

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 423 Session of
1989

INTRODUCED BY MARKOSEK, COWELL, GODSHALL, KAISER, TIGUE, BLAUM, KUKOVICH, RYBAK, JOHNSON, PRESTON, KOSINSKI, J. L. WRIGHT, VROON, FOX, PRESSMANN, GIGLIOTTI, PISTELLA, SCHULER, CAPPABIANCA, MAIALE, D. W. SNYDER, BURD, HAYDEN, DALEY, LINTON, RITTER, HERMAN, VAN HORNE, COLAFELLA, STAIRS, TRELLO, DeLUCA, SEMMEL, HERSHEY, BIRMELIN, CLYMER, KENNEY, SAURMAN, JAROLIN, OLIVER, REINARD, McCALL, STEIGHNER, MORRIS, MELIO, DIETTERICK, MICOZZIE, SCHEETZ, GEIST, J. TAYLOR, OLASZ, BOWLEY, CORNELL, SERAFINI, HALUSKA, BUNT, BELFANTI, McVERRY, BELARDI, BILLOW, LESCOVITZ, LEVDANSKY, CARN, LANGTRY, STABACK, VEON, MICHLOVIC, CIVERA, WOZNIAC, GRUPPO AND ACOSTA, FEBRUARY 13, 1989

REFERRED TO COMMITTEE ON TRANSPORTATION, FEBRUARY 13, 1989

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, further providing for inspection of garages and
3 dealer premises by police; and requiring certain persons to
4 keep accurate records of motor vehicle sales and
5 dispositions.

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

8 Section 1. Section 6308 of Title 75 of the Pennsylvania
9 Consolidated Statutes is amended to read:

10 § 6308. Investigation by police officers.

11 (a) Duty of operator or pedestrian.--The operator of any
12 vehicle or any pedestrian reasonably believed to have violated
13 any provision of this title shall stop upon request or signal of
14 any police officer and shall, upon request, exhibit a

1 registration card, driver's license and information relating to
2 financial responsibility, or other means of identification if a
3 pedestrian or driver of a pedalcycle, and shall write their name
4 in the presence of the police officer if so required for the
5 purpose of establishing identity.

6 (b) Authority of police officer.--Whenever a police officer
7 is engaged in a systematic program of checking vehicles or
8 drivers or has articulable and reasonable grounds to suspect a
9 violation of this title, he may stop a vehicle, upon request or
10 signal, for the purpose of checking the vehicle's registration,
11 proof of financial responsibility, vehicle identification number
12 or engine number or the driver's license, or to secure such
13 other information as the officer may reasonably believe to be
14 necessary to enforce the provisions of this title.

15 (c) Inspection of garages and dealer premises.--Any police
16 officer or authorized department employee may inspect any
17 vehicle in any [public] garage or repair shop or on the premises
18 of any dealer, salvor, scrap metal processor, or other public
19 place of business for the purpose of locating stolen vehicles or
20 parts or vehicles or vehicle parts with identification numbers
21 removed or falsified. The owner of the garage or repair shop or
22 the dealer or other person shall permit any police officer or
23 authorized department employee to make investigations under this
24 subsection.

25 (d) Records.--Every salvor, junkyard operator, scrap metal
26 processor, designated agent and dealer shall keep accurate
27 records of motor vehicle sales and dispositions. The records
28 shall include the make, year and type of vehicle, from whom
29 purchased or acquired, and date, vehicle identification number
30 and date of sale or disposition of vehicle. The records shall be

1 available on the premises of the salvor, junkyard operator,
2 scrap metal processor, designated agent and new or used car
3 dealer and open to inspection by any police officer or
4 authorized department employee. The records shall be maintained
5 for three years from the date of disposition of the vehicle.

6 (e) Penalty.--Any person violating subsection (d) commits a
7 misdemeanor of the third degree.

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