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## THE GENERAL ASSEMBLY OF PENNSYLVANIA

# HOUSE BILL No. 640 <br> Session of 1995 

INTRODUCED BY YOUNGBLOOD, BELARDI, WAUGH, RUBLEY, JADLOWIEC, FAJT, DERMODY, ROBINSON, BAKER, COY, TIGUE, KING, TRUE, ROONEY, PESCI, PISTELLA, MANDERINO, STABACK, VEON, D. R. WRIGHT, B. SMITH, E. Z. TAYLOR, HESS, GEIST, DEMPSEY, MELIO, COLAFELLA, SANTONI, WOGAN, BISHOP, WASHINGTON, CARN, PHILLIPS, ROBERTS, STURLA, SAYLOR, M. N. WRIGHT, TRELLO, O'BRIEN, LUCYK, LEDERER, RUDY, LYNCH, TANGRETTI, L. I. COHEN, FAIRCHILD, ARMSTRONG, ZUG, McGEEHAN, DeWEESE, THOMAS, DeLUCA, BEBKO-JONES, HERMAN, DONATUCCI, CURRY, GEORGE, HUTCHINSON, GORDNER, DALEY, SCHULER, LAUGHLIN, WOZNIAK, KENNEY, HALUSKA, CORRIGAN, SURRA, EGOLF, BELFANTI, MCCALL, KAISER, MILLER, FLICK, D. W. SNYDER, JAMES, PETRARCA, BROWNE, CIVERA, MERRY, WILLIAMS, KELLER, BUTKOVITZ, WALKO, DiGIROLAMO AND BARD, FEBRUARY 7, 1995

AS AMENDED ON THIRD CONSIDERATION, IN SENATE, DECEMBER 12, 1995

## AN ACT

Amending Title 75 (Vehicles) of the Pennsylvania Consolidated Statutes, further providing for special registration plates AND, FOR LIMITATIONS ON CERTAIN VEHICLES EXEMPT FROM FEES, FOR SECURING LOADS ON VEHICLES AND FOR PERMIT FOR MOVEMENT OF CONTAINERIZED CARGO; and REGULATING PERSONS WITH DISABILITY PARKING PLACARDS; providing for special registration plates for Vietnam veterans AND,; FURTHER PROVIDING FOR THE USE OF SCHOOL BUS OR SCHOOL VEHICLE PLATES; AND PROVIDING FOR AN AGRICULTURE REGISTRATION PLATE AND FOR AN OLYMPIC REGISTRATION PLATE; ESTABIISHING THE AGRICULTURE-IN-THEGLASSROOM FUND; AND MAKING AN APPROPRIATION.

The General Assembly of the Commonwealth of Pennsylvania
hereby enacts as follows:
Section 1. Sections 1338, 1342, 1343, 1346, 1348, 1350 and, 1351, 1355, 1356 AND 1357 of Title 75 of the Pennsylvania

BENEFIT OF [HANDICAPPED] PERSONS WITH DISABILITIES. IN THE CASE OF A MOTORCYCLE, THE DEPARTMENT SHALL ISSUE A DECAL CONTAINING THE INTERNATIONAL SYMBOL FOR [HANDICAPPED] ACCESS FOR PERSONS WITH DISABILITIES FOR DISPLAY ON THE REGISTRATION PLATE.
(B) [HANDICAPPED] PERSON WITH DISABILITY PARKING PLACARD.-ON THE INITIAL APPLICATION OR RENEWAL APPLICATION OF ANY PERSON WHO MEETS THE QUALIFICATIONS OF SUBSECTION (A), THE DEPARTMENT SHALL ISSUE ONE SPECIAL PARKING PLACARD OF SUCH SIZE AND DESIGN AS THE DEPARTMENT SHALL SPECIFY, DESIGNATING THE VEHICLE IN WHICH IT IS DISPLAYED AS BEING USED FOR THE TRANSPORTATION OF [A HANDICAPPED PERSON] PERSONS WITH DISABILITIES. WHEN PARKING THE DESIGNATED VEHICLE, THE [HANDICAPPED] PERSON WITH DISABILITY PARKING PLACARD SHALL BE PROMINENTLY DISPLAYED IN SUCH A MANNER THAT IT MAY BE VIEWED FROM THE FRONT AND REAR OF THE VEHICLE BY HANGING IT FROM THE FRONT WINDSHIELD REARVIEW MIRROR OF A VEHICLE ONLY WHEN THAT VEHICLE IS UTILIZING A PARKING SPACE RESERVED FOR PERSONS WITH DISABILITIES. WHEN THERE IS NO REARVIEW MIRROR, OR THE PLACARD IS NOT DESIGNED IN SUCH A MANNER TO ACCOMMODATE HANGING FROM A REARVIEW MIRROR, THE PLACARD SHALL BE DISPLAYED ON THE DASHBOARD. PLACARDS MAY ALSO BE ISSUED FOR USE IN VEHICLES WHEN OPERATED FOR THE USE AND BENEFIT OF [HANDICAPPED] PERSONS WITH DISABILITIES. ORGANIZATIONS [WHICH] THAT TRANSPORT PERSONS [IN VEHICLES OPERATED FOR THE USE AND BENEFIT OF HANDICAPPED PERSONS] WITH DISABILITIES SHALL, UPON APPLICATION, BE ISSUED NOT MORE THAN EIGHT PLACARDS IN THE ORGANIZATION'S NAME. THESE PLACARDS MAY BE USED IN A VEHICLE OF THE ORGANIZATION OR THE PERSONAL VEHICLE OF AN EMPLOYEE OR VOLUNTEER OF THE ORGANIZATION WHEN THE EMPLOYEE OR VOLUNTEER OPERATES THE VEHICLE FOR THE USE AND BENEFIT OF PERSONS WITH DISABILITIES.
(C) PHYSICIAN'S STATEMENT.--
(1) ANY PERSON APPLYING FOR A SPECIAL PLATE OR PARKING PLACARD FOR [HANDICAPPED] PERSONS WITH DISABILITIES MUST PRESENT A STATEMENT, CERTIFIED BY A PHYSICIAN LICENSED TO PRACTICE IN THIS COMMONWEALTH OR IN A CONTIGUOUS STATE, THAT THE [HANDICAPPED] PERSON WITH A DISABILITY IS [HANDICAPPED] DISABLED AS PROVIDED IN SUBSECTION (A).
(2) ANY PERSON APPLYING FOR A RENEWAL OF REGISTRATION OF A SPECIAL PLATE FOR [HANDICAPPED] PERSONS WITH DISABILITIES MUST COMPLY WITH THIS SUBSECTION. ONCE A [HANDICAPPED] PERSON WITH A DISABILITY HAS BEEN DULY CERTIFIED BY A PHYSICIAN AS BEING [HANDICAPPED] DISABLED, AS PROVIDED IN SUBSECTION (A), THE APPLICANT NEED NOT SUBMIT A CERTIFICATION FOR SUBSEQUENT RENEWALS OF REGISTRATION FOR A SPECIAL PLATE FOR [HANDICAPPED] PERSONS WITH DISABILITIES. A PERSON WHO WAS ISSUED A [HANDICAPPED] PERSON WITH DISABILITY PLATE UNDER THIS SECTION AND NO LONGER QUALIFIES FOR ONE SHALL NOT BE CHARGED A REPLACEMENT FEE FOR A REGULAR REGISTRATION PLATE UPON PAYMENT OF THE REGULAR REGISTRATION FEE.
(3) IN LIEU OF A PHYSICIAN'S STATEMENT, A PERSON APPLYING FOR A SPECIAL PLATE OR PARKING PLACARD MAY PRESENT A STATEMENT FROM A POLICE OFFICER CERTIFYING THAT THE PERSON DOES NOT HAVE FULL USE OF A LEG, OR BOTH LEGS, OR IS BLIND.
(4) THE DEPARTMENT SHALL PHASE OUT EXISTING HANDICAPPED PLACARDS AS SOON AS PRACTICABLE AND ISSUE A NEW SERIES TO PERSONS WHO COMPLY WITH THIS SECTION.
(D) PENALTY.--ANY PERSON VIOLATING THIS SECTION COMMITS A SUMMARY OFFENSE AND SHALL, UPON CONVICTION, BE SENTENCED TO PAY A FINE OF NOT MORE THAN $\$ 100$.
§ 1342. Veteran plates and placard.
(a) Severely disabled veteran plate.--On the application of a veteran whose service-connected disability is certified at $100 \%$ by the service unit of the armed forces in which the veteran served or by the United States Veterans' Administration or who has a service-connected disability of the type enumerated in section 1338 (relating to handicapped plate and placard), the department shall issue a special registration plate designating the vehicle as belonging to a severely disabled veteran. The registration plate shall have a white background, shall have blue numbers or letters as the department may determine, shall have the words, "disabled veteran," in at least ten-point bold type, inscribed in red at the bottom of the plate, and shall include the international symbol for handicapped access. Only one special registration plate shall be issued to a veteran under this section. It may be used only on [one] a passenger [vehicle or one other vehicle] car or a truck with a [registered] gross vehicle weight rating of not more than 9,000 pounds. In the case of a motorcycle, the department shall issue a decal containing the international symbol for handicapped access and the words "disabled veteran" for display on the registration plate.
(b) Severely disabled veteran placard.--On the application of any person who meets the qualifications of subsection (a), the department shall issue one special parking placard of such size and design as the department shall specify, designating the vehicle in which it is displayed as being used for the transportation of a severely disabled veteran. Such placard shall be prominently displayed on the right front dash of the vehicle when it is in use for the transportation of such severely disabled veteran.
(c) Disabled veteran plates.--On the application of any veteran having a disability certified by the service unit of the armed forces in which the veteran served or by the United States Veterans' Administration as service-connected, the department shall issue a special registration plate designating the vehicle as belonging to a disabled veteran. The registration plate shall have a white background, shall have numbers or letters as the department may determine and shall have the words "disabled veteran" in at least ten-point bold type inscribed at the bottom of the plate. Only one special registration plate shall be issued to a veteran under this section. It may be used only on [one] a passenger [vehicle or one other vehicle] car or a truck with a [registered] gross vehicle weight rating of not more than 9,000 pounds.
(d) Prisoner of war plate.--On the application of an exprisoner of war whose imprisonment while in the service of the armed forces of the United States is certified by the appropriate branch of the armed forces, the department shall issue a special registration plate designating the vehicle as belonging to an ex-prisoner of war. The registration plate shall contain the letters "POW" and such other numbers or letters as the department may determine and shall have the words "prisoner of war" in at least ten-point bold type inscribed at the bottom of the plate. ONLY ONE SPECIAL REGISTRATION PLATE SHALL BE ISSUED TO AN EX-PRISONER OF WAR UNDER THIS SUBSECTION. The special registration plate may be used only on [one] a passenger [vehicle or one other vehicle] car or a truck with a [registered] gross vehicle weight rating of not more than 9,000 pounds.
(e) Documentation of eligibility.--The department may

PAY A FINE OF $\$ 25$.
§ 1346. Special plates for recipients of Purple Heart.
Upon application of any person who is a recipient of the Purple Heart, the department shall issue to such person a special registration plate designating the vehicle so licensed as belonging to a person who is a recipient of the Purple Heart. A severely disabled veteran, as described in section $1342(a)$ (relating to veteran plates and placard), who is qualified to receive a plate under this section may also elect to receive a placard under section $1342(\mathrm{~b})$. ONLY ONE SPECIAL REGISTRATION PLATE SHALL BE ISSUED TO A RECIPIENT OF THE PURPLE HEART UNDER THIS SECTION. The special registration plate may be used only on [one] a passenger [vehicle or one other vehicle] car or a truck with a [registered] gross vehicle weight rating of not more than 9,000 pounds.
§ 1348. Special plates for Pearl Harbor survivors.
Upon application of any person who is a survivor of Pearl Harbor, accompanied by a fee of $\$ 20$ which shall be in addition to the annual registration fee and by such documentation as the department shall require by regulation, the department shall issue to such person a special registration plate designating the vehicle so licensed as belonging to a person who is a survivor of Pearl Harbor. The special registration plate may be used only on [one] a passenger [vehicle or one other vehicle] car or a truck with a [registered] gross vehicle weight rating of not more than 9,000 pounds.
§ 1350. Special plates for veterans of Korean War.
Upon application of any person who is a veteran of the Korean War, accompanied by a fee of $\$ 20$, which shall be in addition to the annual registration fee, and by such documentation as the
department shall require, the department shall issue to the person a special registration plate designating the vehicle so licensed as belonging to a person who is a veteran of the Korean War. The special registration plate may be used only on [one] a passenger [vehicle or one other vehicle] car or a truck with a [registered] gross vehicle weight rating of not more than 9,000 pounds.
§ 1351. Special plates for veterans of Persian Gulf War.
Upon application of any person who is a veteran of the Persian Gulf War, accompanied by a fee of $\$ 20$, which shall be in addition to the annual registration fee, and by such documentation as the department shall require, the department shall issue to the person a special registration plate designating the vehicle so licensed as belonging to a person who is a veteran of the Persian Gulf War. The special registration plate may be used only on [one] a passenger [vehicle or one other vehicle] car or a truck with a [registered] gross vehicle weight rating of not more than 9,000 pounds.

Section 2. Section 1355 of Title 75, added December 28, $1994<-$ (P.I.1441, No.170) and (P.I.1450, No.172), is amended to read: § 1355. Zoological plate.

The department, in consultation with the Pennsylvania Zoological Council, shall design a special zoological registration plate. Upon application of any person, accompanied by a fee of $\$ 35$ which shall be in addition to the annual registration fee, the department shall issue the plate for a passenger car, motor home or trailer or a truck with a gross vehicle weight rating of not more than 9,000 pounds. The Zoological Enhancement Fund shall receive $\$ 15$ of the fee paid by the applicant for the plate.

Section 3. Sections 1356 and 1357 of Title 75, added December 28, 1994 (P.I.1450, No.172), are amended to read: § 1356. Special plates for recipients of Expeditionary Forces Medal.

Upon application of any person who is a recipient of the Expeditionary Forces Medal, accompanied by a fee of $\$ 20$ which shall be in addition to the annual registration fee and by such documentation as the department shall require, the department shall issue to such person a special registration plate designating the vehicle so registered as belonging to a person who is a recipient of the Expeditionary Forces Medal. The special registration plate may be used only on [one] a passenger [vehicle] car or a truck with a gross vehicle weight rating of not more than 9,000 pounds.
§ 1357. Special plates for World War II veterans.
Upon application of any person who is a veteran of World War II, accompanied by a fee of $\$ 20$ which shall be in addition to the annual registration fee and by such documentation as the department shall require, the department shall issue to such person a special registration plate carrying the symbol of a ruptured duck designating the vehicle so registered as belonging to a person who is a veteran of World War II. The special registration plate may be used only on [one] a passenger [vehicle] car or a truck with a gross vehicle weight rating of not more than 9,000 pounds.

Section 4 2. Title 75 is amended by adding a section

## SECTIONS to read:

Upon application of any person who is a Vietnam veteran, accompanied by a fee of $\$ 20$ which shall be in addition to the
\$35 WHICH SHALL BE IN ADDITION TO THE ANNUAL REGISTRATION FEE, THE DEPARTMENT SHALL ISSUE THE PLATE FOR A PASSENGER CAR, MOTOR HOME OR TRAILER OR A TRUCK WITH A GROSS VEHICLE WEIGHT RATING OF NOT MORE THAN 9,000 POUNDS. THE UNITED STATES OLYMPIC COMMITTEE SHALL RECEIVE $\$ 15$ OF THE FEE PAID BY THE APPLICANT FOR THE PLATE.

SECTION 3. SECTION 1901(D)(2) OF TITLE 75 IS SECTIONS <1901(D)(2), $4903(C)$ AND 4974 OF TITLE 75 ARE AMENDED TO READ: § 1901. EXEMPTION OF ENTITIES AND VEHICLES FROM FEES.
(D) LIMITATIONS.--

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(2) ONLY ONE PASSENGER [VEHICLE OR ONE OTHER VEHICLE] CAR OR A TRUCK WITH A GROSS VEHICLE WEIGHT [OR REGISTERED GROSS WEIGHT] RATING OF NOT MORE THAN 9,000 POUNDS MAY BE REGISTERED TO ANY PERSON UNDER THE PROVISIONS OF SUBSECTION (B) (4) AND SUBSECTION (C) (16), (17), (18) AND (19).

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§ 4903. SECURING LOADS IN VEHICLES.

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(C) LOAD OF LOGS.--EVERY LOAD OF LOGS ON A VEHICLE SHALL BE SECURELY FASTENED WITH [AT LEAST THREE] BINDERS, CHAINS OR STRAPS AND, IN THE CASE OF AN OPEN-BODY OR STAKE-BODY VEHICLE, TRAILER OR SEMITRAILER THERE SHALL BE A SUFFICIENT NUMBER OF VERTICAL METAL STAKES OR POSTS SECURELY ATTACHED ON EACH SIDE OF THE VEHICLE, TRAILER OR SEMITRAILER AT LEAST AS HIGH AS THE TOP OF THE LOAD TO SECURE SUCH LOAD IN THE EVENT OF A FAILURE OF THE BINDERS, CHAINS OR STRAPS.
(1) A LOAD OF LOGS WHICH ARE GREATER THAN 6 FEET IN

LENGTH MUST BE SECURED BY THREE BINDERS FOR EACH STACK OF

LOGS, EXCEPT THAT, IF THE STACKS ARE TIERED SO THAT ONE STACK RESTS UPON THE BOTTOM STACK OR STACKS, A TOTAL OF THREE BINDERS IS NECESSARY FOR THAT TIERED COMBINATION.
(2) A LOAD OF LOGS WHICH ARE 6 FEET OR LESS IN LENGTH MUST BE SECURED BY TWO BINDERS FOR EACH STACK OF LOGS, EXCEPT THAT, IF THE STACKS ARE TIERED SO THAT ONE STACK RESTS UPON THE BOTTOM STACK OR STACKS, A TOTAL OF THREE BINDERS IS NECESSARY FOR THAT TIERED COMBINATION.
(3) A TIERED COMBINATION WHICH INCLUDES LOGS WHICH ARE GREATER THAN 6 FEET AND LOGS WHICH ARE 6 FEET OR LESS SHALL BE GOVERNED BY PARAGRAPH (1). * * *
§ 4974. PERMIT FOR MOVEMENT OF CONTAINERIZED CARGO.
AN ANNUAL PERMIT MAY BE ISSUED AUTHORIZING THE MOVEMENT ON HIGHWAYS OF CONTAINERIZED CARGO WHICH EXCEEDS THE MAXIMUM VEHICLE GROSS OR MAXIMUM AXLE WEIGHTS SPECIFIED IN SUBCHAPTER C (RELATING TO MAXIMUM WEIGHTS OF VEHICLES). THE WEIGHT OF ANY VEHICLE PERMITTED UNDER THIS SECTION SHALL NOT EXCEED 90,000 POUNDS OVERALL GROSS WEIGHT AND 21,000 POUNDS ON ANY AXLE. Á VEHICLE OPERATING UNDER A PERMIT AUTHORIZED UNDER THIS SECTION MAY BE DRIVEN 24 HOURS A DAY, SEVEN DAYS A WEEK, EXCEPT ON HOLIDAYS AND IN INCLEMENT WEATHER. Section 5 4. This act shall take effect in 60 days. <-

