

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 496 Session of
2001

INTRODUCED BY MAITLAND, BELARDI, CLARK, FLEAGLE, GRUCELA,
S. MILLER, NAILOR, NICKOL, ROSS, SOLOBAY, STABACK AND TRICH,
FEBRUARY 6, 2001

REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 6, 2001

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for fleeing or attempting to
3 elude police officer.

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

6 Section 1. Section 3733(a) of Title 75 of the Pennsylvania
7 Consolidated Statutes is amended and the section is amended by
8 adding a subsection to read:

9 § 3733. Fleeing or attempting to elude police officer.

10 (a) Offense defined.--Any driver of a motor vehicle who
11 willfully fails or refuses to bring his vehicle to a stop, or
12 who otherwise flees or attempts to elude a pursuing police
13 officer, when given visual or audible signal to bring the
14 vehicle to a stop, commits [a misdemeanor of the second degree.
15 Any driver upon conviction shall pay an additional fine of \$500.
16 This fine shall be in addition to and not in lieu of all other
17 fines, court expenses, jail sentences or penalties] an offense
18 as graded in subsection (a.2).

* * *

(a.2) Grading.--

(1) Except as provided in paragraph (2), an offense under subsection (a) constitutes a misdemeanor of the second degree. Any driver upon conviction shall pay an additional fine of \$500. This fine shall be in addition to and not in lieu of all other fines, court expenses, jail sentences or penalties.

(2) An offense under subsection (a) constitutes a felony of the third degree if the driver, simultaneously:

(i) commits a violation of section 3731 (relating to driving under influence of alcohol or controlled substance);

(ii) crosses a State line; or

(iii) causes an accident that results in serious bodily injury or death.

* * *

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