

AMENDMENTS TO SENATE BILL NO. 1171

Sponsor: REPRESENTATIVE MALONEY

Printer's No. 1829

1 Amend Bill, page 1, line 5, by inserting after "manufacture"
2 ; and, in powers of department and local authorities, further
3 providing for promulgation of rules and regulations by
4 department

5 Amend Bill, page 4, by inserting between lines 6 and 7

6 Section 3. Section 6103(c)(1) of Title 75 is amended and the
7 section is amended by adding a subsection to read:

8 § 6103. Promulgation of rules and regulations by department.

9 * * *

10 (c) Adoption of Federal statute, regulation, standard or
11 criteria.--The department shall be authorized to adopt by
12 reference any Federal statute, regulation, standard or criteria
13 or provision thereof relating to vehicles or drivers, including,
14 but not limited to, minimum driver qualifications, maximum hours
15 of service, loading, unloading, hazardous materials, operation,
16 equipment, records and inspection.

17 (1) The department shall be authorized to extend the
18 coverage of any Federal statute, regulation, standard or
19 criteria adopted under this subsection to vehicles and
20 drivers operating only in intrastate commerce, except as
21 follows:

22 (iii) No Federal statute, regulation, standard or
23 criteria shall be extended to cover farm tractors or
24 drivers of farm tractors, regardless of whether the farm
25 tractor is operated as a combination.

26 (iv) No Federal statute, regulation, standard or
27 criteria shall be extended to cover implements of
28 husbandry other than farm tractors, farm vehicles or
29 drivers of these vehicles, regardless of whether the
30 vehicle is operated as a combination, provided that:

31 (A) the vehicle's or combination's gross weight,
32 gross vehicle weight rating or gross combination
33 weight rating does not equal or exceed 26,001 pounds;

34 (B) the vehicle or combination is not carrying
35 hazardous materials in an amount that requires the
36 towing or towed vehicle to be placarded under Chapter
37 83 (relating to hazardous materials transportation);

1 and

2 (C) the vehicle or combination is not designed
3 or used to transport 16 or more people, including the
4 driver.

5 (v) For purposes of [this paragraph] subparagraphs
6 (iii) and (iv), the term "farm tractors" includes
7 tractors designed for off-road agricultural use,
8 combines, crop pickers, crop and forage harvesters,
9 threshers, plows, tillers, planters, seeders, field
10 sprayers, forage cutters, balers and similar vehicles
11 that are infrequently operated or moved upon highways and
12 that are used by a farmer in agricultural production.

13 (vi) No Federal statute, regulation, standard or
14 criteria shall be extended to cover a motor vehicle
15 transporting property along a highway in this
16 Commonwealth, regardless of whether the motor vehicle is
17 operated as a combination, provided that all of the
18 following criteria are met:

19 (A) the vehicle's or combination's gross weight,
20 gross vehicle weight rating or gross combination
21 weight rating does not equal or exceed 26,001 pounds;

22 (B) the vehicle or combination is not carrying
23 hazardous materials in an amount that requires the
24 towing or towed vehicle to be placarded under Chapter
25 83;

26 (C) the vehicle or combination is not designed
27 or used to transport 16 or more people, including the
28 driver; and

29 (D) the motor vehicle or combination is being
30 used to transport property, including a vehicle, to
31 or from an amateur competitive event, regardless of
32 whether the motor vehicle or combination owner is
33 sponsored for participation in the amateur
34 competitive event.

35 * * *

36 (f) Definition.--As used in this section, the term "amateur
37 competitive event" shall mean a competition, tournament or
38 athletic event, including motorsports, where the competitors'
39 participation is not the result of an employment contract that
40 requires participation in the competitive event, notwithstanding
41 the receipt of prize money or sponsorship.

42 Amend Bill, page 4, line 7, by striking out "3" and inserting