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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 419 Session of  
2011

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INTRODUCED BY TOMLINSON, FONTANA, EARLL, SOLOBAY, MENSCH,  
ALLOWAY AND WAUGH, FEBRUARY 7, 2011

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REFERRED TO CONSUMER PROTECTION AND PROFESSIONAL LICENSURE,  
FEBRUARY 7, 2011

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AN ACT

1 Amending the act of December 22, 1983 (P.L.306, No.84), entitled  
2 "An act providing for the State Board of Vehicle  
3 Manufacturers, Dealers and Salespersons; and providing  
4 penalties," further providing for grounds for disciplinary  
5 proceedings; and making a related repeal.

6 The General Assembly of the Commonwealth of Pennsylvania  
7 hereby enacts as follows:

8 Section 1. Section 19(10) of the act of December 22, 1983  
9 (P.L.306, No.84), known as the Board of Vehicles Act, amended  
10 October 18, 2000 (P.L.577, No.75), is amended to read:

11 Section 19. Grounds for disciplinary proceedings.

12 In addition to any criminal or civil penalties otherwise  
13 provided in this act, the board shall have the power to formally  
14 reprimand, suspend or revoke any license or refuse to issue or  
15 renew any license of an applicant or licensee or a person  
16 required to be licensed under this act, if after due notice of  
17 and hearing, the person charged is found in violation of or  
18 fails to carry out the acts and procedures set forth in this act  
19 or is found guilty of committing or attempting to commit any of

1 the acts set forth in section 23 or any of the following acts:

2 \* \* \*

3 (10) Having engaged in the buying, selling, exchanging,  
4 trading or otherwise dealing in vehicles on Sunday in  
5 violation of 18 Pa.C.S. § 7365 (relating to trading in motor  
6 vehicles and trailers).

7 (i) Manufactured housing is permitted to be sold on  
8 Sundays by licensed manufactured housing dealers without  
9 being subject to prosecution under this paragraph.

10 (ii) Motorcycles are permitted to be sold on Sundays  
11 by licensed motorcycle dealers without being subject to  
12 prosecution under this paragraph.

13 \* \* \*

14 Section 2. Repeals are as follows:

15 (1) The General Assembly declares that the repeal under  
16 paragraph (2) is necessary to effectuate the amendment of  
17 section 19(10) of the act.

18 (2) 18 Pa.C.S. § 7365 is repealed insofar as it relates  
19 to motorcycles.

20 Section 3. This act shall take effect in 60 days.