

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## HOUSE BILL

No. 898 Session of  
2015

INTRODUCED BY BOYLE, TAYLOR, FREEMAN, THOMAS, DRISCOLL, COHEN,  
ZIMMERMAN, KORTZ, GILLEN, MURT, C. PARKER, DONATUCCI,  
MICCARELLI AND DAVIS, APRIL 8, 2015

AS AMENDED ON THIRD CONSIDERATION, IN SENATE, JUNE 29, 2016

## AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, in preliminary provisions, further defining  
3 "emergency vehicle"; in operation of vehicles, further  
4 providing for drivers of emergency vehicles; ~~and~~, in other <--  
5 required equipment, further providing for visual and audible  
6 signals on emergency vehicles and for visual signals on  
7 authorized vehicles; AND, IN POWERS OF DEPARTMENT AND LOCAL <--  
8 AUTHORITIES, PROVIDING FOR REMOVAL OF DEAD DEER.

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

11 Section 1. The definition of "emergency vehicle" in section  
12 102 of Title 75 of the Pennsylvania Consolidated Statutes,  
13 amended ~~October 14, 2014 (P.L. 2491, No.140)~~ NOVEMBER 4, 2015 <--  
14 (P.L.227, NO.61), is amended to read:

15 § 102. Definitions.

16 Subject to additional definitions contained in subsequent  
17 provisions of this title which are applicable to specific  
18 provisions of this title, the following words and phrases when  
19 used in this title shall have, unless the context clearly  
20 indicates otherwise, the meanings given to them in this section:

1 \* \* \*

2 "Emergency vehicle." A State or county emergency management  
3 vehicle, fire department vehicle, police vehicle, sheriff  
4 vehicle, ambulance, advanced life support squad vehicle, basic  
5 life support squad vehicle, emergency canteen support service  
6 organization vehicle, blood delivery vehicle, human organ  
7 delivery vehicle, hazardous material response vehicle, armed  
8 forces emergency vehicle, one vehicle operated by a coroner or  
9 chief county medical examiner and one vehicle operated by a  
10 chief deputy coroner or deputy chief county medical examiner  
11 used for answering emergency calls, a vehicle owned by or leased  
12 to a regional emergency medical services council that is used as  
13 authorized by the Department of Health to respond to an actual  
14 or potential disaster, mass casualty situation or substantial  
15 threat to public health, a vehicle owned by a county or regional  
16 police association and operated by a police officer that is used  
17 for police transport or victim extraction, a vehicle that is  
18 owned and operated by a county correctional institution in a  
19 city of the first class and used to respond to an emergency at a  
20 correctional institution in a city of the first class or to  
21 escort an ambulance which is transporting sick or injured  
22 prisoners in a city of the first class, any vehicle operated by  
23 a special agent, special agent supervisor, narcotics agent or  
24 narcotics agent supervisor while performing official duties as  
25 employees of the Office of Attorney General, any vehicle owned  
26 and operated by the Philadelphia Parking Authority established  
27 in accordance with 53 Pa.C.S. Ch. 55 (relating to parking  
28 authorities) and used in the enforcement of 53 Pa.C.S. Ch. 57  
29 (relating to taxicabs and limousines in first class cities), a <--  
30 vehicle owned and operated by the Pennsylvania Turnpike

1 ~~Commission that is used by an emergency service responder as~~  
2 ~~dispatched by the Pennsylvania Turnpike Commission's traffic~~  
3 ~~operations center,~~ A VEHICLE OWNED AND OPERATED BY THE <--  
4 PENNSYLVANIA TURNPIKE COMMISSION THAT IS USED BY AN EMERGENCY  
5 SERVICE RESPONDER AS DISPATCHED BY THE PENNSYLVANIA TURNPIKE  
6 COMMISSION'S TRAFFIC OPERATIONS CENTER, or any other vehicle  
7 designated by the State Police under section 6106 (relating to  
8 designation of emergency vehicles by Pennsylvania State Police),  
9 or a privately owned vehicle used in answering an emergency call  
10 when used by any of the following:

- 11 (1) A police chief and assistant chief.
- 12 (2) A fire chief, assistant chief and, when a fire  
13 company has three or more fire vehicles, a second or third  
14 assistant chief.
- 15 (3) A fire police captain and fire police lieutenant.
- 16 (4) An ambulance corps commander and assistant  
17 commander.
- 18 (5) A river rescue commander and assistant commander.
- 19 (6) A county emergency management coordinator.
- 20 (7) A fire marshal.
- 21 (8) A rescue service chief and assistant chief.
- 22 (9) The chief or operations director of a county  
23 hazardous materials response team.

24 \* \* \*

25 Section 2. Section 3105 of Title 75 is amended by adding a  
26 subsection to read:

27 § 3105. Drivers of emergency vehicles.

28 \* \* \*

29 (d.1) Vehicles owned and operated by a county correctional  
30 institution in a city of the first class.--The driver of a

1 vehicle that is owned and operated by a county correctional  
2 institution in a city of the first class and used to respond to  
3 an emergency at a correctional institution in a city of the  
4 first class or to escort an ambulance which is transporting a  
5 sick or injured prisoner in a city of the first class shall  
6 comply with maximum speed limits, red signal indications and  
7 stop signs. After ascertaining that the vehicle will be given  
8 the right-of-way, the driver may proceed through a red signal  
9 indication or stop sign.

10 \* \* \*

11 Section 3. Section 4571(f) of Title 75 is amended and  
12 subsection (b.1) is amended by adding ~~a paragraph~~ PARAGRAPHS to <--  
13 read:

14 § 4571. Visual and audible signals on emergency vehicles.

15 \* \* \*

16 (b.1) Mounted lights and additional equipment.--

17 \* \* \*

18 (1.1) Nothing contained in the regulations under  
19 paragraph (1) may be construed to require a limit,  
20 modification or change of the lighting in police, sheriff and  
21 fire vehicles legally complying with regulations as of the  
22 date of enactment of this paragraph as long as the vehicle is  
23 used as an emergency vehicle.

24 \* \* \*

25 (3) THE DEPARTMENT MAY NOT PROHIBIT THE USE OF FLASHING <--  
26 OR REVOLVING LIGHTS MOUNTED INTERNALLY IN THE PASSENGER  
27 COMPARTMENT OF FIRE DEPARTMENT VEHICLES OR PRIVATELY OWNED  
28 VEHICLES USED IN ANSWERING AN EMERGENCY CALL WHEN USED BY A  
29 FIRE CHIEF, ASSISTANT CHIEF AND, WHEN A FIRE COMPANY HAS  
30 THREE OR MORE FIRE VEHICLES, A SECOND OR THIRD ASSISTANT

1 CHIEF THAT COMPLY WITH THE DEPARTMENT'S REGULATIONS.

2 (4) ON AN ANNUAL BASIS, BUT NO LATER THAN APRIL 1 OF  
3 EACH YEAR, THE STATE FIRE COMMISSIONER MAY RECOMMEND TO THE  
4 DEPARTMENT ANY CHANGES OR CHALLENGES TO THE EMERGING  
5 TECHNOLOGY OF THE FLASHING OR REVOLVING LIGHTS MOUNTED  
6 INTERNALLY OR EXTERNALLY IN PRIVATELY OWNED VEHICLES OF  
7 VOLUNTEER FIREFIGHTERS WHEN USED IN ANSWERING AN EMERGENCY  
8 CALL. THE DEPARTMENT, IN CONSULTATION WITH THE PENNSYLVANIA  
9 STATE POLICE, SHALL REVIEW THE RECOMMENDATIONS AND MAY  
10 PROMULGATE ANY NECESSARY REGULATIONS ON THE USE, TYPE AND  
11 INSTALLATION OF THE EMERGING TECHNOLOGY.

12 \* \* \*

13 (f) Conformity with department regulations.--[All] Except as  
14 provided under subsection (b.1)(1.1), all equipment authorized  
15 or required by this section shall conform to department  
16 regulations.

17 Section 4. Section 4572(a) of Title 75 is amended by adding  
18 a paragraph to read:

19 § 4572. Visual signals on authorized vehicles.

20 (a) Flashing or revolving blue lights.--Ambulance personnel,  
21 volunteer firefighters, certified volunteer search and rescue  
22 organization members and owners and handlers of dogs used in  
23 tracking humans may each equip one motor vehicle with no more  
24 than two flashing or revolving blue lights.

25 \* \* \*

26 (2.1) Nothing contained in the regulations under  
27 paragraph (2) shall be construed to require a limit,  
28 modification or change of the lighting in vehicles legally  
29 complying with regulations as of the date of enactment of  
30 this paragraph as long as the vehicle is used in a manner

1 that otherwise complies with this section.

2 \* \* \*

3 SECTION 5. TITLE 75 IS AMENDED BY ADDING A SECTION TO READ: <--

4 § 6119. REMOVAL OF DEAD DEER.

5 (A) DUTY.--IT IS THE DUTY OF THE DEPARTMENT TO REMOVE DEAD  
6 DEER FROM THE STATE RIGHT-OF-WAY UPON IMMEDIATE NOTIFICATION AND  
7 WHEN THE DEPARTMENT IS CONDUCTING GENERAL MAINTENANCE ON THE  
8 STATE RIGHT-OF-WAY.

9 (B) NOTICE OF HAZARD.--THE DEPARTMENT SHALL ERECT SIGNS  
10 STRATEGICALLY INFORMING THE PUBLIC OF DEER CROSSINGS AND PROVIDE  
11 NOTICE TO THE PUBLIC ON WHEN DEER ARE MOST ACTIVE TO REDUCE THE  
12 RISK OF A DEER-RELATED CRASH.

13 Section ~~5~~ 6. This act shall take effect ~~in 60 days.~~ AS <--  
14 FOLLOWS:

15 (1) THIS SECTION AND THE ADDITION OF 75 PA.C.S. §  
16 4571(B.1) (3) AND (4) SHALL TAKE EFFECT IMMEDIATELY.

17 (2) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT IN 60  
18 DAYS.