

14 (B) Such farms located not more than ten miles
15 apart.

16 (C) Such farm or farms and a place of business
17 located within a radius of ten miles from such farm
18 or farms for the purpose of buying or selling
19 agricultural commodities or supplies.

20 (D) Such farm or farms and a place of business
21 located within a radius of 25 miles from such farm or
22 farms for the purpose of repair or servicing of the
23 farm vehicle.

24 (iii) A biennial certificate of exemption shall be
25 required for such a farm vehicle.

26 (iv) The owner of the farm vehicle shall maintain
27 such minimum levels of liability insurance coverage on
28 the vehicle as are required to be maintained under
29 Chapter 17 (relating to financial responsibility) by
30 owners of registered motor vehicles. The owner shall

satisfy the requirements of this subparagraph if the minimum amounts of liability insurance coverage for the farm vehicle have been provided under farm liability insurance coverage maintained generally by the owner. Coverage prescribed in Subchapter B of Chapter 17 shall not be required to be maintained or provided for the farm vehicle.

* * *

~~Section 2. Section 1540(b) of Title 75 is amended to read:~~

§ 1336.1. USE OF MULTIPURPOSE DEALER REGISTRATION PLATES.

(A) GENERAL RULE.--SUBJECT TO THE REQUIREMENT THAT THE VEHICLES ON WHICH MULTIPURPOSE DEALER REGISTRATION PLATES ARE USED, CONFORM TO OR ARE LOWER THAN THE WEIGHT LIMITS FOR WHICH THE PLATES WERE PURCHASED, THE MULTIPURPOSE DEALER REGISTRATION PLATES MAY BE USED ON VEHICLES OWNED BY OR IN POSSESSION OF A DEALER OR MANUFACTURER. ALL VEHICLES UTILIZING THE MULTIPURPOSE DEALER REGISTRATION PLATE SHALL BE TITLED IN THE NAME OF THE BUSINESS OR FAMILY MEMBER, AND SALES AND USE TAX MUST BE PAID.

(B) EXCEPTION FOR SECOND-STAGE MANUFACTURERS.--A TITLE IN THE NAME OF THE BUSINESS OR FAMILY MEMBER AND PAYMENT OF SALES AND USE TAX ARE NOT REQUIRED FOR A VEHICLE WHICH HAS NEVER BEEN TITLED AS LONG AS THE VEHICLE:

(1) IS IN POSSESSION OF A SECOND-STAGE MANUFACTURER AND IS BEING TRANSPORTED FROM A DEALER OR DISTRIBUTOR FOR COMPLETION OR DELIVERED TO A DEALER OR DISTRIBUTOR UPON COMPLETION; OR

(2) IS OWNED OR IN POSSESSION OF A DEALER AND IS BEING DELIVERED TO THE SECOND-STAGE MANUFACTURER FOR COMPLETION OR IS BEING TRANSPORTED BACK TO THE DEALER UPON COMPLETION.

§ 1540. Surrender of license.

1 * * *

2 (b) Suspension, revocation or disqualification of operating
3 privilege.--

4 (1) Upon the suspension or revocation of the operating
5 privilege or the disqualification of the commercial operating
6 privilege of any person by the department, the department
7 shall forthwith notify the person in writing at the address
8 of record to surrender his driver's license to the department
9 for the term of suspension, revocation or disqualification.

10 (2) The department shall include with the written notice
11 of suspension, revocation or disqualification a form for
12 acknowledging the suspension, revocation or disqualification,
13 which form shall be filed with the department if the person
14 has no license to surrender.

15 (3) The suspension, revocation or disqualification shall
16 be effective upon the earlier of:

17 (i) a date determined by the department; or

18 (ii) the date of [surrender] filing or mailing of
19 the license or acknowledgment to the department, if that
20 date is subsequent to the department's notice to
21 surrender the license[, whichever occurs first].

22 (4) Upon surrender of the license or acknowledgment, the
23 department shall issue a receipt showing the date that it
24 received the license or acknowledgment.

25 * * *

26 SECTION 3. TITLE 75 IS AMENDED BY ADDING A SECTION TO READ: <—

27 § 1799.8. PROPERTY VALUATION SERVICES.

28 NO STATUTE OR REGULATION SPECIFYING A NAMED VENDOR TO PROVIDE
29 PROPERTY VALUATION SERVICES SHALL BE VALID. THE RIGHTFUL USE OF
30 ANY RECOGNIZED AND DOCUMENTED SOURCE THAT PRODUCES PENNSYLVANIA

1 LOCAL MARKET VALUES SHALL NOT BE LIMITED OR ABRIDGED AND SHALL
2 BE PERMITTED UNLESS FOR GOOD CAUSE SHOWN, PURSUANT TO NOTICE AND
3 HEARING, THE INSURANCE COMMISSIONER SHALL FIND SUCH SOURCE NOT
4 TO BE VERIFIABLE AND ACTING IN THE BEST INTERESTS OF THIS
5 COMMONWEALTH.

6 Section ~~3~~ 4. Sections 1924, 4702(a) and 4703(a) of Title 75, <—
7 amended December 7, 1994 (P.L.820, No.115), are amended to read:
8 § 1924. Farm vehicles.

9 (a) General rule.--The annual fee for registration of a farm
10 vehicle shall be \$51 or one-third of the regular fee, whichever
11 is greater.

12 (b) Certificate of exemption.--The biennial processing fee
13 for a certificate of exemption issued in lieu of registration of
14 a farm vehicle [with a gross weight or gross vehicle weight
15 rating of 17,000 pounds or less shall be \$24.

16 (c) Certificate of exemption for farm vehicle qualifying as
17 a motor carrier vehicle.--The biennial processing fee for a
18 certificate of exemption issued in lieu of registration of a
19 farm vehicle with a gross weight or gross vehicle weight rating
20 greater than 17,000 pounds shall be \$100.] shall be determined
21 by the type of certificate issued and the gross weight or
22 combination weight or weight rating according to the following
23 table:

<u>Certificate type</u>	<u>Weight in pounds</u>	<u>Fee</u>
<u>Type I</u>	<u>17,000 or less</u>	<u>\$24</u>
<u>Type II</u>	<u>greater than 17,000</u>	<u>50</u>
<u>Type I</u>	<u>greater than 17,000</u>	<u>100</u>

28 § 4702. Requirement for periodic inspection of vehicles.

29 (a) Annual safety inspection.--Except as provided in
30 subsection (b), the department shall establish a system of

1 annual safety inspection of vehicles, including emergency
2 vehicles, farm vehicles with a gross weight or gross vehicle
3 weight rating of greater than 17,000 pounds for which a Type I
4 biennial certificate of exemption has been issued and private
5 noncommercial vehicles used to transport students.

6 * * *

7 § 4703. Operation of vehicle without official certificate of
8 inspection.

9 (a) General rule.--Except as otherwise provided in this
10 section, no motor vehicle required to bear current registration
11 plates issued by this Commonwealth and no farm vehicle with a
12 gross weight or gross vehicle weight rating of greater than
13 17,000 pounds for which a Type I biennial certificate of
14 exemption has been issued shall be driven and no trailer
15 required to bear current registration plates issued by this
16 Commonwealth shall be moved on a highway and no mass transit
17 vehicle shall be operated unless the vehicle displays a
18 currently valid certificate of inspection issued under this
19 chapter.

20 * * *

21 Section 4 5. The Department of Transportation may establish <—
22 the EQUIPMENT STANDARDS AND inspection criteria required for <—
23 applicable farm vehicles with a gross weight or gross vehicle
24 weight rating of greater than 17,000 pounds for which a Type I
25 biennial certificate of exemption has been issued by publishing
26 a notice in the Pennsylvania Bulletin until the regulations
27 governing these EQUIPMENT STANDARDS AND inspection criteria are <—
28 promulgated by the Department of Transportation.

29 Section 5 6. This act shall take effect as follows: <—

30 (1) The amendment of 75 Pa.C.S. §§ 1302, 1924, 4702(a)

1 and 4703(a) shall take effect immediately.

2 (2) Section 4 5 and this section shall take effect <—
3 immediately.

4 (3) The remainder of this act shall take effect in 60
5 days.