

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2606 Session of  
2002

INTRODUCED BY NICKOL, ALLEN, BELFANTI, CALTAGIRONE, DALEY,  
DeWEESE, FRANKEL, GORDNER, HESS, MACKERETH, MAJOR, MANDERINO,  
McCALL, R. MILLER, RUBLEY, SHANER, STEELMAN, STEIL, STERN,  
STETLER, SURRA, E. Z. TAYLOR, VANCE, WILT AND M. WRIGHT,  
APRIL 30, 2002

REFERRED TO COMMITTEE ON TRANSPORTATION, APRIL 30, 2002

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, further providing for parking regulations relating  
3 to persons with disabilities and disabled veterans.

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

6 Section 1. Section 3354(d) and (e) of Title 75 of the  
7 Pennsylvania Consolidated Statutes are amended to read:

8 § 3354. Additional parking regulations.

9 \* \* \*

10 (d) [Handicapped persons] Person with a disability and  
11 disabled veterans.--

12 (1) When a motor vehicle bearing a [handicapped] person  
13 with a disability or severely disabled veteran plate or  
14 displaying a [handicapped] person with a disability or  
15 severely disabled veteran parking placard as prescribed in  
16 this title is being operated by or for the transportation of  
17 the [handicapped] person with a disability or severely

1 disabled veteran, the driver shall be relieved of any  
2 liability for parking for a period of 60 minutes in excess of  
3 the legal parking period permitted by local authorities  
4 except where local ordinances or police regulations provide  
5 for the accommodation of heavy traffic during morning,  
6 afternoon or evening hours.

7 (2) At the request of [any handicapped person] a person  
8 with a disability or severely disabled veteran, local  
9 authorities may erect on the highway as close as possible to  
10 [their] the person's or veteran's place of residence a sign  
11 or signs indicating that that place is reserved for [the  
12 handicapped person] a person with a disability or severely  
13 disabled veteran, that no parking is allowed there by others,  
14 and that any unauthorized person parking there shall be  
15 subject to a fine[.] and may be towed. The absence of a sign  
16 stating the penalty amount indicated in subsection (f) at  
17 parking spaces designated with a handicapped parking symbol  
18 shall not preclude the enforcement of this subsection.

19 (3) (i) Except for persons parking vehicles lawfully  
20 bearing a [handicapped] person with a disability or  
21 severely disabled veteran registration plate or  
22 displaying a [handicapped] person with a disability or  
23 severely disabled veteran parking placard when such  
24 vehicles are being operated by or for the transportation  
25 of a [handicapped] person with a disability or a severely  
26 disabled veteran, no person shall park a vehicle on  
27 public or private property reserved for a [handicapped]  
28 person with a disability or severely disabled veteran  
29 which property has been so posted in accordance with  
30 departmental regulations. [which shall require a sign

1       stating the penalty amount indicated in subsection (f), a  
2       sign indicating that vehicles in violation of the  
3       subsection may be towed and require that signs be  
4       replaced when they become either obsolete or missing with  
5       all costs to replace the necessary signs to be borne by  
6       the persons responsible for signing the particular  
7       location. Any] Regulations shall include requirements for  
8       signs stating the penalty amount indicated in subsection  
9       (f) and signs stating that vehicles in violation of this  
10      subsection may be towed. The absence of such signs at  
11      parking spaces designated with a handicapped parking  
12      symbol shall not preclude the enforcement of this  
13      subsection. A vehicle which is unlawfully parked in a  
14      designated [handicapped] person with a disability parking  
15      area may be removed from that area by towing and may be  
16      reclaimed by the vehicle owner upon payment of the towing  
17      costs.

18           (ii) Local authorities shall have the power and may,  
19      by ordinance or resolution, authorize [handicapped  
20      persons] a person with a disability and severely disabled  
21      veterans to issue statements to violators or violating  
22      vehicles for violation of subparagraph (i). The form of  
23      the statement shall be as prescribed by the local  
24      authorities.

25      (e) Unauthorized use.--An operator of a vehicle bearing a  
26      [handicapped] person with a disability or severely disabled  
27      veteran plate or displaying a [handicapped] person with a  
28      disability or severely disabled veteran parking placard shall  
29      not make use of the parking privileges accorded to [handicapped  
30      persons] a person with a disability and severely disabled

1 veterans under subsection (d)(3) unless the operator is  
2 [handicapped] a person with a disability or a severely disabled  
3 veteran or unless the vehicle is being operated for the  
4 transportation of a [handicapped] person with a disability or  
5 severely disabled veteran.

6 \* \* \*

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