

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1246 Session of 2013

INTRODUCED BY STERN, CAUSER, PASHINSKI, M. K. KELLER, BAKER, KORTZ, FABRIZIO, HARHART, MOUL, O'NEILL, READSHAW, D. COSTA, SCHLOSSBERG, KAUFFMAN, KNOWLES, DAVIS, C. HARRIS, WATSON, FLECK, ROCK, MACKENZIE, MILLARD, NEILSON, R. MILLER, SWANGER, MURT, MILNE, FARRY, SAINATO, GABLER, GIBBONS, BROOKS, ELLIS, METCALFE, ROAE, PICKETT, REESE, EVERETT, SAYLOR, RAPP, BOBACK, STEVENSON, HARHAI, LONGIETTI, HESS, RAVENSTAHL, REED, SONNEY, DAY, TALLMAN, GINGRICH, GODSHALL, PYLE, WATERS, MCGEEHAN, MAJOR, DEASY, SNYDER, MARSHALL, TOOHL, P. DALEY AND GILLEN, APRIL 23, 2013

SENATOR RAFFERTY, TRANSPORTATION, IN SENATE, AS AMENDED, APRIL 1, 2014

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated
2 Statutes, ~~further providing for definitions.~~ IN PRELIMINARY <--
3 PROVISIONS, FURTHER PROVIDING FOR THE DEFINITION OF
4 "EMERGENCY SERVICE RESPONDER" AND PROVIDING FOR THE
5 DEFINITIONS OF "ELECTRIC COOPERATIVE PERSONNEL" AND "ELECTRIC
6 UTILITY PERSONNEL"; AND, IN RULES OF THE ROAD IN GENERAL,
7 FURTHER PROVIDING FOR DUTY OF DRIVER IN EMERGENCY RESPONSE
8 AREAS.

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

11 Section 1. The definition of "emergency service responder"
12 in section 102 of Title 75 of the Pennsylvania Consolidated
13 Statutes is amended by adding a paragraph and the section is
14 amended by adding definitions to read:

15 § 102. Definitions.

16 Subject to additional definitions contained in subsequent

provisions of this title which are applicable to specific provisions of this title, the following words and phrases when used in this title shall have, unless the context clearly indicates otherwise, the meanings given to them in this section:

* * *

"Electric cooperative personnel." Individuals who:

(1) work as employees or contractors of an electric cooperative;

(2) provide disaster emergency-related services, including repair, renovation, installation, construction and activities related to damaged, impaired or destroyed infrastructure; and

(3) perform services under paragraph (2) within the first 72 hours after a declared emergency or until the expiration of a declared emergency, whichever is later.

* * *

"Electric utility personnel." Individuals who:

(1) work as employees or contractors of an electric utility;

(2) provide disaster emergency-related services, including repair, renovation, installation, construction and activities related to damaged, impaired or destroyed infrastructure; and

(3) perform services under paragraph (2) within the first 72 hours after a declared emergency or until the expiration of a declared emergency, whichever is later.

* * *

"Emergency service responder." An individual acting in an official capacity as any of the following:

* * *

1 (14) Electric cooperative personnel and electric utility
2 personnel.

3 * * *

4 SECTION 2. SECTION 3327(F) OF TITLE 75 IS AMENDED TO READ: <--
5 § 3327. DUTY OF DRIVER IN EMERGENCY RESPONSE AREAS.

6 * * *

7 (F) DEFINITION.--AS USED IN THIS SECTION, THE [TERM
8 "EMERGENCY RESPONSE AREA" MEANS THE] FOLLOWING WORDS AND PHRASES
9 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION:

10 "EMERGENCY RESPONSE AREA." ANY OF THE FOLLOWING:

11 (1) THE AREA IN WHICH EMERGENCY SERVICE RESPONDERS
12 RENDER EMERGENCY ASSISTANCE TO INDIVIDUALS ON OR NEAR A
13 ROADWAY OR A POLICE OFFICER IS CONDUCTING A TRAFFIC STOP OR
14 SYSTEMATIC CHECK OF VEHICLES OR CONTROLLING OR DIRECTING
15 TRAFFIC AS LONG AS THE EMERGENCY VEHICLE IS MAKING USE OF
16 VISUAL SIGNALS MEETING THE REQUIREMENTS OF SUBCHAPTER D OF
17 CHAPTER 45.

18 (2) THE AREA IN WHICH ELECTRIC COOPERATIVE PERSONNEL OR
19 ELECTRIC UTILITY PERSONNEL PROVIDE DISASTER EMERGENCY-RELATED
20 SERVICES WITHIN THE FIRST 72 HOURS AFTER A DECLARED EMERGENCY
21 OR UNTIL THE EXPIRATION OF A DECLARED EMERGENCY, WHICHEVER IS
22 LATER, AS LONG AS THE ELECTRIC COOPERATIVE PERSONNEL OR
23 ELECTRIC UTILITY PERSONNEL VEHICLE IS MAKING USE OF VISUAL
24 SIGNALS AS AUTHORIZED UNDER SECTION 4572(B) (RELATING TO
25 VISUAL SIGNALS ON AUTHORIZED VEHICLES).

26 Section ~~2~~ 3. This act shall take effect in 60 days. <--