
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 2488 Session of
1980

INTRODUCED BY TADDONIO, KOLTER, PETRARCA AND RASCO,
APRIL 29, 1980

REFERRED TO COMMITTEE ON CONSUMER AFFAIRS, APRIL 29, 1980

AN ACT

1 Providing for ridesharing arrangements and providing that
2 certain laws shall be inapplicable to ridesharing
3 arrangements.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Ridesharing arrangement defined.

7 As used in this act:

8 (1) The transportation of not more than 15 passengers
9 where such transportation is incidental to another purpose of
10 the driver who is not engaged in transportation as a
11 business. The term shall include ridesharing arrangements
12 commonly known as carpools and vanpools.

13 (2) The transportation of employees to or from their
14 place of employment in a motor vehicle owned or operated by
15 their employer.

16 (3) The transportation of not more than 15 persons in a
17 vehicle owned or operated by a public agency or nonprofit
18 organization.

1 Section 2. Motor carrier laws not applicable to ridesharing.

2 The following laws and regulations of this State shall not
3 apply to any ridesharing arrangement:

4 (1) Title 66 of the Pennsylvania Consolidated Statutes
5 (relating to public utilities).

6 (2) Laws and regulations containing special insurance
7 requirements for motor carriers.

8 (3) Laws imposing a greater standard of care on motor
9 carriers than that imposed on other drivers or owners of
10 motor vehicles.

11 (4) Laws and regulations imposing special equipment
12 requirements and special accident reporting requirements on
13 motor carriers.

14 Section 3. Workmen's compensation act not applicable to
15 ridesharing.

16 The act of June 2, 1915 (P.L.736, No.338), known as "The
17 Pennsylvania Workmen's Compensation Act," shall not apply to a
18 passenger injured while participating in a ridesharing
19 arrangement between such passenger's place of residence and
20 place of employment. "The Pennsylvania Workmen's Compensation
21 Act," shall apply to the driver of a company owned or leased
22 vehicle used in a ridesharing arrangement.

23 Section 4. Liability of employer.

24 (a) An employer shall not be liable for injuries to
25 passengers and other persons resulting from the operation or use
26 of a motor vehicle, not owned, leased or contracted for by the
27 employer, in a ridesharing arrangement.

28 (b) An employer shall not be liable for injuries to
29 passengers and other persons because he provides information,
30 incentives or otherwise encourages his employees to participate

1 in ridesharing arrangements.

2 Section 5. Insurance rates and policy exclusions.

3 (a) Insurers shall not increase any premium because a motor
4 vehicle is used in a ridesharing arrangement.

5 (b) Provisions in an insurance policy which deny coverage
6 for any motor vehicle used for commercial purposes or as a
7 public or livery conveyance shall not apply to a vehicle used in
8 a ridesharing arrangement.

9 Section 6. Sales taxes and ridesharing.

10 Money received by a driver as part of a ridesharing
11 arrangement shall not be subject to taxation under Article II of
12 the act of March 4, 1971 (P.L.6, No.2), known as the "Tax Reform
13 Code of 1971."

14 Section 7. Municipal licenses and taxes.

15 No municipality may impose a tax on, or require a license
16 for, a ridesharing arrangement.

17 Section 8. Overtime compensation and minimum wage laws do not
18 apply to ridesharing arrangements.

19 The laws of this State requiring payment of a minimum wage,
20 overtime pay or otherwise regulating the hours a person may work
21 shall not apply to employees while traveling between their
22 residences and places of employment.

23 Section 9. Ridesharing vehicles are not commercial vehicles
24 or buses.

25 (a) A motor vehicle designed for carrying not more than 15
26 passengers exclusive of the driver that is used in a ridesharing
27 arrangement shall not be a "bus" as that term is defined in 75
28 Pa.C.S. § 102 (relating to definitions).

29 (b) A motor vehicle used in a ridesharing arrangement shall
30 not be considered a "bus" or a "taxi" under the provisions of 75

- 1 Pa.C.S. § 1305 (relating to application for registration).
- 2 Section 10. Effective date.
- 3 This act shall take effect in 60 days.